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**Datasheet for the decision  
of 12 October 2018**

**Case Number:** T 1902/17 - 3.4.01

**Application Number:** 08717416.5

**Publication Number:** 2118678

**IPC:** G01S7/02

**Language of the proceedings:** EN

**Title of invention:**  
SURVEILLANCE SYSTEM AND METHOD

**Applicant:**  
LEONARDO MW LTD

**Headword:**  
SURVEILLANCE SYSTEM/LEONARDO

**Relevant legal provisions:**

EPC Art. 108  
EPC R. 101(1)

**Keyword:**

Admissibility of appeal - missing statement of grounds

**Decisions cited:**

**Catchword:**



**Beschwerdekammern**  
**Boards of Appeal**  
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Case Number: T 1902/17 - 3.4.01

**D E C I S I O N**  
**of Technical Board of Appeal 3.4.01**  
**of 12 October 2018**

**Appellant:** LEONARDO MW LTD  
(Applicant) Christopher Martin Road  
Basildon, Essex SS14 3EL (GB)

**Representative:** Tolfree, Adam Joseph Benjamin  
Leonardo MW Ltd  
c/o Impetus IP Limited  
Suite 31, West Devon Business Park  
Brook Lane  
Tavistock, Devon PL19 9DP (GB)

**Decision under appeal:** **Decision of the Examining Division of the  
European Patent Office posted on 6 March 2017  
refusing European patent application No.  
08717416.5 pursuant to Article 97(2) EPC.**

**Composition of the Board:**

**Chairman** P. Scriven  
**Members:** T. Zinke  
R. Winkelhofer

## **Summary of Facts and Submissions**

- I. The appeal is directed against the decision of the Examining Division of 6 March 2017 to refuse European patent application No. 08 717 416.5.
- II. The Appellant filed a notice of appeal on 8 May 2017 and paid the appeal fee on the same day.
- III. By communication of 6 July 2018, received by the Appellant, 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. The Appellant was informed that any observations had to be filed within two months of notification of the communication.
- IV. The Appellant did not file observations in response to the communication.

## **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 Rules 126(2) and 131 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:



R. Schumacher

P. Scriven

Decision electronically authenticated