

Veröffentlichung im Amtsblatt	Ja/Nein
Publication in the Official Journal	Yes/No
Publication au Journal Officiel	Oui/Non

Aktenzeichen / Case Number / N^o du recours : T 705/89 - 3.3.1

Anmeldenummer / Filing No / N^o de la demande : 80 100 132.2

Veröffentlichungs-Nr. / Publication No / N^o de la publication : 0 014 326

Bezeichnung der Erfindung: Dye composition and its use for dyeing and
Title of invention: printing cellulose fibres
Titre de l'invention :

Klassifikation / Classification / Classement : C09B 67/24

ENTSCHEIDUNG / DECISION

vom / of / du 23 October 1990

Anmelder / Applicant / Demandeur :

Patentinhaber / Proprietor of the patent /
Titulaire du brevet :

Sumitomo Chemical Company, Limited

Einsprechender / Opponent / Opposant :

Hoechst Aktiengesellschaft, Frankfurt

Stichwort / Headword / Référence :

EPÜ / EPC / CBE Article 108, Rule 65(1)

Schlagwort / Keyword / Mot clé : "Missing Statement of Grounds"

Leitsatz / Headnote / Sommaire



Case Number : T 705/89 - 3.3.1

D E C I S I O N
of the Technical Board of Appeal 3.3.1
of 23 October 1990

Appellant : HOECHST AKTIENGESELLSCHAFT, Frankfurt
(Opponent) Zentrale Patentabteilung
D-6230 Frankfurt am Main 80

Respondent : Sumitomo Chemical Company, Limited
(Proprietor of the patent) Kitahama 4-chome 5-33
Chuo-ku, Osaka 541
JP

Representative : Vossius & Partner
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P.O. Box 86 07 67
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Decision under appeal : Decision of the Opposition Division of the European Patent Office of 10 July 1989, posted on 31 August 1989, rejecting the opposition filed against European patent No. 0 014 326 pursuant to Article 102(2) EPC.

Composition of the Board :

Chairman : K.J.A. Jahn
Members : P. Krasa
F. Benussi

Summary of Facts and Submissions

- I. The appeal contests the decision of the Opposition Division of the European Patent Office delivered orally on 10 July 1989, rejecting the opposition to the European patent No. 0 014 326. The decision, with written reasons, was dispatched by registered letter with advice of delivery to the parties involved on 31 August 1989. The Appellant filed a notice of appeal by a letter received on 2 November 1989, and paid the fee for appeal on the same day. No Statement of Grounds was filed. The notice of appeal contains nothing that could be regarded as a Statement of Grounds pursuant to Article 108 EPC.
- II. By a communication dated 18 July 1990 sent by registered post with advice of delivery, the Registry of the Board informed the Appellant that no Statement of Grounds had been filed and that the appeal could be expected to be rejected as inadmissible. The Appellant was invited to file observations within two months.
- III. In a letter dated 23 July 1990 the Appellant confirmed that he had not filed a Statement of Grounds of Appeal.

Reasons for the Decision

As no written statement setting out the grounds of appeal has been filed, the appeal has to be rejected as inadmissible (Article 108 EPC in conjunction with Rule 65(1) EPC).

Order

For these reasons, it is decided that:

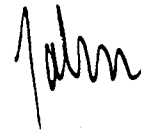
The appeal is rejected as inadmissible.

The Registrar:



M. Beer

The Chairman:



K.J.A. Jahn

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