



TGP/5: Section 6/2 Draft 5

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INTERNATIONAL UNION FOR THE PROTECTION OF NEW VARIETIES OF PLANTS
GENEVA

DRAFT

Associated Document
to the
General Introduction to the Examination
of Distinctness, Uniformity and Stability and the
Development of Harmonized Descriptions of New Varieties of Plants (document TG/1/3)

DOCUMENT TGP/5

“EXPERIENCE AND COOPERATION IN DUS TESTING”

Section 6:

UPOV Report on Technical Examination

~~adopted by the Technical Committee on October 6, 1989~~
~~reproduced from TC/XXV/12, Annex~~

and

UPOV Variety Description

~~adopted by the Technical Committee on October 12, 1990~~
~~reproduced from TC/26/6, Annex I, pages 1 to 3~~

*Document prepared by the Office of the Union to be considered by the
Technical Committee at its forty-fourth session,
to be held in Geneva, from April 7 to 9, 2008*

*Administrative and Legal Committee at its fifty-seventh session,
to be held in Geneva, on April 10, 2008*

Note for Draft version

Strikethrough indicates deletion from the currently adopted text, proposed by the Administrative and Legal Committee (CAJ) on the basis of all comments made by the Technical Committee (TC), Technical Working Parties (TWPs) and CAJ in 2007

Underlining indicates insertion to the currently adopted text, proposed by the CAJ on the basis of all comments made by the TC, TWPs and CAJ in 2007

~~TC/XXV/12~~
~~ANNEX~~

UPOV REPORT ON TECHNICAL EXAMINATION

1. Reference number of ~~R~~eporting ~~A~~uthority
 2. Requesting ~~A~~uthority
 3. Reference number of ~~R~~equesting ~~A~~uthority
 4. Breeder's reference
 5. Date of application in requesting ~~S~~tate ~~m~~ember of the Union
 6. Applicant (name and address)
 7. Agent (name and address) (if applicable)
-
8. Botanical name of taxon
 9. Common name of taxon
 - ~~[new] UPOV code~~
 10. Variety denomination
 11. ~~B~~reeder ~~P~~erson who bred, or discovered
and developed, the variety (name and address)
(if different from applicant)
 12. ~~T~~esting ~~R~~eporting ~~A~~uthority
 13. Testing station(s) and place(s)
 14. Period of testing
 15. Date and place of issue of document

16. RESULTS OF THE TECHNICAL EXAMINATION ~~AND CONCLUSION~~

(a) Report on Distinctness

The variety

- ~~is clearly distinguishable from any other variety~~ is distinct []
 - ~~is not clearly distinguishable from all varieties~~ is not distinct []
- ~~whose existence is a matter of common knowledge known to us,~~
according to the UPOV Convention

Other variety from which it is not distinct (if applicable)

.....

(b) Report on Uniformity

The variety

- ~~is sufficiently homogeneous~~ uniform []
 - ~~is not sufficiently homogeneous~~ uniform []
- ~~having regard to the particular features of its sexual~~
~~reproduction or vegetative propagation in its relevant characteristics.~~
according to the UPOV Convention

Characteristic(s) for which the variety is not uniform and explanation of the lack of uniformity

(if applicable)

(c) Report on Stability

The variety

- is stable []
 - is not stable []
- ~~in its essential characteristics,~~
according to the UPOV Convention

Characteristic(s) for which the variety is not stable and explanation of the lack of stability

(if applicable)

~~In the case of a positive conclusion, a description of the variety is given as annex to this report.~~

(d) A description of the variety is provided in the annex to this report [...]

(if the variety is distinct, uniform and stable).

(If the variety is not distinct, a description can be provided on request, for which there may be an additional cost.)

17. Remarks

.....

18. Signature

UPOV VARIETY DESCRIPTION

1. Reference number of Reporting Authority
 2. Reference number of Requesting Authority
(bilateral agreements only)
 3. Breeder's reference
 4. Applicant (name and address)
-
5. Botanical name of taxon
 6. Common name of taxon
 - new UPOV code
 7. Variety denomination
 8. Date and document number of UPOV
Test Guidelines
 9. Date and/or document number of ~~national~~
Reporting Authority's test guidelines
 10. ~~Testing~~ Reporting Authority
 11. Testing station(s) and place(s)
 12. Period of testing
 13. Date and place of issue of document

UPOV No.	<u>Reporting Authority</u> National No.	Characteristics	States of Expression	Note	Remarks
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14. Group: (if characteristics of number 15 are used for grouping, they are marked with a G in that number)
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TC/26/6
Annex I, page 2
Annex, page 2

Reference number of Reporting Authority

UPOV No.	Reporting Authority No.	Characteristics	States of Expression	Note	Remarks
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15. Characteristics Included in the UPOV Test Guidelines or National Reporting Authority's Test Guidelines

16. Similar Varieties and Differences from These Varieties

Denomination(s) of similar variety(ies) similar to the candidate variety	Characteristic(s) in which the similar candidate variety is different differs from the similar variety(ies) ^{o)}	Describe the state of expression of the characteristic(s) for the similar variety(ies)	Describe the state of expression of the characteristic(s) for the candidate variety
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^{o)} In the case of identical states of expression of both varieties, please indicate the size of the difference.

17. Additional Information

(a) Additional Data

(new) Photograph

(new) RHS Colour Chart version used (if appropriate)

(b) Remarks

[New] Varieties (other than candidate variety) included in DUS test

TC/26/6
Annex I, page 4
Annex, page 3

18. Explanatory Notes to the UPOV Variety Description Form

(a) General

The reference number of the Reporting Authority should be repeated on each page of the report.

(b) Ad Number 14

Only information on the group to which the variety belonged should be given or information on groupings other than by characteristics listed in Number 15. Grouping by characteristics mentioned in Number 15 should be indicated simply by marking the respective characteristic in Number 15 with the letter “G” before the number of the characteristic.

(c) Ad Number 15

(i) All characteristics of the UPOV Test Guidelines should be reproduced, including those which are not applicable and those which have not been recorded. Those not applicable should be marked “not applicable,” those not recorded, “not recorded.”

(ii) The asterisks from the UPOV Test Guidelines should be repeated on the form.

(iii) Additional ~~national~~ characteristics from the Reporting Authority’s test guidelines should not be placed after the UPOV Test Guidelines characteristics, but in their sequence according to the UPOV ~~rules~~ principles, as the main purpose of the form is still for ~~national~~ the authority’s use. They do not need to be specially marked as they are sufficiently identified by the ~~national~~ Reporting Authority’s number.

(iv) The list contains only a small column for brief remarks or for a reference to lengthier remarks which should be reproduced in a footnote.

(d) Ad Number 16

Only those characteristics that show sufficient differences to establish distinctness should be given. Information on differences between two varieties should always contain the states of expression with their notes for both varieties; if possible, in columns if more varieties are mentioned.

[End of Section 6]