

21. The filing of a protest against the issuing of a patent shall not be taken in itself as a sufficient reason to withhold the granting of such patent to an applicant.

In cases of doubt, and in accordance with the letter and meaning of the law, patents may be issued for an invention already patented, a trial before a judicial tribunal being in such cases the only means of discovering who is the real or first inventor.

23. A *Caveat* must be composed of a specification, (and drawings,) and as long as it remains uninterfered with, and that the filer is not called upon to lodge his application, in due form, on account of an interfering application, the said proprietor thereof can lodge with it additional papers, provided these papers are relevant exclusively to the perfecting of the same invention in progress of completion.

24. All cases connected with the intricate and multifarious proceedings, issuing from the working of a law of Patents of Invention, which are not specially defined and provided for in these Rules, shall be decided, in accordance with the merits of each case, by authority of the Commissioner of Patents, and the decision shall be communicated to the interested parties, through the Departmental correspondent of the Patent Office.

The correspondence with the Department is carried, through the Canadian mail, free of postage.

The forwarding of any paper should always be accompanied by a letter, and a separate letter should be written in relation to each distinct subject.

It is particularly recommended that reference should be made to the law before writing on any subject to the Department, in order to avoid unnecessary explanations and useless loss of time and labor; and it is also recommended, in every case, to have the papers and drawings prepared by a competent person, for the interest both of the applicant and of the public service.

A sufficient margin should be left on every paper, and specially on specifications and assignments, for the insertion of references or certificates, and for the affixing of the seal thereto.

Although it is optional for the applicant to annex drawings to the specification of a *Caveat*, or not, still it is important, in the interest of the party, always to attach drawings to the said specification.

It must be remembered, that the better papers are executed, the sooner the work is despatched at the office, and the surer the regularity of the proceedings is guaranteed.

It must be remembered, when drawing the petition for a Patent of Invention, that, if a change in the residence mentioned has taken place during the year next to the date of the petition, the change or changes should be mentioned, in accordance with the 12th section of the Patent Act of 1869