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**Datasheet for the decision
of 8 October 2015**

Case Number: T 1251/15 - 3.4.02

Application Number: 07425757.7

Publication Number: 2065689

IPC: G01G19/08, G01M1/12

Language of the proceedings: EN

Title of invention:

Method and device for detecting the overload of a vehicle, in particular a commercial or industrial vehicle

Applicant:

Iveco S.p.A.

Headword:

Relevant legal provisions:

EPC Art. 108
EPC R. 101(1)

Keyword:

Missing statement of grounds

Decisions cited:

Catchword:



Beschwerdekammern
Boards of Appeal
Chambres de recours

European Patent
Office
D-80298 MUNICH
GERMANY
Tel. +49 (0) 89 2399-0
Fax +49 (0) 89
2399-4465

Case Number: T 1251/15 - 3.4.02

D E C I S I O N
of Technical Board of Appeal 3.4.02
of 8 October 2015

Appellant: Iveco S.p.A.
(Applicant) Via Puglia 35
10156 Torino (IT)

Representative: Franzolin, Luigi
Studio Torta S.p.A.
Via Viotti, 9
10121 Torino (IT)

Decision under appeal: **Decision of the Examining Division of the
European Patent Office posted on 9 January 2015
refusing European patent application No.
07425757.7 pursuant to Article 97(2) EPC.**

Composition of the Board:

Chairman B. Müller
Members: A. Hornung
F. J. Narganes-Quijano

Summary of Facts and Submissions

- I. The appeal is directed against the decision of the Examining Division dated 9 January 2015 refusing European patent application No. 07425757.7.
- II. The appellant filed a notice of appeal on 19 March 2015 and paid the appeal fee on the same day.
- III. By communication of 26 June 2015, received by the appellant, the Registry of the Board informed the appellant that it appeared from the file that the written statement of grounds of appeal had not been filed, and that it was therefore to be expected that the appeal would be rejected as inadmissible pursuant to Article 108, third sentence, EPC in conjunction with Rule 101(1) EPC. The appellant was informed that any observations had to be filed within two months of notification of the communication.
- IV. With a letter of 31 July 2015 the appellant confirmed that its request for oral proceedings did not apply to the issue of inadmissibility of the appeal because no grounds of appeal had been filed in due time.

Reasons for the Decision

No written statement setting out the grounds of appeal was filed within the time limit provided by Article 108, third sentence, EPC in conjunction with Rule 126(2) EPC. In addition, neither the notice of appeal nor any other document filed contains anything that could be regarded

as a statement of grounds pursuant to Article 108 EPC and Rule 99(2) EPC. Therefore, the appeal has to be rejected as inadmissible (Rule 101(1) EPC).

Order

For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:



M. Kiehl

B. Müller

Decision electronically authenticated