

No. 33 OF 1928.

TO PROVIDE FOR THE REGISTRATION IN THE COLONY OF
 CYPRUS OF DESIGNS REGISTERED IN THE UNITED
 KINGDOM.

A.D. 1928.
 32 of 1928.

R. NICHOLSON.]

[August 11, 1928.

BE it enacted :—

1. This Law may be cited as the Registration of United Kingdom Designs Law, 1928. Short title.

2. In this Law :—

“Court” means the Supreme Court of Cyprus and includes a Divisional Court thereof. Definitions.

“Copyright” means the exclusive right to apply a design to any article in any class in which the design is registered.

3. The Governor may appoint a Registrar of Designs (in this Law called the Registrar) with an office to be called the “Registry of Designs” (in this Law called the Registry). Appoint-
ment of
Registrar.

The term “Registrar” shall include any Deputy Registrar.

4. There shall be kept at the Registry a book called the “Register of Designs” (in this Law called the Register). Register.

5. Any person being the registered proprietor of a design registered in the United Kingdom under the Patents and Designs Acts, 1907 and 1919, or any Act amending or substituted for those Acts, or any person deriving his right from such registered proprietor by assignment, transmission, or other operation of law, may apply within three years from the date of registration of the design to have such design registered in the Colony of Cyprus. Where any partial assignment or transmission has been made all proper parties shall be joined in the application for registration. Application
for regis-
tration.

6. An application for registration of a design under this Law shall be made to the Registrar and accompanied by two certified representations of the design and a certificate of the Comptroller General of the United Kingdom Patent Office giving full particulars of the registration of the design in the United Kingdom and stating the date at which such design became or will normally become open to public inspection. Procedure.

Grant of certificate.

7. Upon such application being lodged, together with the documents mentioned in section 6 of this Law, the Registrar shall issue a Certificate of Registration.

Privileges conferred by grant.

8. Such Certificate of Registration shall confer on the applicant privileges and rights subject to all conditions established by the law of the Colony of Cyprus as though the Certificate of Registration in the United Kingdom had been issued with an extension to the Colony of Cyprus.

Duration of privileges.

9. Privileges and rights so granted shall date from the date of registration in the United Kingdom and shall continue in force only so long as the registration in the United Kingdom remains in force.

Provided that no action for infringement of copyright in the design shall be entertained in respect of any use of the design prior to the date of issue of the Certificate of Registration in the Colony of Cyprus.

Power of Court to grant relief

10. The Court shall have power upon the application of any person who alleges that his interests have been prejudicially affected by the issue of a Certificate of Registration to declare that the exclusive privileges and rights conferred by such Certificate have not been acquired on any of the grounds upon which the United Kingdom registration might be cancelled under the law for the time being in force in the United Kingdom.

Procedure on assignment of rights.

Such grounds etc. (Law 26 of 1932)

11. Where a person becomes entitled by assignment, transmission, or other operation of law to the privileges and rights conferred by a Certificate of Registration or to any interests therein, he may make application in the prescribed manner to the Registrar for the entry on the Register of such assignment, transmission, or other instrument affecting the title, or giving an interest therein.

Order affecting Registrar may be made by the Court.

12. The Court may on application make an order requiring the Registrar to do or abstain from doing anything under this Law.

Certificate of Registrar to be evidence.

13. A certificate purporting to be under the hand of the Registrar as to any entry, matter, or thing which he is authorised by this Law, or any rules made thereunder, to make or do, shall be *prima facie* evidence of the entry having been made, and of the contents thereof, and of the matter or thing having been done or left undone.