

Technical Committee

TC/56/4 **Rev.**

Fifty-Sixth Session
Geneva, October 26 and 27, 2020

Original: English
Date: ~~August 10,~~ **September 25,** 2020

to be considered by correspondence

DEVELOPMENT OF GUIDANCE AND INFORMATION MATERIALS – MATTERS FOR ADOPTION BY THE COUNCIL IN 2020

Document prepared by the Office of the Union

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EXECUTIVE SUMMARY

1. The purpose of this document is to report on matters previously agreed by the Technical Committee (TC) to be put forward for adoption by the Council, in 2020, subject to approval by the CAJ¹.
2. The TC is invited to:
 - (a) note that, subject to agreement by the CAJ, the drafts of documents TGP/5 Section 6/3, TGP/7/8, TGP/14/5, TGP/15/3 and TGP/0/12 will be presented for adoption by the Council in 2020;
 - (b) note that, subject to agreement by the CAJ, an agreed draft of document UPOV/EXN/DEN/1 will be presented for adoption by the Council ~~in 2020~~;
 - (c) ~~consider endorse~~ the request by the TWV, at its fifty-fourth session, not to introduce Class 205B in document UPOV/EXN/DEN/1;
 - (d) ~~consider the proposal for propose the~~ inclusion of software “Off-type Calculator” in document UPOV/INF/16/8, as recommended by the TWC and set out in paragraph 48 of this document;
 - (e) ~~consider approve~~ document UPOV/INF/16/9 Draft ~~12^c~~;
 - (f) note that, subject to agreement by the TC and the CAJ, an agreed draft of document UPOV/INF/16/9 will be presented for adoption by the Council in 2020;
 - (g) note that no new information was received from members of the Union in response to Circular E-20/031 inviting them to provide or update information regarding the use of the software included in document UPOV/INF/16/8;
 - (h) note that the Council, at its fifty-third ordinary session, held in Geneva, on November 1, 2019, adopted document UPOV/INF/22/6 “Software and equipment used by members of the Union”;
 - (i) ~~consider approve~~ document UPOV/INF/22/7 Draft 1, ~~and/or request further guidance from other relevant bodies (e.g. CAJ and TWPs)~~; and
 - (j) note that, subject to agreement by the TC and the CAJ, an agreed draft of document UPOV/INF/22/7 will be presented for adoption by the Council in 2020.

¹ The procedure for consideration of documents by correspondence is provided in Circular E-20/094 of July 23, 2020 (available at the TC/56, CAJ/77 and C/54 webpages).

3. The structure of this document is as follows:

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4. The following abbreviations are used in this document:

CAJ:	Administrative and Legal Committee
WG-DEN:	Working Group on Variety Denominations
TC:	Technical Committee
TWC:	Technical Working Party on Automation and Computer Programs
TWV:	Technical Working Party for Vegetables
TC-EDC:	Enlarged Editorial Committee
TWPs:	Technical Working Parties

BACKGROUND

5. The TC, at its fifty-fifth session, held in Geneva on October 28 and 29, 2019, and the CAJ, at its seventy-sixth session, held in Geneva on October 30, 2019, approved the program for the development of TGP documents, as set out in the Annex to documents TC/55/4 and CAJ/76/2, respectively, subject to the conclusions at their sessions (see document TC/55/25 Corr. “Report”, paragraph 176, and document CAJ/76/9 “Report”, paragraph 33).

6. The TC agreed to extend the coverage of document “TGP Documents” to cover all relevant information materials, to be presented in future sessions of the TC (see document TC/55/25 Corr. “Report”, paragraph 177).

7. The approved guidance and information materials are published on the UPOV website at http://www.upov.int/upov_collection/en/.
8. An overview of the development of guidance and relevant information materials is provided in document TC/56/14 "Development of guidance and information materials – possible future revisions".

TGP DOCUMENTS

9. The following revisions of TGP documents were agreed by the Technical Committee, at its fifty-fifth session, to be proposed for adoption by the Council in 2020, subject to approval by the CAJ.

