



## REGISTRATION OF UNITED KINGDOM PATENTS

### 1. Application to register patent granted in United Kingdom

Any person being the grantee of a patent in the United Kingdom, or any person deriving his right from such grantee by assignment, transmission or other operation of law, may apply within 3 years from the date of issue of the patent to have such patent registered in Vanuatu. Where any partial assignment or transmission has been made all proper parties shall be joined in the application for registration.

### 2. Appointment of Registrar

There shall be appointed a Registrar of United Kingdom Patents (hereinafter referred to as "the Registrar") for the purpose of giving effect to the provisions of this Act, who shall be a public servant.

### 3. Documents required on application for registration

Every application under this Act shall be made to the Registrar and shall be accompanied by a certified copy of the specification or specifications (including drawings, if any) of the United Kingdom patent and a certificate of the Comptroller-General of the United Kingdom Patent Office giving full particulars of the issue of the patent on such specification or specifications.

### 4. Registration

Upon such application being received in accordance with section 3, the Registrar may file the same in his office and upon doing so shall issue a Certificate of Registration to the applicant.

### 5. Effect of Certificate

Such Certificate of Registration shall confer on the applicant the same privileges and rights in so far as may be applicable to Vanuatu as he is entitled to in the United Kingdom and as though the patent had been issued in the United Kingdom with an extension to Vanuatu.

### 6. Period for which effective

Privileges and rights so granted shall date from the date of the patent in the United Kingdom and shall continue in force only so long as the patent remains in force in the United Kingdom:

Provided that no action for infringement shall be entertained in respect of any manufacture, use or sale of the invention prior to the date of issue of the Certificate of Registration in Vanuatu.

### 7. Register of Patents to be kept

The Registrar shall keep in his office a book to be called the "Register of Patents" (hereinafter referred to as "the Register") in which he shall register the particulars of any document filed showing the number, nature and date thereof and the name of the grantee or parties thereto.

### 8. Jurisdiction of the Supreme Court

(1) The Supreme Court shall have power upon the application of any person who alleges that his interests have been prejudicially affected by the issue of a Certificate of Registration to declare that the exclusive privileges and rights conferred by such Certificate of Registration have not been acquired on any of the grounds upon which the United Kingdom patent might be revoked under the law for the time being in force in the United Kingdom.

(2) Such grounds shall be deemed to include the manufacture, use or sale of the invention in Vanuatu before the priority date applicable to the patent in the United Kingdom, but not to include the manufacture, use or sale of the invention in Vanuatu by some person or persons after the priority date applicable to the patent in the United Kingdom.

Kingdom and before the date of the issue of the Certificate of Registration under section 4.

SCHEDULE

(section 13)

The fees specified in the second column hereunder shall be payable in respect of the proceedings specified in the first column in relation thereto.

<b>Proceedings</b>	<b>Fee US\$</b>
On filing application for registration together with documents specified in section 3 and making entry in the Patent Register and issuing of Certificate of Registration .....	250.00
On inspection of any document filed or any entry in the Patent Register or both .....	20.00
On substitution of amended specification and drawings (if any) .....	100.00
On entry in the Patent Register of any assignment, etc., under section 10 .....	100.00
On any certified copy or extract of entry in the Patent Register .....	50.00
On filing any document not otherwise provided for .....	50.00
On office copy of any document per folio of 72 words (subject to a minimum of US\$10) ....	2.00
On certifying same .....	100.00

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**Table of Amendments (since the Revised Edition 1988)**

*Schedule*                      Amended by unnumbered Order pub. Gaz. 8 of 2006