

34. All such Letters Patent shall recite briefly the substance of the petition upon which they are granted, and shall contain a short description of the invention or discovery for which they are granted, referring for a fuller description thereof, and for more ample details to the specification and drawings thereof, thereunto to be annexed, and shall grant to the petitioner, his administrators, assigns and legal representatives for the period of fourteen years from the date thereof, the full and exclusive right and liberty of making, constructing, using and vending to others to be used, the said invention or discovery; and such Letters Patent shall be good and available to the grantee after they shall have been recorded as aforesaid, and shall, when so recorded, be delivered by the proper Officer to the Patentee or his order, and such Letters Patent shall extend to the whole of Canada.

Contents of Patents.

Term of years.

35. Every Patent shall be assignable in law, either as to the whole interest or any undivided part thereof, by an instrument in writing, which assignment shall be recorded in the Patent Bureau on payment of the fees hereinafter provided, in the Register of proprietors hereinbefore provided, within thirty days from the execution thereof; otherwise such assignment shall not be valid.

Assignment of Patent right.

36. Every Patent hereafter to be issued, may be made and issued to the assignee or assignees of the inventor or discoverer, or to both assignee or assignees and inventor or discoverer conjointly, the assignment thereof being first entered as aforesaid, and the application therefor being duly made by the said inventor.

Issue of Patent to assignee.

37. Every Patentee or his assignee may grant and convey an exclusive right under any Patent to make, use, and vend, and to grant to others to make, use, and vend the thing patented within and throughout this Province, or any part thereof, for the unexpired term thereof, or any part thereof; which exclusive grant and conveyance shall be called a license, and shall be recorded in the same manner and within the same delay as assignments of Patents.

Grant of right to use thing Patent.

38. Whenever any Patent, which has heretofore been granted, or which may hereafter be granted, shall be inoperative or invalid by reason of a defective or insufficient description or specification, or by reason of the Patentee claiming in his specification as his own invention, more than he had or shall have a right to claim as new, if the error has or shall have arisen by inadvertency, accident or mistake, without any fraudulent or deceptive intention, it shall be lawful for the Commissioner, upon the surrender to him of such Patent, and the payment of the further fee hereinafter provided, to cause a new Patent to be issued to the said inventor for the same invention, for the residue of the period then unexpired for which the original Patent was granted, in accordance with the Patentee's corrected description and specification; and in case of his death or any assignment by him made of the original Patent, a similar right shall vest in his executors, administrators or assigns, and the Patent so re-issued, together with the corrected descriptions and specifications, shall have the same effect and operation in law, on the trial of all actions thereafter commenced for causes subsequently accruing, as though the same had been originally filed in such corrected form before the issuing of the original Patent.

If a Patent be invalid by reasons of defective description, &c.

Surrender and new Patent.

39. Whenever a Patent shall be returned for correction and re-issue, and the Patentee shall claim several Patents to be issued for distinct

Separate Patents for parts