

TRADE-MARKS—*Continued*—

- Exchequer Court may rectify entries, 336.
- “ “ “ costs, questions to be decided, 336.
- registration, mark calculated to deceive, 337.
- limited assignment, 337.
- cancellation of registration in favour of prior assignee under unlimited assignment, 337.
- cancellation of registration in favour of prior transferee, 337.
- circular issued *pendente lite*, 337.
- contempt of Court, 337.
- injunction, 331, 335, 337.
- forum*, jurisdiction, 337.
- “Maple Leaf,” sale of whiskey, prior user, 338.
- proceedings to register, expunge, vary or rectify trade-mark or industrial design instituted by filing petition, 422.
- notice of filing petition to be published in *Canada Gazette*, 423.
- form of petition, 423.
- “ notice for *Canada Gazette*, 423.
- service of petition and notice, upon whom, 424.
- default, if application not opposed, order may be made upon petition, 424.
- statement of objections to be filed 14 days after last publication, 424.
- application to expunge, vary or rectify, may be joined in action for infringement, 424.
- “ by plaintiff, in statement of claim, 424.
- “ by defendant, by counter-claim, 424.
- “ reply to be served 15 days after service of objections, 425.
- “ notice of trial, to whom to be given, 425.
- injunction, 507.

*See Injunction.*

## TRADE-MARK ACT—

- application of Act, 321.
- what shall be deemed to be trade-marks, exclusive right, 322.
- as to timber or lumber, 326.
- classification, general, specific trade-mark, 321.
- register to be kept, 326.
- seal and its use, 326.
- how registration may be effected, 326, 330.
- nature of trade-mark to be specified, 327.
- reference to Exchequer Court, 328.
- jurisdiction of “ 328, 329.
- “ “ no common law jurisdiction, 328.
- rectification of register, 329.
- alteration of trade-marks, 336, 338.
- procedure on orders of Court, 338.
- mode of registration and certificate thereof, 339.
- certificate to be evidence, 339.
- suit may be maintained by proprietor, 331.
- no suit unless trade-mark is registered, 331.
- registration, certificate of and its effects, 330.
- how cited, 321.
- general interpretation, Minister, 321.
- division of Act, 321.