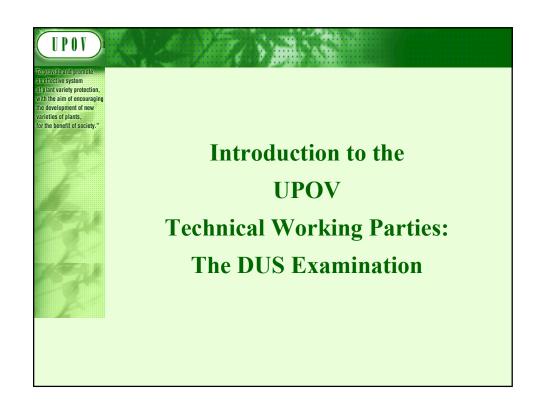
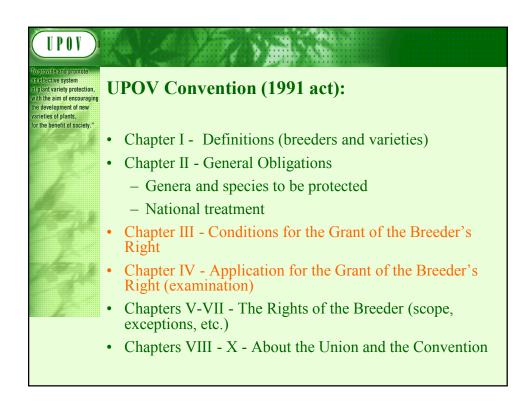
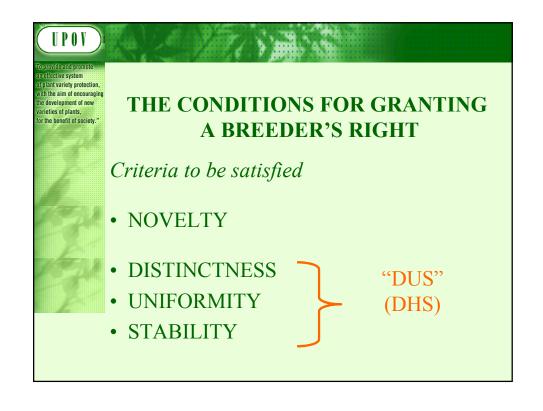


ovide and promote tective system	9						
int variety protecti the aim of encoura evelopment of nev	aging		TW	P Ve	nues		
ties of plants, e benefit of sog		TWA	TWC	TWF	TWO	TWV	ВМТ
16	994	Spain	Israel	New Zealand	Australia	UK	France
	994	•	Poland	New Zealand UK			
		Germany			Ne the rlands	Netherlands	Netherlands
19	996	Greece	Germany	Israel	Israel	Czech Rep.	
19	997	Uruguay	Hungary	Netherlands	Denmark	Spain	United Kingdon
19	998	France	Belgium	Australia	New Zealand	Poland	USA
19	999	Canada	Finland	Slovakia	Czech Rep.	Germany	
20	000	Sweden	Ukraine	Hungary	Hungary	France	France
20	001	Mexico	Czech Rep.	Spain	Japan	Italy	Germany
20	002	Brazil	Mexico	Argentina	Ecuador	Japan	
20	003	Japan	Denmark	Canada	Canada	Netherlands	Japan
20	004	Poland	Japan China (workshop)	Germany	Germany	Rep. of Korea	
20	005	New Zealand	Canada	Japan	Rep. of Korea	Slovakia	USA
20	006	China	Kenya	Brazil	Brazil	Mexico	Rep. of Korea









THE CONDITIONS FOR GRANTING A BREEDER'S RIGHT

Other conditions

- VARIETY DENOMINATION
- FORMALITIES
- PAYMENT OF FEES

NO OTHER CONDITIONS!

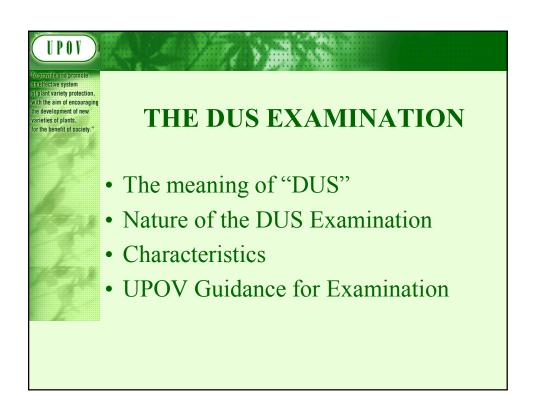


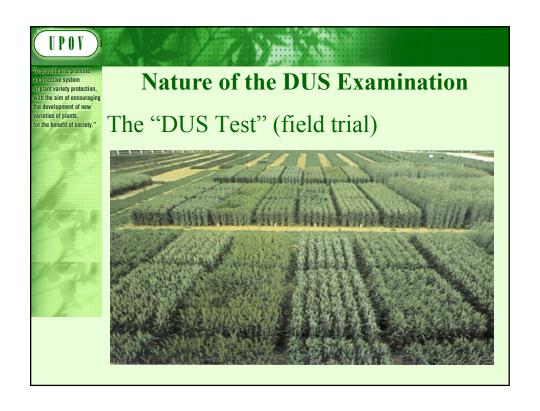
Examination of the Application

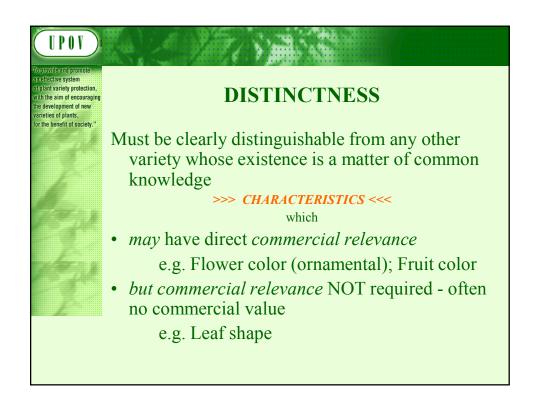
(Article 12 of the 1991 Act of the UPOV Convention)

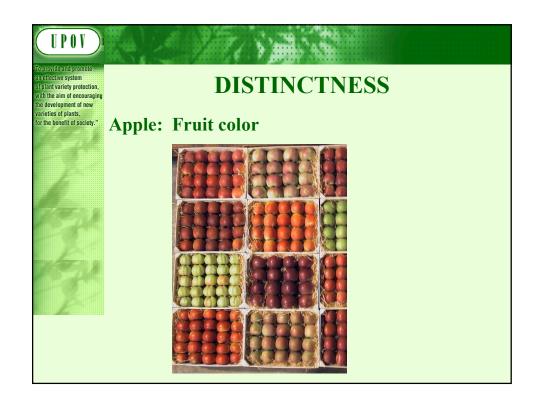
Any decision to grant a breeder's right shall require an **examination for compliance with the conditions under Articles 5 to 9***. In the course of the examination, the authority may grow the variety or carry out other necessary tests, cause the growing of the variety or the carrying out of other necessary tests, or take into account the results of growing tests or other trials which have already been carried out. For the purposes of examination, the authority may require the breeder to furnish all the necessary information, documents or material.

*Article 7, 8, 9 = Distinctness, Uniformity, Stability

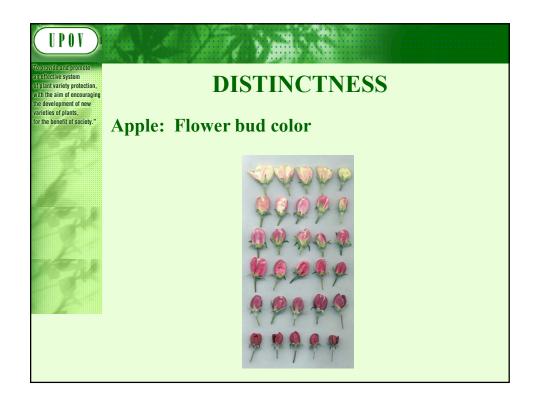




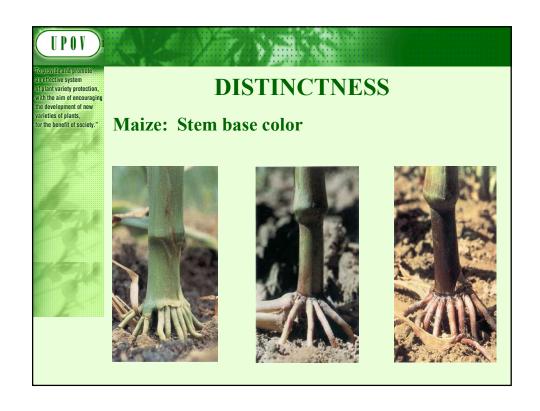


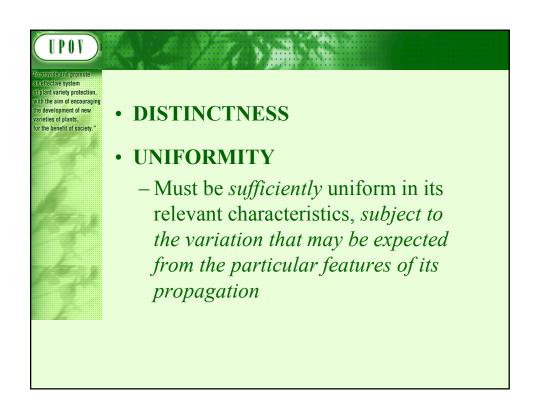


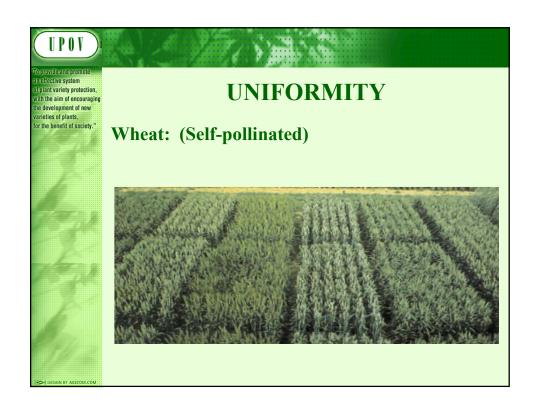














Off-types

How many off-types should we accept?

