

INTELLECTUAL PROPERTY GUIDES

A
PRACTICAL
GUIDE TO
PATENT LAW

BRIAN C. REID

THIRD EDITION



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Third edition

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PREFACE TO THE THIRD EDITION

The hope expressed in the preface to the second edition (1992) as to patent law proving to have been re-borne under the European Patent Convention (1973) and subsequent domestic Patents Act of 1977 has not been entirely fulfilled. Although the provisions of the previous domestic Act of 1949 have now effectively run their course, the Courts have exhibited in this decade a somewhat Euro-sceptic approach. Where a concept appeals to them, they will embrace it as reflecting in any event traditional domestic law. Where it does not, it will be rejected—albeit with consummate reasoning and considerable politeness. Prominent in their minds appears to have been the underlying thought that the United Kingdom was a pioneer in this field of law; in a word, that “British is still best”. The result is that the domestic law is in practice still in something of a state of uncertainty in a number of important areas.

This new edition is accordingly substantially revised as compared to the second edition. Much of the detailed material relating to the 1949 Act has been jettisoned. But it is hoped that enough from that era (and still earlier eras) has been retained to provide sufficient historical continuity with the still-looming past. The overall aim of the book remains the same—to illuminate the way and guide the reader, rather than try to be encyclopaedic.

Brian C. Reid
Lincoln's Inn
London
August 1998

TABLE OF CASES

References are to the paragraph numbers of the main text, except for those prefixed “A” or “B”, which are references to Appendix A and Appendix B respectively.

Amp Inc. v. Hellermann [1962] 1 W.L.R. 241; 105 S.J. 217; [1962] 1 All E.R. 673; [1962] R.P.C. 55, HL	5.20, 5.21
— v. Utilux [1971] F.S.R. 572; [1972] R.P.C. 103, HL	13.20
AOIP v. Beyrard [1976] F.S.R. 181	10.29
APH Road Safety v. Moxon Plant Hire (unreported)	8.15
Abbot Laboratories (Chu’s) Application [1992] R.P.C. 487	11.47
Addressograph-Mulligraph’s Patent [1974] R.P.C. 264	11.7
ADVANCED SEMICONDUCTOR PRODUCTS/Optical membrane (T384/91; G1/93) [1995] E.P.O.R. 97; [1996] E.P.O.R. 125	5.17, 5.18
Allen & Hanbury’s v. Generics (U.K.) and Gist-Brocades N.V.; Brocades (Great Britain); Beecham Group; Comptroller General of Patents [1986] R.P.C. 203; (1985) 129 S.J. 889, HL	7.65
ALCAN/Aluminium alloys (T465/92) [1995] E.P.O.R. 501	12.53
ALLEN-BRADLEY/Electromagnetically operated switch (T21/81) [1979–85] E.P.O.R. Vol. B. 342	3.68
Allmanna Svenska Elektriska v. The Burntisland Shipping (1952) 69 R.P.C. 63; [1951] 2 Lloyd’s Rep. 493, CA	3.44, 3.46
Alpi Pietro e Figlio & C. v. Wright (John) & Sons [1971] F.S.R. 510; [1972] R.P.C. 125	7.47
Amber Size & Chemical v. Menzel 30 R.P.C. 433	13.7
American Braided Wire v. Thomson (1888) 5 R.P.C. 113	3.44, 3.49
American Cyanamid v. Berk Pharmaceuticals [1973] F.S.R. 487; [1976] R.P.C. 231	3.44, 3.67, 3.125, 6.26, 7.21, 12.49
— v. Ethicon (Interlocutory) [1975] A.C. 396; [1975] 2 W.L.R. 316; 119 S.J. 136; [1975] 1 All E.R. 504; [1975] F.S.R. 101; [1975] R.P.C. 513, HL	3.44, 7.52, 7.53, 7.54, 7.55
— v. — [1979] R.P.C. 215	3.67, 5.24, 6.29, 6.30, 6.34, 7.15, 7.58, 7.59, 8.2, 12.49, B.8
American Cyanamid Co. (Dann’s) Patent [1970] F.S.R. 443; [1971] R.P.C. 425, HL	2.29, 7.8
Antiphon’s Application [1984] R.P.C. 1	5.14
Anxionnaz v. Rolls Royce [1967] F.S.R. 273; [1967] R.P.C. 419	4.29
Asahi Kasei Kogyo Kabushiki Kaisha [1991] R.P.C. 485; <i>Financial Times</i> , May 14, 1991, HL	3.32, 7.65, 11.41, 12.44
Asea Aktiebolag’s Application [1978] F.S.R. 115	11.36
Assidoman Multipack Ltd v. Mead Corp. [1995] F.S.R. 225; [1995] R.P.C. 321	6.40
Atlas Powders’ Patent, Re [1995] R.P.C. 666, CA	5.11
Autoliv Development AB’s Patent [1988] R.P.C. 425	5.30
BASF/Metal refining (T24/81) [1979–85] E.P.O.R. Vol. B. 354	12.48, 12.49
Badger Co. Inc.’s Application [1969] F.S.R. 474; [1970] R.P.C. 36	2.13
Badische Anilin und Soda Fabrik v. Société Chimique (1898) 15 R.P.C. 359	3.103, 3.113
Bance Ltd’s Licence of Right (Copyright) Application [1996] R.P.C. 667	13.34
BAYER/Carbonless copying paper (T01/80) [1979–85] E.P.O.R. Vol. B. 250	12.53
BAYER/Diastereomers (T12/81) [1979–85] E.P.O.R. Vol. B. 308	12.46

