



### CHAPTER xlvii.

An Act for rendering valid certain letters patent granted A.D. 1906.  
 to John Caesar Crellin for inventions for (1) an appliance  
 for raising lowering supporting and transporting portions  
 of machinery and the like (2) improvements relating  
 to lifting-jacks and (3) improved apparatus for raising  
 lowering supporting and transporting portions of ma-  
 chinery and like uses. [20th July 1906.]

**W**HEREAS by letters patent (in this Act called "Patent No. 1") under the seal of the Patent Office bearing date as of the twentieth day of February one thousand nine hundred and numbered 3318 of the year 1900 Her late Majesty Queen Victoria did give and grant unto John Caesar Crellin of 40 Park Lane in the city of Liverpool engineer his executors administrators and assigns Her especial licence full power sole privilege and authority that he the said Patentee by himself his agents or licencees and no others might at all times thereafter during the term of fourteen years from the date of the said letters patent make use exercise and vend within the United Kingdom of Great Britain and Ireland and Isle of Man an invention therein mentioned for an appliance for raising lowering supporting and transporting portions of machinery and the like:

And whereas by letters patent (in this Act called "Patent No. 2") under seal of the Patent Office bearing date as of the fifth day of June one thousand nine hundred and numbered 10254 of the year 1900 His Majesty King Edward the Seventh did give and grant unto the said John Caesar Crellin his executors administrators and assigns His especial licence full power sole privilege and authority that he the said Patentee by himself his agents or licencees and no others might at all times thereafter during the term of fourteen years from the date of the said letters

A.D. 1906. — patent make use exercise and vend within the United Kingdom of Great Britain and Ireland and Isle of Man an invention therein mentioned for improvements relating to lifting-jacks :

And whereas by letters patent (in this Act called "Patent No. 3") under seal of the Patent Office bearing date as of the fifteenth day of January one thousand nine hundred and one and numbered 942 of the year 1901 His Majesty King Edward the Seventh did give and grant unto the said John Caesar Crellin his executors administrators and assigns His especial licence full power sole privilege and authority that he the said Patentee by himself his agents or licencees and no others might at all times thereafter during the term of fourteen years from the date of the said letters patent make use exercise and vend within the United Kingdom of Great Britain and Ireland and Isle of Man an invention therein mentioned for "improved apparatus for raising lowering supporting and transporting portions of machinery and like uses" :

And whereas the said John Caesar Crellin the Patentee of the severally recited patents is in this Act referred to as "the Patentee" :

And whereas the said letters patent respectively contain a proviso making void the said letters patent if the Patentee should not pay all fees by law required to be paid in respect of the said letters patent or in respect of any matter relating thereto at the time or times and in manner for the time being by law provided :

And whereas by section 24 of the Patents Designs and Trade Marks Act 1883 the prescribed duty or renewal fees in respect of the said letters patent are payable by ten annual payments which vary in amount spread over a period of thirteen years from the date of the grant of the said letters patent :

And whereas the renewal fees on the said several letters patent became due on the following dates (namely) as regards Patent No. 1 on the twentieth day of February one thousand nine hundred and five as regards Patent No. 2 on the fifth day of June one thousand nine hundred and four and as regards Patent No. 3 on the fifteenth day of January one thousand nine hundred and five :

And whereas the Patentee employed James Andrew Coubrough a duly registered patent agent as his agent in taking out the said letters patent and paying the renewal fees in respect thereof as

and when they became due to the Comptroller General of Patents Designs and Trade Marks (hereinafter called "the comptroller") but the said James Andrew Coubrough through culpable negligence omitted to pay the said renewal fees (with the exception of the first renewal fee on Patent No. 1) although the amount of all such fees had been duly remitted to him by the Patentee as and when demanded by him for the purposes of such payments and the said letters patent were announced in the official journal published under the provisions of section 40 of the Patents Designs and Trade Marks Act 1883 to become void on the following dates (namely) as regards Patent No. 1 on the twentieth of February one thousand nine hundred and five as regards Patent No. 2 on the fifth of June one thousand nine hundred and four and as regards Patent No. 3 on the fifteenth of January one thousand nine hundred and five :

