CET WORKING DOCUMENT

DATE: 25 August 2008

SUBJECT: Petition for review according to Art. 112a EPC 2000 Information Paper

PURPOSE: Information

REFERENCE: **EXCO/IT08/CET/1405**

MEETING:: EXCO Florence, Italy

MEETING DATE: 5 – 8 October 2008

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DISTRIBUTION:: Delegates

EXECUTIVE SUMMARY

Under EPC 2000 (in force since 13 December 2008) it is for the first time possible for the Enlarged Board of Appeal ("EBA") to correct decisions of Appeal Boards which have been based on essential procedural errors (Art. 112a EPC). The present paper reports about the cases which are pending and the first decision issued by the Enlarged Board of Appeal for such a petition.