BAYER/Immunostimulant (T780/89) [1993] E.P.O.R. 377	2.7
Beecham Group v. Bristol Laboratories [1978] R.P.C. 153; [1977] F.S.R. 215, HL	6.24, 6.45, 7.65
Beecham Group's (Amoxycillin) Application [1980] R.P.C. 261, CA	3.76, 5.24, 7.65, 11.19, 11.40
Beloit Technologies v. Valmet Paper Machinery [1995] F.S.R. 718, CA; [1995] R.P.C. 705; <i>The Times</i> , May 12, 1995	12.60
Benno Jaffe und Darmstadter Lanolin Fabrik v. John Richardson 11 R.P.C. 261	3.82, 6.42
Bentley Engineering's Patent [1981] R.P.C. 361	5.28
Berkeley & Young v. Stillwell, Derby 57 R.P.C. 291	7.46
Bio-Digital Science's Application [1973] R.P.C. 668	2.5
Biogen v. Medeva [1997] R.P.C. 1	1.22, 3.44, 3.68, 3.107, 4.29, 4.37, 12.28, 12.56, 12.62
BIOGEN/Recombinant DNA (T301/87) [1989] E.P.O.R. 109	2.42
Bonzel v. Intervention (No. 3) [1991] R.P.C. 553	4.65
Bristol-Myers' Application [1968] F.S.R. 407; [1969] R.P.C. 146	3.11
Bristol-Myers' (Johnson's) Application [1974] A.C. 646; [1974] 2 W.L.R. 79; (1973) 118 S.J. 65; [1974] 1 All E.R. 333; [1974] F.S.R. 43; [1975] R.P.C. 127, HL	3.18, 11.40
British Celanese v. Courtaulds (1935) 52 R.P.C. 171	3.44, 3.59, 3.67, 3.71, 5.23, 6.31
— v. Moncrieff [1948] Ch. 564; [1948] L.J.R. 1871; 92 S.J. 349; [1948] 2 All E.R. 44; 65 R.P.C. 165, CA	9.3
British Northrop v. Texteam Blackburn [1973] F.S.R. 241; [1974] R.P.C. 57	13.26
British Steel's Patent [1992] R.P.C. 117	9.19
British Technology Group/Contraceptive method (T74/93) [1995] E.P.O.R. 279	2.7
British Technology Group's SPC Application [1997] R.P.C. 118	13.40
British Thomson-Houston v. Corona Lamp Works 39 R.P.C. 49	4.37
— v. Duram (1918) 35 R.P.C. 161	3.44, 3.57
— v. Metropolitan Vickers Electrical (1928) 45 R.P.C. 1	3.44, 6.49
British Westinghouse v. Braulik (1910) 27 R.P.C. 209	3.44, 3.53, 12.37
Brownie Wireless Co.'s Application (1929) 46 R.P.C. 459	10.6
Brupat v. Sandford Marine Products [1983] R.P.C. 61, CA	7.58
Bullivant, Roger v. Ellis [1987] I.C.R. 464; [1987] I.R.L.R. 491; [1987] F.S.R. 172, CA	13.8
Bulmer v. Bollinger [1974] Ch. 401; [1974] 3 W.L.R. 202; 118 S.J. 404; [1974] 2 All E.R. 1226; [1974] F.S.R. 334; [1975] R.P.C. 321, CA	10.31
Burroughs Corporation's (Perkins') Application [1973] F.S.R. 439; [1974] R.P.C. 147	2.13
C's Application 37 R.P.C. 247	2.11
CQR Security Systems' Patent [1992] F.S.R. 303	4.37
C & W's Application 31 R.P.C. 235	2.5
Cabot Safety Corporation's Patent [1992] R.P.C. 39	10.15
Californian Fig Syrup's Trade Mark (1888) 6 R.P.C. 126	12.5
Calmic Engineering's Application [1973] R.P.C. 684	2.5
Canterbury Agricultural College's Application [1958] R.P.C. 85	2.7
Carroll v. Tornado [1971] F.S.R. 218; [1971] R.P.C. 401	7.57
Catnic Components v. Hill & Smith [1982] R.P.C. 183; [1983] F.S.R. 512	4.37, 6.22, 6.33, 6.34, 6.36, 6.37, 6.38, 6.39, 6.40, 6.45, 6.47, 6.52, 6.54, 7.52, 13.28, 13.28, 13.31
Cavity Trays v. RMC Panel Products [1996] R.P.C. 361; <i>The Times</i> , February 10, 1996, CA	7.45
Cement and Concrete Association's Patent [1984] R.P.C. 131	5.10
Centocor's SPC Application [1996] R.P.C. 118	13.40
Centrafarm BV v. Sterling Drug (16/74) [1976] 1 C.M.L.R. 1; [1976] F.S.R. 164	10.36
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Chamberlain's Application (unreported)	2.5
Chemidus Wavin v. Société pour la Transformation et l'Exploitation des Resines Industrielles S.A. [1978] 3 C.M.L.R. 514; [1977] F.S.R. 181; [1977] 5 W.W.R. 155	10.33, 10.34
Chevron Research's Patent [1976] R.P.C. 580	5.28
Chiron Corporation v. Murex Diagnostics; Chiron Corporation Organon Teknika (No. 3) [1994] F.S.R. 202; [1996] R.P.C. 535	10.24
CHRISTIAN FRANCERIES/Traffic Regulation (T16/83) [1988] E.P.O.R. 65	2.11