And whereas the said Patentee discovered the omission by the said James Andrew Coubrough to pay the said prescribed duties or renewal fees to the comptroller on the tenth day of January one thousand nine hundred and six :

And whereas the time prescribed by section 17 of the Patents Designs and Trade Marks Act 1883 during which the comptroller is empowered to enlarge the time for such payments had expired on the following dates (namely) as regards Patent No. 1 on the twentieth of May one thousand nine hundred and five as regards Patent No. 2 on the fifth of September one thousand nine hundred and four and as regards Patent No. 3 on the fifteenth of April one thousand nine hundred and five :

And whereas the said Patentee on becoming aware of the circumstances and of the non-payment of the renewal fees by the said agent gave the requisite instructions for an application to Parliament for power to pay the said prescribed duties or renewal fees and to renew the said letters patent :

And whereas much time has been devoted and considerable sums of money have been expended in acquiring and developing the respective inventions for which no adequate and sufficient return has hitherto been received :

And whereas the omission to pay the said prescribed duties or renewal fees or to apply to the comptroller within the prescribed period for an enlargement of the time for paying the same arose from the culpable negligence of the said James Andrew Coubrough who having duly received the said prescribed



A.D. 1906. duties or renewal fees for the purposes of such payments applied the same to his own use :

And whereas the said prescribed duties or renewal fees have now in each of the severally recited patents been paid and the total amount of fees (including the prescribed fees for enlargement due and to become due upon the said letters patent respectively) have been deposited with the comptroller and the certificates of the comptroller to that effect have been lodged in the Office of the Clerk of the Parliaments :

And whereas it is expedient that the said letters patent respectively should be rendered valid in manner hereinafter mentioned :

And whereas the purposes aforesaid cannot be effected without the authority of Parliament :

May it therefore please Your Majesty that it may be enacted and be it enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows (that is to say) :—

Letters  
patent con-  
firmed.

1. Upon the passing of this Act the said letters patent respectively (a true copy of each of which is set forth in the Schedule to this Act) or a duplicate thereof certified by the comptroller for the purposes of this Act shall be considered deemed and taken to be and to have been as good valid and effectual to all intents and purposes as if all the payments prescribed by the Patents Designs and Trade Marks Act 1883 to be made in respect of the said letters patent respectively either before or after the passing of this Act had been duly made or satisfied.

Saving  
rights.

2. No action or other proceeding shall be commenced or prosecuted nor any damage recovered—

(1) In respect of any infringement of the said letters patent respectively which shall have taken place after the dates on which the said letters patent respectively were announced in the official journal to be void and before the passing of this Act :

(2) In respect of the use or employment at any time hereafter of any mechanism machine machinery process or operation actually made or carried on within the British Islands or of the use or sale of any article

manufactured or made in infringement of the said letters patent respectively after the said dates and before the passing of this Act Provided that such use sale or employment is by the person or corporation by or for whom such machine or machinery or article was bonâ fide manufactured or made or such mechanism machine machinery process or operation was bonâ fide made or carried on his or their executors administrators successors or vendees or his or their assigns respectively :

- (3) In respect of the use employment or sale at any time hereafter by any person or corporation entitled for the time being under the preceding subsection to use or employ any machine machinery mechanism process or operation or any improved extended or developed machine machinery mechanism process or operation or of the use or sale of any article manufactured or made by any of the means aforesaid in infringement of the said letters patent respectively Provided that the use or employment of such improved extended or developed machine machinery mechanism process or operation shall be limited to the buildings works or premises of the person or corporation by or for whom such machine machinery mechanism process or operation was made or carried on within the meaning of the preceding subsection his or their executors administrators successors or assigns.

