

THE DIGEST

ANNOTATED
BRITISH,
COMMONWEALTH
AND
EUROPEAN
CASES

47(2)

TRADE MARKS
TIMES
A S



BUTTERWORTHS

The Digest

*Annotated British, Commonwealth and
European Cases*

47(2)

1986 reissue

Trade Marks, Trade Names and Designs

London
Butterworth & Co (Publishers) Ltd
1986

FIRST EDITION

Published in 47 volumes between 1919 and 1932 under the direction of the Rt. Hon. the Earl of Halsbury, Lord High Chancellor of Great Britain, 1885–86, 1886–92 and 1895–1905, and Sir Thomas Willes Chitty.

Annual Cumulative Supplements 1932–1951 were consolidated in two volumes, 1932–1940 and 1941–1951.

“BLUE-BAND” REPLACEMENT EDITION

Published in 56 volumes between 1950 and 1970. Annual Cumulative Supplements 1952–1983 were consolidated in Continuation Volumes A 1952–1963, B 1964–1966, C 1967–1970, D 1971–1975, E 1976–1979, and F 1980–1983.

“GREEN-BAND” REISSUE EDITION

Publishing began in 1971.

Annual Cumulative Supplements 1971–1983 were consolidated in Continuation Volume D 1971–1975, E 1976–1979, and F 1980–1983.

The Digest

Annotated British, Commonwealth and European Cases

47(2)

1986 reissue

UNITED KINGDOM Butterworth & Co (Publishers) Ltd
88 Kingsway, *London* WC2B 6AB and
61A North Castle Street, *Edinburgh* EH2 3LJ

AUSTRALIA Butterworth Pty Ltd, *Sydney, Melbourne,*
Brisbane, Adelaide, Perth, Canberra and Hobart

CANADA Butterworth & Co (Canada) Ltd, *Toronto and Vancouver*

NEW ZEALAND Butterworths of New Zealand Ltd, *Wellington and Auckland*

SINGAPORE Butterworth & Co (Asia) Pte Ltd, *Singapore*

SOUTH AFRICA Butterworth Publishers (Pty) Ltd, *Jurban and Pretoria*

USA Butterworth Legal Publishers, *St Paul*, Minnesota;
Seattle, Washington; *Boston*, Massachusetts;
Austin, Texas; and
D & S Publishers, *Clearwater*, Florida

© Butterworth & Co (Publishers) Ltd 1986

All rights reserved. No part of this publication may be reproduced or transmitted in any form or by any means, including photocopying and recording, without the written permission of the copyright holder, application for which should be addressed to the publisher. Such written permission must also be obtained before any part of this publication is stored in a retrieval system of any nature.

ISBN for complete set of volumes 0 406 02500 2
For this volume 0 406 02737 4

Reproduced from copy supplied,
printed in Great Britain
by The Whitefriars Press Limited,
London and Tonbridge.
Bound by Biddles (Bookbinders) Ltd, King's Lynn

The Title **Trade Marks, Trade Names and Designs** was contributed to the original issue by:

Alex Cairns, Esq Barrister
Hon D Meston, Barrister

The Title was revised and compiled for the Blue Band Replacement issue by:
Philip F Skottowe, Esq LLB Barrister

The Title was revised and compiled for this Green Band Reissue by:

Peter Stickland LLB BA, Solicitor
Deborah Saunders BA, Barrister
Simon Harris BA, Barrister

In this volume, English cases reported up to 1st August, 1985, are included, and other cases are included so far as they were available in London on that date.

Table of Contents

Abbreviations used in this work ix

Meaning of terms used in classifying annotating cases xi

Table of cases xiii

Reference adaptor – See end of volume

Trade Marks, Trade Names and Designs 1

For detailed table of contents, see beginning of title

Abbreviations

1 ABBREVIATIONS OF REPORTS

A complete list of abbreviations used in citing Reports is to be found in Volume 1(1) pages xv–xxxiii. Additions or alterations to this list will be noted in future Supplements

2 GENERAL ABBREVIATIONS

AG	Aktiengesellschaft
A-G	Attorney-General
Act	Actiengesellschaft
Affd	Affirmed
Affg	Affirming
Akt	Aktiengesellschaft; Aktiebolaget;
	Aktieselskabet
Alta	Alberta
Anon	Anonymous
Apld	Applied
Apprvd	Approved
Art	Article
Ass Tax Case	Assessed Tax Case
Aus	Australia

BC	Borough Council
BC	British Columbia

CA	Court of Appeal
CBC	Canadian Broadcasting Corporation
CC	County Council
CCA	Court of Criminal Appeal
CCR	County Court Rules
CCR	Court of Crown Cases Reserved
CLP Act	Common Law Procedure Act
COR	Crown Office Rules
CSUC	Consolidated Statutes of Upper
	Canada

Ca sa	Capias ad satisfaciendum
Can	Canada
Ch Div	Chancery Division
Cl/cll	Clause/clauses
Co	Company
Comrs	Commissioners
Consd	Considered
Consist Ct	Consistory Court
Cont	Continued
Corpn	Corporation
Ct	Court
Ct of Bkpcy	Court of Bankruptcy
Ct of Ch	Court of Chancery
Ct of Eq	Court of Equity
Ct of R	Court of Review
Ct of Sess	Court of Session
Cty	County
Cty Ct	County Court

DC	Divisional Court
DPP	Director of Public Prosecutions
Dept	Department
Distd	Distinguished
Div Ct	Divisional Court
ECJ	European Court of Justice
E Af	East Africa
Ecll Comrs	Ecclesiastical Commissioners
Ecll Ct	Ecclesiastical Court
EEC	European Economic Community
Ex Ch	Exchequer Chamber
Ex p	Ex parte
Exch	Exchequer
Exch Ct	Exchequer Court
Expld	Explained
Extnd	Extended

Fam Div	Family Division
Fi fa	Fieri facias
Folld	Followed

Govt	Government
------	------------

HC of A	High Court of Australia
HL	House of Lords
HSI	Halsbury's Statutory Instruments

I of M	Isle of Man
IR Comrs	Inland Revenue Commissioners
Inc	Incorporated
Ir	Ireland

JJ	Justices
Jud Act	Judicature Act

KB Div	King's Bench Division
--------	-----------------------

LB	Local Board
LC	Lord Chancellor
LCC	London County Council
LG	Local Government
LG Board	Local Government Board
LJ	Lord Justice
LJJ	Lords Justices
Lieut-Gov	Lieutenant-Governor
London BC	London Borough Council
Ltd/Ltda/Ltee	Limited/Limitada/Limitee

