

DE P nnnnnnnn yymddd C3 + PATENTERTEILUNG NACH ZWEI
 VEROEFFENTLICHUNGSSTUFEN

published in the
 "Patentblatt"
 under section

Teil 3 : ERTEILTE PATENTE

3a2 Beschränkt aufrethaltene Patente nach Durchführung des Einspruchsverfahrens

(Part 3 : Granted patents
 3a2 Patents maintained to a limited extend after completion of the opposition procedure)

legal basis

Sect. 35,36(p),41(w),(x) German Patent Law of 1968 (until 31 December 1980)

data in PRS for

All entries in the Patentblatt since number 1/78 from 5 January 1978
 first document affected DE 1178790; first entry in PRS on 4 January 1973

field meaning

yymddd

Date of issue of the Patentblatt in which the notice is published.

code meaning

This code refers to the grant and printing of the patent specification as second publication (exceptional case) according to the regulations of the Patent Law valid up to 1980. It appeared as a second publication only if the unexamined application was never published, so that it was preceded only by publication of the examined application.

The patent was granted on the basis of a decision. A notice was published in the patent bulletin (Patentblatt) under the above-mentioned heading and a patent specification printed. The event was registered in INPADOC with this code.

With publication in the patent bulletin the patent acquired legal validity, i.e. the patentee alone was authorised to use the patented invention; unauthorised use by any third party was prohibited. The patent acquired legal validity even if the patent specification was not published at the appropriate time.

The text of the patent (C2) was identical to the examined application (B1), if no opposition had been filed or if the opposition had not been allowed.

The patent was - exceptionally - granted at the second publication stage (after publication of the examined application without prior publication of the unexamined application).

continued on next sheet...

see related codes

DE P D1, DE P 8231, DE P 8304

example

text in the "Patentblatt"



INPADOC screen or printout

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Your question
DE          3803034
Information about legal status
CC TP DOC.NO. PRSDAT
DE P      3803034 880202 AE DE 880202 A 88 3803034 INLANDSANMELDUNG (PATENTANMELDUNG)
          890810 A1 + OFFENLEGUNG
.
.
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          941020 C3 + PATENTERTEILUNG NACH ZWEI VEROEFFENTLICHUNGSTUFEN
          -''- 8305 + BESCHRAENKT AUFRECHTERHALTENES PATENT NACH DURCHFUEHRUNG DES EINSPRUCHES
8 PRS-INFO
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...continued from preceding sheet

Following publication of the examined application, a decision to grant was issued :

- by the DPA Examining Division, if no opposition to grant had been filed and the application had not been refused, as was still possible even after publication of the examined application (for exceptional case, see DE P 8231)
- during opposition proceedings, by the DPA Examining Division, if the latter had not allowed the opposition fully or in part
- during appeal proceedings, by the Federal Patent Court (BPG), by virtue of the fact that it had dismissed the opponent's appeal or allowed the applicant's appeal against the Examining Division's refusal of the patent in opposition proceedings
- if applicable, where leave to appeal on a point of law had been granted, after the Federal Court of Justice (BGH) had remitted the BPG's decision to reject the patent.

The decision to grant acquired legal validity for :

- DPA decisions: upon (oral) pronouncement or notification (in writing). An appeal stopped the decision becoming final
- BPG decisions: upon (oral) pronouncement or notification (in writing). An appeal on a point of law, if permitted in the decision, stopped the decision becoming final
- BGH decisions: upon (oral) pronouncement or notification (in writing).

Once the decision to grant had become final, the DPA arranged for the patent specification to be published and for a notice to appear in the patent bulletin.

The term of the patent is 18 years, if the application was filed before 1 January 1978 or 20 years, in case the application was filed after 1 January 1978.