If any person shall within one year after the passing of this Act make an application to the Board of Trade for compensation in respect of money time or labour expended by the applicant upon the subject-matter of the said letters patent respectively or any of them in the bonâ fide belief that such letters patent respectively or any of them had become and continued to be void it shall be lawful for the said Board after hearing the parties concerned or their agents to assess the amount of such compensation if in their opinion the application ought to be granted and to specify the party by whom and the day on which such compensation shall be paid and if default shall be made in payment of the sum awarded then the said letters patent respectively or such of them as shall be the subject of such application shall by virtue of this Act become void but the sum awarded shall not in that case be recoverable as a debt or damages.

**3.** This Act may be cited as *Crellin's Patents Act 1906.*

Short title.

A.D. 1906.

The SCHEDULE referred to in the foregoing Act.

A.D. 1900. No. 3318.

VICTORIA by the Grace of God of the United Kingdom of Great Britain and Ireland Queen Defender of the Faith To all to whom these presents shall come Greeting:

WHEREAS John Caesar Crellin of 40 Park Lane in the city of Liverpool engineer hath represented unto Us that he is in possession of an invention for an appliance for raising lowering supporting and transporting portions of machinery and the like that he is the true and first inventor thereof and that the same is not in use by any other person to the best of his knowledge and belief:

And whereas the said inventor hath humbly prayed that We would be graciously pleased to grant unto him (hereinafter together with his executors administrators and assigns or any of them referred to as the said Patentee) our Royal letters patent for the sole use and advantage of his said invention:

And whereas the said inventor hath by and in his complete specification particularly described the nature of his invention:

And whereas We being willing to encourage all inventions which may be for the public good are graciously pleased to condescend to his request:

Know ye therefore that We of Our especial grace certain knowledge and mere motion do by these presents for Us Our heirs and successors give and grant unto the said Patentee Our especial licence full power sole privilege and authority that the said Patentee by himself his agents or licencees and no others may at all times hereafter during the term of years herein mentioned make use exercise and vend the said invention within Our United Kingdom of Great Britain and Ireland and Isle of Man in such manner as to him or them may seem meet and that the said Patentee shall have and enjoy the whole profit and advantage from time to time accruing by reason of the said invention during the term of fourteen years from the date hereunder written of these presents And to the end that the said Patentee may have and enjoy the sole use and exercise and the full benefit of the said invention We do by these presents for Us Our heirs and successors strictly command all Our subjects whatsoever within Our United Kingdom of Great Britain and Ireland and the Isle of Man that they do not at any time during the continuance of the said term of fourteen years either directly or indirectly make use of or put in practice the said invention or any part of the same nor in anywise imitate the same nor make or cause to be made



A.D. 1906.

any addition thereto or subtraction therefrom whereby to pretend themselves the inventors thereof without the consent licence or agreement of the said Patentee in writing under his hand and seal on pain of incurring such penalties as may be justly inflicted on such offenders for their contempt of this Our Royal command and of being answerable to the Patentee according to law for his damages thereby occasioned :

Provided that these Our letters patent are on this condition That if at any time during the said term it be made to appear to Us Our heirs or successors or any six or more of Our Privy Council that this Our grant is contrary to law or prejudicial or inconvenient to Our subjects in general or that the said invention is not a new invention as to the public use and exercise thereof within Our United Kingdom of Great Britain and Ireland and Isle of Man or that the said Patentee is not the first and true inventor thereof within this realm as aforesaid these Our letters patent shall forthwith determine and be void to all intents and purposes notwithstanding anything hereinbefore contained Provided also that if the said Patentee shall not pay all fees by law required to be paid in respect of the grant of these letters patent or in respect of any matter relating thereto at the time or times and in manner for the time being by law provided and also if the said Patentee shall not supply or cause to be supplied for Our service all such articles of the said invention as may be required by the officers or commissioners administering any department of Our service in such manner at such times and at and upon such reasonable prices and terms as shall be settled in manner for the time being by law provided then and in any of the said cases these Our letters patent and all privileges and advantages whatever hereby granted shall determine and become void notwithstanding anything hereinbefore contained Provided also that nothing herein contained shall prevent the granting of licences in such manner and for such considerations as they may by law be granted And lastly We do by these presents for Us Our heirs and successors grant unto the said Patentee that these Our letters patent shall be construed in the most beneficial sense for the advantage of the said Patentee.

