

Kluwer Patent Blog

EPO: T1548/11, European Patent Office (EPO), Board of Appeal, 22 September 2015

Lars de Haas (V.O.) · Wednesday, November 25th, 2015

A board of appeal of the European Patent Office held that a conditional request for oral proceedings filed with a notice of opposition remains effective after appeal and remittal to the opposition division, even when the party fails to restate the request in response to an invitation for requests by the opposition division after the remittal. Although the opposition division had held oral proceedings before the remittal, the request had not been “exhausted” under Article 116(2) EPC, because the subject of the first oral proceedings was novelty and the subject of the decision after remittal was inventive step.

A full summary of this case has been published on [Kluwer IP Law](#).

To make sure you do not miss out on regular updates from the Kluwer Patent Blog, please subscribe [here](#).



Want to improve your IP strategy?

- Manual of Industrial Property
- IP Analytics
- Visser – Annotated European Patent Convention

230+ jurisdictions
36,000+ cases
100+ books
600+ IP law professionals as authors

Request a free demo now
KluwerIPLaw.com

 Wolters Kluwer

This entry was posted on Wednesday, November 25th, 2015 at 8:56 am and is filed under [Case Law](#), [EPC](#), [EPO Decision](#)

You can follow any responses to this entry through the [Comments \(RSS\)](#) feed. Both comments and pings are currently closed.