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**D E C I S I O N**  
**of 15 March 2000**

**Case Number:** T 0941/99 - 3.2.3

**Application Number:** 93900281.2

**Publication Number:** 0616672

**IPC:** F23G 7/00

**Language of the proceedings:** EN

**Title of invention:**

Treatment of liquid waste material

**Applicant:**

IMPERIAL CHEMICAL INDUSTRIES PLC, et al

**Opponent:**

Praxair Technology, Inc.

**Headword:**

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**Relevant legal provisions:**

EPC Art. 108,  
EPC R. 65(1)

**Keyword:**

"Missing Statements of Grounds"

**Decisions cited:**

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**Catchword:**

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Boards of Appeal

Chambres de recours

**Case Number:** T 0941/99 - 3.2.3

**D E C I S I O N**  
**of the Technical Board of Appeal 3.2.3**  
**of 15 March 2000**

**Appellant:** Praxair Technology, Inc.  
(Opponent) 39 Old Ridgebury Road  
Danbury, Ct. 06810-5113 (US)

**Representative:** Schwan, Gerhard, Dipl.-Ing.  
Elfenstr. 32  
D-81739 München (DE)

**Respondent:** IMPERIAL CHEMICAL INDUSTRIES PLC  
(Proprietor of the patent) Imperial Chemical House  
Millbank  
London SW1P 3JF (GB)

**Representative:** Sexton, Jane Helen  
J.A. KEMP & CO.  
14 South Square  
Gray's Inn  
London WC1R 5LX (GB)

**Decision under appeal:** Decision of the Opposition Division of the  
European Patent Office posted 15 July 1999  
rejecting the opposition filed against European  
patent No. 0 616 672 pursuant to  
Article 102(2) EPC.

**Composition of the Board:**

**Chairman:** C. T. Wilson  
**Members:** H. Andrä  
J. P. B. Seitz

## **Summary of Facts and Submissions**

- I. The appeal contests the decision of the Opposition Division of the European Patent Office posted 15 July 1999, rejecting the opposition pursuant to Art. 102(2) EPC.

The Appellant filed a notice of appeal on 24 September 1999 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 28 December 1999 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.
- III. No answer has been given to the Registry's communication.

## **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 Chairman:

A. Counillon

C. T. Wilson