The individual Test Guidelines fix for each crop:

- **the population standard** (percentage of off-types to be accepted if all individuals of the variety could be examined)
- the acceptance probability (probability of correctly accepting that a variety is uniform)

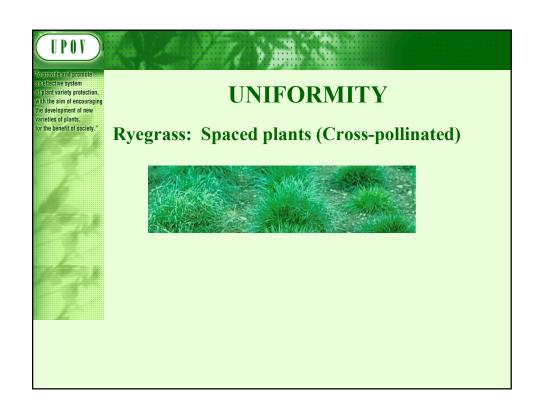


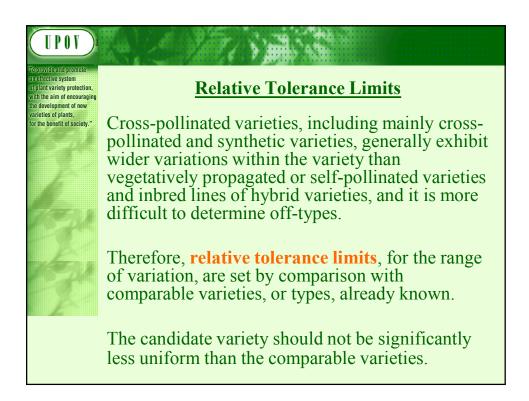
Off-types

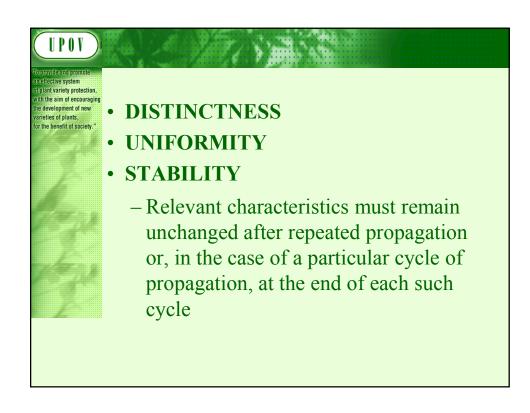
According to the size of the sample examined, statistical tables give the maximum number of off-types tolerated in that given samples

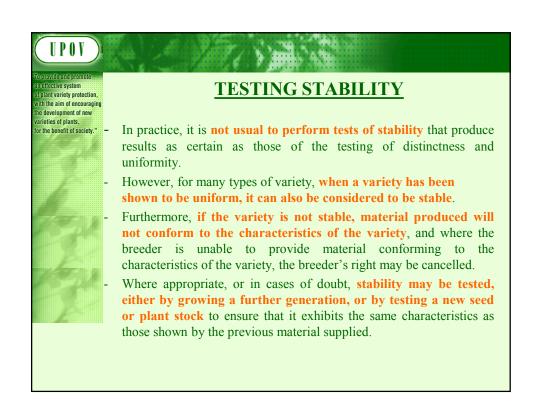
e.g.: population standard = 1% and acceptance probability = 95%

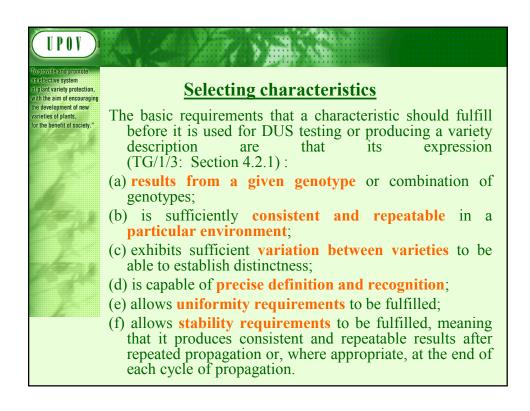
Sample size	Number of off-types allowed				
1-5	0				
6-35	1				
36-82	2				
83-137	3				
138-198	4				
199-262	5				

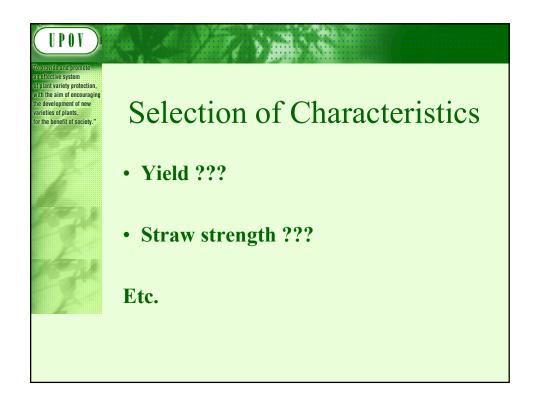




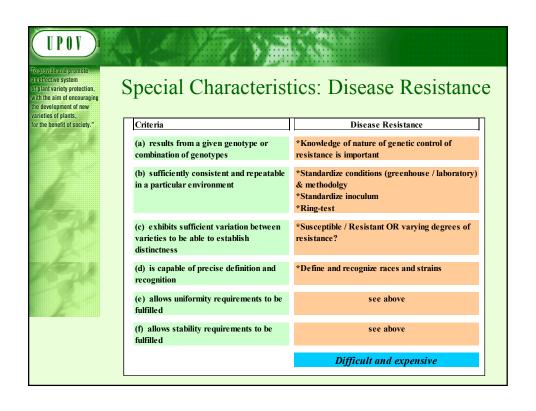


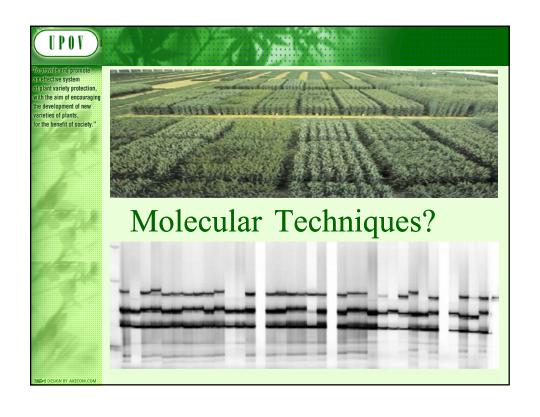


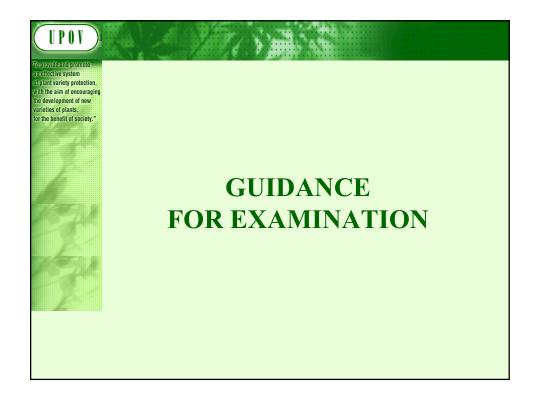


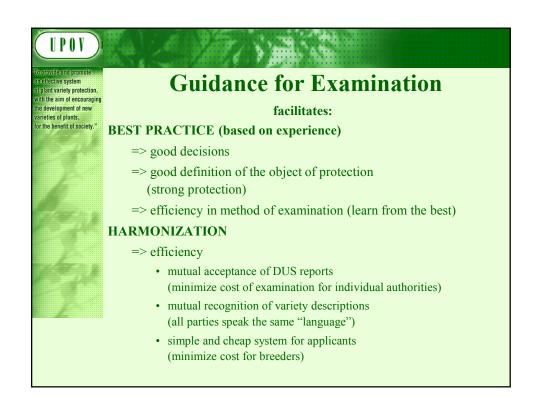


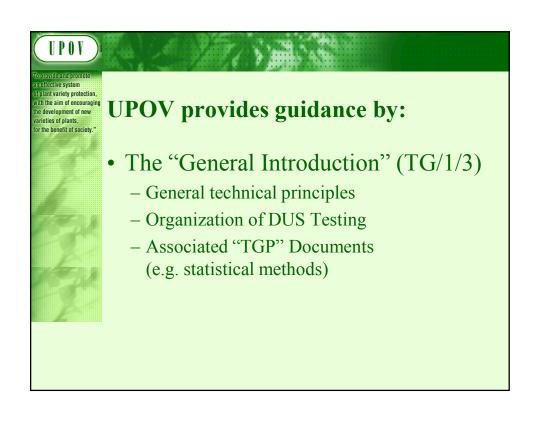
vide and promote	The state of the s							
ective system nt variety protection, he aim of encouraging evelopment of new	Selection of Characteristics							
ieties of plants, the benefit of society."	Criteria	Fruit: color	Ear: glaucosity	Yield	Straw strength			
	(a) results from a given genotype or combination of genotypes	Yes	Yes	Yes	Yes			
7	(b) sufficiently consistent and repeatable in a particular environment	Yes	Yes	(No)	(No)			
	(c) exhibits sufficient variation between varieties to be able to establish distinctness	Yes	Yes	???	???			
7.4	(d) is capable of precise definition and recognition	Yes	Yes	(No)	???			
	(e) allows uniformity requirements to be fulfilled	Yes	Yes	???	???			
	(f) allows stability requirements to be fulfilled	Yes	Yes	???	???			
	Commercial value	Yes	No	Yes	Yes			
	ACCEPATABILITY	Yes	Yes	No	No			

