**COOPERATION IN EXAMINATION UPDATE: (a) GENERAL NOTES**

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| **Authority providing the information:** |  |

**Please introduce your changes in the relevant section of the General Notes below:**

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| [C/57/5](https://www.upov.int/edocs/mdocs/upov/en/c_57/c_57_5.pdf)GENERAL NOTESProviding/Accepting existing DUS reports |
| 1. The following authorities have an agreement with Japan to provide and accept existing DUS reports for any taxa on request: Australia, Brazil, Canada, European Union, Israel, Kenya, Mexico, Netherlands, New Zealand, Peru, Russian Federation, Singapore, Switzerland, Türkiye and Viet Nam.
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| 1. The following authorities have agreements with Kenya to provide and accept existing DUS reports for any taxa on request: Israel, New Zealand, Republic of Korea and United Republic of Tanzania.
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| 1. The following authorities have an understanding to provide and accept existing DUS reports for any taxa on request and without charge: Australia and New Zealand.
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| 1. The following authorities have an understanding to provide and accept existing DUS reports for any taxa on request: Brazil, Canada, Israel, Republic of Korea and Uzbekistan.
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| 1. Belarus has an understanding with the following authorities to provide and accept existing DUS test reports: Azerbaijan, Kyrgyzstan, Republic of Moldova, Russian Federation and Uzbekistan.
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| Providing DUS reports |
| 1. Australia, Brazil, Ecuador, the Netherlands and Sweden will provide copies of their DUS test reports to any other member of the Union.
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| 1. The following authorities will, for any species for which they have experience in DUS examination, provide existing DUS reports to any member of the Union (to identify the relevant species, see document [TC/59/4](https://www.upov.int/meetings/en/details.jsp?meeting_id=77230) “List of genera and species for which authorities have practical experience in DUS examination”): Canada, European Union, France, Germany, New Zealand, Poland, Serbia, South Africa and Uruguay.
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| 1. The Czech Republic will provide copies of their DUS test report to any other member of the Union, except for the Russian Federation (in keeping with the EU position and general recommendation for EU sanctions and restrictive measures on the Russian Federation and the Russian economy).
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| 1. Finland offers to provide existing DUS reports to any members of the Union for the following taxa: Avena sativa L., Brassica rapa L. subsp. campestris, Festuca arundinacea, Festuca pratensis, Hordeum vulgare, Phalaris arundinacea, Phleum pratense, Poa pratensis, Trifolium pratense, Trifolium repens, Triticum aestivum, Pisum sativum, Solanum tuberosum, Brassica napus var. napus.
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| 1. Based on MOU between the Intellectual Property Office of Singapore (IPOS) and the Korea Seed & Variety Service (KSVS), the Republic of Korea carries out technical examinations on behalf of IPOS.
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| 1. According to MOU between the Korea Seed & Variety Service (KSVS) of the Republic of Korea and the Department of Crop Production of Viet Nam, KSVS sends technical examination results to Viet Nam.
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| 1. The following authorities have agreements with Kenya to provide existing DUS reports for any taxa on request: European Union, Germany, Netherlands and United Kingdom.
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| Accepting DUS reports |
| 1. Australia generally accepts DUS reports from members of the Union. In deciding whether such test reports are wholly sufficient for the Australian examination of the variety, the Authority refers to Sections 34(4) and 38 of the Plant Breeders’ Rights Act (1994). However, for Solanum tuberosum L varieties, an Australia verification trial will always be required.
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| 1. Canada accepts foreign DUS test reports from any UPOV member for horticulture and ornamental varieties (except Solanum species), in lieu of conducting the trials in Canada. For seed reproduced agricultural varieties requiring two growing cycles of trials, DUS testing must still be conducted in Canada. However, the applicant is able to replace one of the two growing cycle’s by purchasing the foreign test result from another UPOV member. Further details about Canada’s foreign DUS policy can be found at the following website: <https://inspection.gc.ca/plants/plant-breeders-rights/application-process/foreign-test-results/eng/1383686021643/1383686079045>.
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| 1. Costa Rica generally accepts DUS reports from other members of the Union for any taxa.
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| 1. Switzerland will, in general, utilize existing DUS reports provided by any member of the Union. DUS tests are not conducted in Switzerland. In cases where a DUS test report is not available from a member of the Union, the Plant Variety Protection Office will request an appropriate authority or testing station of a member of the Union to perform a DUS test on its behalf.
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| 1. The United States (US) Plant Variety Protection Office (PVPO) accepts DUS reports produced by other UPOV authorities for all asexually and some sexually reproduced crops if the current US form follows the UPOV TGs for that species. The DUS report replaces the US PVPO Exhibit C form. The applicant must also submit US PVPO Exhibits A, B, and E unless that information is included in the DUS report.
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| 1. Hungary generally accepts DUS reports for the purposes of PVP from Germany, the Netherlands and the CPVO for any taxa.
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| 1. The United Kingdom utilizes existing DUS reports provided by the entrusted examinations offices of the member States of the European Union (EU) in cases where it does not have testing capability and if the testing is of comparable quality to the United Kingdom testing. In cases where there is no EU testing capability, the United Kingdom will commission any 3rd country who already have a bilateral agreement with the EU (CPVO) to perform a DUS test on its behalf.  Further details about the DUS policy of the United Kingdom can be found at the following website:  [https://www.gov.uk/guidance/dus-protocols-for-testing-plant-varieties](https://eur03.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.gov.uk%2Fguidance%2Fdus-protocols-for-testing-plant-varieties&data=05%7C01%7CMichael.Watts%40defra.gov.uk%7Cc593147603164212595a08daaad6b930%7C770a245002274c6290c74e38537f1102%7C0%7C0%7C638010136851909773%7CUnknown%7CTWFpbGZsb3d8eyJWIjoiMC4wLjAwMDAiLCJQIjoiV2luMzIiLCJBTiI6Ik1haWwiLCJXVCI6Mn0%3D%7C3000%7C%7C%7C&sdata=GMWCsisY5%2B0dFjqRYxbqdu0z3LivuLVmfqFvxa%2FkP5U%3D&reserved=0).
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| 1. Ecuador accepts existing DUS reports provided by the entrusted examinations offices of the member States of the European Union (EU) in cases where it does not have testing capability. In cases where the EU does not have DUS reports available, Ecuador will request Naktuinbow (Netherlands) to perform the tests on its behalf (in particular ornamentals). Ecuador generally accepts existing DUS reports provided by the following authorities: Australia, Chile, China, France, South Africa and Spain. In cases where there is no EU testing capability, Ecuador will request the competent authority of any other member of the Union to conduct the examination on its behalf (ICA-Colombia, INDECOPI-Peru ). Ecuador, through SENADI, conducts DUS examinations for varieties developed in the country, such as Theobroma cacao, Saccharum officinarum and Musa acuminata.
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| 1. Belarus will, in general, utilize existing DUS test reports provided by any member of the Union, including for crops in which Belarus has practical experience in cases where it does not have testing capability.
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**Explanation/background:**

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