



C/43/17

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INTERNATIONAL UNION FOR THE PROTECTION OF NEW VARIETIES OF PLANTS
GENEVA

COUNCIL

Forty-Third Ordinary Session
Geneva, October 22, 2009

REPORT

adopted by the Council

Introduction

- *1. The Council of the International Union for the Protection of New Varieties of Plants (UPOV) held its forty-third ordinary session in Geneva on October 22, 2009, chaired by Mr. Doug Waterhouse (Australia), President of the Council.
2. The list of participants is reproduced in Annex I to this document.
- *3. The session was opened by the President who welcomed the participants.
- *4. The President informed the Council that the Republic of Slovakia, which had been a member of the Union since January 1, 1993, became bound by the 1991 Act of the UPOV Convention on June 12, 2009.
- *5. The Council took the decisions recorded below under each relevant agenda item.

* An asterisk next to the paragraph number indicates that the text has been taken from the Report of the Decisions (document C/43/16).

Adoption of the Agenda

*6. The Council adopted the draft agenda, as proposed in document C/43/1, after the inclusion of documents C/43/14 “Examination of the conformity of the Law on the Protection of Breeders’ Rights in New Varieties of Plants of the Sultanate of Oman with the 1991 Act of the UPOV Convention” and C/43/15 “Examination of the conformity of the Draft Law No. 4013 on the Protection of New Varieties of Plants of the Republic of Guatemala with the 1991 Act of the UPOV Convention”, under item 3.

Examination of the conformity of the legislation or proposed legislation of any State or organization having submitted a request under Article 34(3) of the 1991 Act of the UPOV Convention

Sultanate of Oman

*7. The Council considered document C/43/14.

*8. The Council decided to:

(a) take note of the analysis in document C/43/14;

(b) take a positive decision on the conformity of the Law on the Protection of Breeders’ Rights in New Varieties of Plants of the Sultanate of Oman with the provisions of the 1991 Act of the International Convention for the Protection of New Varieties of Plants, which allows the Sultanate of Oman to deposit its instrument of accession to the 1991 Act; and

(c) authorize the Secretary-General to inform the Government of the Sultanate of Oman of that decision.

9. The Council noted the statement made by the Delegation of Oman, a copy of which is reproduced in Annex II to this document. In particular, the Council noted that the Government of the Sultanate of Oman intended to deposit its instrument of accession to the 1991 Act of the UPOV Convention on October 22, 2009.

Republic of Guatemala

*10. The Council considered document C/43/15.

*11. The Council decided to:

(a) take note of the analysis in document C/43/15 and the information provided by the Delegation of Guatemala that intends to delete the second sentence of paragraph 4 of Article 43 of the Draft Law “[t]his obligation shall also apply to varieties covered by the breeder’s right under Article 15 of this Law”;

(b) subject to the introduction in the Draft Law of the changes identified in document C/4315 concerning the correction of cross references and the deletion of “[t]his obligation shall also apply to varieties covered by the breeder’s right under Article 15 of this

Law” in paragraph 4 of Article 43 of the Draft Law, take a positive decision on the conformity of the Draft Law No. 4013 on the Protection of New Varieties of Plants of 2009 of Guatemala with the provisions of the 1991 Act of the International Convention for the Protection of New Varieties of Plants, which allows that, once the changes recommended in document C/43/15 concerning the correction of cross references and the deletion of “[t]his obligation shall also apply to varieties covered by the breeder’s right under Article 15 of this Law” in paragraph 4 of Article 43 of the Draft Law, have been introduced in the Draft Law and the Draft Law is adopted and the Law in force, Guatemala may deposit its instrument of accession to the 1991 Act; and

(c) authorize the Secretary-General to inform the Government of Guatemala of that decision.

*12. The Council noted the clarification provided by the Delegation of Guatemala at the seventy-eighth session of the Consultative Committee that, as a result of an omission in the translation, the word “or” was missing in the English translation of the definition of breeder in Article 3 of the Draft Law. The Council noted that, with that correction, the definition of breeder in Article 3 of the English translation of the Draft Law would correspond to the definition of breeder in Article 1(iv) of the 1991 Act of the UPOV Convention.

