

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1860. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1860.

23 Victoria – Chapter 41

An Act in further amendment of Chapter 118, Title XXX, of the Revised Statutes, 'Of Letters Patent for useful Inventions.' Passed 9th April 1860.

Section.

1. Extension of time for introducing Patent articles, authorized.
2. Record and evidence of such extension of time.

Section.

3. Date of extension.
4. Fees.
5. Acts to apply to Patents hereafter to be granted.

Whereas in and by the twenty eighth Section of Chapter 118, Title XXX, of the Revised Statutes, 'Of Letters Patent, for useful Inventions,' it is enacted that all Patents granted under that Chapter shall be void, if the Patentee shall not within three years after the granting thereof establish in this Province the manufacture of, or introduce the article, improvement or composition for which the same was granted: And whereas it is deemed advisable that under certain circumstances the period aforesaid shall be extended;—

Be it therefore enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. That in all cases where Letters Patent may have issued under the herein before recited Act, or under any other Act of the Legislature of this Province relating to Letters Patent, and the manufacture or introduction of the article, improvement or composition for which the same had been granted may not have been established in this Province within three years after the granting thereof, that it shall and may be lawful for the Lieutenant Governor, on application of the Patentee or his assigns, on good cause shewn, to grant him or them a further term not exceeding three years from the expiration of the first three years, within which the manufacture or introduction of the article, improvement or composition for which such Letters Patent were granted, may be introduced.
2. That such extension of time, on the same being granted, shall be duly recorded in the Provincial Secretary's Office, and shall, on the production of the original Letters Patent, be endorsed thereon by the Provincial Secretary, and such endorsement, with a certificate from the Secretary of the due recording of such extension of time, shall in all Courts of Law be held as evidence of such extension.
3. That such endorsement shall bear date the day of the granting of such extension of time, and such extension of time shall run from the day of the granting thereof by the Governor in Council.

4. That the fees under this Act shall be regulated by the scale of fees in the hereinbefore recited Act set forth.

5. That this Act shall also apply to all Letters Patent for useful Inventions which may hereafter be granted under the provisions of the hereinbefore recited Act.