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UPOV

INTERNATIONAL UNION FOR THE PROTECTION OF NEW VARIETIES OF PLANTS

GENEVA

COUNCIL

Eleventh Ordinary Session
Geneva, December 6 to 9, 1977

ARTICLE 4 OF THE UPOV CONVENTION

Proposal by the Delegation of the Federal Republic of Germany

The Delegation of the Federal Republic of Germany proposes that paragraph (3) of Article 4 of the UPOV Convention be amended as follows:

"(3) (a) Each member State of the Union shall, on the entry into force of the Convention in its territory, apply the provisions of the Convention to at least five genera or species.

(b) Subsequently, each member State shall apply the said provisions to additional genera or species within the following periods from the date of the entry into force of the Convention in its territory:

- (i) within three years, to at least ten genera or species in all;
- (ii) within six years, to at least eighteen genera or species in all;
- (iii) within eight years, to at least twenty-four genera or species in all.

(c) In the case of genera or species including several types of varieties, each member State of the Union shall be free to elect the type or types of varieties to which the protection for varieties of the respective genus or species should be extended. Partial extension is not considered to be a reduction of the fulfillment of the requirement to apply the Convention to a genus or species in accordance with subparagraphs (a) and (b)."

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