

EAST AFR. PROT
6913

6913

G.P.O.

Wireless Tel. Station at Bombay

1913

26 Feb.

Last previous Paper.

6a

41026 1/2

Sends report by Enji on Chief resp. judgement obtained by Marconi Co. in French Court, & encloses copy of judgement. Considers that system of Anglo-French Co. does not come within the judgement, & that Co. tender might be accepted, subject to usual conditions against actions for infringement of patent.

to J. Anderson

H: J. R.

to J. Anderson

Mr. Dringon
Mr. Collins
Mr. Read

27/II

See 8813/3

~~Mr. Dringon~~
Mr. Grindle, to see (in connection with a Barbados paper) what decision is taken on this paper -

See also the report of our own Consulting Engineers in H. Key, which

Confers is in agreement with the present letter in favouring on the whole our accepting the Anglo-French tender

(1) for E.A.P. (2) for Hong Kong - and what will shortly follow (3) for Penang

But as regards the East & Lines of this letter, should C.A. be asked to

to 6a cons. 10 March
to for case B. 10166
for 70 10 spec. 10166
ans. 15th Feb. in 1887
to 6a cons. 10 March

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Next subsequent Paper

Mr. Dahl
8667 10/16

W. Bottanley, Mr Johnson
Mr Reed

So far as East is concerned
before ~~any~~ ~~proposals~~ we
definitely accept the
Anglo French version. It
appears that we ought to
get a reply from the
Italian Govt. see 70/100/100
If the Italians at Genoa
refuse to communicate
with a non-Marcorn station
at Monbasa we should have
to consider what action should
be taken to meet the difficulty
(See Mr Johnson's minute
on Cap 4000/100)
I ask 70 to hasten
Italian Govt's reply.

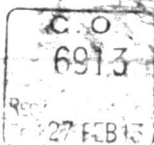
+ Not much
fear, I think
J.H.

Approved - [Signature] 7/13/13
[Signature]

Home
J.H.
10/11

GENERAL POST OFFICE, LONDON.

26 February 1913.



Sir,

With reference to your letter of the 21st instant, 1898/99, regarding the transfer of the Anglo-French Wireless Company for a wireless station at Madain, I am directed by the Postmaster General to say, for the information of the Secretary of State, that it is stated that the system now used by the Anglo-French Wireless Company is different from that in regard to which a judgment was recently obtained in the French Courts in the National Company against the Société Française Télégraphique and the Compagnie Générale Radiotélégraphique. I am to enclose a copy of the judgment in question and of a confidential report made by the Engineer in Chief on the subject.

The system now used by the Anglo-French Company does not, in the Engineer in Chief's opinion, come within the judgment, and it is clear consequently that the Secretary of State has decided to accept the offer of the Anglo-French Company for the Madain station, subject to his being satisfied that the Company have secured the usual indemnity in connection with the grant of patents.

I am,

Under Secretary of State
 COLONIAL OFFICE.

Atkinson

Report of Report by Assistant Engineer-in-Chief
14 February 1916.

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Rec
7-27 FIB

In this case the plaintiff, Newcomb's Wireless
Telegraph Co., alleges infringement of plaintiff's French
patent No. 200,000 of 1900, which corresponds to the English
patent No. 2,555 of 1901. The defendant, the subject
of this report, is the holder of the English patent in the
United Kingdom and is a resident of the United Kingdom in 1911.

The defendant claims that the plaintiff's patent is invalid
on the ground that it is not a true invention.

- (1) That the patent was invalidated by (a)
- an invention, and (c) want of subject matter;
- (11) that there was no infringement.

The court was there was the additional plea,

(1) (c) by the defendant's plea that the patent had lapsed
through non-payment of the annual fee. The defendant was
entitled to claim the full benefit.

(2) As regards the validity of the patent in question, the judge found the
validity of the patent in question, and the defendant's plea
was found to be invalid.

It was found as a matter of fact that the defendant was
entitled to claim the full benefit.

The court found that the defendant was entitled to claim the full benefit.

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