



Disclaimer: unless otherwise agreed by the Council of UPOV, only documents that have been adopted by the Council of UPOV and that have not been superseded can represent UPOV policies or guidance.

This document has been scanned from a paper copy and may have some discrepancies from the original document.

Avertissement: sauf si le Conseil de l'UPOV en décide autrement, seuls les documents adoptés par le Conseil de l'UPOV n'ayant pas été remplacés peuvent représenter les principes ou les orientations de l'UPOV.

Ce document a été numérisé à partir d'une copie papier et peut contenir des différences avec le document original.

Allgemeiner Haftungsausschluß: Sofern nicht anders vom Rat der UPOV vereinbart, geben nur Dokumente, die vom Rat der UPOV angenommen und nicht ersetzt wurden, Grundsätze oder eine Anleitung der UPOV wieder.

Dieses Dokument wurde von einer Papierkopie gescannt und könnte Abweichungen vom Originaldokument aufweisen.

Descargo de responsabilidad: salvo que el Consejo de la UPOV decida de otro modo, solo se considerarán documentos de políticas u orientaciones de la UPOV los que hayan sido aprobados por el Consejo de la UPOV y no hayan sido reemplazados.

Este documento ha sido escaneado a partir de una copia en papel y puede que existan divergencias en relación con el documento original.

UPOV

C/XIII/15

ORIGINAL: English

DATE: October 18, 1979

INTERNATIONAL UNION FOR THE PROTECTION OF NEW VARIETIES OF PLANTS

GENEVA

COUNCIL

Thirteenth Ordinary Session
Geneva, October 17 to 19, 1979

DRAFT REPORT

prepared by the Office of the Union

1. The Council of the International Union for the Protection of New Varieties of Plants (UPOV) held its thirteenth ordinary session in Geneva on October 17 and 18, 1979.
2. The session was presided over by the President of the Council, Mr. H. Skov (Denmark).
3. The list of participants is attached to this report as Annex III. [The said Annex will be attached to the final version of this report.]
4. It was agreed that the present report would contain only the decisions made by the Council.

Adoption of the Agenda

5. The agenda was unanimously adopted as appearing in document C/XIII/1.Rev.

Present situation, problems arising and progress achieved in the legislative, administrative and technical fields

6. The Council noted the declarations made under this agenda item by the representatives of the member States, the representatives of the observer States represented in the session and the representative of the European Economic Community. Furthermore, the Council noted the contents of documents C/XIII/5, 6 and 7.

Report by the President on the work of the nineteenth and twentieth sessions of the Consultative Committee; adoption of recommendations, if any, prepared by that Committee

7. The Council noted the report of the President of the Council.

Report by the Secretary-General on the activities of the Union in 1978

8. The Council unanimously approved the report by the Secretary-General as contained in document C/XIII/2. It also noted with satisfaction that the following non-member States of UPOV had signed the Revised Text (1978) of the UPOV Convention: Ireland, Japan, Mexico, New Zealand, United States of America. The Council noted with approval a proposal of the Secretary-General to the effect that the yearly reports will be supplemented by a report on the activities of the first seven or eight months of the year in which the Council meets in its ordinary (October) session.

Report by the Secretary-General on his management and the financial situation of the Union in 1978

9. The Council unanimously approved the report of the Secretary-General contained in document C/XIII/3.

Presentation of the report concerning the auditing of the accounts for 1978

10. The Council noted the report contained in document C/XIII/3, Annex B, and approved the accounts of the Union for the year 1978.

11. The Council expressed its warm thanks to the Government of Switzerland for the auditing of the accounts of the Union.

Progress of the work of the Administrative and Legal Committee

12. The Council unanimously approved the report on the progress of the work of the Administrative and Legal Committee as contained in document C/XIII/8. It also noted with approval the plans for the future work of that Committee as indicated in the said document.

Progress of the work of the Technical Committee and of the Technical Working Parties

13. The Council unanimously noted with approval the progress of the Technical Committee and of the Technical Working Parties as reported in document C/XIII/9. Furthermore, it authorized the Technical Committee to publish the revised General Introduction to the Test Guidelines after the discussions to be held on this subject during the fourteenth session (November 1979) of the Technical Committee.

Report on the activities resulting from the Diplomatic Conference of 1978

14. The Council unanimously noted with approval the report on those activities as contained in document C/XIII/11. Furthermore, it noted the declaration of the Vice Secretary-General that the summary records were expected to be circulated for comments to the participants of the Diplomatic Conference early in 1980 and that the records would be issued at least in one language by mid-1980. They would be published in the other languages as soon as possible thereafter.

Examination and approval of the program and budget of the Union for 1980

15. Discussions were based on documents C/XIII/4 and C/XIII/14.

16. The Council unanimously approved the program and budget for 1980 as appearing in document C/XIII/4 with the following modifications:

- (i) In item UV.02, the amount is reduced from 9,000 to 7,000 Swiss francs.
- (ii) In item UV.05, the amount is reduced from 32,000 to 30,000 Swiss francs.
- (iii) In item UV.09, the amount of 28,000 Swiss francs was eliminated and it was decided that, should the program outlined in that item materialize in 1980, the required expenses (approximately 28,000 Swiss francs) would be covered from the reserve fund. Final decisions as to the details of this matter would be made in the April 1980 session of the Consultative Committee.

