

PATENTS ACT 1977

BLO/014/87

IN THE MATTER OF an application
by SAB AUTOMOTIVE AB for REVOCATION
of Patent No. 2087012 in the name
of Kelsey-Hayes Company

DECISION

Revocation of Patent No. 2087012 was applied for under Section 72 of the Patents Act 1977 on the ground that the invention which forms the subject of the patent is not a patentable invention within the meaning of the Act. In particular it was alleged that the invention was not new and that it lacked inventive step. After the filing of evidence by the applicants, the patentees made an offer to surrender the patent by filing Form 18/77 on 7 May 1986. On consideration by the Office of the issues raised in the proceedings, the view was formed that the case for revocation had been made out and, there being no response to the advertisement of the surrender offer in the Official Journal, the parties were notified in letters dated 17 November 1986 that it was proposed not to accept the offer to surrender but instead to revoke the patent, subject to any objection which either side might raise.

No reply has been received from either party and I accordingly revoke this patent.

I award the applicants, SAB Automotive AB, the sum of two hundred and twenty pounds (£220) as a contribution towards their costs and order that this sum be paid to them by the patentees Kelsey-Hayes Company.

Dated this 9th day of January 1987

N G TARNOFSKY

Superintending Examiner, acting for the Comptroller



THE PATENT OFFICE