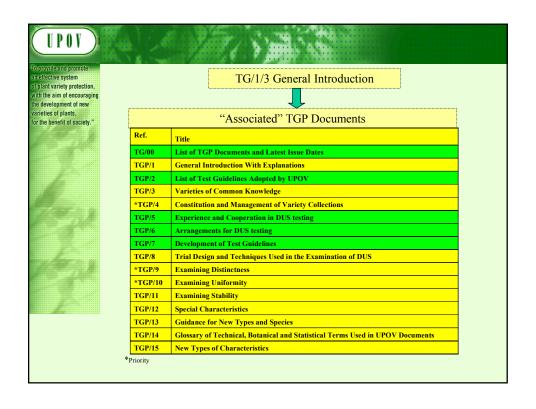


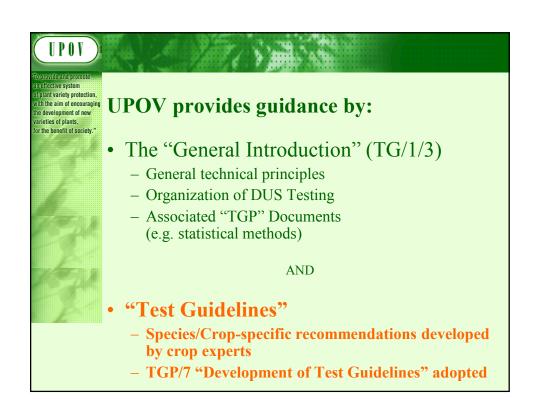


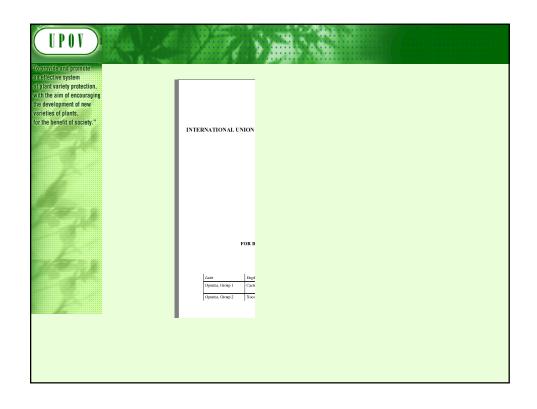


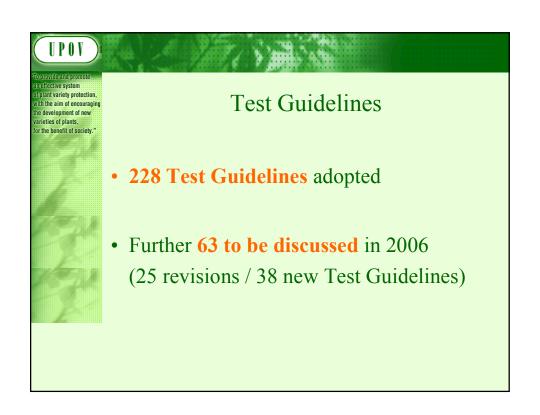


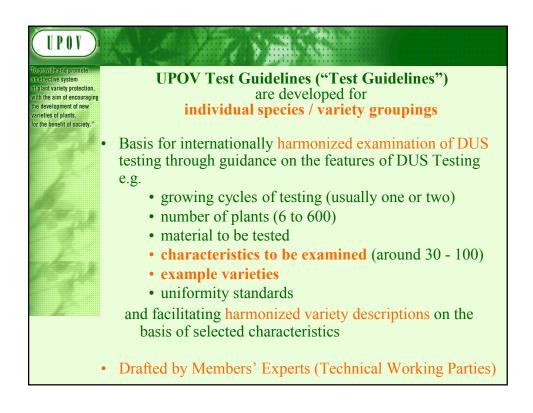


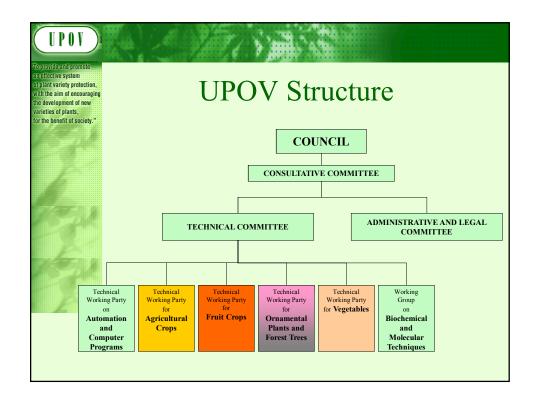


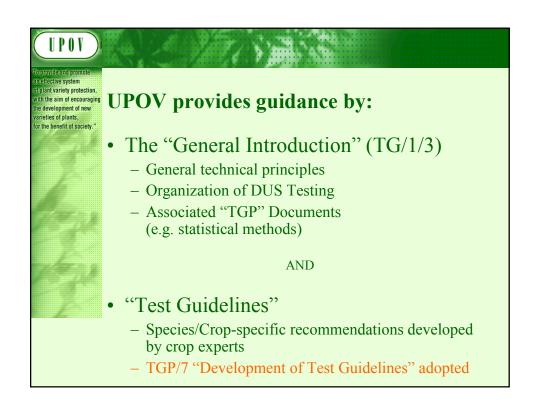


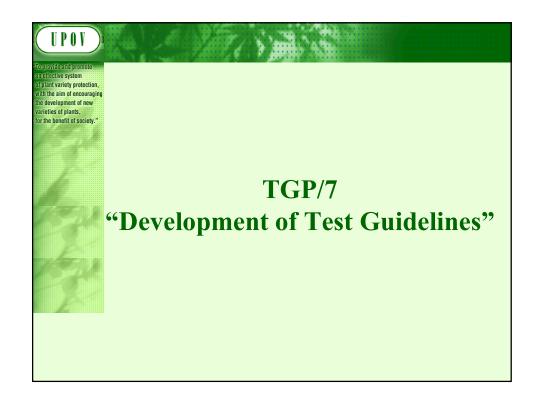


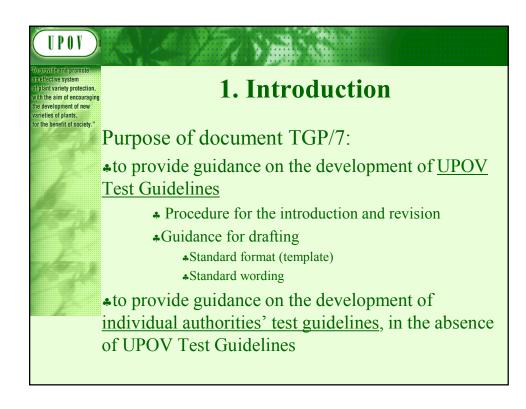


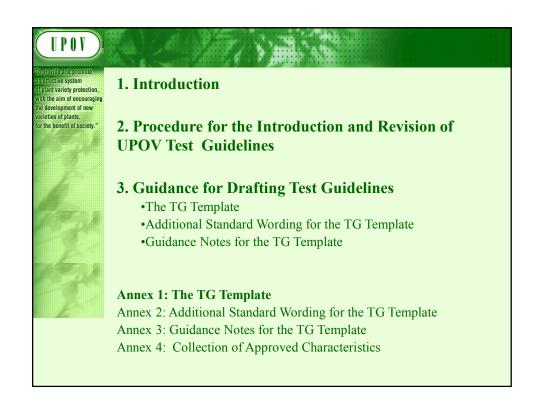














2. Procedure for the Introduction and Revision of UPOV Test Guidelines

Rationale for the Procedure:

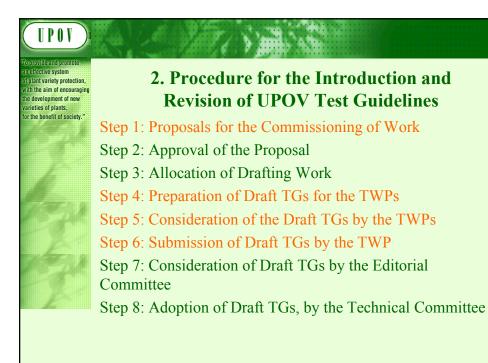
- Transparency
- Clear responsibility at each step

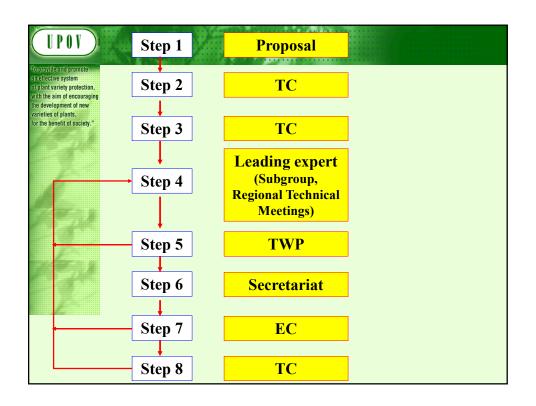
Who prepares the draft

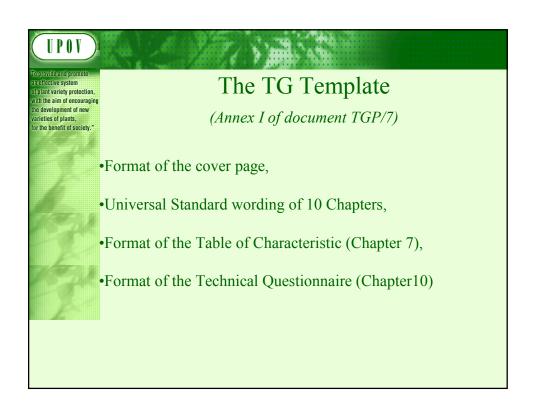
- ♣ Leading expert, interested experts to prepare a draft
- A Technical Working Party to establish a final draft
- ♣ Technical Committee to adopt

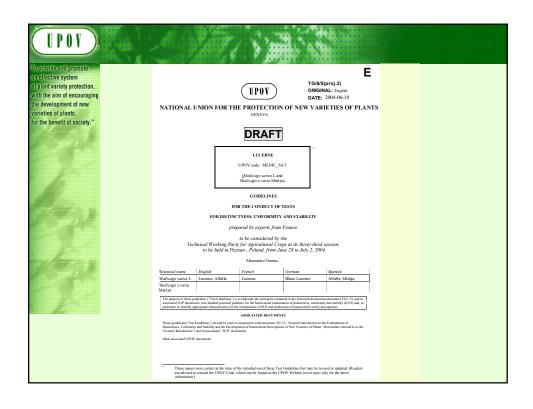
Participation

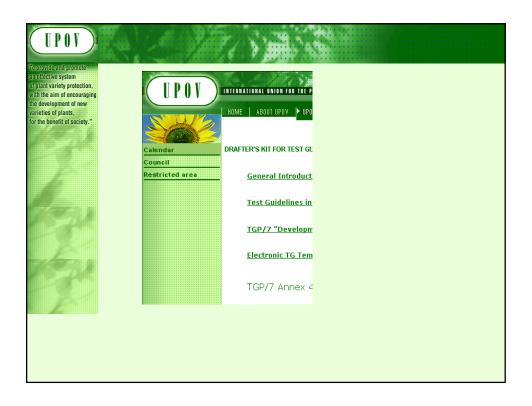
- ♣ International non-governmental organizations, invited to sessions of Technical Working Parties and Technical Committee as observers
- ♣ UPOV regional Technical Meetings

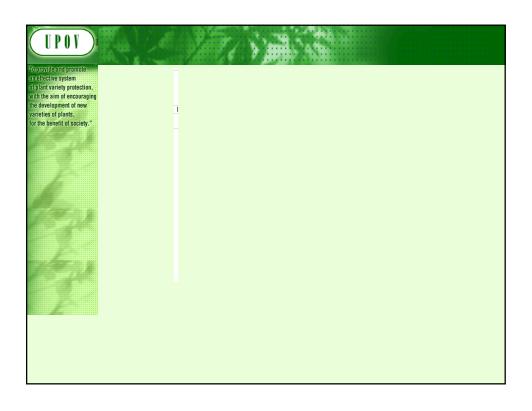


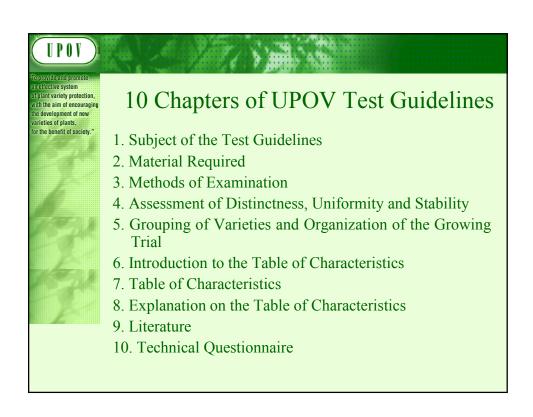














1. Subject of These Guidelines

These Test Guidelines apply to all varieties of {...}.

(examples)

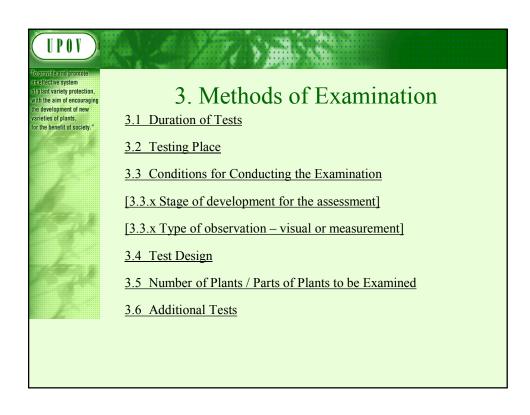
- These Test Guidelines apply to all varieties of Oryza sativa L.
- These Test Guidelines apply to all varieties of *Cichorium intybus* L. partim of the family *Compositae*, excluding witloof (TG/173/3) and leaf chicory (TG/154/3).

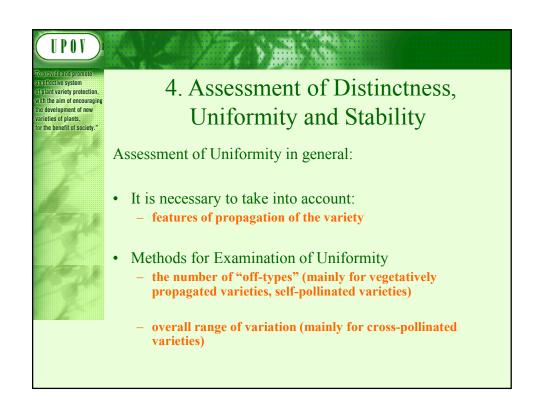


2. Material Required

- 2.1 The competent authorities decide on the quantity and quality of the plant material required for testing the variety and when and where it is to be delivered. Applicants submitting material from a State other than that in which the testing takes place must ensure that all customs formalities and phytosanitary requirements are complied with.
- 2.2 The material is to be supplied in the form of $\{$ seed, tree, bulb $\dots \}$.
- 2.3 The minimum quantity of plant material, to be supplied by the applicant, should be:

{200 g, 20,...}.







4. Assessment of Distinctness, Uniformity and Stability

4.2 Uniformity

[4.2.1] It is of particular importance for users of these Test Guidelines to consult the General Introduction prior to making decisions regarding uniformity. However, the following points are provided for elaboration or emphasis in these Test Guidelines:

[4.2.x] Standard wording for **cross-pollinated**, **hybrid**, **self-pollinated**, **vegetatively propagated varieties**.

• [4.2.x] [For the assessment of uniformity, a population standard of { x }% and an acceptance probability of at least { y } % should be applied. In the case of a sample size of { a } plants, [{ b } off-types are] / [1 off-type is] allowed.]