In witness whereof We have caused these Our letters to be made patent and to be sealed as of the twentieth day of February one thousand nine hundred.

C. N. DALTON

Comptroller General of Patents Designs  
and Trade Marks.



A.D. 1906.

A.D. 1900. No. 10254.

EDWARD by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith To all to whom these presents shall come Greeting :

WHEREAS John Caesar Crellin of 40 Park Lane in the city of Liverpool engineer hath declared that he is in possession of an invention for improvements relating to lifting-jacks that he is the true and first inventor thereof and that the same is not in use by any other person to the best of his knowledge and belief :

And whereas the said inventor hath humbly prayed that a patent might be granted unto him (hereinafter together with his executors administrators and assigns or any of them referred to as the said Patentee) for the sole use and advantage of his said invention :

And whereas the said inventor hath by and in his complete specification particularly described the nature of his invention :

And whereas We being willing to encourage all inventions which may be for the public good are graciously pleased to condescend to his request :

Know ye therefore that We of Our especial grace certain knowledge and mere motion do by these presents for Us Our heirs and successors give and grant unto the said Patentee Our especial licence full power sole privilege and authority that the said Patentee by himself his agents or licencees and no others may at all times hereafter during the term of years herein mentioned make use exercise and vend the said invention within Our United Kingdom of Great Britain and Ireland and Isle of Man in such manner as to him or them may seem meet and that the said Patentee shall have and enjoy the whole profit and advantage from time to time accruing by reason of the said invention during the term of fourteen years from the date hereunder written of these presents And to the end that the said Patentee may have and enjoy the sole use and exercise and the full benefit of the said invention We do by these presents for Us Our heirs and successors strictly command all Our subjects whatsoever within Our United Kingdom of Great Britain and Ireland and the Isle of Man that they do not at any time during the continuance of the said term of fourteen years either directly or indirectly make use of or put in practice the said invention or any part of the same nor in anywise imitate the same nor make or cause to be made any addition thereto or subtraction therefrom whereby to pretend themselves the inventors thereof without the consent licence or agreement of the said Patentee in writing under his hand and seal on pain of incurring such penalties as may be justly inflicted on such offenders for their contempt of this Our Royal command and of being answerable to the Patentee according to law for his damages thereby occasioned :




Provided that these Our letters patent are on this condition That if at any time during the said term it be made to appear to Us Our heirs or successors or any six or more of Our Privy Council that this Our grant is contrary to law or prejudicial or inconvenient to our subjects in general or that the said invention is not a new invention as to the public use and exercise thereof within Our United Kingdom of Great Britain and Ireland and Isle of Man or that the said Patentee is not the first and true inventor thereof within this realm as aforesaid these Our letters patent shall forthwith determine and be void to all intents and purposes notwithstanding anything hereinbefore contained Provided also that if the said Patentee shall not pay all fees by law required to be paid in respect of the grant of these letters patent or in respect of any matter relating thereto at the time or times and in manner for the time being by law provided and also if the said Patentee shall not supply or cause to be supplied for Our service all such articles of the said invention as may be required by the officers or commissioners administering any department of Our service in such manner at such times and at and upon such reasonable prices and terms as shall be settled in manner for the time being by law provided then and in any of the said cases these Our letters patent and all privileges and advantages whatever hereby granted shall determine and become void notwithstanding anything hereinbefore contained Provided also that nothing herein contained shall prevent the granting of licences in such manner and for such considerations as they may by law be granted And lastly We do by these presents for Us Our heirs and successors grant unto the said Patentee that these Our letters patent shall be construed in the most beneficial sense for the advantage of the said Patentee.

A.D. 1906.

