

**Third Party Observation for application Number
08705102**

Title: ENERGY MANAGEMENT SYSTEM

Publication Number: EP2104861

Applicant:

Date of priority:

Date of filing:

These observations have been filed by:

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1. Facts and evidence

1.1. Reference is made to the following documents

PL1 00980119.2 17.05.2001 SYSTEM FOR CERTIFIED USE OF ELECTRICAL ENERGY

1.2. Observations concerning the public availability of the non-patent literature

2. Prior Use

3. Common General Knowledge

4. Novelty (Article 54 EPC)

4.1. Novelty 1

Claim number 1 is about a device that can switch, communicate and measure energy. Such a device is already mentioned earlier in prior art, mentioned in patent with publication number EP1228491 and with Priority number, date: NL19991013568 12.11.1999

5. Inventive step (Article 56 EPC)

5.1. Inventive step 1

Features known from the prior art:

The main purpose of EP1228491 was to develop devices for using energy from certain specific sources, however that idea was based on communicating devices that could both measure and switch the load, which was part of the patent called "system for the certified use of electrical energy".

Below mentioned claims refer to prior art in this patent EP1228491

In claim nr 3 is mentioned: "3. System as claimed in claim 2, characterized in that the measuring and interrupting device is suitable for connecting between a wall socket and an appliance using electrical energy to be connected via a mains lead."

In claim nr 4 is mentioned: "4. System as claimed in claim 1 or 2, characterized in that the measuring and interrupting device is adapted to connect, in a house service connection, between the power supply connection and at least one user."

In claim nr 8 is mentioned: "8. System as claimed in any of the foregoing claims, characterized in that the certificates take the form of documents provided with a code and that the measuring and interrupting device is adapted to register the quantity of electrical energy available on the certificate when the code applied to the document is inputted."

In claim nr 11 is mentioned: "11. System as claimed in any of the claims 1-7, characterized in that the code is transferred via an intermittent telecommunications connection and that the measuring and interrupting device is adapted for connection to a telecommunications connection."

Novel features not known from the prior art:

None

The technical effect caused or technical problems solved by the novel features:

The technical effect caused by the novel features is that another party is now making use of the basic technical concept as mentioned in patent EP1228491 which was aiming to be used for the transfer of certificates of certain energy source to certain energy consumer.

Reasons why it would be obvious to the skilled persons to combine the features as set in the independent claim:

The prior art patent EP1228491 mentioned the device for use at the wall-plug level in all of it's functions as claimed by later patent EP2104861

6. Any further Observations, e.g. Articles 52(2), 53, 57, 76, 83, 84, 123(2) EPC, validity of the priority date

6.1. Unallowable amendments (Articles 76 and 123 EPC)

6.2. Sufficiency of disclosure (Article 83 EPC)

6.3. Clarity (Article 83 EPC)

6.4. Futher observations