Ciba-Geigy's Application I.P.D. 8083	2.7
CIBA-GEIGY/Propagating material (T49/83) [1979–85] E.P.O.R. Vol. C. 758	2.36, 2.39
Cleveland Graphite v. Glacier Metal (1949) 66 R.P.C. 157	3.44, 3.60, 3.62
Clyde Nail v. Russell 33 R.P.C. 291	3.89
Cobianchi's (Vittorio) Application (1953) 70 R.P.C. 199	2.11
Coco v. Clark (A.N.) (Engineers) [1968] F.S.R. 415; [1969] R.P.C. 41	13.8
Codex Corporation v. Racal-Milgo [1983] R.P.C. 369; [1984] F.S.R. 87, CA	6.35
Coin Sales' Application [1970] R.P.C. 260	11.36
Colbourne Engineering's Application (1954) 72 R.P.C. 169	10.7
Commercial Solvents Corporation v. Synthetic Products 43 R.P.C. 185	2.29
Commission of the European Communities v. United Kingdom [1993] F.S.R. 1; [1993] R.P.C. 283; <i>The Times</i> , April 15, 1992	10.9
Compagnie Financière du Pacifique v. Peruvian Guano (1882) II Q.B.D. 55	7.9
Composite Gutters v. Pre-formed Components [1993] F.S.R. 305	8.7
Convex Ltd's Patent [1980] R.P.C. 423, CA	1.22
Corruplast v. Harrison (George) (Agencies) [1978] R.P.C. 761, CA	7.57
Cow v. Cannon Rubber Manufacturers [1959] R.P.C. 347, CA; affirming [1959] R.P.C. 240; [1959] C.L.Y. 2400	13.21
Crowther's Application 51 R.P.C. 72	3.9
Daikin Kogyo (Shingu's) Application [1973] F.S.R. 272; [1974] R.P.C. 559, CA	3.23
Daily v. Etablissements Fernand Berchet [1992] F.S.R. 533; [1993] R.P.C. 357, CA; reversing [1991] R.P.C. 587	1.22, 8.15
Dalrymple's Application [1957] R.P.C. 449	3.12
Darcy v. Allein "Case of Monopolies" (1602) 1 W.P.C. 1	1.17
Dawson v. Rohm & Haas 206 U.S.P.Q. 385	6.14
De Beers' Consolidated Mines' Application [1979] F.S.R. 72, CA	2.11
DENEY/Perpetual motion (T510/90) [1997] E.P.O.R. 415	4.31
Diamond v. Chakrabarty 206 U.S.P.Q. 193	2.41
— v. Diehr 209 U.S.P.Q. 1	2.19, 2.20
Dick v. Lederle Antitoxin Laboratories 6 U.S.P.Q. 40	2.6
Dixon's Application [1978] R.P.C. 687	2.11
Dorling v. Honnor Marine [1965] Ch. 1; [1964] 2 W.L.R. 195; 107 S.J. 1039; [1964] 1 All E.R. 241; [1963] 2 Lloyd's Rep. 455; [1964] R.P.C. 160, CA	13.26
Dory v. Sheffield Health Authority [1991] F.S.R. 221	10.17
Dow Chemical v. Spence Bryson [1982] F.S.R. 598; [1983] Com.L.R. 79	6.16
Dow Chemical's (Mildner's) Patent [1975] R.P.C. 165, CA	3.46
Draco AB's SPC Application [1996] R.P.C. 417; (1996) 32 B.M.L.R. 37; (1996) 19(10) I.P.D. 12; <i>The Times</i> , March 27, 1996	13.40
Du Pont/Copolymers (T124/87) [1989] E.P.O.R. 33	12.46
Du Pont de Nemours' (Hull's) Application [1979] F.S.R. 128	11.23
Du Pont de Nemours (Rebouillat's) Application [1996] R.P.C. 740	4.15
Du Pont de Nemours (Robert's) Patent [1972] R.P.C. 545	5.28
Du Pont de Nemours' (Witsiepe's) Application [1982] F.S.R. 303, HL	3.92, 11.41
Dukhovkoi's Applications [1985] R.P.C. 8	5.14
Dunlop v. Moseley 21 R.P.C. 274	6.10
Dunlop Holdings' Application [1979] R.P.C. 523	11.28
E's Application [1983] R.P.C. 231; [1982] Com.L.R. 219; [1982] F.S.R. 544, HL	11.40
E.A.R. Corporation v. Protector Safety Products [1980] F.S.R. 574	7.57
EISA/Second medical indication (G05/83) [1979–85] E.P.O.R. Vol. B. 241	2.7, 12.40
EMI v. Lissen (1938) 56 R.P.C. 23	6.25
Eastman Kodak's Application [1970] R.P.C. 548; [1970] F.S.R. 393	3.106
Electrolux v. Hudson [1977] F.S.R. 312	9.6
Energy Conversion Device's Application [1983] R.P.C. 231; [1982] Com.L.R. 219; [1982] F.S.R. 544, HL	4.23

Enviro-Spray System's Patents [1986] R.P.C. 147	10.8
Erven Warnink Besloten Venootschap v. Townend (J.) & Sons (Hull) [1979] A.C. 731; [1979] 3 W.L.R. 68; (1979) 123 S.J. 472; [1979] 2 All E.R. 927; [1979] F.S.R. 397; [1980] R.P.C. 31, HL	6.33
Ethyl Corporation's Patent [1970] F.S.R. 1; [1972] R.P.C. 169, CA	3.75, 5.22
Extrude Home Corporation's Patent [1984] F.S.R. 105; [1982] R.P.C. 361	10.8, 11.34
EXXON/Alumina spinel (T42/84) [1988] E.P.O.R. 387	12.38
EXXON/Fuel Oils (T409/91) [1994] E.P.O.R. 149	3.108, 12.55
Farbwerke Hoechst's Application [1977] F.S.R. 540; [1972] R.P.C. 703	5.24
Fater's Application [1979] F.S.R. 647	4.22
Ferro Corporation v. Escol Products [1990] R.P.C. 651	5.32, 8.1, 11.45
Fette's Patent [1961] R.P.C. 396	10.7
Fine Industrial Commodities v. Powling (1954) 71 R.P.C. 254	9.5
Fishburn's Application (1940) 57 R.P.C. 245	2.11
Flexible Directional Indicators' Application I.P.D. 16125	4.62
Formulast Corporation's Application [1970] R.P.C. 243	4.56
Frazer's Patent [1981] R.P.C. 53	5.10
Frearson v. Loe (1876) 9 Ch.D. 48	6.15
Fuel Economy v. Murray (1930) 47 R.P.C. 346	10.28
FUJI/Coloured disk jacket (T119/88) [1990] E.P.O.R. 615	2.10
Fuji Photo Film v. Carr's Paper et al. [1989] R.P.C. 713	7.11
Fuji Photo Film's (Kiritani's) Application [1978] R.P.C. 413	3.106
Fuji Photo Film's Patent [1974] R.P.C. 639	11.20
FUJI/Transmission system [1992] E.P.O.R. 341	5.16, 5.18
Fujitsu's Application [1996] R.P.C. 511; I.P.D. 20060, CA	2.11, 2.16
Furr v. C.D. Truline (Building Products) [1985] F.S.R. 553	6.56
Furuno Electric's Application I.P.D. 14040	2.11, 4.48
GEC Avionics' Patent [1992] R.P.C. 107	9.19
GEC-Marconi v. Xylyx Viewdata Terminals [1991] F.S.R. 319	8.7
Gadd and Mason v. Mayor of Manchester (1892) 9 R.P.C. 516	3.44, 3.50
Gale's Application [1991] R.P.C. 305; <i>Financial Times</i> , December 18, 1990, CA	2.15
Garrods' Application [1968] R.P.C. 314	4.61
Gates v. Swift [1981] F.S.R. 57; [1982] R.P.C. 337	2.22
Geigy SA's Patent [1964] R.P.C. 391	10.14
Genentech Inc.'s (Human Growth Hormone) Patent [1989] R.P.C. 613	2.42, 2.44, 3.32, 12.28
Genentech Inc.'s Patent [1989] R.P.C. 147, CA; [1987] R.P.C. 553	2.9, 2.14, 2.15, 2.42, 3.43, 3.44, 7.18
General Electric's Application 108 S.J. 599; [1964] R.P.C. 413, CA	11.25
General Electric's (Cox's) Patent [1977] R.P.C. 421, CA	11.25
General Tire & Rubber Co. v. Firestone Tyre & Rubber Co. [1975] 1 W.L.R. 879, HL; [1974] F.S.R. 122, CA; affirming [1973] F.S.R. 79; after appeal to CA on a preliminary point; [1971] F.S.R. 417; [1972] R.P.C. 457	3.29, 3.30, 3.42, 3.44, 3.67, 3.76, 3.80, 7.10, 7.26, 12.48
Gerber Garment Technology v. Lectra Systems [1995] R.P.C. 383; [1995] <i>Masons C.L.R.</i> 5 ...	6.7, 7.27
Gevers' Application [1969] F.S.R. 480; [1970] R.P.C. 91	2.13
Gillette Safety Razor v. Anglo-American Trading (1913) 30 R.P.C. 465	3.41, 3.44, 3.54, 3.55, 3.57
Glatt's Application [1983] R.P.C. 122	4.55
Goddin and Rennie's Application [1996] R.P.C. 141	4.15
Goddin's Patent Application (1996) 19(11) I.P.D. 5	11.39
Gormully and Jeffrey Manufacturing v. The North British Rubber Company 15 R.P.C. 245	6.49
Gottschalk v. Benson 175 U.S.P.Q. 673	2.19, 2.20
Greater Glasgow Health Board's Application [1996] R.P.C. 207; (1996) 19(1) I.P.D. 6	9.16
Halcon SD Group's Patents [1989] R.P.C. 1	10.8

