Sec. 38. This is an enabling section which permits the Registrar, if he is in doubt as to the propriety of allowing an application for the registration of a trade mark which may conflict with another already on the register, to ascertain the views of the owner of the already registered mark before either allowing or rejecting the application.

Sec. 39. Having regard to the nature of the evidence afforded by a certificate of registration under sec. 18, supra, the date of the certificate should clearly correspond with that of the application.

of the mark or marks with which it is associated, and a note

Sec. 46. This section is designed to carry out the express provisions of Art. 4 of the Convention which fixes the period of priority in the case of trade marks at six months and requires an additional minimum period of three months to be allowed for the deposit of all necessary papers other than such a declaration as is specified in subsection 2 of this section. Section 52 of the Trade Mark and Design Act, inserted therein in 1923, in part follows the provisions of Art. 4 of the Convention as they stood prior to their revision at the Hague in 1925.