

Miss Durrow  
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**PATENTS ACT 1977**

IN THE MATTER OF an application under  
Section 72 by Genencor International for the  
revocation of Patent No GB 2091271 in the  
name of Collaborative Research Inc

0186/94

**DECISION**

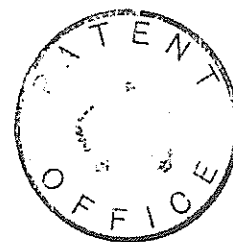
In an interim decision dated 23 June 1994 I found in favour of the allegations of the applicants for revocation that the invention as claimed in all of the claims of the amended Set A was lacking in novelty and/or inventive step. I also indicated that I could not see a saving amendment but, in the circumstances of the case and particularly as I was not addressed on the Set B and Set C amendments, I allowed the patentees two months from the date of the decision in which to submit amendments to meet my findings.

The two month period has passed without the filing of any amendments by the patentees and I therefore order that the patent should be revoked.

Although I was not addressed at the Hearing on the matter of costs, the applicants ask for costs in their statement. Since they have been successful in this action I award the applicants for revocation, Genencor, the sum of £900 (nine hundred pounds) as a contribution towards their costs and I direct that this sum be paid to them by the patentees, Collaborative Research Inc.

Dated this 19 day of September 1994

P J Herbert  
Superintending Examiner, acting for the Comptroller



**THE PATENT OFFICE**