Hallen v. Brabantia (U.K.) [1991] R.P.C. 195; [1990] F.S.R. 134	3.68, 3.77, 3.90, 3.92, 4.33, 5.13, 7.37
Harris' Patent [1985] R.P.C. 19	9.14, 9.15
Harrison v. Project and Design [1978] F.S.R. 81	13.8
HARVARD/Onco-mouse (T19/90) [1990] E.P.O.R. 501	2.24, 2.34, 2.39, 12.41
Hawker Siddeley Dynamics v. Real Time Developments [1983] R.P.C. 395	5.32, 8.1, 11.45
Hazel Grove (Superleague) v. Euro-League Leisure Products [1995] R.P.C. 529	6.16
Heap v. Hartley (1889) 6 R.P.C. 495	10.18
Heath v. Unwin 2 W.P.C. 296	6.52
Helitune v. Stewart Hughes [1991] F.S.R. 171	3.22, 6.11, 6.18
Hickton's Patent Syndicate v. Patents and Machine Improvements (1909) 26 R.P.C. 339	3.44, 3.51, 3.52
Hillers' Application [1969] F.S.R. 283; [1969] R.P.C. 267	2.11
Hills v. Evans (1862) 31 Ch.D. 457	3.31, 6.30
Hoechst Celanese v. BP Chemicals [1997] F.S.R. 547	7.11, 7.21, 7.38
HOECHST/Plasmid pSG2 (T162/86) [1989] E.P.O.R. 107	2.42
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Holliday's Application [1977] F.S.R. 391; [1978] R.P.C. 27	5.23
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Horville Engineering v. Claves (Engineering) [1976] R.P.C. 411, CA	3.119, 6.26
Hugin Kassaregister AB v. EC Commission (22/78) [1979] E.C.R. 1869; [1979] 3 C.M.L.R. 345 ..	10.33
Humpherson v. Syer (1887) 4 R.P.C. 407	3.11
ICI's Application S.R.I.S. O/73/82	2.7
ICI/Modified diisocyanates (T433/86) [1988] E.P.O.R. 97	5.26
ICI's (Pointer's) Application [1977] F.S.R. 434	3.80
ICI/Pyridine herbicides (T206/83) [1986] E.P.O.R. 232	2.44
ICI's (Richardson's) Application [1981] F.S.R. 609	2.7
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ITS Rubber's Application [1979] R.P.C. 318	2.11
Improver Corporation v. Remington Consumer Products "Epilady Case" [1990] F.S.R. 181	4.37, 6.37, 6.39, 6.50, 6.52, 7.51
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Interlego v. Tyco Industries (1988) 132 S.J. 698, PC; affirming [1987] F.S.R. 409, CA of Hong Kong	13.30
International Business Machines' Patent [1980] F.S.R. 564	2.13, 2.14
JAMES Industries' Patent [1987] R.P.C. 235	4.15
Jamesigns' (Leeds) Application [1983] R.P.C. 68, CA	3.44, 3.67
Johns-Manville Corporation's Patent [1967] F.S.R. 327; [1967] R.P.C. 479, CA	3.44, 3.64, 3.72, 11.13
Johnson Electric Industrial Manufactory v. Mabuchi-Motor [1986] F.S.R. 280	7.45
Kamborian's Patent [1961] R.P.C. 403	10.7
Kastner v. Rizla [1995] R.P.C. 585; <i>The Times</i> , June 23, 1995, CA	6.40
Killick v. Pye [1958] R.P.C. 366, CA	4.37
King Features Syndicate v. O. & M. Kleeman [1941] 2 All E.R. 403; 58 R.P.C. 207	13.25
Klinische Versuche (Clinical Trials) [1997] R.P.C. 623	6.15
L.B. (Plastics) v. Swish Products [1979] F.S.R. 145; [1979] R.P.C. 611, HL; reversing [1979] R.P.C. 596, CA; reversing [1977] F.S.R. 87; [1979] R.P.C. 565	13.27
Ladd v. Marshall [1954] 1 W.L.R. 1489; 98 S.J. 870; [1954] 3 All E.R. 745, CA	7.63, 11.36
Lancer Boss v. Henley Forklift Co. & H. & M. Sideloaders [1974] F.S.R. 14; [1975] R.P.C. 307	7.35
Lane-Fox v. The Kensington and Knightsbridge Electric Lighting Company [1892] 3 Ch. 424; 9 R.P.C. 413	2.9
Lear v. Adkins (1969) 162 U.S.P.Q. 1	10.30
Lee Pharmaceutical's Application [1978] R.P.C. 51	2.5
Liardet v. Johnson (1778) 1 W.P.C. 53	1.8, 3.101