Document TGP/5: Experience and Cooperation in DUS Testing; Section 6: UPOV Report on Technical Examination and UPOV Variety Description (Revision) (document TGP/5: Section 6/3 Draft 1)

10. The TC, at its fifty-fifth session, agreed to propose a revision to document TGP/5, Section 6 "UPOV Report on Technical Examination and UPOV Variety Description", to include guidance on the purpose of the variety description developed at the time of the grant of the breeder's right and the status of the original variety description in relation to the verification of the conformity of plant material to a protected variety for enforcement of the breeder's right. The proposed revision of document TGP/5, Section 6, is reproduced in Annex I to this document (see document TC/55/25 Corr. "Report", paragraphs 231 and 232).

11. The French, German and Spanish translations of the original English text have been checked by the relevant members of the Editorial Committee prior to submission of the draft of document TGP/5: Section 6 to the Council. Document TGP/5: Section 6/3 Draft 1 incorporates the amendments agreed by the TC, as presented in Annex I to this document (in revision mode), and the linguistic changes made by the relevant members of the Editorial Committee.

12. Subject to agreement of a draft of document TGP/5 by the CAJ, on the basis of document TGP/5: Section 6/3 Draft 1, an agreed draft of document TGP/5: Section 6/3 "TGP 5: Experience and Cooperation in DUS Testing; Section 6: UPOV Report on Technical Examination and UPOV Variety Description" will be presented for adoption by the Council, in 2020.

13. The TC is invited to note that, subject to agreement by the CAJ, an agreed draft of document TGP/5: Section 6/3 "TGP 5: Experience and Cooperation in DUS Testing", Section 6: "UPOV Report on Technical Examination and UPOV Variety Description" will be presented for adoption by the Council in 2020.

Document TGP/7: Development of Test Guidelines (Revision) (document TGP/7/8 Draft 1)

Characteristics which only apply to certain varieties

14. The TC, at its fifty-fifth session, agreed to amend the guidance in document TGP/7, Guidance Note 18 (GN 18), to allow the exclusion of a characteristic from observation on the basis of a state of expression of a preceding pseudo-qualitative or quantitative characteristic, as set out in Annex II to this document (see document TC/55/25 Corr. "Report", paragraphs 144 to 147).

Presentation of full scale of notes for quantitative characteristics in Test Guidelines

15. The TC, at its fifty-fifth session, agreed to revise document TGP/7 to present all states of expression for quantitative characteristics in Test Guidelines (see document TC/55/25 Corr. "Report", paragraph 172).

16. The French, German and Spanish translations of the original English text have been checked by the relevant members of the Editorial Committee prior to submission of the draft of document TGP/7/8 to the Council. Document TGP/7/8 Draft 1 incorporates the amendments agreed by the TC, as presented in Annex II to this document (in revision mode), and the linguistic changes made by the relevant members of the Editorial Committee.

17. Subject to agreement of a draft of document TGP/7 by the CAJ, on the basis of document TGP/7/8 Draft 1, an agreed draft of document TGP/7/8 “Development of Test Guidelines” will be presented for adoption by the Council, in 2020.

18. The TC is invited to note that, subject to agreement by the CAJ, an agreed draft of document TGP/7/8 “Development of Test Guidelines” will be presented for adoption by the Council in 2020.

Document TGP/14: Glossary of Terms Used in UPOV Documents (Revision) (document TGP/14/5 Draft 1)

19. The TC, at its fifty-fifth session, agreed to revise the list of UPOV Color Groups in document TGP/14 “Glossary of Terms used in UPOV Documents” on the basis of the color groups set out in Annex III to this document (see document TC/55/25 Corr. “Report”, paragraphs 157 to 160).

20. The TC agreed to revise document TGP/14, Section 2, Subsection 3: “Color”, and Subsection 3: Annex: “Color names for the RHS Colour Chart”, to reflect the introduction of the revised list of UPOV Color Groups, as set out in Annex III to this document (see document TC/55/25 Corr. “Report”, paragraph 159).