In witness whereof We have caused these our letters to be made patent and to be sealed as of the fifth day of June one thousand nine hundred.

C. N. DALTON

Comptroller General of Patents Designs  
and Trade Marks.



Seal of  
the Patent  
Office.

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A.D. 1901. No. 942.

EDWARD by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith To all to whom these presents shall come Greeting:

WHEREAS John Caesar Crellin of 40 Park Lane in the city of Liverpool engineer hath declared that he is in possession of an invention for improved apparatus for raising lowering supporting and

A.D. 1906. — transporting portions of machinery and like uses that he is the true and first inventor thereof and that the same is not in use by any other person to the best of his knowledge and belief:

And whereas the said inventor hath humbly prayed that a patent might be granted unto him (hereinafter together with his executors administrators and assigns or any of them referred to as the said Patentee) for the sole use and advantage of his said invention:

And whereas the said inventor hath by and in his complete specification particularly described the nature of his invention:

And whereas We being willing to encourage all inventions which may be for the public good are graciously pleased to condescend to his request:

Know ye therefore that We of Our especial grace certain knowledge and mere motion do by these presents for Us Our heirs and successors give and grant unto the said Patentee Our especial licence full power sole privilege and authority that the said Patentee by himself his agents or licencees and no others may at all times hereafter during the term of years herein mentioned make use exercise and vend the said invention within Our United Kingdom of Great Britain and Ireland and Isle of Man in such manner as to him or them may seem meet and that the said Patentee shall have and enjoy the whole profit and advantage from time to time accruing by reason of the said invention during the term of fourteen years from the date hereunder written of these presents And to the end that the said Patentee may have and enjoy the sole use and exercise and the full benefit of the said invention We do by these presents for Us Our heirs and successors strictly command all Our subjects whatsoever within Our United Kingdom of Great Britain and Ireland and the Isle of Man that they do not at any time during the continuance of the said term of fourteen years either directly or indirectly make use of or put in practice the said invention or any part of the same nor in anywise imitate the same nor make or cause to be made any addition thereto or subtraction therefrom whereby to pretend themselves the inventors thereof without the consent licence or agreement of the said Patentee in writing under his hand and seal on pain of incurring such penalties as may be justly inflicted on such offenders for their contempt of this Our Royal command and of being answerable to the Patentee according to law for his damages thereby occasioned:


Provided that these Our letters patent are on this condition That if at any time during the said term it be made to appear to Us Our heirs or successors or any six or more of Our Privy Council that this Our grant is contrary to law or prejudicial or inconvenient to Our subjects in general or that the said invention is not a new invention as to the public use and exercise thereof within Our United Kingdom of Great Britain and Ireland and Isle of Man or that the said Patentee is not the first and true inventor thereof within this realm as

aforesaid these Our letters patent shall forthwith be determined and be void to all intents and purposes notwithstanding anything hereinbefore contained Provided also that if the said Patentee shall not pay all fees by law required to be paid in respect of the grant of these letters patent or in respect of any matter relating thereto at the time or times and in manner for the time being by law provided and also if the said Patentee shall not supply or cause to be supplied for Our service all such articles of the said invention as may be required by the officers or commissioners administering any department of Our service in such manner at such times and at and upon such reasonable prices and terms as shall be settled in manner for the time being by law provided then and in any of the said cases these Our letters patent and all privileges and advantages whatever hereby granted shall determine and become void notwithstanding anything hereinbefore contained Provided also that nothing herein contained shall prevent the granting of licences in such manner and for such considerations as they may by law be granted And lastly We do by these presents for Us Our heirs and successors grant unto the said Patentee that these Our letters patent shall be construed in the most beneficial sense for the advantage of the said Patentee.

A.D. 1906.

In witness whereof We have caused these Our letters to be made patent and to be sealed as of the fifteenth day of January one thousand nine hundred and one.

C. N. DALTON

Comptroller-General of Patents Designs  
and Trade Marks.A circular seal with the text "Seal of the Patent Office." inside.

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