Ling's Patent [1981] R.P.C. 85	5.10
Lubrizol Corporation v. Esso Petroleum [1997] R.P.C. 195	3.124, 6.18, 8.2
LUBRIZOL/Hybrid plants (T320/87) [1990] E.P.O.R. 173	2.37, 12.42
Lucas (J.) (Batteries) v. Gaedor [1978] F.S.R. 159; [1978] R.P.C. 389, CA; affirming [1978] R.P.C. 297	3.40, 3.42, 12.49
McClain v. Ortmyer 141 U.S. 419	3.39
McDonald v. Graham [1994] R.P.C. 407; <i>The Times</i> , January 12, 1994, CA	6.7, 8.11
Mannesmann Kienzle v. Microsystem Design [1992] R.P.C. 569	8.7
Marconi v. British Radio Telegraph & Telephone 28 R.P.C. 181	6.41
May and Baker v. Boots Pure Drug [1951] W.N. 96; 94 S.J. 112; 67 R.P.C. 23, HL	3.118
Mead's Patent [1980] R.P.C. 146	5.10
Melia's Application S.R.I.S. O/153/92	2.11
Memco-Med's Patent [1992] R.P.C. 403	9.19
Memminger-Iro v. Trip-lite [1992] R.P.C. 210, CA	8.7
Mentor Corporation v. Colorplast [1994] F.S.R. 175, CA	8.7
Merck v. Primecrown [1997] F.S.R. 237	10.37
— v. Stepfar [1982] F.S.R. 57	10.36, 10.37
Merrell Dow Pharmaceuticals v. H.N. Norton [1996] R.P.C. 76; (1996) 19(1) I.P.D. 7; (1995) 139 S.J.L.B. 245; (1995) 92(45) L.S.G. 31; <i>The Times</i> , October 27, 1995, HL	3.21, 3.37, 7.65, 12.28, 12.45
Merrill Lynch's Application [1989] R.P.C. 561	2.14
Microbeads v. Vinhurst Road Markings [1975] 1 W.L.R. 218; (1974) 119 S.J. 81; [1975] 1 All E.R. 529; [1975] 1 Lloyd's Rep. 375; [1976] R.P.C. 19, CA	6.16
Milton Hodosh v. Block Drug 4 U.S.P.Q. 2d [1935]	6.14
Minerals Separation North American Corporation v. Noranda Mines (1952) 69 R.P.C. 81, PC ..	3.123
Minnesota Mining and Manufacturing v. Johnson & Johnson [1971] F.S.R. Supp. (1) 623	3.70, 7.57, 8.2
MITSUBOSHI/Endless power transmission belt (T169/84) [1987] E.P.O.R. 120	12.48
MOBIL/Friction reducing additive (G02/88) [1990] E.P.O.R. 73	2.44, 12.45
Molins v. Industrial Machinery (1938) 55 R.P.C. 31	3.35, 5.22, 5.26
Molnlycke v. Procter & Gamble [1994] R.P.C. 49, CA	3.110, 4.37
Mond Nickel's Application [1956] R.P.C. 189	4.9
Mond Nickel's Application (Alloys) (1948) 65 R.P.C. 123	3.96
Monsanto v. Stauffer Chemical [1985] F.S.R. 55, CA; [1985] R.P.C. 515; [1984] F.S.R. 574	6.15, 7.57
Monsanto's CCP Patent [1990] F.S.R. 1	10.8
Morison v. Moat 9 Hare 241	13.7
Morton v. New York Eye Infirmary (1862) 17 F. Cas. 879	2.9
Mullard Radio Valve v. Philco Radio & Television (1936) 53 R.P.C. 323	3.126
Mutoh Industries' Application [1984] R.P.C. 35	3.52, 4.48
Netlon v. Bridport-Gundry [1979] F.S.R. 530, CA	7.58
Neva's Application [1968] R.P.C. 481; [1968] F.S.R. 537	2.5
NEWMAN/Perpetual motion (T05/86) [1988] E.P.O.R. 301	4.30
Nobel v. Anderson (1895) 12 R.P.C. 164	1.22, 6.26, 6.42, 6.44
No-Fume v. Frank Pitchford 52 R.P.C. 231	4.37
Nolan's Application [1977] F.S.R. 425	2.5
Non-Drip Measure v. Strangers (1943) 59 R.P.C. 1	3.85
Norris's Patent [1988] R.P.C. 159	11.14, 11.18
Nungesser KG (L.G.) and Kurt Eisele v. Commission of the European Communities (258/78) [1981] E.C.R. 45; [1983] 1 C.M.L.R. 278; [1983] F.S.R. 309; [1983] Com.L.R. 64	10.40
Ocular Sciences v. Aspect Vision Care [1997] R.P.C. 289	13.33
Ogden Industries v. Kis (Australia) [1983] F.S.R. 619; (1983) 45 A.L.R. 126	13.30
Olin Mathieson Chemical Corporation v. Biorex Laboratories [1967] F.S.R. 303; [1970] R.P.C. 157	3.44, 3.66, 7.15, 7.19
Oneac v. Raychem (1998) S.R. 15 (C32/98)	3.44

