

EP1827362

The examination is being carried out on the **following application documents**

Description, Pages

1-36 as published

Claims, Numbers

1-6 filed in electronic form on 13-05-2014

I. The amendments meet the requirements of Art. 123(2), 53(c) and 84 EPC.

II. **An identified third party has filed substantiated observations under Art. 115 EPC.**

The documents have been transmitted to the Applicant. For the rest of the procedure each of the 7 exhibits cited by said third party will be number E1-E7.

According to said exhibits, extracts of plumbago indica as defined in claim 1 have been used for centuries as antiageing agent (E2), i.e for the treatment of fines and wrinkles, for rejuvenating and revitalizing skin, etc... Thus the subject matter of claims 1-6 is neither new, nor inventive (Art. 54 and 56 EPC).

One can expect the same properties of mixture of plumbago indica and the other extracts defined in claim 1. As a result, the subject matter of embodiments covering combinations of plumbago indica and the other 5 plants also do not involve an inventive step (Art. 56 EPC). In that respect, E3 discloses the use of extracts of curcuma zedoaria which have a similar chemical content as curcuma xanthorrhiza extracts (sesquiterpenes / curcuminoïdes). Extracts of curcuma zedoaria have been used for promoting complexion (E3). One can expect the same properties for curcuma zedoaria. Thus in view of E3, the embodiments directed to combination of plumbago indica and curcuma do not involve an inventive step.

III. The attention of the Applicant is drawn to the fact that the application may not be amended in such a way that it contains subject-matter which extends beyond the content of the application as filed, Art. 123(2) EPC.

The description should be adapted to any new set of claims filed in response to this communication.