Report by the President on the work of the seventy-eighth session of the Consultative Committee; adoption of recommendations, if any, prepared by that Committee

*13. The Council noted the oral report by the President on the seventy-eighth session of the Consultative Committee, held on October 21 and 22, 2009, and in addition to those items that had been or would be considered by the Council, at its forty-third ordinary session, that the Consultative Committee had, in particular:

(a) noted that the Second World Seed Conference, held at the Food and Agriculture Organization of the United Nations (FAO), Rome, from September 8 to 10, 2009, had been jointly organized by UPOV, FAO, the Organisation for Economic Co-operation and Development (OECD), the International Seed Federation (ISF) and the International Seed Testing Association (ISTA). Copies of the leaflet “Declaration from the Second World Seed Conference” were distributed to the Consultative Committee at the session. It was suggested that delegations might, for example, wish to make copies of the leaflet available to their colleagues attending the FAO World Summit on Food Security, to be held in Rome from November 16 to 18, 2009. The Consultative Committee noted that one of the suggestions at the Conference for a “follow-up” action had been for the five organizations to initiate a project in a group of model countries with a view to developing an enabling environment to encourage plant breeding and the production and distribution of high quality seed for the benefit of farmers. The Consultative Committee agreed that the Office of the Union should participate in discussions to pursue such a project;

(b) noted that there had been no objections to the draft Note to be presented to the Third Committee of the General Assembly of the United Nations on October 21, 2009, concerning the Report of the Special Rapporteur on the Right to Food, which had been circulated for approval by correspondence and that the Note had been presented to the Third Committee of the General Assembly of the United Nations, as set out in Circular 1124;

(c) noted that, on the basis of guidance by the *Ad hoc* Working Group on the Financial Regulations and Rules (“FRR Working Group”), document UPOV/INF/4/1 Draft 2 “Financial Regulations and Rules of UPOV” will be prepared for the consideration of the Consultative Committee at its seventy-ninth session, to be held in Geneva in March 2010;

(d) noted that, on the basis of guidance by the FRR Working Group, proposals concerning an audit committee and internal audit provisions for UPOV will be prepared for the consideration of the Consultative Committee at its seventy-ninth session, to be held in Geneva in March 2010;

(e) in relation to the procedure for the appointment of a new Vice Secretary-General:

(i) considered the Report of the first meeting of the *Ad hoc* Sub-Committee of the Consultative Committee (“the *Ad hoc* Sub-Committee”) which was held on October 21, 2009;

(ii) considered the applications received for the post of Vice Secretary-General and selected the following candidates, listed in alphabetical order, to be interviewed by the *Ad hoc* Sub-Committee:

- Mr. Peter John BUTTON (United Kingdom of Great Britain and Northern Ireland);
- Mrs. Antonia IVAȘCU (Romania);
- Mr. Raimundo LAVIGNOLLE (Argentina);

(iii) decided that a circular be issued to invite members of the Union to attend an informal meeting in the morning of February 1, 2010, in Geneva, in order to listen to 10 to 15 minute presentations by the three candidates selected for interview. The topic of those presentations would be “How to address challenges facing UPOV in the next five years”; and that the *Ad hoc* Sub-Committee would conduct the interviews of the three selected candidates in the afternoon of February 1, 2010;

(f) agreed that, in accordance with Section I, paragraph 3, of the “Rules Governing the Granting of Observer Status to States, Intergovernmental Organizations and International Non-Governmental Organizations in UPOV Bodies and Access to UPOV Documents” (the “Rules), as set out in the Annex to document C/39/13, the request of CropLife International for the granting of observer status to the CAJ, the Technical Committee (TC) and the Technical Working Parties (TWPs) could not be considered further until it provided a copy of its statutes and demonstrated its “competence in areas of direct relevance in respect of matters governed by the UPOV Convention”;

(g) agreed that, in accordance with Section I, paragraph 2, of the “Rules Governing the Granting of Observer Status to States, Intergovernmental Organizations and International Non-Governmental Organizations in UPOV Bodies and Access to UPOV Documents”, as set out in the Annex to document C/39/13, the request of the European Farmers Coordination (CPE) for the granting of observer status to the Council could not be considered further until it demonstrated its “competence in areas of direct relevance in respect of matters governed by the UPOV Convention”;

(h) agreed that, in accordance with Section I, paragraph 2, of the “Rules Governing the Granting of Observer Status to States, Intergovernmental Organizations and International