Mags	Magistrates
Man	Manitoba
Mentd	Mentioned

NB	New Brunswick
NF	Not Followed
NI	Northern Ireland
NP/np	Nisi Prius

NS	Nova Scotia	S	Section
NSW	New South Wales	SA	Societe Anonyme
NWP	North-West Provinces	S Af	South Africa
NWT	North-West Territories	S Aus	South Australia
NZ	New Zealand	SC	Same Case
		SC (Name of colony following)	Supreme Court of a Colony
Ont	Ontario	SE	Settled Estates
Ord	Order	SS	Steamship
Overd	Overruled	Sask	Saskatchewan
		Sched	Schedule
PC	Privy Council	Sci fa	Scire facias
PEI	Prince Edward Island	Sect/s	Section
		Soc	Society
QB Div	Queen's Bench Division	Soc Anon	Societe Anonyme
Qd	Queensland		
Qu	Quaere		
Quec	Quebec		
		TC	Town Council
R/r	Rule	Tas	Tasmania
RAF	Royal Air Force		
RC	Rural Council	UC	Urban Council
RDC	Rural District Council	UDC	Urban District Council
RM	Rural Municipality	UK	United Kingdom
RSA	Rural Sanitary Authority	US/USA	United States of America
RSC	Revised Statutes of Canada		
RSC	Rules of the Supreme Court	VAT	Value Added Tax
Refd	Referred	V-C	Vice-Chancellor
Reg	Regulation	Vic	Victoria
Restg	Restoring		
Revsd	Reversed	W Af	West Africa
Revsg	Reversing	W Aus	West Australia
Rs/rr	Rules	W Indies	West Indies
Ry Co	Rail Co or Railway Co or Railway Company	YT	Yukon Territory

Meaning of terms used in classifying annotating cases

The different expressions used to describe the effect of the annotating cases have the following meanings, and the classification of the annotating cases has been done strictly in accordance with these meanings. The annotating cases are grouped according to the points in the case which they annotate; within these groups they are listed chronologically. The terms used in classifying the annotating cases are as follows:—

“Applied” (Apld) This expression is used to denote the fact that the principle of law enunciated in the annotated case has been applied to a new set of facts and circumstances in the annotating case.

“Approved” (Apprvd) This expression is used to denote the fact that the annotated case has been considered to be good law in the annotating case where the latter is in a higher court than the former.

“Considered” (Consd) This expression is used where the remarks in the annotating case are devoid of adverse criticism and merely denote the giving of more or less careful consideration to the annotated case.

“Distinguished” (Distd) This expression is used where the earlier case is not necessarily doubted, but where some essential difference (either on the facts or in law) between it and the annotated case is pointed out.

“Doubted” (Dbtd) This expression is used where the court in the annotating case without definitely going to the length of saying that the annotated case is wrong, adduces reasons which seem to show that it is not accurate.

“Explained” (Expld) This expression is used where the earlier case is not necessarily doubted, but the decision arrived at is justified or accounted for by calling attention to some point of fact or of law which is usually but not necessarily, one not obvious on the face of the report.

“Extended” (Extd) Compare “Applied,” *supra*.

“Followed” (Folld) This expression is used to denote that the same principles of law are applied in the two cases. It does not necessarily imply that the facts are substantially identical in the two cases.

“Not Followed” (NF) Compare “Followed,” *supra*, to which it is the adverse.

“Overruled” (Overd) This expression is used where the annotating case is on substantially identical facts with the annotated case and in a higher court and the rule in the latter case is held to be wrong.

TABLE OF CASES

NOTE.—Case numbers are printed in bold, thus: **264**, except in the case of cross-references which are printed in ordinary type, thus: 462.

A	CASE	CASE	CASE
Abbey Sports Co Ltd v Priest Bros (1936) ..	1209 , 2839	Burke Ltd (1916) (IR)	1283
Abbott v Bakers & Confectioners' Tea Assocn (1872)	1261	Alexander & Co v Henry & Co, Mitchell Henry & Waller & Co (1895)	1623 , 1625
Abel (J&J) Ltd v R Jamieson & Co Ltd, Jamieson (R) & Co Ltd v J&J Abel Ltd (1926) (NZ)	474	Alexander (C) & Co Ltd v Devon Cold Wave Co Ltd (1957)	2975
Aberdale Cycle Co Ltd v Charles Twigg & Co Ltd (1952)	1987	Alfred Dunhill Ltd v Sunoptic SA (1979)	3029
Aberdale Cycle Co Ltd v County Cycle Co (1950)	2026	Allaire v Hobbs Glass Ltd (1948) (CAN)	1902
AC Spark Plug Co v Canadian Spark Plug Service, Super Refined Motor Oils & Brazil (1935) (CAN)	1189	Allen v Richards (1882)	2742
AC Spark Plug Co Ltd v Logan (1934) (CAN)	2999	Allen West & Co Ltd v British Westinghouse Electric & Manufacturing Co Ltd (1916)	1880
Accutron Trade Mk (1966)	564	Alliance Tire & Rubber Co Ltd v Alliance Tire & Rubber Co of Canada Ltd and Merson (1972) (CAN)	1430
ACEC (Ireland) Ltd, Re (1964) (IR)	163	Allibert Exploitation's Application (1978)	757
Act Apollinaris Brunnen Vormals Georg Kreuzberg, Re (1907)	343	Altman's Appln, Re (1904)	842
Actomin Products Ltd's Application (1953)	982	Aluminium Goods Ltd v Trade Marks Registrar (1954) (CAN)	41
Ad-Lib Club Ltd v Granville (1971)	2304	Aladdin Industries Inc v Canadian Thermos Products Ltd and Registrar of Trade Mkcs (1969) (CAN)	160
Adamjee Hajee Dawood & Co Ltd v Swedish Match Co (1928) (IND)	2160	Alain Bernardin et Compagnie v Pavilion Properties Ltd (1967)	2472
Adams v Clementson (1879)	1852	Alaska Packers' Assocn v Crooks & Co (1899) ...	2661
Adams' Trade Marks, Re (1892)	1098 , 1100, 1110	Alaska Packers' Assocn v Crooks & Co (1901) ...	2709
Adidas SARL's Trade Mark (1983)	780	Amalgamated Tobacco Corp'n Ltd, ex p, Re Registered Trade Mark "Yanx" (1951) (AUS) ...	988
Adidas Sportschuhfabriken Adi Dassler KG v Kinney Shoes of Canada Ltd (1971) (CAN)	1593	American Cyanamid Co v Record Chemical Co Inc (1972) (CAN)	585
Adrema Ltd v Adrema Werke GmbH (1954)	2793	American Druggists Syndicate Ltd v Bayer Co Ltd (1923) (CAN)	2204
Adrema Ltd v Adrema-Werke GmbH and BEM Business Efficiency Machines Ltd, Same v Same (1958)	2992	American Fork & Hoe Co v Lansing Engineering Ltd (1948) (CAN)	635
Adrema Maschinenbau GmbH v Custodian of Enemy Property (1954)	3010	American Greetings Corporation's Application, Re (1984)	359 , 1050
Adrema Werke Maschinenbau GmbH v Enemy Property Custodian & German Enemy Property Administrator (1957)	1160	American Jewellers Ltd, The, Sherratt v Gerald's (1970)	1758
Aerated Bread Co's Appln, Re, Re Baker (Albert) & Co's Appln (1908)	598 , 766, 790 , 803	American Screw Co's Appln, In the Matter of (1959)	190
Agfa AG v Ilford Ltd (1960)	1419	American Sheet & Tin Plate Co v Pittsburg Perfect Fence Co Ltd (1919) (CAN)	517
AGS Manufacturing Co Ltd v Aeroplane General Sundries Co Ltd (1918)	2461	American Tobacco Co v Guest (1892)	1559 , 1576
Aikins v Piper (1869) (CAN)	2097	Amp Inc v Utilux Pty Ltd (1972)	1776
Ainslie & Co's Trade Mark, Re (1887)	939	Amway Corp'n v Eurway International Ltd (1974)	2473
Ainsworth v Walmsley (1866)	2625	Anderson's Trade Mark, Re (1884)	350
Aitchison v Reith and Anderson (Dingwall and Tain) Ltd (1974) (SCOT)	1768	Andorra Trade Mark (1975)	239
Akt BAF Hjorth & Co's Trade Mark "Primus", Re (1910)	305	Andrew (John Henry) & Co's Application, Re, Andrew (John H) & Co Ltd v Kuehnrich, Re Kuehnrich's Application, Re Trade Marks Act 1905 (1912)	1051
Akt Freia Chocolate Fabrik's Appln, Re (1924) ...	548	Andrew (John H) & Co Ltd v Kuehnrich (1913)	773 , 1301
Akt Hommel, Haematogen v Hommel (1912) ...	2074	Andrew (John H) & Co Ltd v Kuehnrich, Re Kuehnrich's Application, Re Trade Marks Act 1905, Re Andrew (John Henry) & Co's Application (1912)	1051
Aktiebolaget Manus v RJ Fullwood & Bland Ltd (1949)	869	Angelides v James Stedman Hendersons Sweets Ltd (1927) (AUS)	2887
Aktiebolaget Manus v RJ Fullwood & Bland Ltd (1954)	3072	Angelstone Ltd v Artistic Stone Ltd (1960) (CAN)	1989
Albany Packing Co Inc v Registrar of Trade Marks (1940) (CAN)	195		
Alberta Giftwares Ltd v R (1974)	1695		
Albion Motor Car Co Ltd v Albion Carriage & Motor Body Works Ltd (1917)	2284		
Alec Norman Garages Ltd v Phillips (1984)	1646		
Alerdice (Duncan) & Co Ltd v Edmund & John			