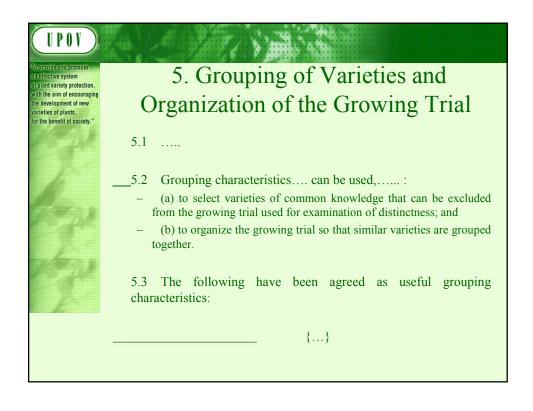
4. Assessment of Distinctness, Uniformity and Stability

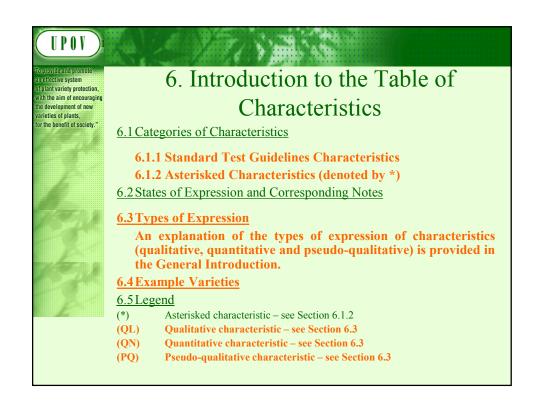
Counting the number of Off-types

According to the size of the sample examined, statistical tables give the maximum number of off-types tolerated in that give samples

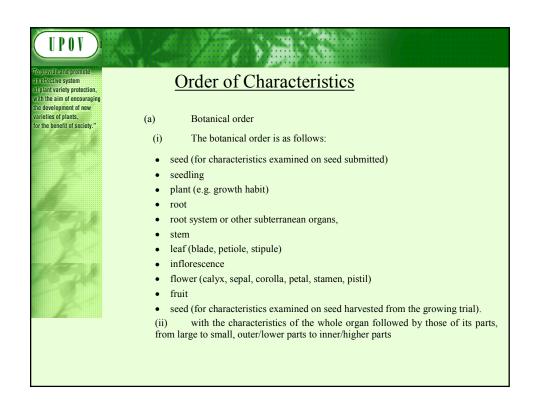
e.g.: population standard = 1% and acceptance probability = 95%

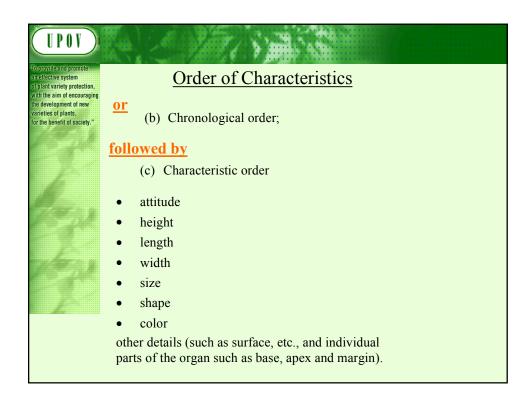
Sample size	Number of off-types allowed
1-5	0
6-35	1
36-82	2
83-137	3
138-198	4
199-262	5

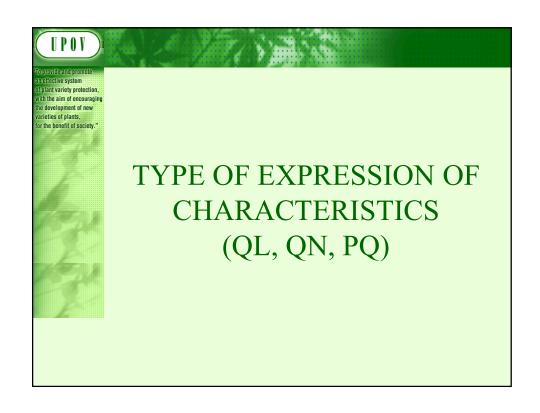




provide and promote effective system plant variety protection, the the aim of encouraging development of new rieties of plants, r the benefit of society."	Forn	nat o		Tab (Sect			aracte	eristic
	Char. No. (*) (+) (QL/QN/PQ)		English	français	deutsch	español	Example Varieties/ Exemples/ Beispielssorten/ Variedades ejemplo	Note/ Nota
	GN 18 Order of characteristics in the Table of Characteristic s}		{GN 24 Heading of a characteristic}					
	{GN 19 Asterisked characteristics}	Recommendati ons for conducting the examination}	{GN 25 States of expression of a characteristic}	(GN 25 States of expression of a characteristic)	{GN 25 States of expression of a characteristic}	(GN 25 States of expression of a characteristic)	(GN 12 Example varieties)	{GN 26 Notes}
	{GN 20 Explanation of the characteristic}	{GN 23 Growth stage}	States of expression of a characteristic}	Example varieties}	{GN 26 Notes}			
	{GN 21 Type of expression of the characteristic}	{Other}	{GN 25 States of expression of a characteristic}	States of expression of a characteristic}	{GN 25 States of expression of a characteristic}	{GN 25 States of expression of a characteristic}	{GN 12 Example varieties}	{GN 26 Notes}









Qualitative Characteristics

"Qualitative characteristics" are those that are **expressed in discontinuous states** (e.g. sex of plant: dioecious female (1), dioecious male (2), monoecious unisexual (3), monoecious hermaphrodite (4)).

These states are self-explanatory and independently meaningful. All states are necessary to describe the full range of the characteristic, and every form of expression can be described by a single state. The order of states is not important. As a rule, the characteristics are not influenced by environment.



Qualitative Characteristics

In qualitative characteristics, the difference between two varieties may be considered clear if one or more characteristics have expressions that fall into two different states in the Test Guidelines. Varieties should not be considered distinct for a qualitative characteristic if they have the same state of expression.

(e.g. sex of plant: dioecious female (1), dioecious male (2), monoecious unisexual (3), monoecious hermaphrodite (4)).

To provide and promote an effective system of plant variety protection, with the aim of encouraging the development of new varieties of plants, for the benefit of society."

Quantitative Characteristics

"Quantitative characteristics" are those where the expression covers the full range of variation from one extreme to the other. The **expression can be recorded on a one-dimensional, continuous or discrete, linear scale**. The range of expression is divided into a number of states for the purpose of description (e.g. length of stem: very short (1), short (3), medium (5), long (7), very long (9)). The division seeks to provide, as far as is practical, an even distribution across the scale. The Test Guidelines do not specify the difference needed for distinctness. The states of expression should, however, be meaningful for DUS assessment.



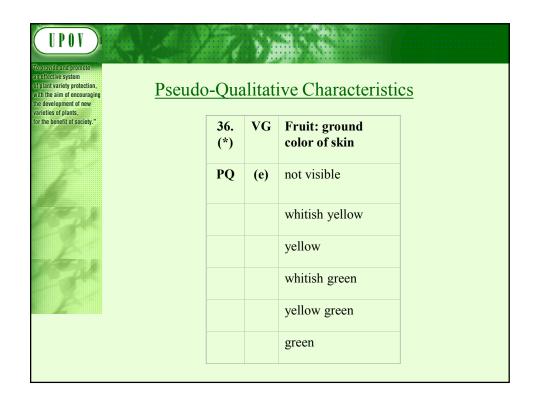
Quantitative Characteristics

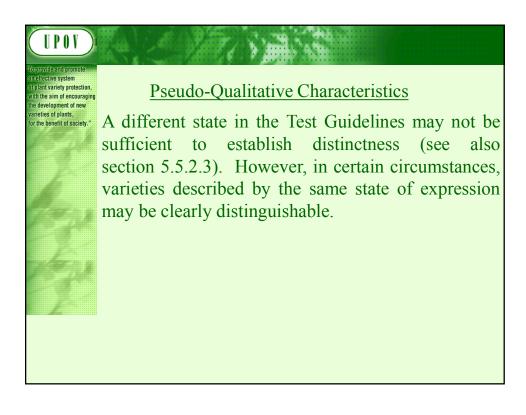
Quantitative characteristics are considered for distinctness according to the method of observation and the features of propagation of the variety concerned.

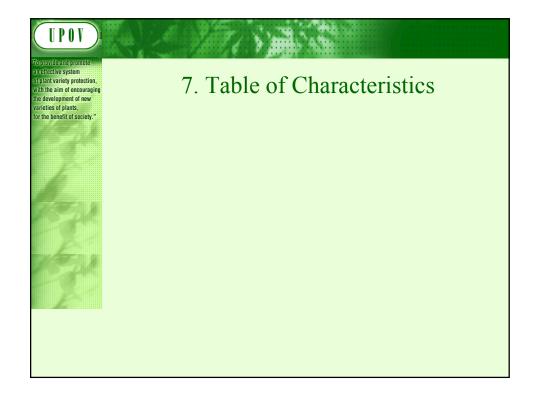


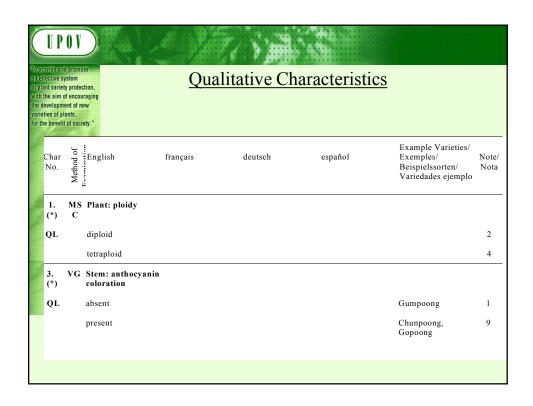
Pseudo-Qualitative Characteristics

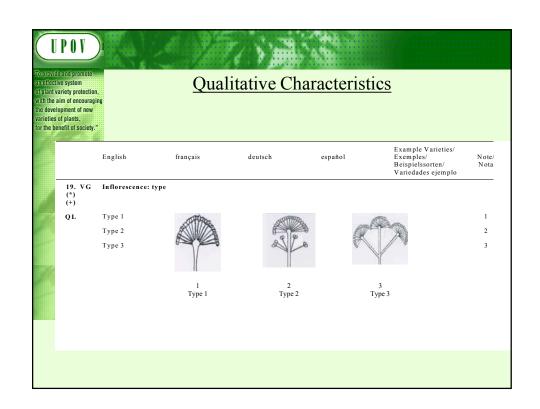
In the case of "pseudo-qualitative characteristics," the range of expression is at least partly continuous, but varies in more than one dimension (e.g. shape: ovate (1), elliptic (2), circular (3), obovate (4)) and cannot be adequately described by just defining two ends of a linear range. In a similar way to qualitative (discontinuous) characteristics – hence the term "pseudo-qualitative" – each individual state of expression needs to be identified to adequately describe the range of the characteristic.

