

From: [Industrial Designs / Dessins Industriels \(IC\)](#)
To: [Industrial Designs / Dessins Industriels \(IC\)](#)
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From: Roger Hughes [<mailto:roger.hughes@sympatico.ca>]
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To: CIPO Consultations / OPIC consultations (IC)
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Respecting the proposed regulations I have comments respecting the manner in which refusals by the Minister to register a design are to be treated.

Section 6(2) of the Act provides for an appeal directly to Cabinet. Jurisprudence indicates that the Federal Court may step in (eg Rothbury 2005 1 FCR 130). The proposed regulations appear to divide out "Hague" applications and in proposed section 50 an appeal to the Federal Court is provided. Can this be done in light of section 6(2) of the Act?

As a more minor matter propose section 50(6) of the Regulations require the Federal Court Registry to send a copy of a Supreme Court judgement or order. This should be done by the Supreme Court registry.

Thank you for the opportunity to make comments.