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**Datasheet for the decision
of 1 March 2023**

Case Number: T 2117/22 - 3.3.05

Application Number: 17734392.8

Publication Number: 3463625

IPC: B01D53/28, B01J20/16,
B01J20/28, B01J20/30

Language of the proceedings: EN

Title of invention:

A METHOD OF FORMING A GAS TREATMENT ELEMENT

Patent Proprietor:

Air Purification Skroll Ltd

Opponent:

Norgren Limited

Headword:

Gas treatment element/Skroll

Relevant legal provisions:

EPC Art. 108
EPC R. 101(1)

Keyword:

Admissibility of appeal - missing statement of grounds

Decisions cited:

Catchword:



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Case Number: T 2117/22 - 3.3.05

D E C I S I O N
of Technical Board of Appeal 3.3.05
of 1 March 2023

Appellant: Air Purification Skroll Ltd
(Patent Proprietor) 30 Richmond Court,
Kells Lane,
Low Fell
Gateshead NEP 5JG (GB)

Representative: Archer, Graham John
Archer-IP Ltd
Northern Design Centre
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Respondent: Norgren Limited
(Opponent) Blenheim Way
Fradley Park
Lichfield, Staffordshire WS13 8SY (GB)

Representative: Range, Christopher William
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Decision under appeal: **Interlocutory decision of the Opposition
Division of the European Patent Office posted on
14 July 2022 concerning maintenance of the
European Patent No. 3463625 in amended form.**

Composition of the Board:

Chairman E. Bendl
Members: G. Glod
 R. Winkelhofer

Summary of Facts and Submissions

- I. On 13 September 2022, the patent proprietor filed a notice of appeal against the opposition division's decision of 20 May 2022, posted on 14 July 2022, to uphold the patent in amended form. The appeal fee was paid the same day.
- II. No statement of grounds of appeal was filed.
- III. By communication of 8 December 2022, the appellant's attention was drawn to the missing statement of grounds, and to the legal consequence that the appeal was likely to be rejected as inadmissible. Any observations would have to be filed within two months of notification of the communication.
- IV. No such observations were submitted.

Reasons for the Decision

1. No written statement setting out the grounds of appeal was filed within the time limit of Article 108, third sentence, EPC in conjunction with Rules 99 (2) and 126(2) EPC. Therefore, the appeal is inadmissible (Rule 101(1) EPC).

Order

For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar:

The Chair:



C. Vodz

E. Bendl

Decision electronically authenticated