Optical Laboratories v. Hayden Laboratories [1993] R.P.C. 204, CA	8.7
Oral Health Products Inc. (Halstead's) Application [1977] R.P.C. 612	2.5, 2.7
O'Reilly v. Morse (1854) 56 U.S. 62	1.22
PCUK's Application [1984] R.P.C. 482	4.48
PLG Research v. Ardon International [1995] R.P.C. 287	6.40
PSM International v. Specialised Fastener Products (Southern) [1993] F.S.R. 867	8.11
Page v. Brent Toy Products (1950) 67 R.P.C. 4	7.37
Palmer's Application [1970] R.P.C. 597	2.5
Papesch, Re 137 U.S.P.Q. 43	3.95
Parke, Davis v. Probel (24/67) [1968] C.M.L.R. 47; (1967) 5 C.M.L.Rev. 322; [1968] F.S.R. 393	10.42, 10.43
Parker v. Flook 198 U.S.P.Q. 193	2.19, 2.20
Parkes v. Cocker (1929) 46 R.P.C. 241	3.44, 3.58
Parks-Cramer v. Thornton [1968] F.S.R. 282; [1969] R.P.C. 112, HL; reversing [1966] F.S.R. 121; [1966] R.P.C. 407; [1966] C.L.Y. 9020, CA	3.44, 3.63
Patchett v. Sterling Engineering 72 R.P.C. 50	9.10
Patchett's Patent (No. 2) [1967] F.S.R. 249; [1967] R.P.C. 237, CA	10.14
Pavel v. Sony ("Walkman Case") (unreported)	8.8
Penn Engineering & Manufacturing's Patent [1972] F.S.R. 533; [1973] R.P.C. 233	10.7
Petrie & McNaught's Application [1966] F.S.R. 234	11.18
Pfizer v. Ministry of Health [1965] A.C. 512; [1965] 2 W.L.R. 237; 109 S.J. 149; [1965] 1 All E.R. 450; [1965] R.P.C. 261, HL	10.17
Pharmon v. Hoechst A.G. (19/84) [1985] 3 C.M.L.R. 775; [1986] F.S.R. 108; [1985] 6 E.C.R. 2281	10.38
Philips Electronic and Associated Industries Patent [1987] R.P.C. 244	5.13
Pioneer Electronics Capital v. Warner Music Manufacturing [1997] R.P.C. 757	6.8
Pitman's Application [1969] R.P.C. 646; [1969] F.S.R. 355	2.11
PLANT GENETIC SYSTEMS/Glutamine Synthetase inhibitors (T356/93) [1995] E.P.O.R. 357	2.24, 2.38, 2.39, 12.42, 12.43
Polaroid v. Eastman Kodak [1977] F.S.R. 25; [1977] R.P.C. 379, CA	7.57
Potters Ballotini v. Weston Baker [1977] R.P.C. 202, CA	7.55, 13.8
Price's Application S.R.I.S. O/105/84	2.11
Protoned's Application [1983] F.S.R. 110	4.61
Prout v. British Gas [1994] F.S.R. 160, CA; affirming [1992] F.S.R. 478	6.21, 8.15
R. v. Arkwright (1785) 1 W.P.C. 77	3.101
Rado v. Tye (John) & Son [1968] F.S.R. 563, HL	3.75
Raleigh v. Miller (H.) & Co. (No. 2) [1951] A.C. 278; 67 R.P.C. 226, HL	5.28
Ransburg v. Aerostyle [1968] F.S.R. 43; [1968] R.P.C. 287, HL	3.121, B.9
Raychem Corporations Patent [1998] R.P.C. 31	3.26, 3.70, 3.77, 4.37
Reynolds v. Herbert Smith 20 R.P.C. 123	2.9
Rhône Poulenc v. Dikloride Herbicides [1988] F.S.R. 282	6.11
Rodi & Wienenberger v. Henry Showell [1968] F.S.R. 100; [1969] R.P.C. 367, HL	6.42, 6.43, 6.45, 6.47
Rohm & Haas's Application [1966] F.S.R. 403	11.10
Rolls-Royce's Application [1963] R.P.C. 251	2.11
Ronson Products v. Lewis (Westminster) [1963] R.P.C. 103	7.37
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Rosedale Associated Manufacturers v. Airfix Products [1957] R.P.C. 239, CA	13.17
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Roussel-UCLAF/Thenoyl Pyroxide (T36/83) [1987] E.P.O.R. 1	2.7
Rucker v. Gavel's Vulcanising (1985) 7 G.P.R. (3d) 294	13.30
SKF Laboratories v. Evans Medical [1989] F.S.R. 513	6.15
Saccharin Corporation v. Anglo-Continental Chemical Works (1900) 17 R.P.C. 307	6.8

