

PATENTS ACT 1977

IN THE MATTER OF an application under Section 72(1) by Benson Environmental Limited for the revocation of Patent No 2252147 in the name of Gilberts (Blackpool) Limited.

DECISION

1. The agents for the proprietors of the patent indicated in a letter dated 28 November 1996 that it was their understanding that a negotiated settlement had been reached with the consequence that the application for revocation would be withdrawn. Following several letters from the Office to the applicants, seeking confirmation of withdrawal of the revocation action, the agents for the applicants confirmed that the terms of a settlement had been approved but the documentation was still being prepared. Following further requests from the applicants for extensions of time to settle the matter, the Office wrote to the applicants on 25 February 1998 stating that in the absence of any response from the applicants the application for revocation would be deemed to have been withdrawn. No response has been received so the application is now deemed withdrawn.
2. Having considered the objections raised by the applicants, I decide to make no order for revocation of the patent.

Dated this 28th day of May 1998

G ROGERS

Principal Examiner, acting for the Comptroller
THE PATENT OFFICE