	CASE		CASE
Anglo Canadian Fire Agencies v Anglo Canadian Underwriters (1942) (CAN)	2103	Civil Service Co-op Soc of South Africa Ltd (1902)	2441, 2462
Anglo-Indian Drug & Chemical Co v Swastik Oil Mills Ltd (1934) (IND)	2258	Asbestos & Asbestic Co v Sclater Co (1900) (CAN)	1222
Anglo-Swiss Condensed Milk Co v Metcalf, Re Metcalf's Trade Mark (1886)	961, 1296	Ascough v Johnson & Co (1887)	2542
Anglo-Swiss Condensed Milk Co v Pearks, Gunston & Tee Ltd, Re Anglo-Swiss Condensed Milk Co's Trade Marks (1904)	1035	Ash (Claudius) Son & Co Ltd v Invicta Manufacturing Co Ltd (1912)	2290
Anglo-Swiss Condensed Milk Co's Trade Marks, Re, Anglo-Swiss Condensed Milk Co v Pearks, Gunston & Tee Ltd (1904)	1035	Ashton & Parsons v Gould (1909) (AUS)	21
Angus (George) & Co Ltd's Application for Rectification of Register of Trade Marks, Re (1943)	950	Ashton & Parsons Ltd v Marshall's Chemical Co Ltd (1904) (NZ)	680
Anheuser Busch Brewing Assocn v Edmonton Brewing & Malting Co (1911) (CAN)	1288	Ashton's Trade Mark, Re (1900)	913
Anheuser-Busch Inc v Canada Bud Breweries Ltd (1933) (CAN)	2478	Aspro-Nicholas Ltd's Design Appln (1969) (1974)	1847
Anheuser-Buse Inc v Budejovicky Budvar Narodni Podnik (1984)	2067	Associated Booking Corp v Associated Booking Agency (1964)	2266
Annabel's Berkeley Square Ltd v Schock (trading as Annabel's Escort Agency) (1972)	3013	Associated Colour Printers Ltd's Application (No 814,271), Re (1937)	1837
Anon (1590)	2612	Associated Newspapers Ltd v Lew Barclay Exhibitions Ltd (1955)	2573
Anookool Chunder Nundy v R (1900) (IND)	1149	Assocn of Professional Engineers of Province of Ontario v Registrar of Trade Marks (1959) (CAN)	133
Apaseal Ltd v Anglo-American Marketing Associates (1965)	1241	Aston v Harlee Mfg Co, Harlee Mfg Co v Aston (1960) (AUS)	669
Apollinaris Co v Snook (1890)	1453, 1506	Aston's Trade Mark, Re (1900)	913
Apollinaris Co v Wilson (1886)	1405	Astronaut Trade Mk (1972)	1059
Apollinaris Co Ltd v Duckworth & Co (1906)	2571	Athlete's Foot Marketing Associates Inc v Cobra Sports Ltd (1980)	2474
Apollinaris Co Ltd v Herrfeldt & Campbell (1887)	1322, 1599	Atlantic Union Oil Co Pty Ltd v Shell Co of Australia Ltd (1962) (AUS)	1187
Apollinaris Co Ltd v Norrish (1875)	2173, 2577	Atlas Co, ex p, Re Magnolia Metal Co's Trade Marks (1897)	1156, 2225
Apollinaris Co's Trade Marks, Re (1891)	941, 942, 943, 944, 946	Attenborough v Jay (1898)	2780
"Appollinaris" Trade Mark, Re (1907) ..	244, 343, 348	A-G v Mueller (1901) (AUS)	1742
Appln by American Cyanamid Co, Re (1968) (E AF)	141	A-G & General Council of Medical Education of United Kingdom Registration v Barrett Proprietaries Ltd (1932)	2455
Appln by United Africa Co Ltd, In the Matter of (1959)	1784	A-G for New South Wales v Brewery Employees Union of New South Wales (1908) (AUS)	47
Appln No 884,686 by Universal Plastics Ltd, In the Matter of (1958)	1843	A-G (Deputy) of Canada v Jantzen of Canada Ltd (1965) (CAN)	197
Appln for Limitation of Registration of McIntyre, Hogg, Marsh & Co Ltd's Trade Mark No 13262 (1956)	779	Aubanel & Alabaster Ltd v Aubanel (1949)	2335
Appln of Hamilton Cosco Inc, Re (1966) (IR)	161	Aubanel & Alabaster Ltd v Aubanel (1950)	2811
Appln of Mothercare Ltd (1968) (IR)	144	Aubanel & Alabaster Ltd v Aubanel (1951)	2966
Appln of Société des Usines Chimiques Rhône-Poulenc, Re, Re Trade Mark "Livron" of Boots Pure Drug Co Ltd (1937)	82	Australian Essential Oils Ltd v Bathurst (1943) (AUS)	105
Application of Vitamins Ltd, Re (1955)	18	Australian Marketing Development Pty Ltd v Australian Interstate Marketing Pty Ltd (1972) (AUS)	2324
Applns, Re (1903)	533	Australian Wine Co Ltd, Re (1885)	1007
Applications by the Coca Cola Company, Re (1985)	216	Australian Wine Importers Ltd, Re (1889)	454, 522, 848
Aquascutum v Cohen & Wilks (1909)	2548	Australian Wine Importers Ltd & Mason, Re, Re Trade Mark "Golden Fleece" (1889)	454
Architects' Registration Council v Breeze (1973)	1724	Autodrome Trade Mk (1969)	1181
Ardath Tobacco Co Ltd v W Sandorides Ltd (1924)	1239, 1337, 2681	Autosales Gum & Chocolate Co's Petition, Re (1913) (CAN)	1061
Argyllshire Weavers Ltd v A Macaulay (Tweeds) Ltd (1964) (SCOT)	2379	Auto-Strop Safety Razor Co, Re (1912) (NZ)	104
Aristoc Ltd v Rysta Ltd (1945)	16	Avery (W&T) Ltd's Appln, Re (1919)	274
Arkin v Polinsky (1923) (CAN)	2311		
Armstrong v Raynes (1825-1897) (CAN)	1613		
Armstrong Oilier Co Ltd v Patent Axlebox & Foundry Co Ltd (1910)	2510, 2960, 3101	BACARDI Trade Mk (1963)	920
Army & Navy Co-op Soc Ltd v Army, Navy & Civil Service Co-op Soc of India Ltd (1891) ..	2440	Bach & Jackson Ltd v Cowan (1968)	2469
Army & Navy Co-op Soc Ltd v Army, Navy &		Bach's Design, Re (1889)	1856