Saltman Engineering v. Campbell Engineering [1963] 3 All E.R. 413n; 65 R.P.C. 203, CA ...	13.7, 13.8
Scanvaegt International v. Pelcombe [1998] F.S.R. 786	6.31
Schering's Application [1970] R.P.C. 597	2.5
Seager v. Copydex [1967] 1 W.L.R. 923; 111 S.J. 335; [1967] 2 All E.R. 415; 2 K.I.R. 828; [1967] F.S.R. 211; [1967] R.P.C. 349, CA	13.8
Secretary of State for Defence's Application I.P.D. 13063	9.12
See-Shell/Bloodflow (T18/90) [1994] E.P.O.R. 320	2.7
Sega Enterprises v. Richards [1983] F.S.R. 73	2.22
Series S Software Ltd v. Clarke (Philip) [1996] 1 All E.R. 853; [1996] F.S.R. 273; (1996) 19(3) I.P.D. 16; <i>The Times</i> , January 19, 1996	7.59
Simon's Application SRIS O/139/86 & C/6/87	2.9
Slee & Harris' Application [1966] F.S.R. 51; [1966] R.P.C. 194	2.13
Slope Indicator v. Manufacturing Systems [1995] F.S.R. 867	8.7
Smith Kline & French Laboratories v. Evans Medical [1989] F.S.R. 561	5.29
— v. Harbottle (Mercantile) [1980] 1 C.M.L.R. 277; [1980] R.P.C. 363; [1979] F.S.R. 555 ..	6.6
Smith Kline & French Laboratories' (Cimetidine) Patents [1990] R.P.C. 203, CA	10.14
Snam's Application [1970] F.S.R. 425	3.88
Société Nouvelle des Bennes Saphem v. Edbro [1983] R.P.C. 345, CA	6.37
Solar Thompson Engineering v. Barton [1977] R.P.C. 537	6.16
Staeng's Patent [1996] R.P.C. 183	9.15
Stafford-Millers' Applications [1984] F.S.R. 258	2.5, 2.7
Stenor v. Whitesides (Clitheroe) [1948] A.C. 107; [1947] L.J.R. 1214; [1947] 2 All E.R. 241; 65 R.P.C. 1, HL	13.20
STERNHEIMER/Harmonic vibrations (T366/87) [1989] E.P.O.R. 131	2.10
Surridge's Patents v. Trico-Folberth 53 R.P.C. 420	7.46
Swift's Application [1962] 2 Q.B. 647; [1962] 2 W.L.R. 897; 106 S.J. 199; [1962] 1 All E.R. 610; [1962] R.P.C. 37	2.7, 2.32
T's Application 37 R.P.C. 109	2.11
Technograph Printed Circuits v. Mills & Rockley (Electronics) [1972] R.P.C. 346, HL; [1969] R.P.C. 395, CA	3.41, 3.44, 3.65, 3.72, 3.75, 3.80, 4.37, 6.34
TELEMECANIQUE/Power Supply Unit (T482/89) [1993] E.P.O.R. 259	11.13
Temmler-Werke's Patent [1966] R.P.C. 187	11.17
Terrapin v. Builders' Supply (Hayes) [1967] R.P.C. 367	13.8
Tetra Molectic's Application [1976] F.S.R. 424; [1977] R.P.C. 290, CA	3.117
Textron Inc.'s Patent [1989] R.P.C. 441; <i>The Times</i> , February 11, 1989, HL	5.10, 11.41
Therma-a-Stor v. Weatherseal Windows [1981] Com.L.R. 162; [1981] F.S.R. 579, CA	1.22
Therma-Tru's Patent [1997] R.P.C. 777	10.8
Thompson/Cornea (T24/91) [1996] E.P.O.R. 19	2.7
Thomson's Patent 51 R.P.C. 241	5.21
Triplex Safety Glass v. Scorah [1938] Ch. 211; [1937] 4 All E.R. 693; 55 R.P.C. 21	9.3
Turner v. Winter (1787) 1 W.P.C. 77	3.101
Tylosin, Re [1977] 1 C.M.L.R. 460; [1977] F.S.R. 337	10.38
Ungar v. Sugg (1892) 9 R.P.C. 113	7.44, 8.12, B.13
Unilever v. Gillette (U.K.) [1989] R.P.C. 583	6.16
Unilever's Application [1983] R.P.C. 219	2.7
UNILEVER/Washing Composition (T666/89) [1992] E.P.O.R. 501	2.44, 12.46
Union Carbide (Bailey & O'Connor's) Application [1972] R.P.C. 854	5.28
United States Rubber Co.'s Application [1964] R.P.C. 104	2.5
Universal Thermosensors v. Hibben [1992] 1 W.L.R. 840; [1992] 3 All E.R. 257; [1992] F.S.R. 361; (1992) 142 N.L.J. 195; <i>The Times</i> , February 12, 1992; <i>The Independent</i> , February 12, 1992	13.8
Upjohn's (Kirtion's) Application [1976] R.P.C. 324	2.5
Upjohn's (Robert's) Application [1977] R.P.C. 94, CA	2.5

Valensi v. British Radio Corporation [1972] F.S.R. 273; [1973] R.P.C. 337; reversing [1971] F.S.R. 66; [1972] R.P.C. 373	3.104, 4.29, 7.18
Valensi's Patent [1964] R.P.C. 385	5.3
Van der Lely v. Bamfords [1963] R.P.C. 61, HL	3.9, 3.31, 3.68, 5.30, 6.45
— v. — [1964] R.P.C. 54, CA	5.30
— v. Ruston's Engineering [1985] R.P.C. 461	3.44
Van der Lely's Application [1987] R.P.C. 61	4.57
VICOM/Computer-related invention (T208/84) [1987] E.P.O.R. 74	2.18
Vidal Dyes Syndicate v. Levinstein (1912) 29 R.P.C. 245	3.101
Viziball's Application [1988] R.P.C. 213	4.15, 9.24
Von Heyden v. Neustadt (1880) 50 Ch. 126	3.44, 3.45, 3.46, 3.48
W's Application (1914) 31 R.P.C. 141	2.11
Waring's Application I.P.D. 13138	2.11
Warner-Lambert v. Glaxo Laboratories [1975] R.P.C. 354, CA	7.16
Wenham Gas v. Champion Gas Lamp 9 R.P.C. 49	6.48
Werner Motors v. Gamage 21 R.P.C. 621	13.19, 13.29
Western Electric v. Racal-Milgo [1981] R.P.C. 253	5.28, 7.18
Wham-O Manufacturing v. Lincoln Industries [1982] R.P.C. 281	13.30
Williams v. Nye 7 R.P.C. 62	12.37
Wilson v. Union Oil Mills (1891) 9 R.P.C. 57	10.27
Windsurfing Int. v. E.C. Commission (193/83) [1986] 3 C.M.L.R. 489; [1986] 2 E.C.R. 611; [1988] F.S.R. 139	10.40
— v. Tabur Marine (Great Britain) [1985] R.P.C. 59	3.44, 3.57, 3.63, 3.68, 3.70, 3.77, 12.54
Wood v. Zimmer (1815) 1 W.P.C. 44	13.11
Woodrow v. Long Humphreys (1933) 51 R.P.C. 25	3.84
Worthington Pumping Engine v. Moore (1903) 20 R.P.C. 41	9.5
Woven Plastic Products v. British Ropes [1970] F.S.R. 47, CA	3.80
Wyeth (John) & Brother's Application; Schering's Application [1985] R.P.C. 545	2.4, 2.7, 12.28
Young v. Rosenthal (1884) 1 R.P.C. 29	6.21

TABLE OF STATUTES

References are to the paragraph numbers of the main text, except for those prefixed "A" or "B", which are references to Appendix A and Appendix B respectively.

