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## INTERNATIONAL UNION FOR THE PROTECTION OF NEW VARIETIES OF PLANTS

GENEVA

**DIPLOMATIC CONFERENCE  
ON THE REVISION OF THE INTERNATIONAL CONVENTION  
FOR THE PROTECTION OF NEW VARIETIES OF PLANTS****Geneva, October 9 to 23, 1978**

PROPOSAL FOR THE AMENDMENT OF THE PREAMBLE

submitted by the Delegation of the Netherlands

It is proposed that the preamble be drafted as follows:

"Preamble:

THE CONTRACTING PARTIES,

Considering that the International Convention for the Protection of New Varieties of Plants of December 2, 1961 as amended by the Additional Act of November 10, 1972, has proved a valuable instrument for international cooperation in the field of the protection of the rights of the breeders.

Reaffirming their statements contained in the Preamble to that Convention to the effect that

- (i) they are convinced of the importance attaching to the protection of new varieties of plants not only for the development of agriculture in their territory but also for safeguarding the interests of breeders,
- (ii) they are conscious of the special problems arising from the recognition and protection of the right of the creator in this field and particularly of the limitations that the requirements of the public interest may impose on the free exercise of such a right,
- (iii) they deem it highly desirable that these problems, to which very many States rightly attach importance, should be resolved by each of them in accordance with uniform and clearly defined principles.

Considering that in recent years the idea of protecting the rights of breeders has gained a strong foothold in many States which have not yet acceded to that Convention.

Having regard to the fact that for some of these States minor amendments to that Convention are necessary before they will be able to accept it.

Considering that the necessary amendments do not in general affect the main principles of that Convention.

Anxious to reach an agreement on these principles to which other States having the same interests may be able to adhere.

Considering, furthermore, that some provisions regulating the functioning of the Union created by that Convention should be updated.

Considering that these objectives may be best achieved by the revision of the International Convention for the Protection of New Varieties of Plants of December 2, 1961, as amended by the Additional Act of November 10, 1972,

Have agreed as follows:"

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