



01 November 2012

PATENTS ACT 1977

BETWEEN

Winther Browne & Company Limited

Claimant

and

Valor Limited

Defendant

PROCEEDINGS

Application for revocation under section 72 of the Patents Act 1977 in
respect of patent number GB 2402468

HEARING OFFICER

J Porter

DECISION

- 1 In Decision BL O/121/12 dated 16 March 2012 the Hearing Officer found the patent as granted to be invalid. In order to meet the issues raised, the proprietors have submitted proposals for amendment of the specification.
- 2 These proposed amendments were before the Hearing Officer during the substantive part of the revocation proceedings, and in his decision he concluded that the proposed amendments would not add matter and would not render the claims bad for lack of novelty, inventive step, clarity or industrial applicability. The proposed amendments are shown in a copy of the printed specification annexed to this decision. The amendments have been advertised and no notice of opposition to them has been filed.
- 3 The amendments are such as may lawfully be made in these proceedings. Bearing in mind the aforementioned decision, I decide to allow the specification to be amended in the manner shown in the said copy of the printed specification and make no order for revocation of the patent.
- 4 The defendant has requested a certificate of contested validity in the event that the patent as proposed to be amended is valid. As such I certify that the validity of patent GB2402468 as amended has been contested on the grounds of

added matter and lack of novelty, inventive step, clarity and industrial applicability and I find the patent as amended has been found to be valid.

J PORTER

Acting Divisional Director acting for the Comptroller