Intellectual Property Office

BL O/427/15

09 September 2015

PATENTS ACT 1977

APPLICANT	Samsung Electronic Co Ltd and Seoul National University R&DB Foundation
ISSUE	Whether patent application number GB 1115513.2 complies with section 1(1)(b)
HEARING OFFICER	Mrs S E Chalmers

FINAL DECISION

1 In my interim decision (BL O/316/15), I refused the application for lack of inventive step. However, I found that the invention defined by the second set of amended claims proposed at the hearing met the requirements of section 1(1)(b). I gave the applicant one month from the date of the decision (7 July 2015) to formally file these amendments and noted that consequential amendments to the description would be required. Since the extended section 20 period expired on 7 July 2015, I also noted that the applicant would need to file a further Form 52 and fee to request a discretionary extension of two months if he wished to submit amendments.

2 The applicant filed these amendments on 4 August 2015 together with the Form 52 and fee. Further amendments were filed on 4 September at my direction to remove voluntary amendments made to the claims filed on 4 August 2015.

3 I am satisfied that the amendments put the application in order. I therefore remit the application to the examiner to send it to grant without delay.

Appeal

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

Mrs S E Chalmers

Deputy Director, acting for the Comptroller