

Sir HENRY DRAYTON: I was interested in what my hon. friend said. When we were discussing the Patent Act he said that we had an arrangement whereby we kept goods out by the Patent Act while the Americans did it through their high tariff, and he said the same thing in connection with the Copyright Act. I would ask the minister now that these barriers are being taken down, whether he does not think that the customs should be re-arranged.

Mr. ROBB: I will go into that with my hon. friend later.

Sir HENRY DRAYTON: But we are considering the bill now. The book of annual statistics for the United States shows for the last accounting year a per capita purchasing ratio or figure of \$131.66 for Canada and \$24 for the United States. Apparently the high tariff in the United States is much more effective than the Canadian low tariff plus these patent and copyrights acts to which my hon. friend has referred. Does he think that abnormality should be removed?

Mr. ROBB: That is another question.

Sir HENRY DRAYTON: We are considering now one of the safeguards and I do not know why we should not have a little frankness on the question. Why not? It is desirable, is it not, that we should know exactly what we are doing and I am giving the minister the latest figures and asking him for his view? Surely the point I am urging has something to do with this question.

Mr. ROBB: My hon. friend will observe there is a reciprocal advantage in removing this because of the benefit that our trade marks and designs will enjoy in some other country.

Sir HENRY DRAYTON: Apparently the minister does not want to discuss the business of his own department.

Mr. ROBB: Not at this late hour.

Sir HENRY DRAYTON: I can well understand that desire.

Section agreed to.

On section 2—Conditions of registration:

Mr. ROBB: This amendment is necessary under the terms of the International convention and to make this legislation conform to the Patent Act in that regard.

Section agreed to.

On section 3—Filing of application already filed in another country.

[Mr. Robb.]

Mr. ROBB: Copies of this bill when printed and of the Patent Act were sent over to the British authorities. We have not advanced the bill further because some days ago we received a cable from them requesting that certain slight amendments be made so that the bill might very properly conform to the regulations. To meet the British government's requirements I propose to move the following.

That clause 3 of bill No. 21 be amended by adding an "s" to the word "section" in the first line and substituting for the word "is" the word "are" in said line and by adding to said clause the following:

50. Any trade mark the proprietor of which is an association the existence of which is not contrary to the law of the country to which such association belongs, even if such association does not possess an industrial or commercial establishment may be registered under this act upon compliance with the requirements thereof and on such particular conditions as may be established by regulations to be made by the minister with the approval of the Governor in Council.

The object is to put co-operative associations on the same basis as incorporated companies or individuals.

Sir HENRY DRAYTON: Clause 3 as drafted, it seems to me, simply provides for a retroactive right to the extent of four months. Is that right?

The CHAIRMAN: That is what it says.

Mr. ROBB: After filing here at home the applicant would have four months to register in other countries.

Sir HENRY DRAYTON: The foreigner after registering in his own market has four months in which to make registration in Canada, and when he registers here his registration is retroactive to the same extent?

Mr. ROBB: Yes.

Sir HENRY DRAYTON: Why is the four months fixed? Is this in conformity with the Berne convention?

Mr. ROBB: The commissioner tells me that this is part of the regulations of the convention.

Sir HENRY DRAYTON: That is the Berne convention?

Mr. ROBB: Yes.

Amendment agreed to.

Section as amended agreed to.

Bill reported read the third time and passed.

#### ADJOURNMENT—BUSINESS OF THE HOUSE

On the motion of Mr. Graham for the adjournment of the House.

Sir HENRY DRAYTON: What will be the business for Monday?