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D E C I S I O N
of 5 September 2001

Case Number: T 1187/00 - 3.3.6

Application Number: 94300264.2

Publication Number: 0608078

IPC: D21H 21/48

Language of the proceedings: EN

Title of invention:

Security threads and security paper using the same

Patentee:

PORTALS (BATHFORD) LIMITED

Opponent:

ARJO WIGGINS S.A.

Headword:

-

Relevant legal provisions:

EPC Art. 108

EPC R. 65(1)

Keyword:

"Missing statement of grounds"

Decisions cited:

-

Catchword:

-



Case Number: T 1187/00 - 3.3.6

D E C I S I O N
of the Technical Board of Appeal 3.3.6
of 5 September 2001

Appellant: ARJO WIGGINS S.A.
(Opponent) 117 Quai du Président Roosevelt
FR-92442 Issy-les-Moulineaux Cedex (FR)

Representative: -

Respondent: PORTALS (BATHFORD) LIMITED
(Proprietor of the patent) 6 Agar Street
London WC2N 4DE (DE)

Representative: Bucks, Teresa Anne
BOULT WADE TENNANT
Verulam Gardens
70 Gray's Inn Road
London WC1X 8BT (GB)

Decision under appeal: Decision of the Opposition Division of the
European Patent Office posted 3 November 2000
rejecting the opposition filed against European
patent No. 0 608 078 pursuant to Article 102(2)
EPC.

Composition of the Board:

Chairman: P. Krasa
Members: G. N. C. Raths
M. Tardo-Dino

Summary of Facts and Submissions

I. The appeal contests the decision of the Opposition Division of the European Patent Office posted 3 November 2000, rejecting the opposition pursuant to Article 102(2) EPC.

The Appellant (Opponent) filed a notice of appeal on 21 December 2000 and paid the fee for appeal on 3 January 2001. The grounds of appeal should have been filed until 13 March 2001.

II. No Statement of Grounds was filed up to 13 March 2001. The notice of appeal does not contain anything that could be regarded as a Statement of Grounds pursuant to Article 108 EPC.

III. By a communication dated 19 April 2001 sent by registered letter 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.

No answer to the Registry's communication has been received.

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:

The Chairwoman:

G. Rauh

P. Krasa