B

Badische, Aniline & Soda Fabrik v Maneckji Shapurji Katrak (1893) (IND)	1390
Bagots, Hutton & Co Ltd's Appln, Re (1912)	601
Bagots, Hutton & Co Ltd's Appln, Re (1916)	487
Bagots, Hutton & Co's Trade Mark, Re (1916) ..	822
Bailey v Walford (1846)	2010

CASE

Bailey (William) (Birmingham) Ltd's Appln to Register Trade Mark, Re, Re Gilbert & Co's Opposition (1935)	510
Baily & Co Ltd v Clark Son & Morland (1938)	237, 250
Baird & Tatlock (London) Ltd v Baird & Tatlock Ltd (1910) (SCOT)	2465
Baker v Rawson (1890)	861, 931, 971, 1020, 1478, 1479, 1480
Baker (Albert) & Co's Appln, Re, Re Aerated Bread Co's Appln (1908)	598, 766, 790, 803
Baker & Sons v Rawson Bros, Re Baker & Sons' Trade Marks, Re Rawson Bros' Appln (1890)	861
Baker & Sons' Trade Marks, Re, Baker & Sons v Rawson Bros, Re Rawson Bros' Appln (1890)	861
Bakhshi Singh v Hall (1940) (CAN)	2144
Bale v Church Ltd v Sutton, Parsons & Sutton & Astrah Products (1934)	1487
Balfour & Co v Kilburn & Co (1862) (IND)	1279
Bali Trade Mk (1969)	565
Ballantine (George) & Son Ltd v Ballantyne, Stewart & Co Ltd (1959)	2001, 2345
Bambury v Hounslow London BC (1971)	1720
Banarsi Das v R (1928) (IND)	1373
Banbury Bldgs Ltd v Sectional Concrete Bldgs Ltd (1970)	2373
Bancroft (Joseph) & Sons Co v Registrar of Trade Marks (1957) (AUS)	134
Banham (George) & Co v F Reddaway & Co (1927)	204, 322, 363, 725
Baptistin Bodrero's Appln, Re (1938)	451
Barber v Manico (1893)	1323, 1588, 1589
Barge v Graham Brown (Oasis Trading) Ltd (1981)	3114
Barker v Associated Manufacturers (Gowns & Mantles) Ltd (1933)	1835
Barker v Hargreaves (1981)	1767
Barley v Walford (1846)	2010
Barlow v Gobindram (1897) (IND)	2049
Barlow & Jones v Johnson, Jabez & Co (1890)	302
Barnet Glass Rubber Co Ltd v McDonald (1922) (NZ)	1745
Barnett v Leuchars (1865)	2749
Barr (Andrew G) & Co v Mair & Dougall (1904) (SCOT)	2737
Barran v Lomas (1880)	1964
Barrows' Trade-Marks, Re (1877)	683
Bartholomew v Noble & Co, Re Noble & Co's Design (1914)	1998
Barton Inc v Mary Lee Candy Shoppes Ltd (1950) (CAN)	25
Baschiera's Trade-Mark, Re (1889)	449
Baskin-Robbins Ice Cream Co Ltd v Gutman (1977)	3033
Bass v Dawber (1869)	1462, 2751, 3095
Bass, Ratcliff & Gretton Ltd v Nicholson & Sons Ltd (1932)	617, 684, 690
Bass, Ratcliffe & Gretton Ltd (no 2) Registered Trade-Marks, Re (1902)	383, 388
Bass, Ratcliffe & Gretton's Trade Mark, Re, Re Nicholson & Son's Application for Registration of Trade Mark (1932)	617
Bass's Trade Mark Case (prior to 1857)	2748
Batt (John) & Co v Dunnett (1899)	1021, 1044
Batt (John) & Co's Registered Trade Marks, Re, Re Carter's Application (1898)	1021
Batt's Trade Mark, Re (1889)	231
Battle Creek Toasted Corn Flake Co Ltd v Kellogg Toasted Corn Flakes Co (1923) (CAN)	1135

CASE

Battle Pharmaceuticals v British Drug Houses Ltd (CAN)	571
Battle Pharmaceutical v Lever Bros Ltd (1946) (CAN)	1066
Batty v Hill (1863)	2986
Bauer Chemical Co Inc v Sanatogen Co of Canada Ltd & Barry (1920) (CAN)	1133
Baume & Co Ltd v Att Moore Ltd (1958)	2344
Bausch & Lomb Optical Co v Comr of Patents (1930) (CAN)	476
Bayer v Baird (1898) (SCOT)	2319
Bayer v Symington, Re Bayer's Design (1907)	1793
Bayer Co Ltd v American Druggists' Syndicate Ltd (1924) (CAN)	1063
Bayer's Design, Re, Bayer v Symington (1907)	1793
Bayer Products Ltd's Appln, Re (1947)	621
Bayer Trade Mk (1966)	843
Baylis & Co (The Maidenhead Advertiser) Ltd v Darlenko Ltd (1974)	2193
BC Permanent Loan etc Co v Wootton (1898) (CAN)	2131
Bear (Thomas) & Sons Ltd v Prayag Narain (1934) (IND)	2259
Bear (Thomas) & Sons (India) Ltd v Prayag Narain (1940)	1245
Beard v Turner (1866)	1193, 1197, 1523
Beazley v Soares (1882)	2773
Bechstein v Barker & Barker (1910)	1300, 2496
Beck, Koller & Co (England) Ltd's Appln, Re (1947)	391
Beckett v Cohen (1973)	1663
Beckett v Kingston Bros (Butchers) Ltd (1970)	1757
Bedgood & Co v Graham (1909) (AUS)	668
Beecham v British Lion Production Assets Ltd & Decca Record Co Ltd (1951)	2972
Beecham v Hanlon (1894) (NZ)	1635
Bell v Culling (1904) (NZ)	1138
Benbow v Low (1880)	2812
Benbow v Low, Low v Benbow (1881)	674
Benchairs Ltd v Chair Centre Ltd (1974)	1977
Benedictus v Sullivan, Powell & Co (1894)	1324
Benfell Farm Produce Ltd v Surrey County Council (1983)	1746
Bengal Iron & Steel Co, Re (1914) (NZ)	258
Benidorff (Trading as Wagner) v Chambers & Co Ltd (1928)	1483
Benjamin Electric Ltd v Veritys Ltd (1940)	2037
Benskin v Registrar of Trade Marks & Fainer Ladies Wear Ltd (1947) (CAN)	574
Benson & Hedges (Canada) Ltd v Kiewel-Pelissier Breweries Ltd and Registrar of Trade Mks (1972) (CAN)	928
Benson & Hedges (Canada) Ltd v St Regis Tobacco Corp and Registrar of Trade Mks (1968) (CAN)	786
Bentley, Re, Bentley Motors (1931) Ltd v Lagonda Ltd & Bentley (1931)	281
Bentley Motors (1931) Ltd v Lagonda Ltd & Bentley, Re Bentley (1931)	281
Benz & Cie, Rheinische Automobile und Moteren Fabrik AG, Re (1913)	266, 1238
Berback Quilting Ltd v Registrar of Trade Marks (1958) (CAN)	785
Berlei Hestia Industries Ltd v Bali Co Inc (1973) (AUS)	588
Berlei (UK) Ltd v Bali Brassiere Co Inc (1969)	565
Berlei (UK) Ltd v Bali Brassiere Co Inc (1970)	2957
Berlei (UK) Ltd v Bali Brassiere Co Inc (1972)	3059

