



STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

As 'n Nuusblad by die Poskantoor Geregistreer

Registered at the Post Office as a Newspaper

Prys 20c Price
Oorsee 30c Overseas
POSVRY—POST FREE

Vol. 165]

KAAPSTAD, 14 MAART 1979

[No. 6347

CAPE TOWN, 14 MARCH 1979

DEPARTEMENT VAN DIE EERSTE MINISTER

DEPARTMENT OF THE PRIME MINISTER

No. 504. 14 Maart 1979.

No. 504. 14 March 1979.

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring gegee het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

It is hereby notified that the State President has assented to the following Act which is hereby published for general information:—

No. 14 van 1979: Wysigingswet op Patente, 1979.

No. 14 of 1979: Patents Amendment Act, 1979.

Act No. 14, 1979

PATENTS AMENDMENT ACT, 1979.

GENERAL EXPLANATORY NOTE:

- [** **]** Words in bold type in square brackets indicate omissions from existing enactments.
- _____ Words underlined with solid line indicate insertions in existing enactments.

ACT

To amend the Patents Act, 1978, so as to further regulate the extension of the terms of certain patents; and to effect a certain textual improvement; and to provide for incidental matters.

*(English text signed by the State President.)
(Assented to 6 March 1979.)*

BE IT ENACTED by the State President, the Senate and the House of Assembly of the Republic of South Africa, as follows:—

Amendment of
section 3 of
Act 57 of 1978.

1. (1) Section 3 of the Patents Act, 1978 (hereinafter referred to as the principal Act), is hereby amended by the substitution for 5 paragraph (d) of subsection (1) of the following paragraph:

“(d) be subject to the provisions of section 39 of the repealed law, except that the term of any such patent shall not be extended for a period exceeding five years.”.

(2) Any extension of the term of a patent in terms of section 3 10 (1) (d) of the principal Act granted after 30 January 1979 for a longer period than five years, shall be deemed to have been granted for a period not exceeding five years.

Amendment of
section 31 of
Act 57 of 1978.

2. Section 31 of the principal Act is hereby amended by the substitution for subsection (5) of the following subsection: 15

“(5) If no priority is claimed from an application accompanied by a provisional **[application]** specification within the period specified in subparagraph (i) of subsection (1), the application shall lapse.”.

Short title.

3. This Act shall be called the Patents Amendment Act, 1979. 20

ALGEMENE VERDUIDELIKENDE NOTA:

- [** **]** Woorde in vet druk tussen vierkantige hake dui skrappings uit bestaande verordenings aan.
- _____ Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

WET

Tot wysiging van die Wet op Patente, 1978, ten einde die verlenging van die termyne van sekere patente verder te reël; en 'n sekere teksverbetering aan te bring; en om vir bykomstige aangeleenthede voorsiening te maak.

*(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 6 Maart 1979.)*

DAAR WORD BEPAAL deur die Staatspresident, die Senaat en die Volksraad van die Republiek van Suid-Afrika, soos volg:—

1. (1) Artikel 3 van die Wet op Patente, 1978 (hieronder die Wysiging van
5 Hoofwet genoem), word hierby gewysig deur paragraaf (d) van artikel 3 van
subartikel (1) deur die volgende paragraaf te vervang: Wet 57 van 1978.
- „(d) aan die bepalings van artikel 39 van die herroepe wet onderworpe is, behalwe dat die termyn van sodanige patent nie vir 'n langer tydperk as vyf jaar verleng word
10 nie.”.
- (2) Enige verlenging van die termyn van 'n patent ingevolge artikel 3 (1) (d) van die Hoofwet wat na 30 Januarie 1979 vir 'n tydperk van langer as vyf jaar toegestaan is, word geag vir 'n tydperk van hoogstens vyf jaar toegestaan te gewees het.
- 15 2. Artikel 31 van die Hoofwet word hierby gewysig deur in die Engelse teks subartikel (5) deur die volgende subartikel te vervang: Wysiging van
 „(5) If no priority is claimed from an application artikel 31 van
20 accompanied by a provisional **[application]** specification Wet 57 van 1978.
- within the period specified in subparagraph (i) of subsection (1), the application shall lapse.”.
3. Hierdie Wet heet die Wysigingswet op Patente, 1979. Kort titel.

