

Remedies of
owners of
trade marks.

CIII. Nothing in this Act contained shall be held to deprive any proprietor of any trade mark of the right to institute a suit against any person using his registered trade mark, or any imitation thereof, or contained in packages being or purporting to be his, contrary to the provisions of this Act, and in such suit any special damages sustained by the proprietor thereof, by reason of any such Act as aforesaid, may be recovered, and if no special damages be proved the plaintiff shall recover nominal damages and full costs of suit. 5

Fees,

CIV. The following fees shall be payable by every applicant for protection, or for Letters Patent, or for a copyright, to wit:— 10

| | | |
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| On each application for provisional protection..... | \$6 00 | |
| On each do. do. temporary do. | 20 00 | |
| On each complete application for Letters Patent..... | 20 00 | |
| On the issue of Letters Patent..... | 10 00 | |
| On every appeal in addition to security for costs | 5 00 | 15 |
| On every application for a re-issue..... | 10 00 | |
| On filing each disclaimer, | 5 00 | |
| On every application to add an improvement to Letters Patent already issued..... | 10 00 | |
| On every application for an extension of a Patent..... | 20 00 | 20 |
| On the issue of such extension | 20 00 | |
| On every application to register a design or trade mark, in- cluding certificate | 5 00 | |
| On each inspection of any design or trade mark..... | 0 50 | |
| For each certificate of registration not already provided for.... | 1 00 | 25 |
| For each certified copy of any document, seven cents per hundred words | | |
| For each copy of any drawing, the reasonable expense of pre- paring the same | | |
| For recording any assignment or other writing, of 300 words or under | 1 00 | 30 |
| For recording any assignment or other writing, of 300 words, but not exceeding 1000 words | 1 50 | |
| For recording any assignment or other writing, above 1000 words..... | 2 50 | 35 |
| For every extract from any of the registry books, fifty cents, if such extract do not exceed 800 words, and seven cents per hundred words above 800..... | | |

CV. All Acts and parts of Acts heretofore passed on these subjects are hereby repealed: Provided, however, that all Letters Patent granted previous to the passing of this Act, shall remain in full force, subject to the provisions hereinbefore contained, as if they had been granted under the provisions of this Act: Provided also, that all actions and process in law and equity sued out prior to the passage of this Act may be prosecuted, to final judgment and execution, in the same manner as though this Act had not been passed. 40 45

Interpreta-
tion.

CVI. Nothing herein contained shall be construed as a declaration that any Act hereby made a misdemeanour, was or was not a misdemeanour before its passing, or that any such suit as aforesaid could or could not heretofore be maintained in either section of the Province, nor shall any thing herein prevent any offence being dealt with as forgery, or as a fraud or other offence, if without this Act it could be so dealt with. 50