

THE SENATE OF CANADA

BILL Y³.

An Act respecting a certain patent and patent application of Florence F. Loudon.

Preamble.

WHEREAS Florence F. Loudon, of the city of Toronto, in the province of Ontario, has by her petition represented that on the thirty-first day of May, 1945, an application was filed in the Patent Office under Serial No. 527,454 for a patent in respect of her invention entitled "Means for Supporting Curtains and Drapes"; that through no fault of hers, but solely by reason of the conduct of the patent attorney then acting for her, the said application was held by the Patent Office to have become completely abandoned through failure to prosecute the same in due time after action taken thereon by an examiner on the eighth day of July, 1947; that she was informed of this fact in November 1949, and was advised by another patent attorney then acting for her that the only course open to her was to file a new application in place of the said application Serial No. 527,454; that at the time of such advice the subject of possible previous public use of the said invention in Canada was not raised with her, and she was unaware that it had any significance in relation to the filing of such a new application; that such new application was filed on the twenty-seventh day of February, 1950, and Patent No. 474,716 was granted thereon on the twenty-sixth day of June, 1951; that the said invention was in public use in Canada in the year 1946, with the result that the said Patent No. 474,716 is not valid having regard to the provisions of *The Patent Act, 1935*; and that she did not become aware until March, 1952, that such public use had any significance in relation to her said patent; and whereas the said Florence F. Loudon has by her petition prayed that it be enacted as hereinafter set out, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—