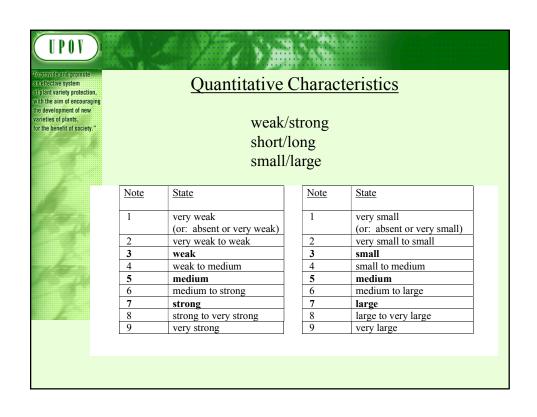


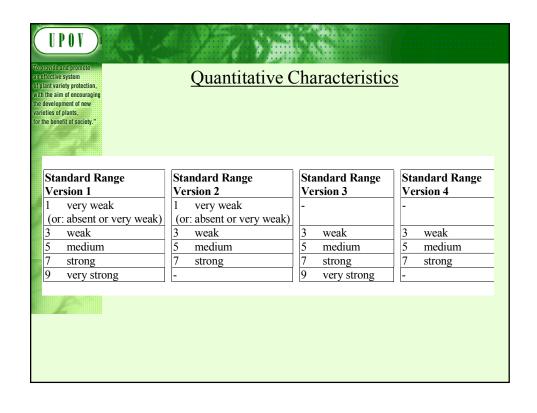




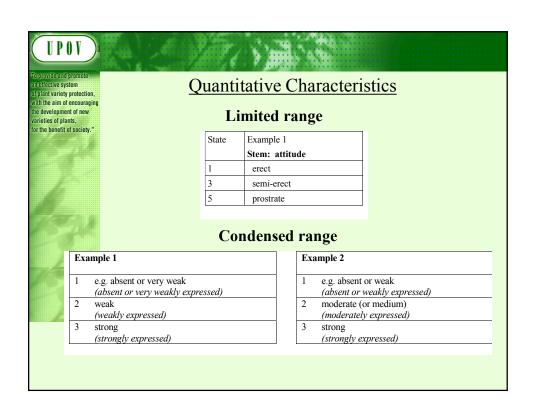








stem protection, encouraging nt of new nts, of society."	g	Quantitative	<u>Characteristic</u>	<u>es</u>
State	Example 1	Example 2	Example 3	Example 4
	Size relative to:	Angle:	Position:	Length in relation to:
1	much smaller	very acute	at base	equal
3	moderately smaller	moderately acute	one quarter from base	slightly shorter
5	same size	right angle	in middle	moderately shorter
7	moderately larger	moderately obtuse	one quarter from apex	much shorter
9	much larger	very obtuse	at apex	very much shorter



To provide and promote an effective system of plant variety protection, with the aim of encouraging the development of new varieties of plants, for the benefit of society."

Pseudo-qualitative Characteristics

Qualitative characteristic

Color: green (1), yellow (2), red (3)

Pseudo-qualitative characteristic:

Color: green (1), yellow green (2), green yellow (3), yellow (4), orange (5), red (6)

Shape: round (1), broad elliptic (2), elliptic (3), elliptic to ovate (4), ovate (5) *Not*: Shape: round (1), intermediate (2), elliptic (3), intermediate (4), ovate (5)

Color: light green (1), <u>medium green</u> (2), dark green (3), purple green (4) <u>Not:</u> Color: light green (1), <u>green</u> (2), dark green (3), purple green (4)



To provide and promote an effective system of plant variety protection, with the aim of encouraging the development of new varieties of plants, for the benefit of society."

Pseudo-qualitative Characteristics

Shape: broad elliptic (1), *medium elliptic* (2), narrow elliptic (3), ovate (4)

Not: Shape: broad elliptic (1), *elliptic* (2), narrow elliptic (3), ovate (4)

Color of spots: only green (1); green and purple (2); only purple (3)

Type of mottling: only diffuse (1);

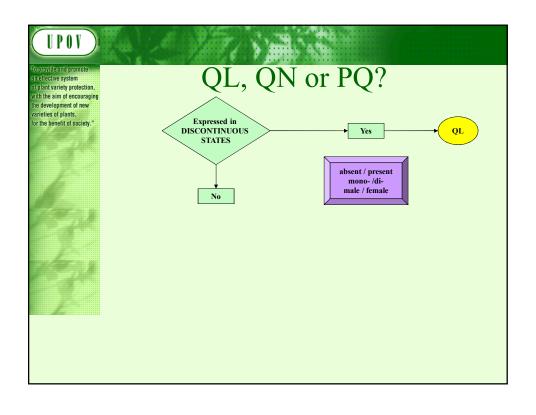
diffuse and in patches (2);

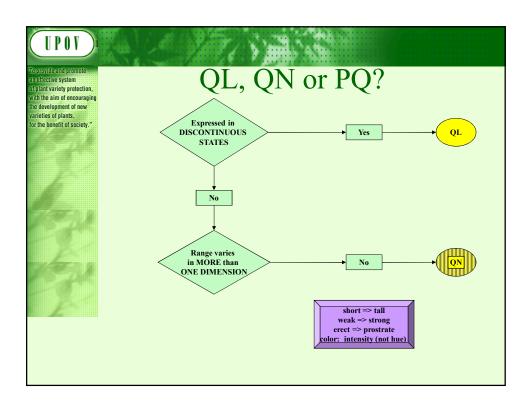
diffuse, in patches and linear bands (3);

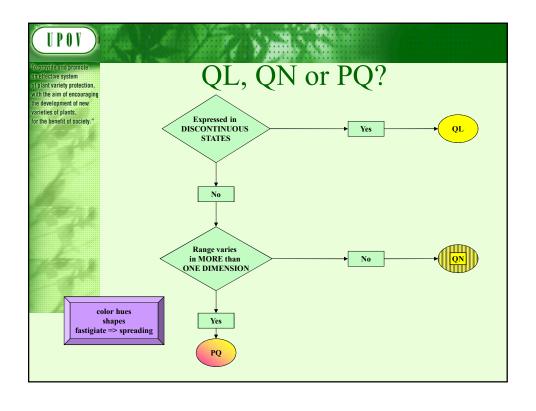
diffuse and in linear bands (4).

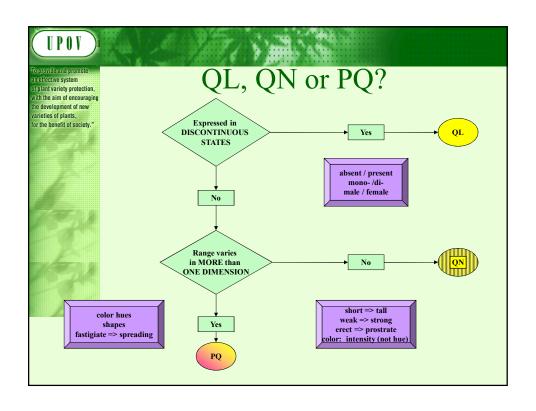
Width: narrow (3), medium (5), broad (7)

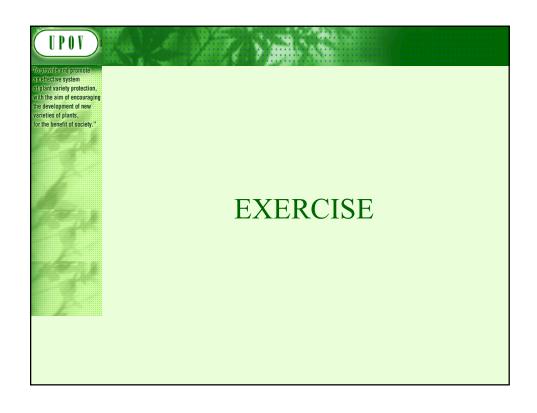
Not: Shape: narrow ovate (1), ovate (2), broad ovate (3)

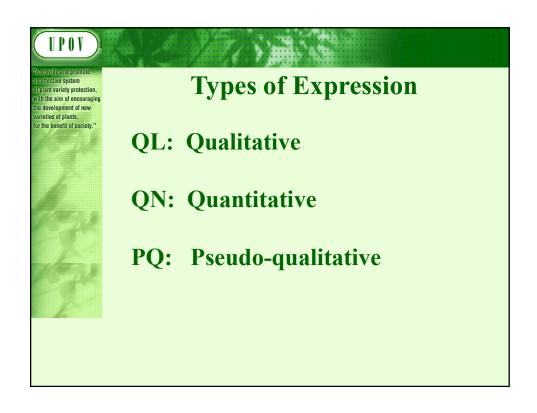




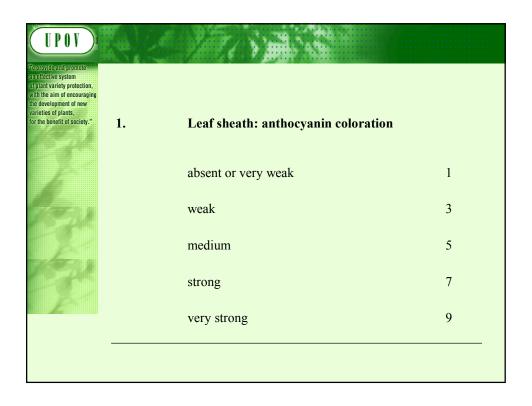


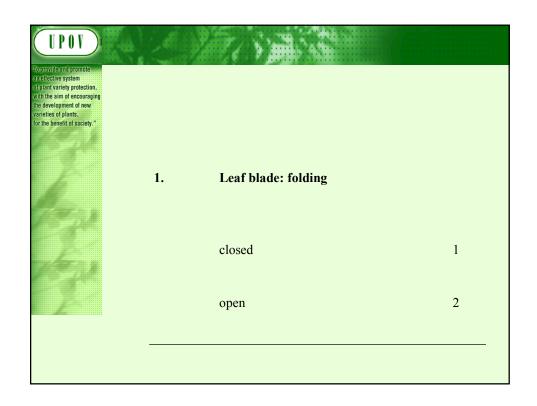


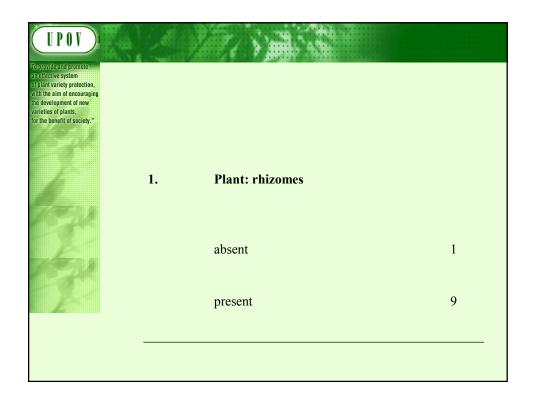




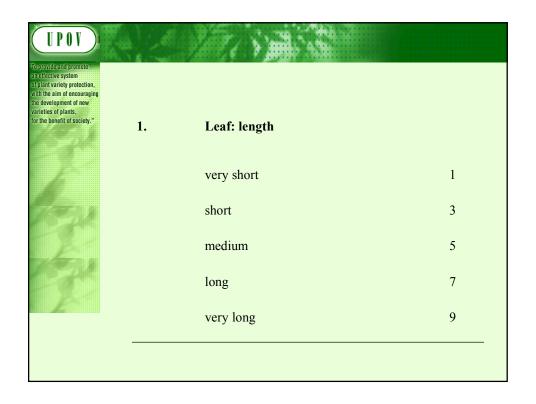
		Note/ Nota
1.	Plant: ploidy	
	diploid	2
	tetraploid	4
	hexaploid	6
	octoploid	8
	1.	diploid tetraploid hexaploid

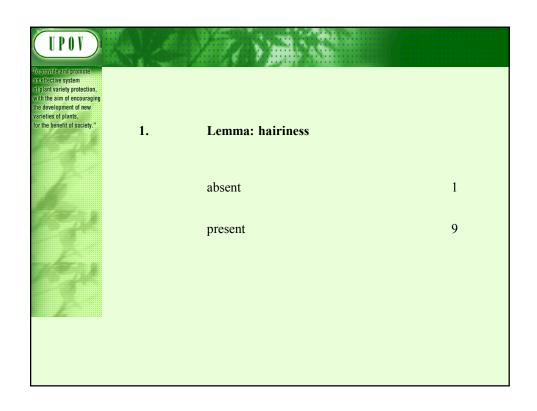


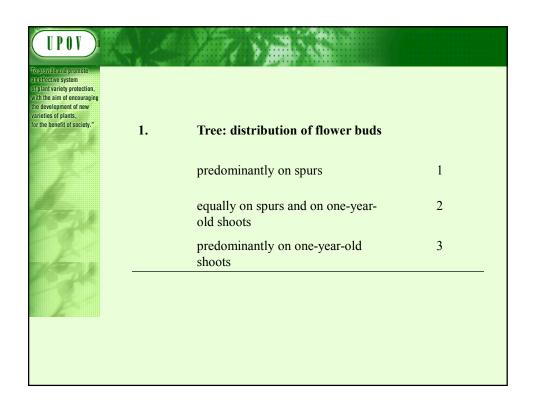




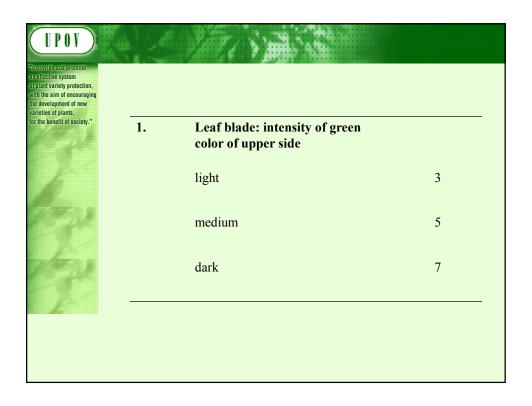
1.	Plant: growth habit	
	erect	1
	semi erect	3
	medium	5
	semi prostrate	7
	prostrate	9
	1.	erect semi erect medium semi prostrate