Non-Governmental Organizations in UPOV Bodies and Access to UPOV Documents”, as set out in the Annex to document C/39/13, the request of Association for Plant Breeding for the Benefit of Society (APBREBES) for the granting of observer status to the Council, the CAJ and the TC could not be considered further until it demonstrated its “competence in areas of direct relevance in respect of matters governed by the UPOV Convention”;

(i) agreed that, unless otherwise agreed by the Council, documents which set out UPOV policies or guidance, once approved by the relevant UPOV Committees, as appropriate, must be adopted by the Council. In cases where a rapid presentation of a UPOV policy or guidance is required, such that adoption could not be achieved by presentation of a document to the Council, approval would be sought by correspondence from the representatives to the Council of the members of the Union;

(j) agreed to propose to the Council that it endorses the practice whereby Test Guidelines are adopted by the Technical Committee (TC) on behalf of the Council on the basis of the program of work approved by the Council, without the individual Test Guidelines being submitted to the Council for review; and

(k) endorsed the organization of a “Seminar on DUS Testing”, to be held in Geneva from March 18 to 20, 2010, to which UPOV members and observers would be invited.

Adoption of documents

* 14. The Council considered document C/43/13.

TGP/12/1: Guidance on Certain Physiological Characteristics

* 15. The Council adopted document TGP/12/1 “Guidance on Certain Physiological Characteristics” on the basis of document TGP/12/1 Draft 8.

TGP/13/1: Guidance for New Types and Species

* 16. The Council noted the recommendation of the Consultative Committee at the seventy-eighth session of the Consultative Committee that it had recommended to the Council to adopt document TGP/13/1 “Guidance for New Types and Species” on the basis of document TGP/13/1 Draft 15, subject to the deletion of the second sentence of paragraph 4.1.1, which reads “As a result, novel variety types such as: complex hybrid variety systems with varying levels of plant-to-plant uniformity; clonal varieties derived from within sexually reproduced and more variable populations; and species where more variable seed propagated varieties in addition to hitherto highly uniform vegetatively propagated varieties, are increasingly being introduced.”.

* 17. The Council adopted document TGP/13/1 “Guidance for New Types and Species” on the basis of document TGP/13/1 Draft 15.

TGP/0/2: List of TGP Documents and Latest Issue Dates

*18. The Council adopted document TGP/0/2 “List of TGP Documents and Latest Issue Dates” on the basis of document TGP/0/2 Draft 1.

UPOV/INF/12/2: Explanatory Notes on Variety Denominations under the UPOV Convention

*19. The Council noted that the Administrative and Legal Committee (CAJ), at its sixtieth session held in Geneva on October 19, 2009, had endorsed the proposal by the Technical Committee (TC), at its forty-fifth session, held in Geneva from March 30 to April 1, 2009, that Class 202 in document UPOV/INF/12/1, Annex I, Part II “Classes encompassing more than one genus”, be extended to cover *Megathyrus*, *Panicum*, *Setaria* and *Steinchisma*, and that Class 211 should be modified to cover all species of *Agaricus*, *Agrocybe*, *Auricularia*, *Dictyophora*, *Flammulina*, *Ganoderma*, *Grifola*, *Hericium*, *Hypsizigus*, *Lentinula*, *Lepista*, *Lyophyllum*, *Meripilus*, *Mycoleptodonoides*, *Naematoloma*, *Panellus*, *Pholiota*, *Pleurotus*, *Polyporus*, *Sparassis* and *Tricholoma*, and that the name of Class 211 should be changed to “Class 211 (Mushrooms).”

*20. The Council adopted document UPOV/INF/12/2 “Explanatory Notes on Variety Denominations under the UPOV Convention” on the basis of document UPOV/INF/12/2 Draft 1.

UPOV/INF/13/1: Guidance on How to Become a Member of UPOV

*21. The Council adopted document UPOV/INF/13/1 “Guidance on How to Become a Member of UPOV” on the basis of document UPOV/INF/13/1 Draft 2.

UPOV/INF/14/1: Guidance for Members of UPOV on How to Ratify, or Accede to, the 1991 Act of the UPOV Convention

*22. The Council adopted document UPOV/INF/14/1 “Guidance for Members of UPOV on How to Ratify, or Accede to, the 1991 Act of the UPOV Convention” on the basis of document UPOV/INF/14/1 Draft 2.

