



Railway Gazette

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REPUBLIC OF AUSTRIA
COMMERCIAL COURT VIENNA

docket no 58 Cg 37/23h

IN THE NAME OF THE REPUBLIC

Plaintiff: Voestalpine SIGNALING Austria GmbH, FN 358787d, Alpinestraße 1, 8740 Zeltweg
represented by: **GEISTWERT Kletzer Messner Mosing Schnider Schultes Rechtsanwälte OG**
Linke Wienzeile 4, 1060 Vienna

Defendant: VOSSLOH COGIFER SA, 23 rue François Jacob, 92565 Rueil-Malmaison Cedex, France
represented by: **Dr Johannes P. Willheim, M.B.L. HSG**, c/o Jones Day, Thurn-und-Taxis-Platz 6,
60313 Frankfurt am Main, Germany

Re: Patent infringement (injunctive relief, removal, disclosure, rendering of account, publication of the judgment) (amount in dispute: EUR 92,000.00)

1. The defendant is liable to the plaintiff to immediately cease manufacturing, offering for sale, placing on the market, using or importing and/or possessing for the aforementioned purposes in Austria:
 - 1.1 (Claim 1) devices for setting a rail switch that comprises a tongue device with two stock rails and tongue rails assigned to the stock rails, wherein a plurality of setting devices are arranged offset in the longitudinal rail direction, and wherein the setting devices are mechanically coupled to one another by means of a coupling rod assembly in such a way that they are driven equidirectionally, characterized in that the coupling rod assembly respectively comprises between two adjacent setting devices a separate double rod assembly consisting of two parallel and longitudinally moveable coupling rods that mechanically couple the two adjacent setting devices to one another and extend between the two stock rails, wherein the two parallel coupling rods feature cranked end sections, in particular
 - 1.2 (Claim 2) devices according to point 1.1, wherein the two parallel coupling rods extend in the centre between the two stock rails, in particular
 - 1.3 (Claim 3) devices according to points 1.1 or 1.2, that are characterised in that the two parallel coupling rods respectively engage on the setting devices with their two ends by means of an angular lever, in particular,
 - 1.4 (Claim 4) devices according to point 1.3, that are characterised in that the angular lever arranged on one end of the coupling rods has a greater lever ratio than the angular lever arranged on the other end of the coupling rods, in particular
 - 1.5 (Claim 6) devices according to point 1.3 or 1.4, that are characterised in that the angle levers are pivotably mounted on the sleepers, in particular
 - 1.6 (Claim 7) devices according to any one of points 1.3 to 1.5, that are characterized in that the angular levers respectively engage on the setting device by means of an intermediately arranged and pivotably coupled pendulum support, and/or
 - 1.7 (Claim 11) rail switches comprising a tongue device with two stock rails that are mounted on sleepers and tongue rails assigned to the stock rails, as well as a device for setting the rail switch according to one of points 1.1 to 1.6, in particular
 - 1.8 (Claim 12) rail switches according to point 1.7, that are characterised in that the coupling rod assembly extends above the sleepers, in particular
 - 1.9 (Claim 13) rail switches according to point 1.7 or 1.8, that are characterised in that the setting devices are respectively arranged in a sleeper bay or in a hollow sleeper between two adjacent sleepers.

Commercial Court Vienna, Division 58,
Vienna, 29 September 2025
Mag. Petra Peer, LL.M., Judge