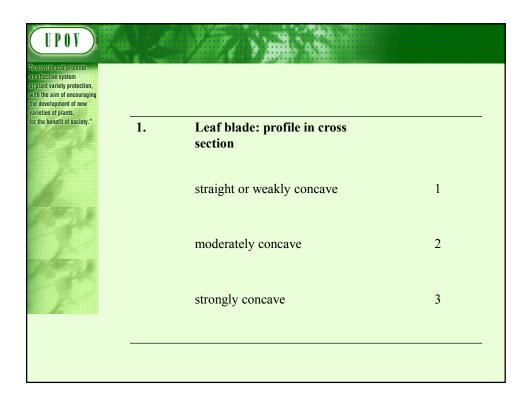




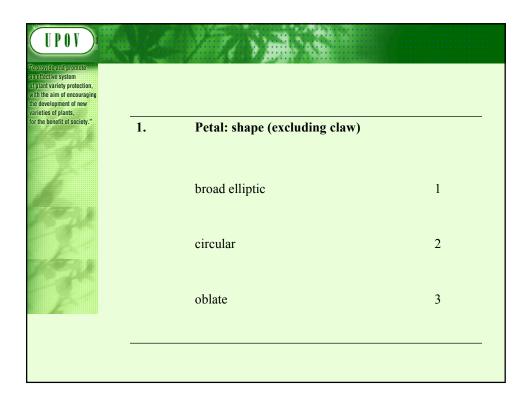
UPOV To provide and promote			
an effective system of plant variety protection, with the aim of encouraging the development of new varieties of plants, for the benefit of society."	1.	Leaf blade: ratio length/width	
		very small	1
		small	3
		medium	5
161		large	7
		very large	9

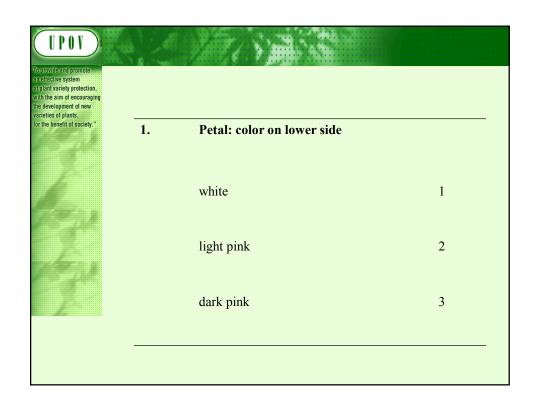


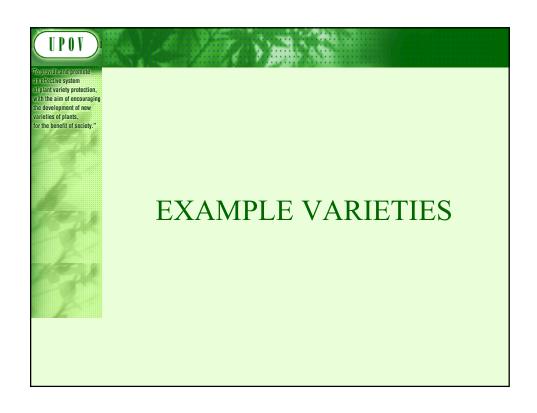
I P O V			
of plant variety protection, with the aim of encouraging the development of new varieties of plants, for the benefit of society."	1.	Leaf blade: shape of base	
		acute	1
		obtuse	2
		truncate	3
		cordate	4

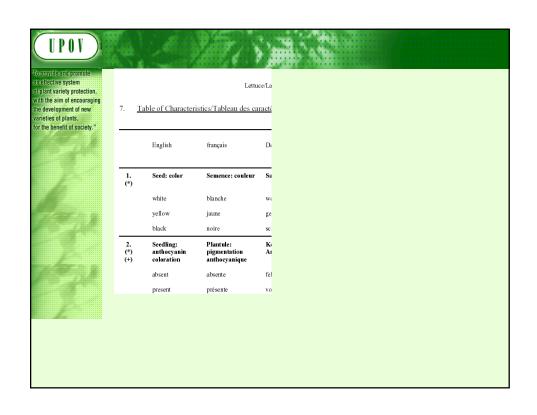


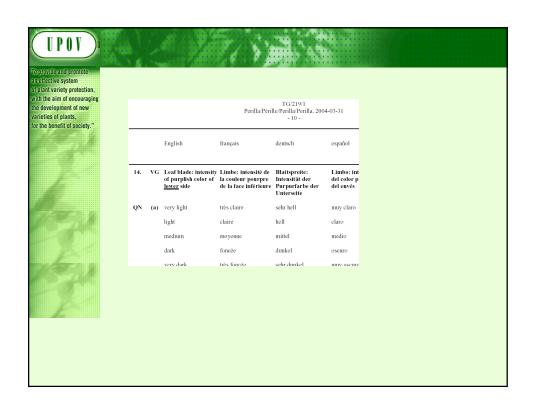
UPOV			
To provide and promote an effective system of plant variety protection, with the aim of encouraging the development of new varieties of plants, for the benefit of society."			
	1.	Flower: position of stigma relative to anthers	
		below	1
E.		same level	2
		above	3

