ANNO VICESIMO SECUNDO

VICTORIÆ REGINÆ.

A.D. 1858.

Private Act.

An Act to secure to Abram Longbottom, for the residue of a term of fourteen years, the exclusive right to use, within the Province of South Australia, an invention for certain improvements in the manufacture of Gas, where oils and fatty matters are used.

[Assented to, 24th December, 1858.]

WHEREAS Abram Longbottom, of No. 41, Moorgate-street, in the City of London, and Soho Foundry, Leeds, in the Kingdom of England, but now or lately residing at Brussels, in the Kingdom of Belgium, Civil Engineer, is the inventor and also patentee in Great Britain, by virtue of Her Majesty’s Letters Patent, bearing date the thirteenth day of September, one thousand eight hundred and fifty-five, of a patent for certain improvements in the manufacture of gas, where oils and fatty matters are used, and is willing to make such his discovery, public, upon having the exclusive right to use such improvements, as aforesaid secured to him, within the Province of South Australia, for the term of fourteen years, or such other term as might seem fit, subject to the provisions hereinafter contained; and it would be highly advantageous to the said Province that such discovery should be made public—Be it therefore Enacted by the Governor-in-Chief of the Province of South Australia, with the advice and consent of the Legislative Council and House of Assembly of the said Province, in this present Parliament assembled, as follows:

1. That from and after the passing of this Act, the full power, exclusive right, and sole privilege of using the said invention and improvements, according to the specification or description thereof, to
to be made and enrolled as hereinafter provided, shall belong to ar
be vested in, and enjoyed by the said Abram Longbottom, h
executors, administrators, and assigns, by himself or themselves, h
or their deputies, servants, or agents, or such others as the sai
Abram Longbottom, his executors, administrators, and assigns h
agreed with or licensed for that purpose, or shall from time to tim
agree with or license for that purpose and no others, from time t
and at all times hereafter during the term of fourteen year
from the thirteenth day of September, one thousand eight hundred
and fifty-five, being the day of the date of such letters patent, and
he the said Abram Longbottom, his executors, administrators, and
assigns, and no others, except as aforesaid, shall and lawfully may
make, use, exercise, and vend, the said invention within the said
Province, and for and during the said term of fourteen years shall
have and enjoy the whole profit and advantage arising by reason of
the said invention: Provided that if the said Abram Longbottom
his executors, administrators, or assigns, shall not bring the said
invention into use and practice within the said Province, to the
satisfaction of the Governor, within the period of three years from
the passing hereof, this Act and all the powers and privileges
thereby granted shall cease and determine.

2. If any person or persons, body or bodies politic or corporate,
shall at any time within the said period of fourteen years, either
directly or indirectly, do, make, use, or put in practice the said in
vention, or shall in anywise counterfeit, imitate, or resemble the
same without the licence, consent, or agreement, of the said Abram
Longbottom, his executors, administrators, or assigns, in writing
first had and obtained, such person or persons, body or bodies
politic or corporate, so doing, making, using, counterfeiting, imitating,
or resembling without such licence as aforesaid, shall be liable in
damages to the said Abram Longbottom, his executors, administra
tors, or assigns, in like manner, and not otherwise, as if the rights,
powers, and privileges hereby granted to, or conferred upon the said
Abram Longbottom, his executors, administrators, and assigns, had
been granted and conferred by Her Majesty's Letters Patent under
the Great Seal.

Terms and conditions 3. If it shall be made to appear to the Governor that the rights,
powers, and privileges hereby granted to and conferred upon the
said Abram Longbottom, his executors, administrators, and assigns,
are contrary to law, or that the same are, or may be, hurtful, prej
udicial, or inconvenient to the subjects of Her Majesty residing within
the said Province, or that the said invention is not a new invention,
or not the invention of the said Abram Longbottom, or if the said
Abram Longbottom, his executors, administrators, or assigns shall,
under color of using the said invention, use or practice any invention
or work which hath been invented by any of Her Majesty's subjects
other than the said Abram Longbottom, and publicly practised
within any part of Her Majesty's dominions, or if the said Abram
Longbottom, his executors, administrators, or assigns shall not, within
within six months from the passing of this Act, fully and particularly describe and ascertain and make a sufficient specification of the nature of the said invention, and in what way the same is to be performed, by an instrument, in writing under his hand and seal, or under the hand and seal of some person authorized in that behalf, and cause the same to be enrolled in the General Registry Office of the said Province, then, and in either of the said cases, the rights, powers, and privileges hereby granted to the said Abram Longbottom, his executors, administrators, and assigns, shall cease, determine, and be utterly void and of none effect.

4. Nothing herein contained shall affect or be construed to apply to the rights of Her Majesty, Her heirs, successors, or assigns, or of any body politic or corporate, or of any of Her Majesty's subjects, save and except such as are mentioned herein, and those claiming by, from, through, or under them.

5. This Act shall be a Public Act, and a copy thereof, printed by the Government Printer, shall be admitted as evidence thereof, and shall be judicially taken notice of as such, by all Judges, Justices, or others within the said Province, without being specially pleaded.

6. This Act shall take effect from the passing thereof.