

**PATENTS.**

Ordinance No. 2 of 1903.

[25th February, 1903.]

*An Ordinance relating to Patents for Inventions,  
Registration of Designs, and of Trade Marks.*

Be it enacted by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof, as follows:—

1. Letters patent for any invention may be granted in this Colony to any person holding in the United Kingdom a valid patent for such invention or to any person to whom all interest in such patent in respect of this Colony has been assigned.

To whom letters patent may be granted.

2. A certificate of registration of any new and original design or of any trade mark may be granted in this Colony to any person who, in the United Kingdom, is the registered proprietor of such design or trade mark or to any person to whom all interest in such design or trade mark in respect of this Colony has been assigned.

To whom certificates of registration may be granted.

3. Every application for the grant of letters patent or for the registration of a design or trade mark under this Ordinance shall be addressed to the Colonial Secretary, and there shall be transmitted with such application—

Procedure.

(1) Two copies of the letters patent or certificate of registration granted in the United Kingdom.

(2) Two copies of the complete specification in relation to any patent.

(3) Two copies of any drawing in relation to the patent, design or trade mark.

(4) Two exact representations or specimens of the design.

(5) An affidavit that the applicant is the lawful owner of the invention, design or trade mark for which protection is asked or the assignee of the lawful owner in respect of this Colony.

(6) A fee of five pounds.

All applications  
to be filed and  
recorded.

4. The Colonial Secretary shall file every such application and the enclosures thereto and cause to be entered in the books of record of the Registrar-General a note of the nature of the invention, design or trade mark and of the filing of the application and of the enclosures thereto.

Issue of letters  
patent and  
certificates of  
registration.

5. A certificate of the note as entered in the records shall thereupon be issued under the hand of the Governor and of the Colonial Secretary and under the seal of the Colony, and such certificate shall be the grant of letters patent or certificate of the registration of the design or trade mark, as the case may be, and shall confer upon the lawful holder within the limits of this Colony every right, title and advantage which the holder of the letters patent or of a certificate of the registration of a design or trade mark has in the United Kingdom in respect of such invention, design or trade mark :

Provided that such certificate shall be null and void whenever the patent or certificate to which it refers shall finally cease to have effect in the United Kingdom.

Supreme Court  
to afford all  
relief.

6. The Supreme Court shall have power, subject to the Patents, Designs, and Trade Marks Acts for the time being in force in the United Kingdom, to grant, either absolutely or on such terms and conditions as shall seem just, all such remedies as either party may appear to be entitled to in respect of either claim to or defence of any right, title or interest in relation to any letters patent or registration in force in this Colony under a certificate granted under this Ordinance.

Short title.

7. This Ordinance may be cited as "The Patents Ordinance, 1903."