Arrangement of Sections

1  Amendment

2  Commencement

Be it enacted by the President and Parliament as follows:

1 Amendment
The Registration of United Kingdom Patents Act [CAP 80] is amended as set out in the Schedule.

2 Commencement
This Act commences on the day on which it is published in the Gazette.
SCHEDULE

AMENDMENTS OF THE REGISTRATION OF UNITED KINGDOM PATENT ACT [CAP 80]

1 Title of the Act
Delete “UNITED KINGDOM”, substitute “EU”.

2 Before section 1
Insert
“1AA. Interpretation
For the purposes of this Act unless the context requires otherwise:

Comptroller means the Comptroller – General of Patents, Designs, and Trade Marks of a Member State or any Government authority entrusted with the granting of Patents in a Member State;

EU means the European Union established by the Maastricht Treaty (formerly the Treaty on European Union);

Member State means a country which is a member state of the European Union.”

3 Section 1 (heading)
Delete “United Kingdom”; substitute “Member States”

4 Section 1
(a) Delete “the grantee of a patent in the United Kingdom” substitute “the proprietor of a patent granted in a Member State under the law of the Member State, or in accordance with the terms of an International Treaty, Convention, Arrangement or Agreement to which the Member State is a party”

(b) Delete “grantee” (second occurring) substitute “proprietor”

5 Section 2
(a) Delete “United Kingdom”

(b) Delete “,who shall be a public servant”
6 Section 3
Delete “the United Kingdom patent and a certificate of the Comptroller-General of the United Kingdom Patent Office” substitute “the patent granted in the Member State and a certificate of the Comptroller of the Member State”

7 Section 4
After “Registrar may”, insert “on payment of the prescribed fee”

8 Section 5
Delete “United Kingdom”, (wherever occurring) substitute “Member State”

9 Section 6
(a) Delete “United Kingdom”, (first occurring), substitute “Member State, in which the patent is granted”
(b) Delete “United Kingdom” (second occurring), substitute “Member State”

10 Subsection 8(1)
(a) Delete “the United Kingdom”
(b) Delete “for the time being in force in the United Kingdom”, substitute “of the Member State in which the patent is granted.”

11 Subsection 8(2)
(a) Delete “United Kingdom” (first, second and third occurring) substitute “Member State”
(b) Delete all the words from and including “in section 5 of the Patents Act, 1949, of the United Kingdom.”, substitute “under the law of the Member State in which the patent is granted.”

12 Section 9
Repeal the section, substitute
“9. Substitution amended for original specification, etc
Whenever the specification or drawings of a patent registered in Vanuatu under this Act has been amended under the law of a Member State, a request accompanied by a copy of the specification and drawings (if any) as amended duly certified by the Comptroller of the Member State may be made to the Registrar to substitute a copy of the specification and drawings as amended for the specification and drawings originally filed.”
13 Schedule
Repeal the Schedule, substitute

“SCHEDULE

(section 13)

The fees specified in the second column are to be paid in respect of the acts specified in the first column, corresponding to such fees.

<table>
<thead>
<tr>
<th>Fee</th>
<th>US$</th>
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<tbody>
<tr>
<td>To issue a certificate of registration under section 4</td>
<td>250</td>
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<tr>
<td>To inspect any document filed or any entry made in the Register</td>
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</tr>
<tr>
<td>To substitute any amended specification and drawings</td>
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</tr>
<tr>
<td>To register any assignment, or other transmission under section 10</td>
<td>100</td>
</tr>
<tr>
<td>To provide a certified copy or an extract of an entry in the Register</td>
<td>25</td>
</tr>
<tr>
<td>To file any document not otherwise provided for</td>
<td>20</td>
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<tr>
<td>To:</td>
<td></td>
</tr>
<tr>
<td>(a) provide a copy of any document filed under this Act, for each page (subject to a minimum of US$10)</td>
<td>2</td>
</tr>
<tr>
<td>(b) certify any such copy</td>
<td>50”</td>
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