Explanatory notes

*23. The Council adopted the following documents:

(a) UPOV/EXN/GEN/1 “Explanatory Notes on Genera and Species to be Protected under the 1991 Act of the UPOV Convention” on the basis of document UPOV/EXN/GEN Draft 2;

(b) UPOV/EXN/NAT/1 “Explanatory Notes on National Treatment under the 1991 Act of the UPOV Convention” on the basis of document UPOV/EXN/NAT Draft 2;

(c) UPOV/EXN/NOV/1 “Explanatory Notes on Novelty under the UPOV Convention” on the basis of document UPOV/EXN/NOV Draft 3;

(d) UPOV/EXN/PRI/1 “Explanatory Notes on the Right of Priority under the UPOV Convention” on the basis of document UPOV/EXN/PRI Draft 2;

(e) UPOV/EXN/PRP/1 “Explanatory Notes on Provisional Protection under the UPOV Convention” on the basis of document UPOV/EXN/PRP Draft 2;

(f) UPOV/EXN/EDV/1 “Explanatory Notes on Essentially Derived Varieties under the 1991 Act of the UPOV Convention” on the basis of document UPOV/EXN/EDV Draft 3;

(g) UPOV/EXN/EXC/1 “Explanatory Notes on Exceptions to the Breeder’s Right under the 1991 Act of the UPOV Convention” on the basis of document UPOV/EXN/EXC Draft 4;

(h) UPOV/EXN/NUL/1 “Explanatory Notes on the Nullity of the Breeder’s Right under the UPOV Convention” on the basis of document UPOV/EXN/NUL Draft 2;

(i) UPOV/EXN/CAN/1 “Explanatory Notes on the Cancellation of the Breeder’s Right under the UPOV Convention” on the basis of document UPOV/EXN/CAN Draft 2; and

(j) UPOV/EXN/ENF/1 “Explanatory Notes on the Enforcement of Breeders’ Rights under the UPOV Convention” on the basis of document UPOV/EXN/ENF Draft 3.

UPOV/INF/6/1: Guidance for the Preparation of Laws Based on the 1991 Act of the UPOV Convention

*24. The Council noted that the “Guidance for the Preparation of Laws Based on the 1991 Act of the UPOV Convention” (document UPOV/INF/6/1 Draft 3) was intended to provide assistance to States/ intergovernmental organizations wishing to Draft a law in accordance with the 1991 Act of the UPOV Convention. The Council noted that document UPOV/INF/6/1 would replace the “Model Law on the Protection of New Varieties of Plants” (UPOV Publication No. 842).

*25. The Council adopted document UPOV/INF/6/1 “Guidance for the preparation of laws based on the 1991 Act of the UPOV Convention” on the basis of document UPOV/INF/6/1 Draft 3.

Annual report of the Secretary-General for 2008; Report on activities during the first nine months of 2009

*26. The Council noted the report of the Secretary-General on the activities of the Union in 2008, as provided in document C/43/2.

*27. The Council noted the report on activities during the first nine months of 2009, as provided in document C/43/3.

Interim financial statement for 2008; arrears in contributions as of September 30, 2009

*28. The Council took note of the interim financial statement for 2008, the status of payment of contributions and the Working Capital Fund participations as provided in document C/43/11 and noted the information that, as a result of recent payments, Brazil and Panama had no arrears; no decision was called for under this agenda item.

29. The Delegation of Germany encouraged discipline in the payment of contributions and considered that the voting rights of members of the Union in arrears in the payment of contributions should be suspended.

30. The Delegation of Mexico explained that the arrears of Mexico were due to the financial situation and the differences in exchange rate. It was explained that the Government of Mexico had the intention to pay its arrears by the end of 2009.

31. The President explained that the UPOV Convention, in its Article 29(5), contained the relevant provisions on arrears in contributions and suspension of voting rights. He noted that the Council may allow a member of the Union in arrears “to continue to exercise its right to vote if, and as long as, the Council is satisfied that the delay in payment is due to exceptional and unavoidable circumstances”.

Examination and approval of the Draft program and budget of the Union for the 2010-2011 biennium

*32. The Council considered document C/43/4.

33. The Delegation of Germany thanked the Office of the Union for proposing a balanced budget, for not increasing the value of a contribution unit and for not adding to the reserve funds. It anticipated that the statements made by the Delegation of Germany on previous occasions would be considered in connection with the consideration of UPOV’s financial regulations and rules.

