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BY

DAVID YOUNG, M.A.

One of Her Majesty's Counsel

ANTONY WATSON, M.A.

One of Her Majesty's Counsel

SIMON THORLEY, M.A.

One of Her Majesty's Counsel

RICHARD MILLER, B.Sc.

of the Middle Temple, Barrister

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PREFACE

The last edition of this book was more than 12 years ago at which time case law relating to the Patents Act 1977 was still fairly sparse. Since then the 1977 Act has been amended by the Copyright, Designs and Patents Act 1988 and the Patents County Court has been in operation since 1990. Furthermore the impact of the Patents Act 1949 is less marked today, although it still remains with us. Thus, since the last edition there has been a considerable development of the law.

As a consequence of such changes we have reformulated the book so that generally for each subject the provisions of the 1977 Act (as amended) are addressed first and have been largely rewritten. As regards the 1949 Act we have endeavoured to bring up-to-date those parts of the old edition which are still relevant to existing old Act patents, but have omitted those provisions which no longer seem to be relevant such as the provisions of the 1949 Act relating to extensions of patent term and licences of right. Generally we have endeavoured to state the law as at the end of May 1994.

As this book is intended for those practising in the U.K. courts whilst covering the law regarding applications for and oppositions to European patents it does not deal with detailed European Patent Office practice and procedure. On the practical side we have re-introduced precedents and pleadings to be found in Chapter 14.

In the preparation of this edition we are very grateful for the help given by Guy Burkill, Andrew Waugh, Colin Birss and in particular David Votier of Carpmaels and Ransford for his assistance on the chapter on Applications for European Patents.

D.Y.
A.W.
S.T.
R.M.

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