1624	Statute of Monopolies (21 Jac. 1, c.3)	1.4, 1.18, 2.2, 3.1, 6.1
	Section VI	1.18, 3.1
	s. 1	1.18
1835	Letters Patent for Inventions Act (5 & 6 Will. 4, c.83)	5.19
1839	Copyright of Designs Act (2 Vict. c.13)	1.12
1842	Designs Act (5 & 6 Vict. c.100)	13.14
1852	Patents for Inventions Act (15 & 16 Vict. c.83)	4.2
1883	Patents Designs and Trade Marks Act (46 & 47 Vict. c.57)	5.19, 6.24, 7.37, 13.14
	s. 5(5)	6.24
	s. 18(1)	1.21
	ss. 47–61	13.14
	s. 103	12.5
1902	Patents Act (2 Edw. 7, c.34)	3.82
1907	Patents and Designs Act (7 Edw. 7, c.29) ..	5.2, 6.24
	s. 2(4)	6.24
1911	Copyright Act (1 & 2 Geo. 5, c.46) ..	13.25
	s. 9(8)	13.25
1919	Patents and Designs Act (9 & 10 Geo. 5, c.80)	3.10
1932	Patents and Designs Act (22 & 23 Geo. 5, c.32)	11.33
1949	Patents Act (12, 13 & 14 Geo. 6, c.87)—	
	s. 4	A.3
	(3)	4.27
	(b)	B.8
	(c)	1.21, 4.4, 6.24
	(4)	4.4
	s. 7	4.4, A.3
	s. 8	4.4, A.3
	(1)	3.23
	s. 10(1)(c)	4.4
1949	Patents Act— <i>cont.</i>	
	s. 14	4.5, A.3
	(1)(a)	4.56, 11.14, 11.23
	(c)	3.23, 11.7
	(g)	3.106, 3.111
	s. 27(1)	5.8
	s. 31(1)	1.21, 5.19
	s. 32	A.3
	(1)(a)	3.23
	(e)	3.25
	(f)	3.25
	(g)	3.116
	(h)	3.111, B.8
	(i)	3.116
	(j)	3.116
	(l)	3.22
	s. 33	A.3
	s. 37(2)	1.21
	s. 41	10.5, 10.38
	s. 51(2)(d)	3.15
	s. 56(2)	9.10
	s. 57	10.24
	s. 58	10.24
	s. 65	7.44
	s. 67	8.1
	s. 83(1)	11.14
	s. 94(1)	11.2
	s. 101	A.3
	Registered Designs Act (12, 13 & 14 Geo. 6, c.88)	1.12, 13.13, 13.22
	s. 1(1)	13.16
	(2)	13.16
	(4)	13.16
	(6)(i)	13.20
	s. 7(1)	13.16
1956	Copyright Act (4 & 5 Eliz. 2, c.74)	1.13, 13.23, 13.25, 13.32
	s. 48(1)	13.25
1964	Plant Varieties and Seeds Act (c.14)	2.35, 12.4, 13.4
	s. 38(1)	2.35

1971	Tribunal and Inquiries Act (c.62) ...	11.29	1977	Patents Act— <i>cont.</i>	
1972	European Communities Act (c.68) ..	12.4		s. 15	A.1
	s. 2(1)	10.31, B.5		(4)	4.35
1974	Trade Union and Labour Relations			s. 16	A.1
	Act (c.52)	9.29		(1)	4.40
	s. 18(1)	9.32		s. 17	A.1
1976	Restrictive Trade Practices Act			(1)	4.43
	(c.34)	10.26		(4)	4.45
	s. 10	10.26		s. 18	4.45, A.1
	(1)	10.39		(1)	4.46
1977	Patents Act (c.37)	A.1		s. 19	A.1
	ss. 1–4	12.27		s. 20	A.1
	s. 1	2.1, A.1		s. 21	4.45, 4.51, A.1
	(1)(a)	3.5		s. 22	4.42, A.1
	(b)	3.5, 4.5		s. 23	4.42, A.1
	(c)	2.1, 2.31		s. 24	4.49, A.1
	(d)	2.1		s. 25	A.1
	(2)	2.3, 2.8, 2.9, 2.14		(4)	5.5, 5.6
	(c)	2.14		(5)	5.5
	(3)	2.3, 2.30		s. 26	4.35, A.1
	(b)	2.26, 2.27, 2.28,		s. 27	A.1
	2.32, 2.33, 2.35, 12.41			s. 28	5.6, 5.9, A.1
	s. 2	A.1		(3)	5.6, 5.11, 11.41
	(1)	3.5		s. 29	5.35, A.1
	(2)	3.3, 3.4, 13.12		s. 30	10.44, A.1
	(3)	3.3, 3.32, 5.34		s. 31	A.1
	(4)	3.15		(1)	5.14
	(6)	2.7		s. 32	A.1
	s. 3	3.5, 3.6, 4.5, A.1		(1)(f)	4.5
	(1)	2.23		s. 33	A.1
	s. 4	A.1		s. 34	A.1
	(1)	2.31		s. 35	A.1
	(2)	2.3, 2.7, 2.32		s. 36	A.1
	s. 5	12.12, A.1		s. 37	A.1
	(2)(a)	4.7, 11.41		(2)(c)	4.17
	s. 8	A.1		s. 38	A.1
	(1)	12.60		ss. 39–42	9.24
	s. 7	A.1		ss. 39–43	1.21
	ss. 8–12	4.16		s. 39	9.8, 9.14, 9.23, A.1
	s. 8	9.24, A.1		(1)	9.7, 9.12 , 9.14,
	(1)(a)	4.17			9.17, 9.20, 9.28, 9.31
	s. 9	A.1		(a)	9.12, 9.14, 9.15
	s. 10	A.1		(b)	9.12, 9.14
	s. 11	A.1		(2)	9.7, 9.12 , 9.17,
	s. 12	A.1			9.20, 9.24, 9.26, 9.31
	s. 13	A.1		(3)	9.8
	s. 14	A.1		ss. 40–42	9.24
	(2)	4.25		s. 40	A.1
	(3)	4.25, 12.55		(1)	9.18, 9.28
	(4)	4.38		(2)	9.20, 9.27
	(5)	4.27, 12.55		(3)	9.29, 9.31
	(a)	6.24		(6)	9.31
	(b)	3.127, 4.60		s. 41	10.14, A.1
	(c)	3.127, 4.60, 12.56		(1)	9.18, 9.20
	s. 14(8)	4.38		(4)	9.18
				(5)	9.20