*34. The Council agreed, as a result of the request of the Delegation of Japan at the seventy-eighth session of the Consultative Committee, to the deletion of the words “and Pacific” in the first indent of paragraph 39 (a) of document C/43/4.

*35. The Council approved:

(a) the proposals contained in this Draft Program and Budget for the 2010-2011 Biennium, including the amount of contributions from members of the Union;

(b) the proposed maximum ceiling of expenditure in the regular budget; and

(c) the total number of posts for the Office of the Union.

Progress report of the work of the Administrative and Legal Committee

*36. The Council noted the work of the CAJ, as provided in document C/43/9 and in the oral report by the Chair of the CAJ, and approved the work program for the sixty-first session of the CAJ, as presented in the oral report of the Chair of the CAJ.

Progress report of the work of the Technical Committee, the Technical Working Parties and the Working Group on Biochemical and Molecular Techniques, and DNA-Profiling in Particular

*37. The Council noted the work of the Technical Committee (TC), the Technical Working Parties and the Working Group on Biochemical and Molecular Techniques, and DNA-Profiling in Particular, as provided in document C/43/10, and approved the programs of work set out in document C/43/10.

*38. The Council endorsed the practice whereby Test Guidelines are adopted by the TC on behalf of the Council on the basis of the program of work approved by the Council, without the individual Test Guidelines being submitted to the Council for review.

Calendar of meetings in 2010

*39. The Council approved the calendar of meetings in 2010, as presented in document C/43/8, subject to the following additions:

(a) Informal meeting concerning the procedure for the appointment of the new Vice Secretary-General on the morning of February 1, 2010, in Geneva;

(b) Meeting of the *Ad hoc* Sub-Committee of the Consultative Committee on the afternoon of February 1, 2010, in Geneva;

(c) “Seminar on DUS Testing”, to be held in Geneva from March 18 to 20, 2010; and

(d) Meeting of the *Ad hoc* Working Group on the Financial Regulations and Rules of UPOV [date to be fixed].

*40. The Council also noted the proposed dates of meetings in Geneva in 2011.

Election of the new President and the new Vice-President of the Council

*41. The Council elected, in each case for a term of three years ending with the forty-sixth ordinary session of the Council, in 2012:

(a) Mr. Keun-Jin Choi (Republic of Korea), President of the Council;

(b) Ms. Kitisri Sukhapinda (United States of America), Vice-President of the Council.

*42. The Council expressed its appreciation to the outgoing President, Mr. Doug Waterhouse (Australia), for the work carried out during his term.

Situation in the legislative, administrative and technical fields

43. The Council received a presentation from the Delegation of Japan on the East Asian Plant Variety Protection Forum, a copy of which is reproduced, in English only, in Annex III to this document.

*44. The Council noted documents C/43/5, C/43/6, C/43/7 and C/42/7 Rev. and the presentation given by the Delegation of Japan on the East Asian Plant Variety Protection Forum. It noted that a revised version of document C/43/7 would be produced if further data for 2008 was received; no decisions were called for under this agenda item.

UPOV Medal

45. The Secretary-General awarded Mr. Doug Waterhouse, President of the Council of UPOV from October 2006 until October 2009, a UPOV Gold Medal.

46. The present report has been adopted by correspondence.

[Annexes follow]

ANNEXE I / ANNEX I / ANLAGE I / ANEXO I

LISTE DES PARTICIPANTS / LIST OF PARTICIPANTS /
TEILNEHMERLISTE / LISTA DE PARTICIPANTES

(dans l'ordre alphabétique des noms français des membres/
in the alphabetical order of the names in French of the members/
in alphabetischer Reihenfolge der französischen Namen der Mitglieder/
por orden alfabético de los nombres en francés de los miembros)

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[L'annexe II suit /
Annex II follows /
Anlage II folgt /
Sigue el Anexo II]

ANNEX II

STATEMENT BY THE DELEGATION OF OMAN

Mr. President,

On behalf of the Government of Oman, I would like to thank you and the UPOV Council for examining the Oman Law on the Protection of Breeders' Rights in New Varieties of Plants and approving its conformity with UPOV Convention.

