

## Annex 9

### Decision 5

Date

#### PATENTS ACT 1977

PROPRIETOR

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ISSUE

Whether Patent Number GB xxxxxxxx should  
be revoked under Section 73(1)

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#### DECISION

1. An Official letter dated [xxx] explained that the invention of claims [xxx] of the above patent did not appear new in the light of [xxx] and that revocation of the UK Patent under Section 73(1) might therefore be necessary. The proprietor did not submit observations or proposals for amendment. A hearing was therefore offered in an Official letter dated [xxx] but the proprietor has not asked to be heard.
2. In the absence of any argument to the contrary, I am satisfied that the conditions of Section 73(1) are met. I therefore order revocation of the UK patent.

#### Appeal

3. Any appeal must be lodged within 28 days after the date of this decision.

#### (Name)

Deputy Director / Head of Examination Group acting for the Comptroller