CASE	CASE
Berna Commercial Motors Ltd's Appln, Re (1915)	243, 251
Best Products Ltd v FW Woolworth & Co Ltd (1964)	1940
Bestform Foundations Inc v Trade Marks Comrs (1957) (NZ)	26
Bewlay & Co Ltd v Hughes (1898)	2176
Biegel's Trade Mark, Re (1887)	504
Bile Beans Mfg Co Ltd v Davidson (1906) (SCOT)	2877
Billings & Spencer Co of Hartford, Connecticut, US & Canadian Foundries & Forgings Ltd, Re (1921) (CAN)	1000
Binks Manufacturing Co's Appln, In the Matter of (1956)	205
Birkenhead & District Co-op Soc Ltd v Roberts (1970)	1756
Birkin & Co v Pratt, Hurst & Co Ltd (1895)	1970
Birmingham Jewellers & Silversmiths' Assn v Stock (1929) (CAN)	51
Birmingham Small Arms Co's Appln, Re (1907)	713
Birmingham Small Arms Co Ltd v Webb & Co (1906)	2622, 2668
Birmingham Vinegar Brewery Co v Powell (1897)	2169 , 2178
Biro Swan Ltd v Tallon Ltd (1961)	3055
Bischof v Toler (1895)	1729 , 1730
Bismag Ltd v Amblins (Chemists) Ltd (1940)	1179
Black & White Cabs Co v Hogen (1927) (NZ)	2734
Black & White Cabs Ltd v McEneaney (1927) (NZ)	2735
Black & White Cabs Ltd v Nicholson, Nicholson v Black & White Cabs Ltd (1928) (NZ)	2736
Blackadder v Good Roads Machinery Co Inc (1926) (AUS)	1060
Blacklock (Henry) & Co Ltd v Bradshaw's Publishing Co (1926)	3026
Blackwell v Crabb (1867)	2651
Blair v Stock (1884)	403 , 1232, 1295
Blakey v Latham (1889)	1466
Blank v Footman, Pretty & Co (1888)	1886 , 1929
Blofeld v Payne (1833)	2908, 3065 , 3066
Blogg v Anderson (1900) (AUS)	679
Blue Paraffin Trade Mk (1975)	219
Blundell v Sidney Margolis Ltd (1951)	2710
Boake (A) Roberts & Co Ltd v WA Wayland & Co, Re Boake (A) Roberts & Co Ltd's Trade Marks (1909)	304, 1452
Boake (A), Roberts & Co Ltd's Trade Marks, Re, Boake (A) Roberts & Co Ltd v WA Wayland & Co (1909)	304, 1452
Board of Trade Solicitor v Ernest (1920)	2120
Bodega Co Ltd v Riviere v Owens (1889) (IR)	330
Bollinger v Costa Brava Wine Co Ltd (1959)	1735, 2248 , 2369
Bollinger v Costa Brava Wine Co Ltd (no 2) (1961)	2370
Bollinger (J) SA v Goldwell Ltd, HP Burmer Ltd v J Bollinger SA (1971)	2767
Bombardier Ltd v British Petroleum Co Ltd (1973) (CAN)	2562
Boneham & Hart v Hirst Bros & Co Ltd (1917)	2011
Bonus Foods Ltd v Essex Packers Ltd (1965) (CAN)	203
Boord & Son v Huddart (1903)	1298 , 2665
Boord & Son v Thom & Cameron (1907) (SCOT)	1531
Boord & Son Inc v Bagots, Hutton & Co Ltd (1916)	487 , 602, 798, 822
Booth's Distillery Co Ltd's Applns, Re (1903)	533 , 722
Boots Pure Drug Co Ltd, Registered Trade Mark No 530,535, Re (1938)	82
Bormman v Basson (1906) (S AF)	2476
Bosch (Robert) Aktiengesellschaft v RH Cook & Co (1930)	2855
Bosch Akt's Applns, Re (1925)	285
Bostitch Trade Mark (1963)	731
Boston Marine Patents Co Ltd v Wheeler & Thomson (1954)	2819
Boston Rubber Shoe Co v Boston Rubber Co of Montreal (1902) (CAN)	1271
Boswell v Mathie (1884) (SCOT)	2435
Boudrias (JV) Fils Ltd v Boudrias Freres Ltd (1934) (CAN)	2102
Boulnois v Peake (1868)	2381
Bourjois Ltd v British Home Stores Ltd (1951)	1994
Bourne v Swan & Edgar Ltd, Re Bourne's Trade Marks (1903)	682, 696 , 917, 1085, 1211, 1235, 1394, 2621 , 2639
Bourne's Trade Marks, Re, Bourne v Swan & Edgar Ltd (1903)	682, 696 , 917, 1085, 1211, 1235, 1394, 2621 , 2639
Boussod, Valadon & Co v Marchant (1907)	2471
Boustead v Dempster, Moore & Co Ltd (1908) (SCOT)	2009
Bovril Ltd v Bodega Co Ltd (1916)	2904
Bow v Hart (1905)	1410
Bow City Delivery Ltd v Independent Cab Co Ltd (1973) (CAN)	2565
Bowden's (EM) Patent Syndicate Ltd's Appln, Re (1909)	217
Bowden Wire Ltd v Bowden Brake Co Ltd (no 1), Re Bowden Wire Ltd's Trade Marks (1913)	892
Bowden Wire Ltd's Trade Marks, Re, Bowden Wire Ltd v Bowden Brake Co Ltd (no 1) (1913)	892
Bowes v Shea (1939) (CAN)	2403
Bowker Fertilizer Co v Gunns Ltd (1917) (CAN)	33
Bowman v Epstein (1937) (CAN)	193
Brabourne (Lord) v Hough (1981)	2244
Braby (F) & Co's Applns, Re, Re Shropshire Iron Co's Trade Marks (1882)	436
Brades Ltd's Appln, The, Re Hunt (William) & Sons (1911)	752 , 855
Bradley's Trade Mark, Re (1892)	354
Braham v Beachim (1878)	2361 , 2362
Braham v Bustard (1863)	2151
Brampton Bros Ltd's Appln, Re (1926)	1895 , 2025
Brandreth's Trade-Mark, Re (1878)	847
Bravingtons Ltd v Barrington Tennant (1957)	2293
Breck's Sporting Goods Co Ltd v Magder, Breck's Sporting Goods Co Ltd v Sportcam Co Ltd (1975) (CAN)	743
Breck's Sporting Goods Co Ltd v Sportcam Co Ltd, Breck's Sporting Goods Co Ltd v Magder (1975) (CAN)	743
Breed v Cluett (1970)	1728
Brestian v Try (1958)	2291
Brewster Transport Co v Rocky Mt Tours & Transport Co (1929) (CAN)	3041
Brewster Transport Co Ltd v Rocky Mountain Tours & Transport Co Ltd (1931) (CAN)	2054
Bridge (David) & Co Ltd v Bridge Bros Ltd (1954)	3039
Briggs (trading as Briggs & Co) v Dunn & Son (1911)	1395
Brighten v Cavendish (1915)	1306
Brinsmead (John) & Sons Ltd v Brinsmead & Waddington & Sons Ltd (1913)	2079 , 2339