I would like also to convey my sincere thanks to Dr. Francis Gurry, Secretary-General of UPOV, and Mr. Rolf Jördens, Vice Secretary-General of UPOV and all the staff of UPOV Secretariat, in particular Mrs. Yolanda Huerta for their tireless effort and kind support during the whole process of Oman's accession to the UPOV Convention.

Mr. President,

Based on the Council approval to the Oman Law, I have the honor to announce that the Sultanate of Oman will submit its instrument of accession to the International Convention for the Protection of New Varieties of Plants (UPOV Convention) this afternoon. I am also pleased to announce that the Sultanate of Oman will contribute to UPOV with one unit.

Mr. President,

Oman hosted this year the WIPO/UPOV Sub-Regional Workshop on Geographical Indications and Plant Variety Protection for the Gulf Cooperation Council (GCC) Countries, which was held in Muscat from 26 to 28 April 2009. We have strongly sent positive signals from GCC participants regarding the importance of the UPOV Convention. We, therefore, look forward to see the GCC States joining the UPOV Convention accordingly, along with other Arab Countries.

Mr. President,

I take this opportunity to mention a very important issue to our delegation and to other members of the Council, I believe. Our Government wishes that the Arabic language could be introduced as an official working language in the Council, as this would encourage other Arab States, and in particular GCC States to accede to the UPOV Convention in the near future. The Arabic language is mainly the only officially used language in Ministries and relevant sectors dealing with the protection of New Varieties of Plants in GCC Countries, as well as in other Arab Countries. The introduction of Arabic as an official working language in the UPOV Council will help improve, develop and activate the work of these organisms in charge of protecting New Varieties of Plants, which will surely enhance the quality of the protection. We look forward to the positive response of the Council members in due course.

In conclusion, I would like to reiterate my sincere thanks to you, UPOV Secretariat and to all the members, and confirm our willingness to further Oman's cooperation with the UPOV Council and its members and observers. Thank you

[Annex III follows]



The East Asia Plant Variety Protection Forum

East Asia Plant Variety Protection Forum

Yasuhiro KAWAI
Director, Intellectual Property Division
MAFF of Japan

Forty-Third Ordinary Session of the Council, Geneva, October 22, 2009 1



The East Asia Plant Variety Protection Forum

Contents

- Background in the East Asia region
- Establishment of the East Asia PVP Forum
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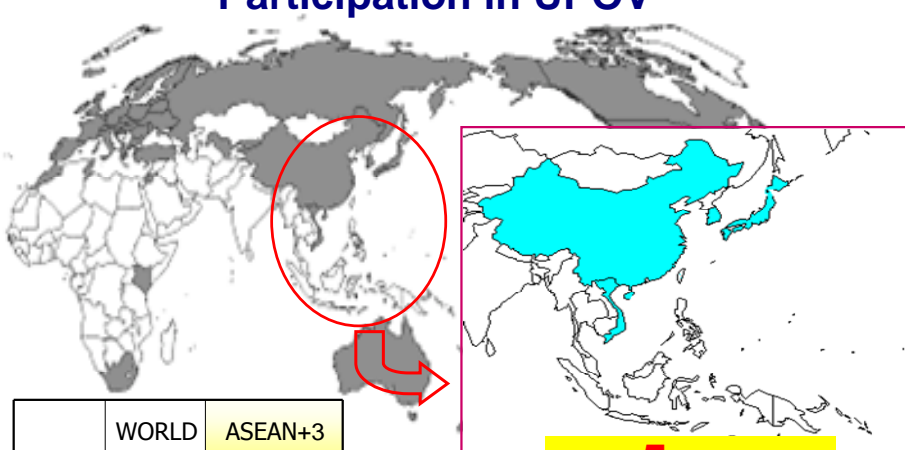
The East Asia Plant Variety Protection Forum

Background in the East Asia region

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The East Asia Plant Variety Protection Forum

Participation in UPOV



	WORLD	ASEAN+3
UPOV (2009.4)	67	5

Only 5 countries are affiliated in East Asia

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The East Asia Plant Variety Protection Forum
**Present Situation of PVP system
in the East Asia Region**


	Participation in UPOV	Protected Plants (2009.4)
Indonesia	---	All plants
Malaysia	---	All plants
Philippines	---	All plants
Singapore	Act of 1991	15 species
Thailand	---	50 species
Viet Nam	Act of 1991	63 species
China	Act of 1978	151 species
Japan	Act of 1991	All plants
Rep. Korea	Act of 1991	All plants except for 6 species

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The East Asia Plant Variety Protection Forum

**Establishment of the East Asia Plant
Variety Protection Forum**

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The East Asia Plant Variety Protection Forum


Establishment of the East Asia Plant Variety Protection Forum

The Forum was set up under the mutual recognition of the importance of:

- strengthening each PVP system while harmonizing them.
- the UPOV Convention and role of UPOV for the harmonizing of PVP systems in accordance with the UPOV Convention in each country.

