

PATENTS ACT 1977

Linda
3Y60

IN THE MATTER OF an application
under Section 28 by GNS UK Limited for the
restoration of European Patent (UK) No 0521891

DECISION

The renewal fee due on 12 March 1996 in respect of the sixth year of this patent was not paid by that date, nor was it paid during the six months immediately following as allowed by section 25(4) of the Patents Act 1977. The application for restoration was filed on 20 October 1996, within the period permitted under rule 41(1) of the Patents Rules 1995.

The application came before me at a hearing on 4 September 1997. The proprietor was represented by Mrs Smith who was accompanied by Mrs Hanks. Mr Sim attended on behalf of the Patent Office.

Having considered both the evidence filed and the arguments advanced at the hearing, I am satisfied that the proprietor had taken reasonable care to see that the renewal fee was paid, as required by section 28(3). Accordingly, I allow the application for restoration.

Restoration will not, however, take place unless and until the requirements of rule 41(4) have been met.

Dated this 24th day of September 1997



M C WRIGHT

Grade 7, acting for the Comptroller

