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Language of the proceedings, European Patent Office (EPO Enlarged Board of Appeal), 16 Februari 2010

Christian Gassauer-Fleissner · Tuesday, February 16th, 2010

The Enlarged Board of Appeal in reply to three questions of law submitted to it, concludes as follows: Question 1: When an international application is filed and published under the PCT in an official language of the EPO, it is not possible upon entry into the regional phase to file a translation of the application in one of the other two languages. Question 2: The bodies of the EPO cannot use in written proceedings of a European patent application or of the regional phase of an international patent application an official language of the EPO other than the one used in the procedure of the application upon applying Article 14(3) EPC. Question 3: This question lacks purpose.

Click [here](#) for the full text of this case. A summary of this case will be posted on <http://www.KluwerIPCases.com>.

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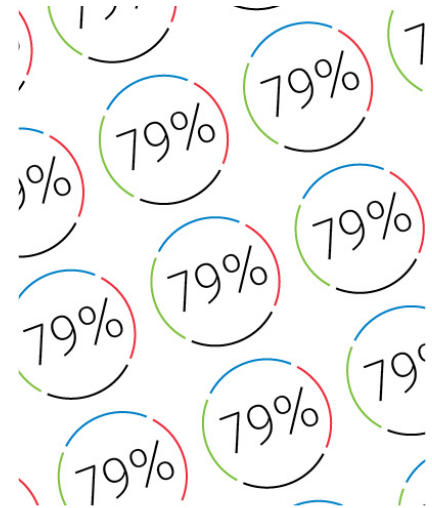
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This entry was posted on Tuesday, February 16th, 2010 at 5:38 am and is filed under [G 1/93](#), [OJ 1994, 541](#)) *The ‘gold standard’ of the European Patent Office’s Board of Appeal is that any amendment can only be made within the limits of what a skilled person would derive directly and unambiguously, using common general knowledge, and seen objectively and relative to the date of filing, from the whole of the documents as filed (G 3/89, OJ 1993,117; G 11/91, OJ 1993, 125).*“>Amendments, [Case Law](#), [EPC](#)

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