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The East Asia Plant Variety Protection Forum
East Asia PVP Forum

The Establishment of the “East Asia PVP Forum”


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Promotion of Various Cooperative Activities under the Forum

1. Cooperation in Capacity Building
2. Cooperative Activities for the Development and Harmonization of the PVP System
3. Cooperative activities related with the Cooperation in Examination

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The East Asia Plant Variety Protection Forum

Members of the Forum

ASEAN

Brunei Darussalam
Cambodia
Indonesia
Lao PDR
Malaysia
Myanmar
Philippines
Singapore
Thailand
Viet Nam

China
Japan
Republic of Korea

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The East Asia Plant Variety Protection Forum


Guests

- The Office of the Union, the ASEAN Secretariat and the UPOV member countries.**
- Any guests are allowed to express their views and the comments with the consent of the all delegates of the participating member countries.**

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The East Asia Plant Variety Protection Forum
Establishment of the EAPVP Forum

- **1st meeting of the Forum**
- **July 23, 2008 in Tokyo**
- **All representatives of ASEAN+3 were participated.**
- **Consented to the Forum Guideline. Proposing the plans to be cooperated.**



A platform for the organizations to exchange a wide range of ideas and information to facilitate the improvement and the harmonization of the plant variety protection system in the Asian region.

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The East Asia Plant Variety Protection Forum
Proposals for Cooperative Activities in the Forum

- 1. Cooperation in Capacity Building**
- 2. Cooperative Activities for the Development and Harmonization of the PVP System**
- 3. Cooperative Activities Related with the Cooperation in Examination**
- 4. Cooperative Research and Development Variety Identification Techniques by DNA Analysis**
- 5. Establish of the Official Website**

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The East Asia Plant Variety Protection Forum

Cooperation in Capacity Building

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The East Asia Plant Variety Protection Forum

Cooperation in Capacity Building

Training course in Japan in 2008

The Basic PVP Training Course jointly operated by the JICA PVP Training Course
(Aug. to Oct., 2008: 2.5 months)
Participation countries:
Cambodia, China, Kenya, Malaysia, Myanmar, Sri Lanka, Syria, Vietnam; 10 persons (our of the fund of JICA ODA)
Thailand, Philippines (by forum fund of Japan); 2 persons

Short-term Technical Training (Nov., 2008: 2wk)
Participation countries:
Thailand, Philippines, Vietnam, China, Malaysia, Lao PDR, Indonesia, Singapore (own expenses); 9 persons

Long-term Technical Training (Jan. to Feb., 2009: 1 month)
Participation countries:
Thailand, China, 2 persons

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The East Asia Plant Variety Protection Forum
Cooperation in Capacity Building

Training course in Korea

KOICA training course
(Jun. 18 to July. 3, 2009: 2 weeks)
Venue: Seoul
Participation countries:
Lao PDR, Bangladesh, Cambodia, Vietnam , Sri Lanka, Egypt,
Indonesia, Zambia, Tanzania, Tunisia, Philippine; 14 persons

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The East Asia Plant Variety Protection Forum
Cooperation in Capacity Building




Training course in Japan in 2009

JICA training course and basic training course
(Aug. to Oct., 2009: 2months)
Participation countries:
Cambodia, China, Kenya, Indonesia, Malaysia, Myanmar, Sri Lanka,
Philippines, Syria, Vietnam; 10 persons (by JICA ODA fund)
Thailand, Indonesia (by forum fund of Japan); 2 persons
Short-term Technical Training (Oct., 2009: 2wk)
Participation countries:
Thailand, Philippines, Vietnam, China, Malaysia, Lao PDR, Indonesia; 8
persons
Supplementary Training of Growing Test (Oct., 2009: 2wk)
Participation countries:
Thailand, Indonesia; 2 persons
Training at the PVP office of MAFF (Jan. or Feb., 2010: 2 weeks)