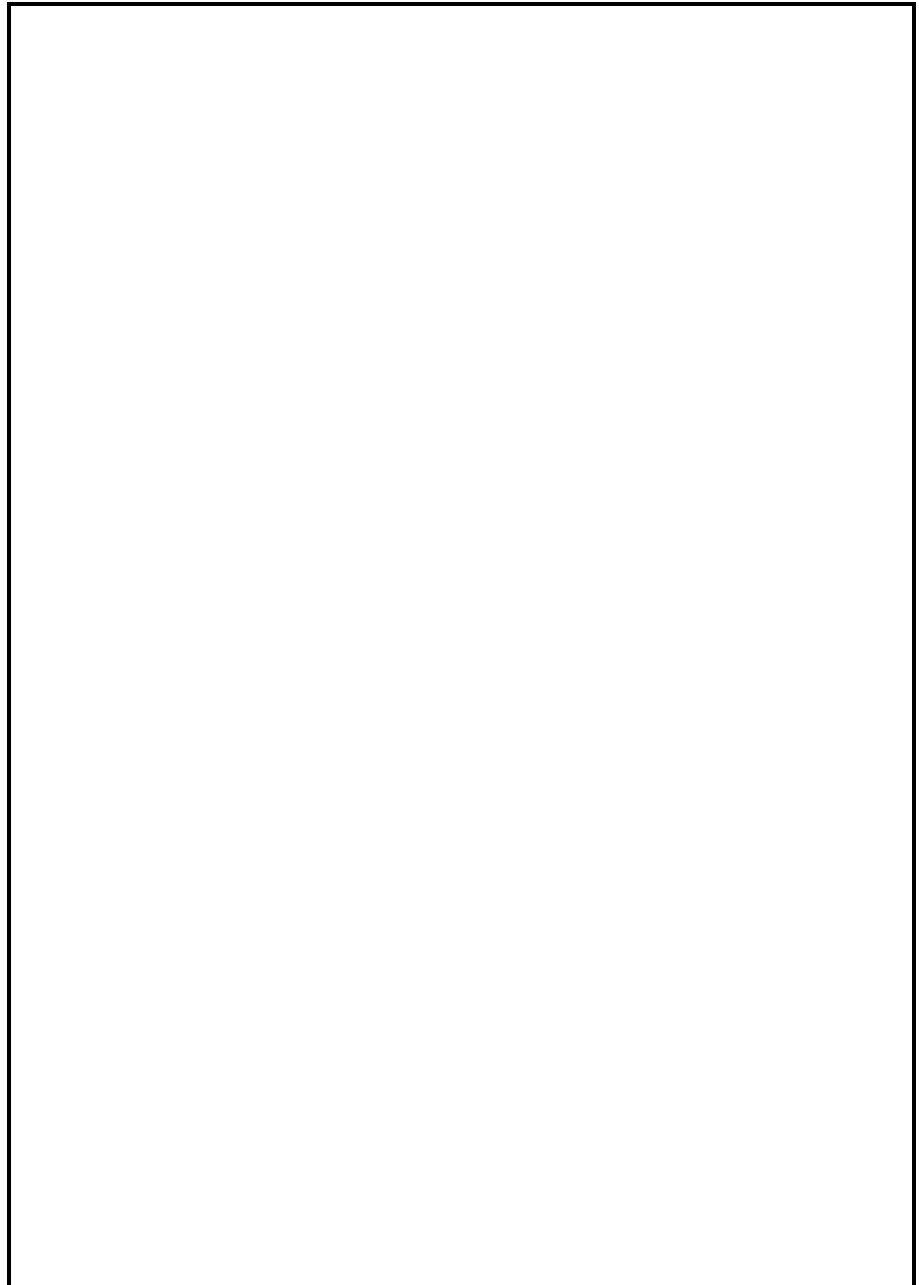
For grant and publication of the specification according to the Patent Law in force as from 1981 see DE P D1 and DE P 8304.

see related codes

DE P D1, DE P 8231, DE P 8304

example

text in the "Patentblatt"



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