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**Datasheet for the decision
of 2 October 2014**

Case Number: T 1147/14 - 3.2.07

Application Number: 04736517.6

Publication Number: 1633648

IPC: B65D63/10, F16L3/233

Language of the proceedings: EN

Title of invention:

TIE STRIPS

Applicant:

Harsley, Andrew John

Headword:

-

Relevant legal provisions:

EPC Art. 108, third sentence
EPC R. 101(1)

Keyword:

Admissibility of appeal - missing statement of grounds

Decisions cited:

Catchword:



**Beschwerdekammern
Boards of Appeal
Chambres de recours**

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Case Number: T 1147/14 - 3.2.07

D E C I S I O N
of Technical Board of Appeal 3.2.07
of 2 October 2014

Appellant: Harsley, Andrew John
(Applicant) 161 Queensway
Grantham, Lincolnshire NG31 9RB (GB)

Representative: Fry, David John
Agile IP LLP
Airport House
Purley Way
Croydon
Surrey CRO 0XZ (GB)

Decision under appeal: **Decision of the Examining Division of the European Patent Office posted on 5 December 2013 refusing the request for reestablishment into the time limit for the payment of the annual fee for the fifth year and the additional fee pursuant to Article 122(1) EPC in the matter of the European patent application No. 04736517.6.**

Composition of the Board:

Chairman H. Meinders
Members: C. Brandt
G. Patton
V. Bevilacqua
E. Kossonakou

Summary of Facts and Submissions

- I. The appeal contests the decision of the Examining Division of the European Patent Office posted on 5 December 2013 refusing the request for re-establishment into the time limit for the payment of the annual fee for the fifth year and the additional fee pursuant to Article 122(1) EPC in the matter of the European patent application No. 04736517.6.

The appellant (applicant) filed a notice of appeal on 6 December 2013 and paid the appeal fee on the same day. The notice of appeal was reiterated with letter dated 19 December 2013 referring to the written decision as notified.

- II. By a communication dated 26 May 2014 sent by registered letter with advice of delivery, the registry of the Board informed the appellant that no statement setting out the grounds of appeal 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. No answer has been filed to the registry's communication.

Reasons for the Decision

1. Neither the notice of appeal filed on 6 December 2013 nor the letter filed on 19 December 2013 contain anything that could be regarded as a statement of grounds pursuant to Article 108 EPC.

2. As no written statement setting out the grounds of appeal has been filed, the appeal has to be rejected as inadmissible (Article 108 EPC, third sentence, in conjunction with Rule 101(1) EPC).

Order

For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:



G. Nachtigall

H. Meinders

Decision electronically authenticated