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The East Asia Plant Variety Protection Forum
Cooperation in Capacity Building

Dispatch expert for in-country training in each country

In 2008		
Vietnam	'08.12.8 -	
Thailand	'09. 2.15 -	
Singapore	'09. 3. 9 -	
Malaysia	'09. 3.16 - 10	
In 2009		
Vietnam	'09.11 and	
Malaysia	'09. 11	
Singapore	'10. 2	

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The East Asia Plant Variety Protection Forum

Cooperative Activities for the Development and Harmonization of the PVP System

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The East Asia Plant Variety Protection Forum
**The Workshop for Cooperation in
Harmonization of Test Guidelines (TGs) and
DUS Test**

Annual Workshop

- **Harmonizing TGs in line with UPOV**
- **Developing New TGs**
- **Consensus raising of UPOV DUS concept
and its technical practice**

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The East Asia Plant Variety Protection Forum
**Cooperative Activities for the Development and
Harmonization of the PVP System**

*The Workshop for Cooperation in
Harmonization of Test Guidelines
(TGs) and DUS Test*



**1st Workshop in Indonesia,
on November 4 - 6, 2008**

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The East Asia Plant Variety Protection Forum
Cooperative Activities for the Development and Harmonization of the PVP System

The Workshop for Cooperation in Harmonization of Test Guidelines (TGs) and DUS Test



**2nd Workshop in Thailand,
on August 18 - 20, 2009**


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The East Asia Plant Variety Protection Forum

Cooperative Research and Development Variety Identification Techniques by DNA Analysis

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The East Asia Plant Variety Protection Forum

**Cooperative Research and Development Variety
Identification Techniques by DNA Analysis**

**Preliminary Meeting of the Experts for
DNA Analysis**

Date: February 18, 2009
Place: Beijing, China
Attendees:
Experts of China, Korea and Japan

- Reports about present status of DNA-based Variety Identification in each country
- Information exchange for the future activities

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The East Asia Plant Variety Protection Forum

**Seminar on the Understanding and Extension
of the Basic Concept of the PVP System**

PVP Awareness Seminar in Viet Nam

December 15-16, 2008

- Recognition of the PVP System and its Importance
- Sharing the Experience of How to Disseminate the PVP Concept
- Suggestions for Raising Awareness; Challenges of the Japan and CPVO

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The East Asia Plant Variety Protection Forum

Establish of the Official Website

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The East Asia Plant Variety Protection Forum

The East Asia Plant Variety Protection Forum

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For internationally-harmonized Plant Variety Protection

Topics

2009-02-02
A Workshop on Standardizing Test Guidelines with Examination and Growing Test Methods (November 4-6, 2008) Bandung and other locations in Indonesia

In November 2008, the Workshop on Standardizing Test Guidelines with Examination and Growing Test Methods that had been proposed by Japan at the East Asia Plant Variety Protection Forum was held in Indonesia. This workshop was designed to consider ways to standardize test guidelines among countries in the future. On November 4, the First Working Group Meeting was held, which was followed by (uniformity, stability) tests on the 5th and 6th.



<http://www.eapvp-forum.org/>

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2008-07-23

The first meeting was held in Tokyo on July 23, 2008

The East Asia Plant Variety Protection Forum was set up to improve and develop the plant variety protection system in Asia. In the system, rights of those who breed new variety of seeds are protected and development of new variety of plants is enhanced. Its first meeting was held in Tokyo on July 23, 2008.

The members of the Forum are government officers of the ASEAN plus three countries. This forum has the objective for the member countries including UPOV member countries and non-member countries to discuss each other and exchange information.

Forty-four participants from 13 member countries and 6 guests from 3 countries, 1 region and 2 organizations took part in the first meeting and discussed the guideline of the activities. In addition to approving the draft of the guideline, they exchanged information on cooperative activities related to plant variety protection of respective countries.



Forum

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The East Asia Plant Variety Protection Forum

2nd Forum Meeting

- **April 22, 2009 in Beijing**
- **12 member countries of ASEAN+3 were participated.**
- **Amended to the Forum Guideline.**
Proposed definite plans to cooperate.

Next Third meeting
Korea in April, 2010



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The East Asia Plant Variety Protection Forum

Thank you for your attention.

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End of Annex III and of document /
Ende der Anlage III und des Dokuments /
Fin del anexo III y del documento]