CASE	CASE		
Bristol-Myers Co v Bristol Pharmaceutical Co Ltd (1968)	2520	Burberrys v Watkinson (1906)	2959, 3106
Britains Ltd v M Morris & Co (London) Ltd (1961)	2993	Burcombe & Co Ltd's Appln, Re (1948)	825
British Airways Board v Taylor (1976)	1664	Burford (HG) & Co Ltd's Appln, Re (1919)	275
British American Glass Co Ltd v Winton Products (Blackpool) Ltd (1962)	2607	Burger King Corpn v Registrar of Trade Mks (1973) (AUS)	256
British American Tobacco Co Ltd v Mahboob Buksh (1910) (IND)	1161	Burgess v Burgess (1853)	2071, 2336
British Broadcasting Corpn v Talbot Motor Co Ltd (1981)	2297	Burgess v Hatelly (1858)	3092
British Cycle & Motor Cycle Manufacturers' & Traders' Union Ltd's Appln, Re (1923)	441	Burgess v Hills (1858)	2942
British Drug Houses Ltd v Battle Pharmaceuticals (1944) (CAN)	1003	Burgen & Wilkinson Ltd, Re (1896)	1072
British Drug Houses Ltd's Trade Mark, Re (1912)	600	Burgoyne & Co Ltd & Burgoyne v Godfree & Co (1904)	1481, 2845
British Electrozone Co's Appln, Re (1896)	92	Burke's Trade Mark, Re (1917)	1092
British Gas Corpn v Lubbock (1974)	1675, 1683	Burland v Broxburn Oil Co, Re Burland's Trade Mark (1889)	336, 970
British Hoist & Crane Co Ltd's Trade Mark, Re (1955)	293	Burland's Trade Mark, Re, Burland v Broxburn Oil Co (1889)	336, 970
British Insulated & Helsby Cables Ltd v London Electric Wire Co & Smith's Ltd (1913)	1839	Burroughs, Wellcome & Co's Trade Mark, Re, Re Wellcome's Trade Mark (1886)	1153
British Milk Products Co's Application, Re (1915)	59, 80	Burroughs, Wellcome & Co's Trade Marks, Re, Wellcome (trading as Burroughs, Wellcome & Co) v Thompson & Capper (1904)	120, 1079
British Petroleum Co Ltd v European Petroleum Distributors Ltd (1968)	356	Burshtein v Henry Disston & Sons Ltd (1940) (CAN)	519
British Thomson-Houston Co's Appln, Re (1917)	335	Bury v Bedford (1864)	1151, 1152
Broad & Co Ltd v Graham Bldg Supplies Ltd (no 1) (1969)	2574	Burys & Co, Re, Re Rabone Bros & Co (1879)	809
Broad & Co Ltd v Graham Bldg Supplies Ltd (no 2) (1969)	1513	Bush, ex p, Re Jacobs (1926) (CAN)	783
Broadhead's Appln, Re (1950)	555	Bush Mfg Co v Hanson & McLaughlin (1888) (CAN)	1169
Broadhurst v Barlow (1872)	333	Buttons Ltd v Buttons Covered Ltd (1920)	2456
Brock (HN) & Co's Appln, "Osowoolo", Re (1909)	410		
Brock (CT) & Co's "Crystal Palace" Fireworks Ltd v James Pain & Sons (1911)	1434, 2147		
Brock (HN) & Co Ltd, Re (1910)	122, 152, 410		
Brooke (Benjamin) & Co Ltd v IR Comrs (1896)	1126		
Brooke Benjamin & Co Ltd v Same, Lever Bros Ltd v Masbro' Equitable Pioneer Soc Ltd (1912)	2903, 2944		
Brooke Bond Kenya Ltd v Chai Ltd (1971) (E AF)	45		
Brooker v Collins (1932) (CAN)	224		
Brooks (JH) & Co Ltd v Norfolk Cycle Co & Brookes (1899)	1326, 2087		
Brown v Thomas & Burrows (1922)	2105		
Brown (J) & Co Ltd's Appln, Re (1920)	542		
Brown Shoe Co Inc's Application (1959)	1012		
Brown's Trade Marks, Re (1894)	1111, 1113		
Browne v Freeman (1864)	2278, 2568		
Bruce v Cornwall (1869) (S AF)	3131		
Bryant & May Ltd, Re (1888)	349		
Bryant & May Ltd, Re (1890)	353		
Bryant & May Ltd v United Match Industries Ltd (1932)	2686		
Buchanan (John & James) Ltd v Comptroller-General of Patents, Designs & Trade Marks (1928) (SCOT)	846		
Buler Trade Mk (1966)	563		
"Buler" Trade Mark (1975)	628		
Bulmer (HP) & Co Ltd's Trade Marks, In the matter of, Showerings Ltd v HP Bulmer & Co Ltd (1956)	557		
Bulmers Ltd v Showerings Ltd (1960) (IR)	132		
Bulova Accutron Trade Mk (1969)	566		
Bumsted v General Reversionary Co Ltd (1888)	2439		
Burberrys v JC Cording & Co Ltd (1909)	2198, 2586		

