

Technical Committee

TC/55/8

**Fifty-Fifth Session
Geneva, October 28 and 29, 2019**

Original: English
Date: August 12, 2019

VARIETY DENOMINATIONS

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EXECUTIVE SUMMARY

1. The purpose of this document is to present matters for consideration by the Technical Committee (TC) on proposals to revise the list of classes in document UPOV/INF/12 “Explanatory Notes on Variety Denominations under the UPOV Convention”.
2. Matters for information to the TC concerning variety denomination are presented in document TC/55/INF/7 “Variety denominations – matters for information”.
3. The TC is invited to consider the proposals to revise the list of classes in document UPOV/INF/12/5, as set out paragraph 10 of this document in conjunction with the comments of the TWV at its fifty-third session and TWA at its forty-eighth session.

4. The following abbreviations are used in this document:

CAJ:	Administrative and Legal Committee
TC:	Technical Committee
TWA:	Technical Working Party for Agricultural Crops
TWV:	Technical Working Party for Vegetables
WG-DEN:	Working Group on Variety Denominations

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BACKGROUND

6. The background to this matter is provided in document TC/54/12 “Variety Denominations”, paragraphs 6 to 10.

DEVELOPMENTS IN 2018

Working Group on Variety Denominations

7. The Working Group on Variety Denominations (WG-DEN), at its fifth meeting, held in Geneva, on October 30, 2018, considered documents UPOV/WG-DEN/5/2 "Revision of Document UPOV/INF/12/5 'Explanatory Notes On Variety Denominations under the UPOV Convention'" and UPOV/EXN/DEN/1 Draft 1 "Explanatory Notes on Variety Denominations under the UPOV Convention", which incorporated the proposals that had previously been agreed by the WG-DEN or had been agreed to be considered further. A report of the meeting is provided as document UPOV/WG-DEN/5/3 "Report".

8. The WG-DEN agreed that a new draft of the relevant sections of document UPOV/EXN/DEN should be circulated for comments by correspondence to the WG-DEN early in 2019. On April 18, 2019, the Office of the Union issued Circular E-19/041 to the designated persons of the members of the Union in the WG-DEN, inviting them to consider proposals for the relevant sections of document UPOV/EXN/DEN/1 Draft 2 "Explanatory Notes on Variety Denominations under the UPOV Convention" and to provide comments on the proposals.

9. The WG-DEN agreed that document UPOV/EXN/DEN/1 Draft 2 should be prepared on the basis of the comments received by correspondence and that document UPOV/EXN/DEN/1 Draft 2 should be presented to the sixth meeting of the WG-DEN and the seventy-sixth session of the Administrative and Legal Committee (CAJ), to be held on October 30, 2019. The comments of the WG-DEN at its sixth meeting will be reported to the CAJ, at its seventy-sixth session.

Administrative and Legal Committee

10. The CAJ, at its seventy-fifth session, held in Geneva, on October 31, 2018, agreed to request the Technical Committee (TC) to consider the following proposals received by the WG-DEN to revise the list of classes in document UPOV/INF/12/5 (see document CAJ/75/14 "Report", paragraph 43):

(a) Proposal to split the current class 205 (*Cichorium* and *Lactuca*) into two new classes:

- Class: *Lactuca* – *Cichorium endivia* (Endive), *Cichorium intybus* var. *foliosum* (Salad Chicory)
- Class: *Cichorium intybus* var. *sativum* (Industrial Chicory)

(b) Proposal for genus *Epichloe* (formerly *Neotyphodium*) to be added to Class 203 (*Agrostis*, *Dactylis*, *Festuca*, *Festulolium*, *Lolium*, *Phalaris*, *Phleum* and *Poa*)

DEVELOPMENTS IN 2019

Technical Working Party for Vegetables

11. The Technical Working Party for Vegetables (TWV), at its fifty-third session, held in Seoul, Republic of Korea, from May 20 to 24, 2019, noted the proposals to revise the list of classes 203 and 205 in document UPOV/INF/12/5, as set out in document TWP/3/6 "Variety denominations", paragraph 9, in anticipation of consideration of this matter by the TC (see document TWV/53/14 "Report", paragraphs 124 and 125).

12. The TWV agreed with the proposal to revise Class 205 as proposed in document TWP/3/6 "Variety Denominations, as set out in paragraph 10, above.

Technical Working Party for Agricultural Crops

13. The Technical Working Party for Agricultural Crops (TWA), at its forty-eighth session, to be held in Montevideo, Uruguay, from September 16 to 20, 2019, will consider the proposal to revise the list of class 203 to include genus *Epichloe* in document UPOV/INF/12/5.

14. The comments of the TWA, at its forty-eighth session, will be presented to the TC, at its fifty-fifth session, as an Addendum to this document.

15. *The TC is invited to consider the proposals to revise the list of classes in document UPOV/INF/12/5, as set out paragraph 10 of this document in conjunction with the comments of the TWV at its fifty-third session and TWA at its forty-eighth session.*

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