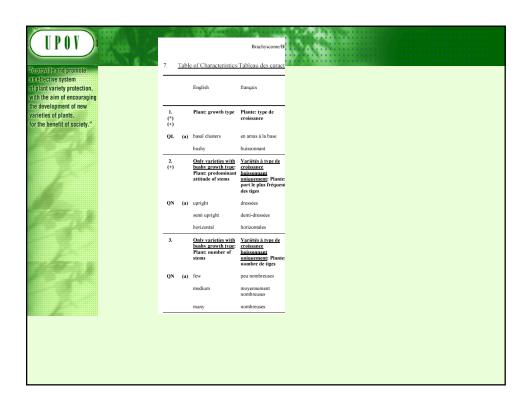


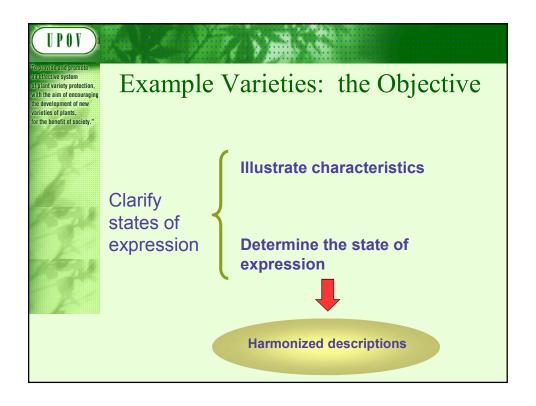


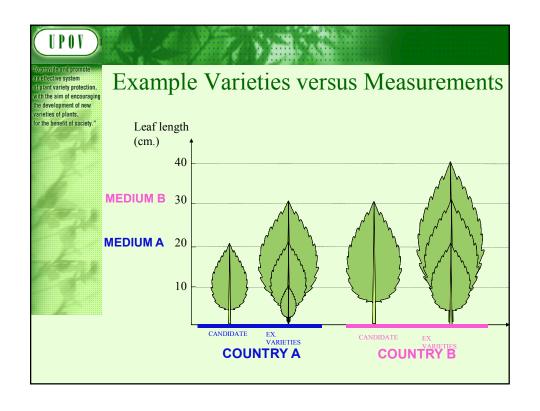


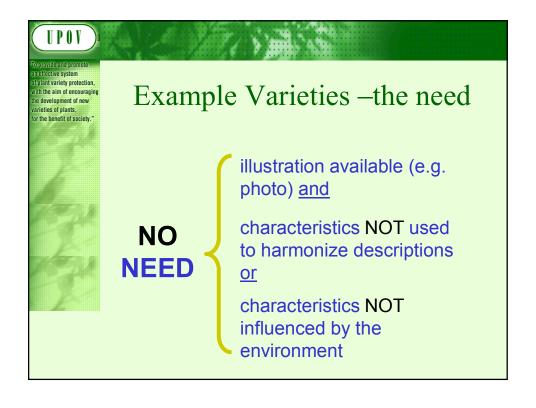


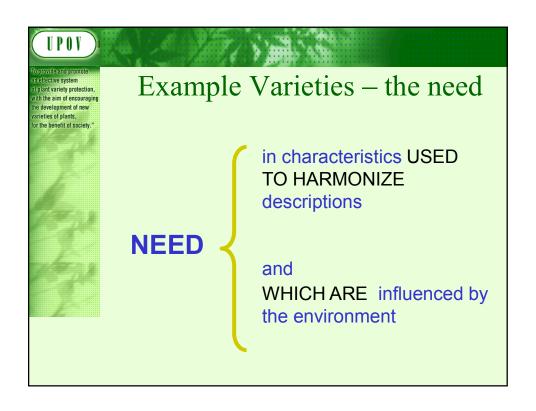


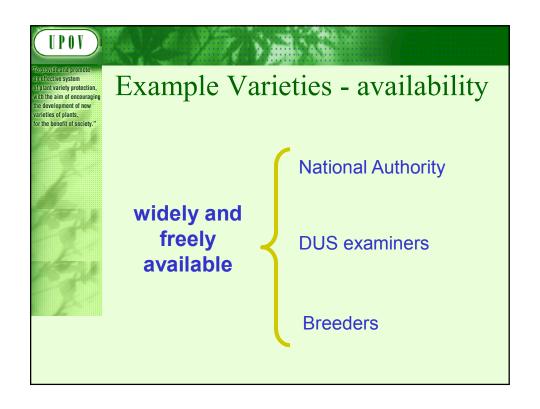


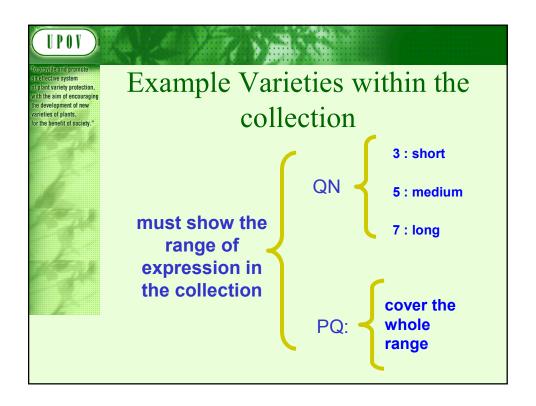


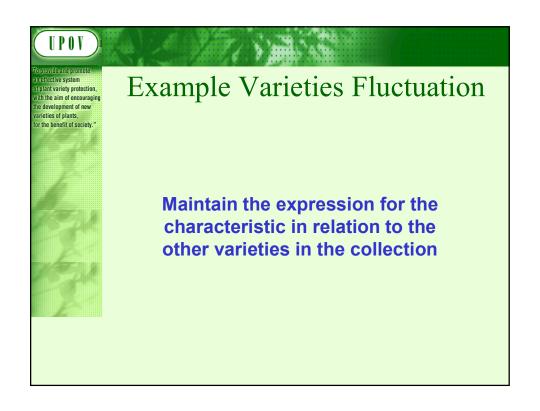


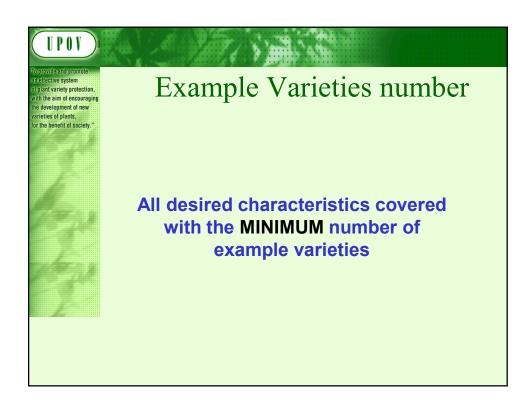


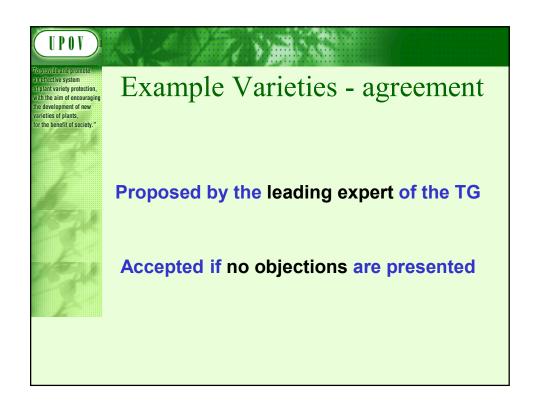


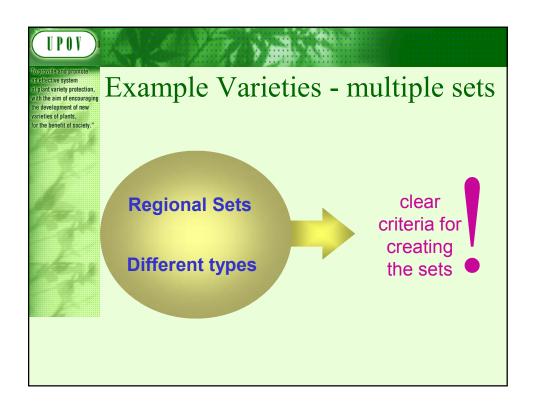


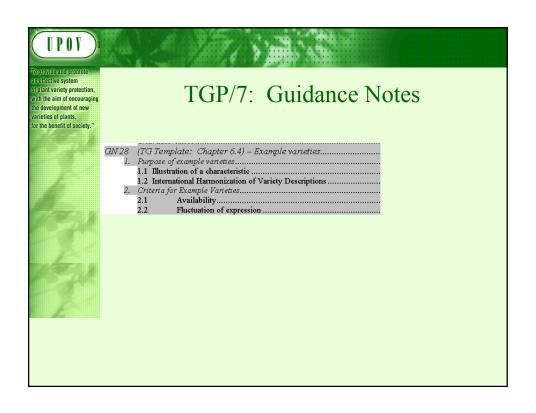


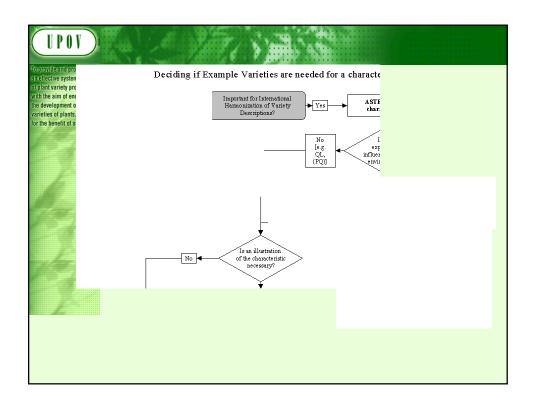


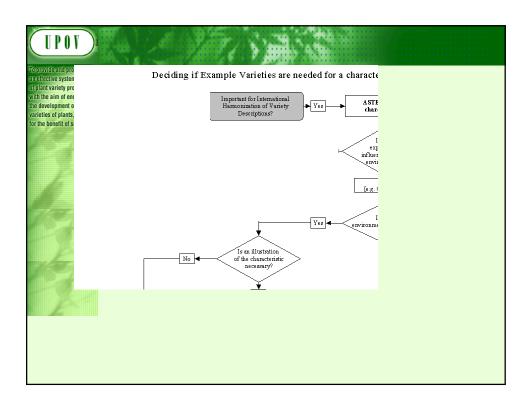


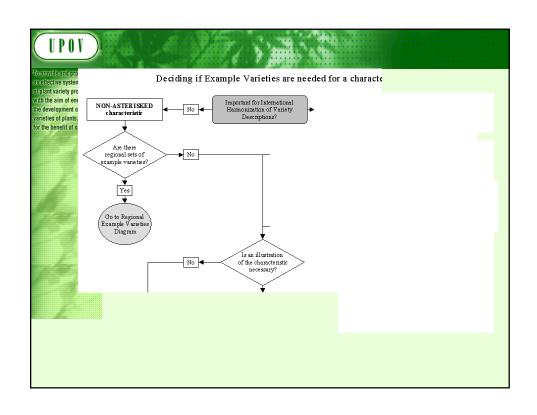


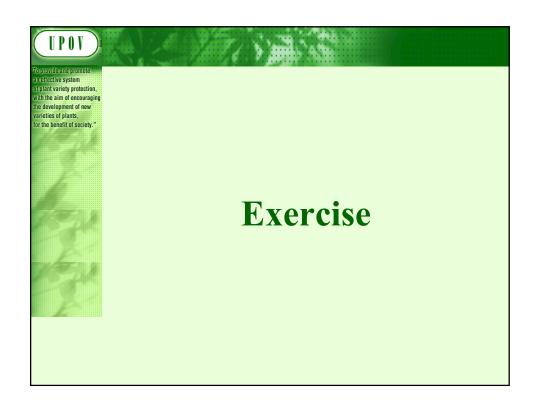


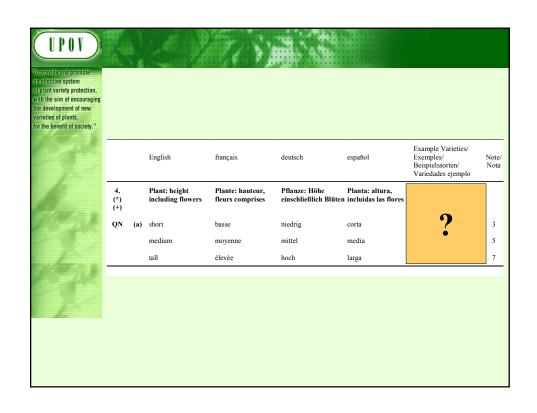


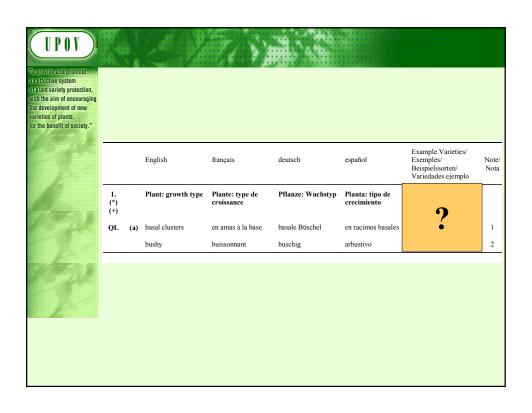


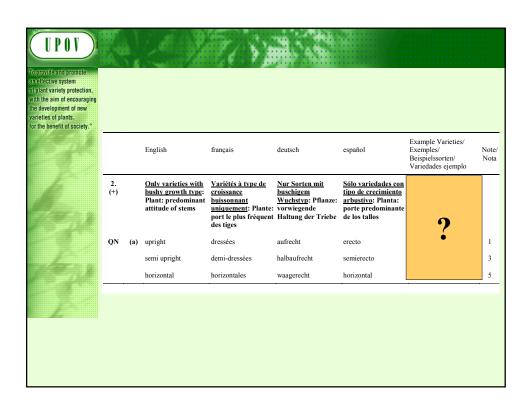


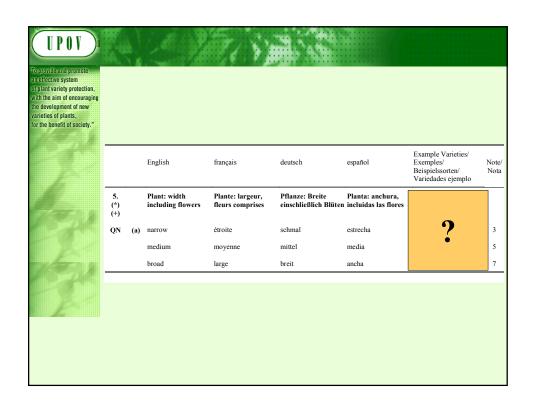


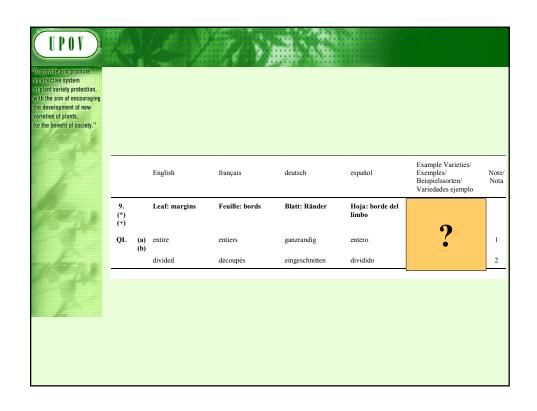


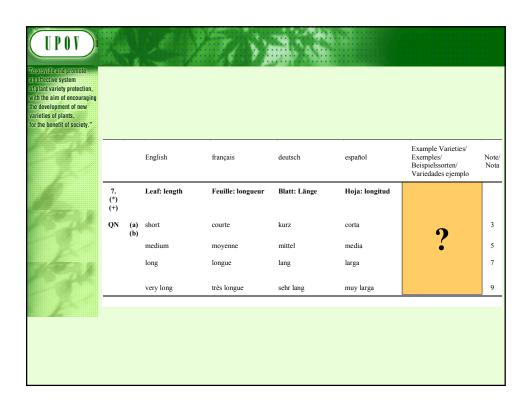


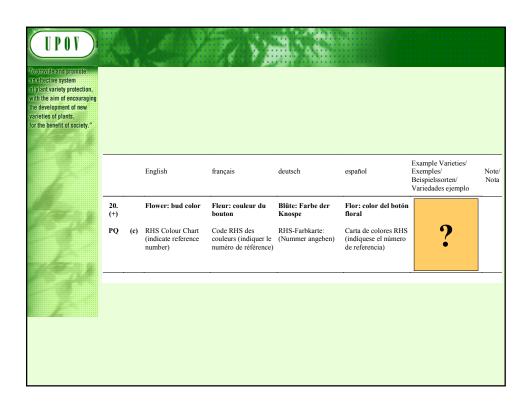


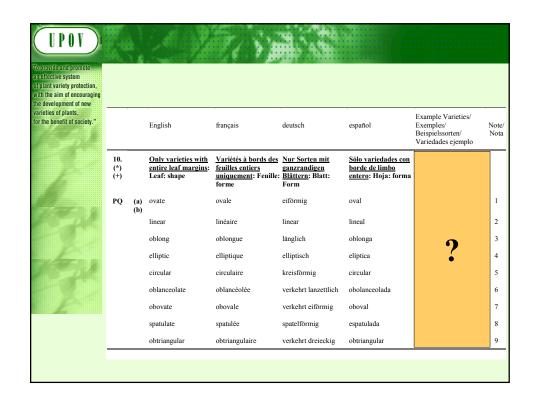


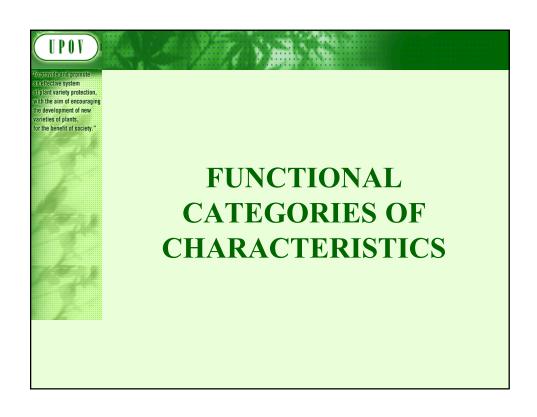


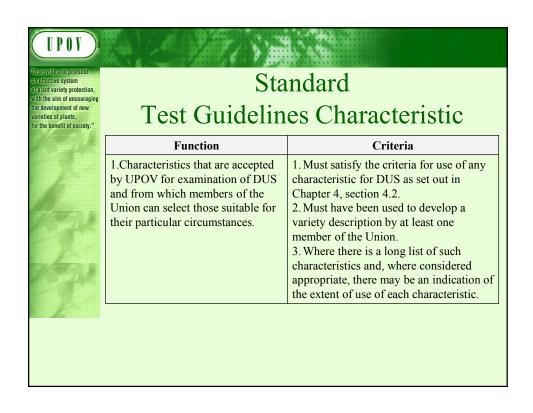






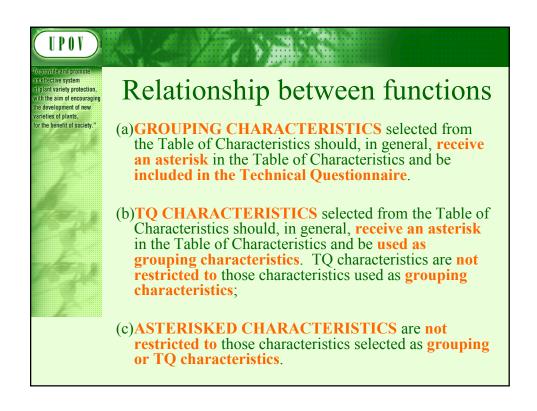


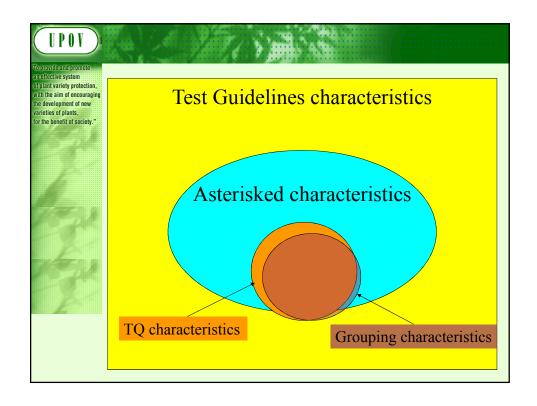


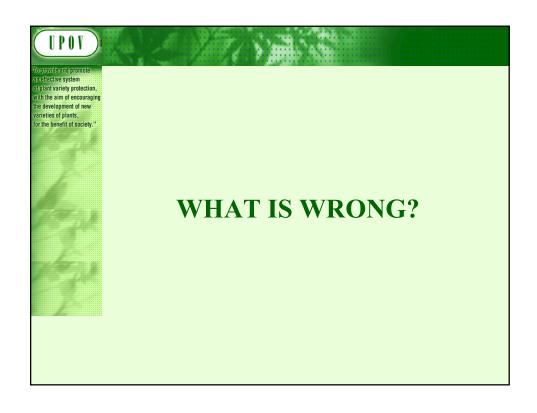


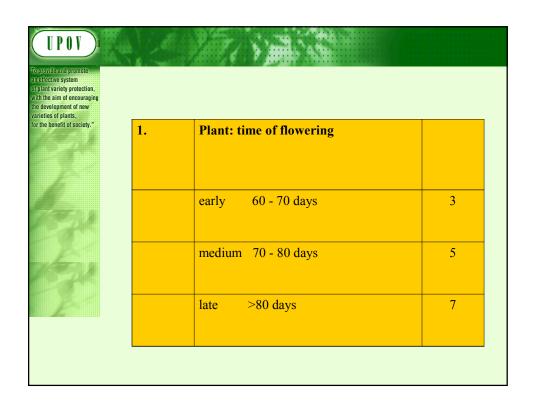
Io provide and promote an effective system of plant variety protection, with the aim of encouraging the development of new varieties of plants, for the benefit of society."	Asterisked	Characteristic
	Function	Criteria
	1. Characteristics that are important for the international harmonization of variety descriptions.	Must be a characteristic included in the Test Guidelines. Should always be examined for DUS and included in the variety description by all members of the Union except when the state of expression of a preceding characteristic or regional environmental conditions render this inappropriate. Must be useful for function 1. 4. Particular care should be taken before selection of disease resistance characteristics.

To provide and promote an effective system of plant variety protection, with the aim of encouraging the development of new	Grouping (Characteristic
varieties of plants, for the benefit of society."	Function	Criteria