CASE	CASE
Canadian Converters' Co Ltd v Eastport Trading Co Ltd (1969) (CAN)	2712
Canadian Council of Blue Cross Plans v Blue Cross Beauty Products Inc (1971) (CAN)	1278
Canadian Goodrich Co Ltd v Hall (1933) (CAN) ...	447
Canadian Permanent v British Columbia Permanent (1898) (CAN)	2046
Canadian Shredded Wheat Co v Kellogg Co (1936) (CAN)	192
Canadian Shredded Wheat Co Ltd v Kellogg Co of Canada (1939) (CAN)	784
Canadian Shredded Wheat Co Ltd v Kellogg Co of Canada Ltd (1938)	2189
Canadian Wm A Rogers Ltd v International Silver Co of Canada Ltd (1932) (CAN)	1808
Canham v Jones (1813)	2488
Cannon Trade Mark (1980)	287
Canterbury Frozen-Meat & Dairy-Produce Export Co Ltd v Christchurch Meat Co Ltd (1889) (NZ)	2632
Cantrell & Cochrane v Murphy & Bradshaw, Thwaites v M'Evilly (1904) (IR)	1643
Capsuloid Co Ltd's Appln, Re (1906)	534
Carborundum Co's Appln, Re (1909)	599
Cardwell v Leduc and Pelletier (1963) (CAN)	2561
Carey v Goss (1886) (CAN)	1162, 2308
Carl-Zeiss-Stiftung v Rayner & Keeler Ltd (1968)	2802
Carl Zeiss Stiftung's Trade Mk (1970) (AUS)	1069
Carless, Capel & Leonard v F Pilmore-Bedford & Sons (1928)	962, 1093
Carling Breweries (BC) Ltd v Tartan Brewing Ltd (1969) (CAN)	584
Carlis Ware (a firm) v E Radford (trading as Newquay Radio Service) (1959)	2000
Carlsberg Bryggerier Akt and Carlsberg Scottish Importers Ltd v Tennent Caledonian Breweries Ltd (1972) (SCOT)	3042
Caron International's Design Application (1981)	1815, 1872
Carr & Sons v Crisp & Co Ltd (1902)	2620
Carr's Appln (1971)	1814
Carreras Ltd v Adolph Frankau & Co Ltd (1964)	2268
Carroll's Application, Re (1899)	66
Carron Co's Application, Re (1910)	1108
Carter's Application, Re, Re Batt (John) & Co's Registered Trade Marks (1898)	1021
Carter Medicine Co's Trade Mark, Re (1892)	729
Cartier v Carlile (1862)	1567, 1617
Cartwright v Coventry Radiator Co (1925)	1954
"Carvino" Trade Mark, Re (1911) ...	2551, 2677, 3083
Cash (J&J) Ltd v Cash (1900-3)	2078, 2090
Cassella (Leopold) & Co, Re (1910)	169, 301, 411
Cassidy, Young & Co v Campbell & Co (1892) (NZ)	2739
Castrol Ltd v Automotive Oil Supplies Ltd (1983)	1185
Castrol Ltd's Trade Mk (1972)	818
Cathay Restaurants Ltd v Kai Chin (1968) (CAN) ..	140
Catterson (SP) & Sons Ltd v Anglo Foreign Manufacturing Co Ltd (1910)	2951
Cavalla Ltd v International Tobacco Co of SA Ltd (1953) (S AF)	580
Cavendish House (Cheltenham) Ltd v Cavendish-Woodhouse Ltd (1968)	3025
Cavendish Woodhouse Ltd v Wright (1985)	1682
CBS Inc v Blue Suede Music Ltd (1982)	1186
Cellular Clothing Co v Maxton & Murray (1899) ..	2184
Cellular Clothing Co Ltd v G White & Co Ltd (1952)	2800, 2991
Cement Gun Co Ltd, Trade Marks, Re (1933)	918
Centaur Co v American Druggists Syndicate (1922) (CAN)	135
Centennial Grocery Brokers Ltd v Registrar of Trade Mks (1972) (CAN)	787
Century Electronics Ltd v CVS Enterprises Ltd (1983)	2861
Chadburns (Liverpool) Ltd v Reginald Christie & Dickinson Ltd and Gebruder Kwant NV (1962) ..	1996
Champagne Heidsieck et Cie v Scotto & Bishop (1926)	1467, 1473, 1561, 1566, 1629, 3102
Champagne Heidsieck et Cie Monopole Societe Anonyme v Buxton (1930)	868
Channel Ltd v O'Cedar Corp (1927) (CAN)	1136
Channell Ltd v Rombough (1924) (CAN)	35
Chappie Ltd v Spratt's Patent Ltd (1954)	1354
Chappie Ltd v Warrington Cannery Ltd (1955) ..	1355, 1418
Charleson v Campbell (1876) (SCOT)	2051
Charlick (W) Ltd v Wilkinson & Co Pty Ltd (1913) (AUS)	469
Château-Gai Wines Ltd v A-G of Canada (1970) (CAN)	808
Château-Gai Wines Ltd v Gouvernement de la République Française (1967) (CAN)	924
Chatteris v Isaacson (1887)	2416
Cheavin v Walker (1877)	1229, 1512, 2898
Cheerio Toys & Games Ltd v Cheerio Yo-Yo & Bo-Lo Co Ltd (1965) (CAN)	1290
Chesebrough Manufacturing Co's Trade Mark "Vaseline", Re, Re Pearson's Appln (1902) ..	701, 2230
Chelton (Poppits) Ltd v A Goldston Ltd (1957) ..	2848
Chemicals Inc & Overseas Commodities Ltd v Shanahan's Ltd (1951) (CAN)	763
Chemische Fabrik Greisheim Elektron's Appln, Re (1910)	485
Cheryl Playthings Ltd's Appln, Re (1962)	721
Chesebrough Manufacturing Co's Trade Mark "Vaseline", Re, Re Pearson's Appln (1902) ..	701, 2230
Chesebrough Pond's Inc v Colgate Palmolive Co Ltd (1968) (W INDIES)	1702
Chesebrough's Trade Mark "Vaseline", Re (1902) ..	701, 2230, 1078
Chidwick v Beer (1974)	1661
Children's Television Workshop Inc v Woolworths (NSW) Ltd (1981) (AUS)	2611
Chill Foods (Scotland) Ltd v Cool Foods Ltd (1977) (SCOT)	3043
Chilvers v Rayner (1984)	3115
Chin Chin Trade Mk (1965)	184
China-Therm Trade Mark (1980)	400
Chinn v Thomas (1879) (AUS)	2927
Chivers (S) & Sons v S Chivers & Co Ltd (1900) ..	2088
Chorlton & Dugdale's Trade Mark, Re (1885) ..	685, 700
Christiansen's Trade Mark, Re (1886)	505
Christie Brown Co Ltd, Re (1920) (CAN)	328
Christy v Tipper (1905)	86
Chudzikowski v A Sowak (Trading as Premier Productions) (1957)	1825
Chunky Trade Mark (1978)	372
Churton v Douglas (1859)	2411
Ciba Trade Marks (1983)	292
Cimon Ltd v Bench Made Furniture Corp (1965) (CAN)	1789
Cira v Karmanoff (1955) (CAN)	2378
City of Karlsbad's Appln, Re (1912)	317
Civil Service Supply Assocn v Dean (1879)	2279