17. Annex I to this report shows the amount of the contributions, and the share of each country in those contributions, for the year 1980, on the assumption that only the present ten member States would contribute in 1980. Should one or more additional States adhere to UPOV so that it or they would have to contribute for the year 1980, the share of each of the present member States would become smaller than what is indicated in the said Annex. The corresponding new figures, if any, would be communicated by the Office of the Union to all member States in due course.

18. Several delegations expressed the wish that after 1980 the UPOV budget should show real increases (as opposed to cost increases) only if they do not cause increases in the contributions of the present (ten) member States, that is, if such increases can be covered as a result of an increase in the membership of the Union. The Secretary-General said that, as from 1981, the draft budgets would differentiate between "real" and "cost" increases.

Calendar of meetings in 1980

19. The Council fixed the calendar of meetings for 1980 as appearing in Annex II to this report.

Admission of observers to the ordinary Council sessions and certain meetings of UPOV

20. The Council asked the Office of the Union to invite to the next ordinary session of the Council Portugal, in addition to the States invited to the present session. Furthermore, the Council decided that all States that signed or will sign the Revised Text (1978) or the UPOV Convention be invited both to the future sessions of the Council and of the Administrative and Legal Committee.

Examination of the application for accession submitted by the State of Israel

21. The Council unanimously accepted the application of the State of Israel to accede to the UPOV Convention of 1961 as amended by the Additional Act of 1972, as indicated in document C/XIII/12. Furthermore, it unanimously decided to allow the State of Israel to pay only one-half of the contribution according to Class V for as long as the special circumstances indicated by the State of Israel in its application continue to subsist.

Other business

22. The Council decided that, if time permits, the Office would address a questionnaire to the member States in 1980 asking for data necessary for the preparation of a study on the usefulness of the protection of plant varieties. Such a study, or a separate study, would also contain information on the constitution, evolution and future plans of UPOV.

[Annexes follow]

ANNEX I

CONTRIBUTIONS OF MEMBER STATES FOR THE YEAR 1980

(expressed in Swiss francs)

<u>1978</u>	<u>1979</u>	<u>Member States</u>	<u>Number of Units</u>	<u>1980</u>
64,212	62,250	Belgium	1½	64,972
64,212	62,250	Denmark	1½	64,972
214,038	207,500	France	5	216,574
214,038	207,500	Germany, Federal Republic of	5	216,574
85,615	83,000	Italy	2	86,630
85,615	124,500	Netherlands	3	129,945
42,808	41,500	South Africa	1	43,315
64,212	62,250	Sweden	1½	64,972
64,212	62,250	Switzerland	1½	64,972
214,038	207,500	United Kingdom	5	216,574
<u>1,113,000</u>	<u>1,120,500</u>		<u>27</u>	<u>1,169,500</u>
=====	=====		==	=====

[Annex II follows]

ANNEXE I
CONTRIBUTIONS DES ETATS MEMBRES POUR L'ANNEE 1980
(en francs suisses)

<u>1978</u>	<u>1979</u>	<u>Etats membres</u>	<u>Nombre d'unités</u>	<u>1980</u>
42.808	41.500	Afrique du Sud	1	43.315
214.038	207.500	Allemagne (République fédérale d')	5	216.574
64.212	62.250	Belgique	1½	64.972
64.212	62.250	Danemark	1½	64.972
214.038	207.500	France	5	216.574
85.615	83.000	Italie	2	86.630
85.615	124.500	Pays-Bas	3	129.945
214.038	207.500	Royaume-Uni	5	216.574
64.212	62.250	Suède	1½	64.972
64.212	62.250	Suisse	1½	64.972
<hr/>	<hr/>		<hr/>	<hr/>
1.113.000	1.120.500		27	1.169.500
=====	=====		==	=====

[L'annexe II suit]

ANLAGE I

BEITRÄGE DER VERBANDSSTAATEN FÜR DAS JAHR 1980

(in Schweizer Franken)

<u>1978</u>	<u>1979</u>	<u>Verbandsstaaten</u>	<u>Zahl der Einheiten</u>	<u>1980</u>
64,212	62,250	Belgien	1½	64 972
64,212	62,250	Dänemark	1½	64 972
214,038	207,500	Deutschland, Bundesrepublik	5	216 574
214,038	207,500	Frankreich	5	216 574
85,615	83,000	Italien	2	86 630
85,615	124,500	Niederlande	3	129 945
64,212	62,250	Schweden	1½	64 972
64,212	62,250	Schweiz	1½	64 972
42,808	41,500	Südafrika	1	43 315
214,038	207,500	Vereinigtes Königreich	5	216 574
<u>1,113,000</u> =====	<u>1,120,500</u> =====		<u>27</u> ==	<u>1 169 500</u> =====

[Anlage II folgt]

Dates for Meetings in 1980Council

October 15 to 17

Consultative Committee

April 16
October 14

Administrative and Legal Committee

April 17 and 18
November 13 and 14

Subgroups of the Administrative and Legal Committee

April 14 and 15
June 23 to 25

Technical Committee

March 18 and 19
November 10 to 12

Technical Working Party for Agricultural Crops

May 12 to 14, Wageningen (Netherlands)

Technical Working Party for Forest Trees

August 26 to 28, Hanover (Federal Republic of Germany)

Technical Working Party for Fruit Crops

April 27 to May 11, South Africa

Technical Working Party for Ornamental Plants

September 16 to 18, Lund (Sweden)

Technical Working Party for Vegetables

September 23 to 25, Lund (Sweden)

Symposium

to be arranged with the Panamerican Seed Seminar -
probably in November or December in Buenos Aires