	characteristics in which the documented states of expression, even where recorded at different locations, can be used either individually or in combination with other such characteristics: (a) to select varieties of common knowledge that can be excluded from the growing trial used for examination of distinctness, and/or (b) to organize the growing trial so that similar varieties are grouped together	1. (a) Qualitative characteristics or (b) Quantitative or pseudo-qualitative characteristics which provide useful discrimination between the varieties of common knowledge from documented states of expression recorded at different locations. 2. Must be useful for functions 1 and 2. 3. Should be an asterisked characteristic and/or included in the Technical Questionnaire or application form.

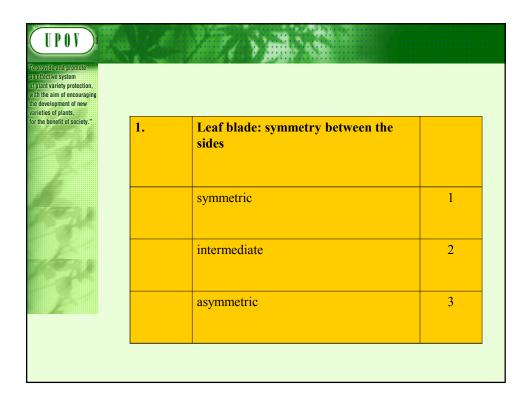




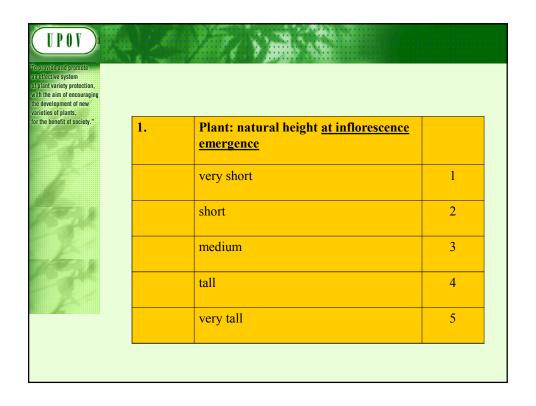




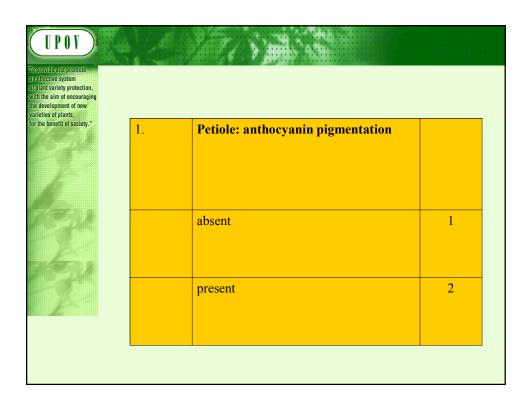
UPOV provide and promote structure system lant variety protection,			
the aim of encouraging development of new eties of plants, the benefit of society."	1.	Cotyledon: surface	
		smooth	1
3		slightly wrinkled	2
74		wrinkled	3



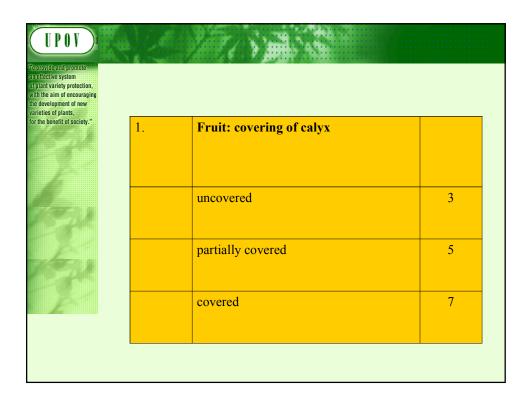
To provide and promote an effective system of plant variety protection, with the aim of encouraging the development of new			
varieties of plants, for the benefit of society."	1.	Fruit bunch: uniformity	
		low	3
		medium	5
7.		high	7



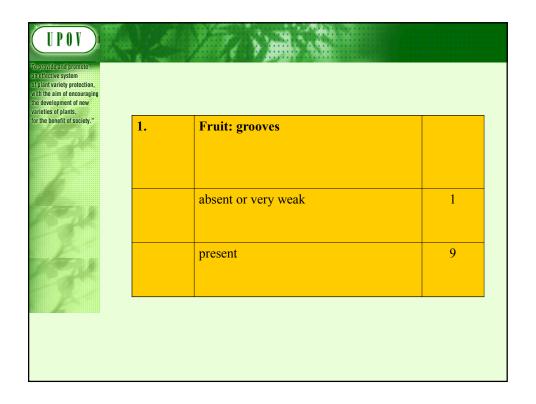
vide and promote active system it variety protection, it is aim of encouraging velopment of new		Valley 6 - F Julius Abaille	
es of plants, benefit of society."	1.	Plant: growth habit (at beginning of flowering)	
71 Gyr		erect	3
3		semi-erect	5
		prostrate	7



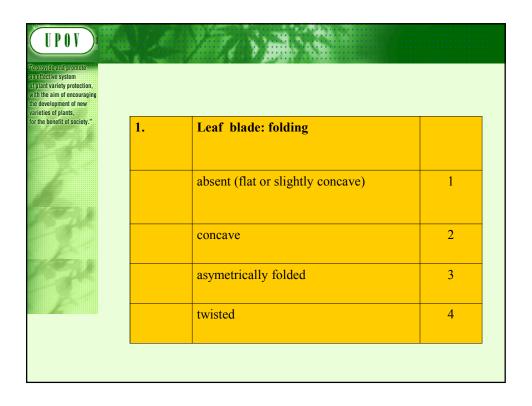
UPOV			
lant variety protection, the aim of encouraging development of new eties of plants, the benefit of society."	1.	Leaf: shape of base	
		acute	1
		obtuse	2
		cordate	3
7 4		asymmetric	4



provide and promote effective system plant variety protection,			
aim of encouraging opment of new of plants,	1.	Fruit: ratio length/diameter	
nefit of society."		very small	1
		very small to small	2
7.0		small	3
		small to medium	4
		medium	5
		medium to large	6
		large	7
		large to very large	8
		very large	9



1.	Tree: distribution of flower buds	
	predominantly on spurs	1
	predominantly on one-year old shoots	2
	equally on spurs and on one-year old shoots	3
	1.	predominantly on spurs predominantly on one-year old shoots equally on spurs and on one-year old



UPOV)		- / // Shaksa	
ovide and promote fective system ant variety protection,			
the aim of encouraging evelopment of new ties of plants,			
ne benefit of society."	1.	Corolla: length	
	QN	short	3
		medium	5
		long	7
	2.	Only varieties with long corolla: Corolla: curvature	
	QN	curved upwards	3
		straight	5
		curved downards	7