CASE	CASE
Clairol International Corp and Clairol Inc of Canada v Thomas Supply & Equipment Co Ltd and Thomas Products Corp Ltd and Revlon Inc (1968) (CAN)	1608
Clark v Freeman (1848)	2243
Clark v Sharp (1898)	2659
Clark & Co Ltd, Re (1912) (NZ)	331
Clark Equipment Co v Registrar of Trade Marks (1965) (AUS)	255
Clark (C&J) Ltd v Clark's Shoe Service (1935) ...	2936
Clark Son & Morland Ltd's Trade Mark, Re (1938)	250
Clarke v Sax of Co Ltd, Re Clarke's Registered Design, (1896)	1812
Clarke's Design, Re (1896)	1812, 1857, 1867
Clarke's Registered Design, Re, Clarke v Sax & Co Ltd (1896)	1812
Clatworthy & Son Ltd v Dale Display Fixtures Ltd (1928) (CAN)	1774
Clatworthy & Son Ltd v Dale Display Fixtures Ltd (1929) (CAN)	1850
Clay (Henry) & Bock & Co, Re (1892)	1105
Clay (Henry) & Bock & Co Ltd v Eddy (1915) (AUS)	1268
Clayton v Day (1881)	2334
Clément et Cie's Trade Mark, Re (1900)	242, 797
Clock Ltd v Clock House Hotel Ltd (1936)	2384
Clode v Barnes (1974)	1753
Cluett Peabody & Co Inc v McIntyre Hogg Marsh & Co Ltd (1958)	1217
Clydesdale Motor Transport Co, Re (1922) (SCOT) ..	2123
Coats (J&P) Ltd's Appln, Re (1936)	313, 824
Coca-Cola Co v AG Barr & Co Ltd (1961) (SCOT) ..	2760
Coca-Cola Co v F Cade & Sons Ltd (1957) (IR)	640
Coca-Cola Co v Highlande Ltd and Kosto (1957) (SCOT)	2567
Coca-Cola Co v Micas (1942) (CAN)	1642
Coca-Cola Co v Pepsi-Cola Co (1942) (CAN)	1371
Coca-Cola Co v William Struthers & Sons Ltd (1968) (SCOT)	641
Coca-Cola Co of Canada Ltd v Bernard Beverages Ltd (1949) (CAN)	1276
Coca Cola Co of Canada Ltd v Pepsi-Cola Co of Canada Ltd (1940) (CAN)	1370
Coca-Cola Export Corp v Registrar of Trade Mks (1969) (E AF)	145
Cochrane v Macnish (1896)	2876, 2894
Cockle (James) & Co's Trade Mark, Re (1903) ...	1076
Cocks v Chandler (1871)	2232
Coffey's Registered Designs (1982)	1917
Cohen v Fidler & Co (1916)	665
Cohen v Krauss (1922) (CAN)	2203
Cohen v Registrar of Trade Marks (1948) (CAN) ...	575
Cohen's Trade Mark, Re (1921)	613
Colbeam Palmer Ltd v Stock Affiliates Pty Ltd (1968) (AUS)	1431
Coleman & Co Ltd v John Brown & Co (1899) ..	2589
Coleman (C) Ltd's Appln for Registration of Design (1958)	1844
Coles (JH) Pty Ltd v Need (1934) (AUS)	2998
Colgate & Co's Mark, Re (1913)	171
Colibri Lighters Ltd v Markt & Co (London) Ltd (1959)	1491
Collier & Co Ltd's Applications for Registration of Designs (1937)	1772
Collins Co v Brown (1857)	1435, 1437
Collins Co v Brown, Collins Co v Cowen (1857) ..	2776
Collins Co v Cowen (1857)	1436, 1438
Collins Co v Reeves (1858)	1439
Collins Co v Walker (1859)	1549
Collitt v Borsalino Guiseppe & Fratello Societa Anonima (1913) (AUS)	2354
Colman's Appln, Re (1894)	801
Colman (JJ) Ltd's Appln, Re (1929)	714
Colman (J&J) Ltd v Farrow & Co (1897)	3018
Colman's Trade Marks, Re (1891)	1102
Columbia Graphophone Co Ltd Trade Marks (nos 288,624, 324,745 & 407,537), Re (1932) ...	1042
Columbia Pictures Corp's Appln, Re (1932)	754
Columbia Pictures Corp Application, Re (1933) ..	1094
Combe International Ltd v Scholl (UK) Ltd (1980)	3038
"Commando" Trade Mark (1963)	736
Compagnie Générale d'Eaux Minérales et de Bains de Mer, Re (1891)	912, 914
Compagnie Industrielle des Pétroles' Appln, Re, Re Price's Patent Candle Co's Trade Mark (1907) 407, 535	912, 914
Compatibility Research Ltd v Computer Psyche Co Ltd (1967)	2608
Computervision Corp v Computer Vision Lt (1975)	2391, 2521
Concord Canning Co's Trade Mark, Re (1932) ...	398
Concrete Ltd's Appln, Re (1939)	1773
Condy & Mitchell v Taylor & Co (1887)	2155
Congoleum Co of Canada v Canadian Linoleums & Oilcloths Ltd (1923) (CAN)	1368
Connor's Appln, Re (1924)	414, 547
Consarc Trade Mk (1969)	495
Continental Oil Co v Comr of Patents (1934) (CAN) ..	742
Continental Oil Co v Consumers' Oil Co Ltd (1932) (CAN)	24
Continental Oil Co v Patents Comr (1934) (CAN) ...	54
Conveyor Co of Australia Pty Ltd v Cameron Bros Engineering Co Ltd (1973) (NZ)	1945
Cook & Berheimer Co's Registered Design, Re (1913)	1980
Cook and Hurst's Design Application, Re (1979) ..	1781
Coombe v Mendit Ltd (1913)	1334
Cooper v Symington (1893)	1818
Coote & Co v Gregg & Co (1891) (NZ)	1294
Cope v Evans (1874)	1228, 1255
Copydex Ltd v Noso Products Ltd (1952)	3009
Cordes v R Addis & Son (1923)	2182, 2867
Cording (Geo) Ltd v JC Cording Ltd & Trade Marks Registrar (1916)	412
Cording (George) Ltd's Appln, Re (1916)	412
Corfield v Sevenways Garage Ltd (1984)	1655
Corfield v Starr (1981)	1669
Corn Products Refining Co v African Products Mfng Co (1922) (S AF)	90
Coronet Ltd v JJ Silber Ltd (1961)	2984
Côté (JA&M) Z Ltée v BF Goodrich Co (1950) (CAN)	57
Cottee v Douglas Seaton (Used Cars) Ltd (1972) ..	1657
Cotton v Gillard (1874)	1116
Countess Housewares Ltd v Addis Ltd (1964) ...	2267
County Chemical Co Ltd v Frankenburg (1904) 2626, 2666, 2921	2626, 2666, 2921
County Chemical Co Ltd's Appln, Re (1949)	113
County Chemical Co Ltd's Appln to Register Trade Mark, Re (1937)	873
Coupe v Guyett (1973)	1751
Cow (PB) & Co Ltd v Cannon Rubber Mers Ltd (1959)	1799
Cow (PB) Ltd v Cannon Rubber Mfrs Ltd (1961) ..	2028