21. The French, German and Spanish translations of the original English text have been checked by the relevant members of the Editorial Committee prior to submission of the draft of document TGP/14/5 to the Council. Document TGP/14/5 Draft 1 incorporates the amendments agreed by the TC, as presented in Annex III to this document, and the linguistic changes made by the relevant members of the Editorial Committee.

22. Subject to agreement of a draft of document TGP/14 by the CAJ, on the basis of document TGP/14/5 Draft 1, an agreed draft of document TGP/14/5 “Glossary of Terms Used in UPOV Documents” will be presented for adoption by the Council, in 2020.

23. The TC is invited to note that, subject to agreement by the CAJ, an agreed draft of document TGP/14/5 “Glossary of Terms Used in UPOV Documents” will be presented for adoption by the Council in 2020.

Document TGP/15: Guidance on the Use of Biochemical and Molecular Markers in the Examination of Distinctness, Uniformity and Stability (DUS) (Revision) (document TGP/15/3 Draft 1)

24. The TC, at its fifty-fifth session, agreed to add a new example to document TGP/15 to illustrate a situation where the characteristic-specific marker did not provide complete information on the state of expression of a characteristic, as set out in Annex IV to this document (see document TC/55/25 Corr. “Report”, paragraphs 161 to 165).

25. The TC noted that the new example “Characteristic-specific marker with incomplete information on state of expression” would become a second example of model “Characteristic-specific molecular markers” in document TGP/15.

26. The TC agreed that model “Genetic selection of similar varieties for the first growing cycle” should be presented in document TGP/15 as a second example of model “Combining phenotypic and molecular distances in the management of variety collections”. The TC agreed that the terminology on different “Models” should be reviewed in the document.

27. The French, German and Spanish translations of the original English text have been checked by the relevant members of the Editorial Committee prior to submission of the draft of document TGP/15/3 to the Council. Document TGP/15/3 Draft 1 incorporates the amendments agreed by the TC, as presented in Annex IV to this document, and the linguistic changes made by the relevant members of the Editorial Committee.

28. Subject to agreement of a draft of document TGP/15 by the CAJ, on the basis of document TGP/15/3 Draft 1, an agreed draft of document TGP/15/3 “Guidance on the Use of Biochemical and Molecular Markers in the Examination of Distinctness, Uniformity and Stability (DUS)” will be presented for adoption by the Council, in 2020.

29. *The TC is invited to note that, subject to agreement by the CAJ, an agreed draft of document TGP/15/3 “Guidance on the Use of Biochemical and Molecular Markers in the Examination of Distinctness, Uniformity and Stability (DUS)” will be presented for adoption by the Council in 2020.*

Document TGP/0: List of TGP documents and latest issue dates (Revision) (document TGP/0/12 Draft 1)

30. The TC is invited to note that, in conjunction with the adoption of the revised TGP documents, the Council will be invited in 2020 to adopt a revision of document TGP/0 “List of TGP documents and latest issue dates” (document TGP/0/11) on the basis of document TGP/0/12 Draft 1.

31. *The TC is invited to note that, in conjunction with the adoption of the revised TGP documents, the Council will be invited in 2020 to adopt a revision of document TGP/0 “List of TGP documents and latest issue dates” (document TGP/0/11), on the basis of document TGP/0/12 Draft 1.*

INFORMATION MATERIALS

32. The following revisions of information materials were agreed by the Technical Committee to be proposed for adoption by the Council in 2020, subject to approval by the CAJ.

Revision of document UPOV/INF/12 “Explanatory Notes on Variety Denominations under the UPOV Convention” (document UPOV/EXN/DEN)

33. The TC, at its fifty-fifth session, noted the comments by the TWPs at their sessions in 2019 and agreed with the proposals to revise the list of classes in document UPOV/INF/12/5, as follows:

- (a) 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) genus Epichloe (formerly Neotyphodium) to be added to Class 203 (Agrostis, Dactylis, Festuca, Festulolium, Lolium, Phalaris, Phleum and Poa).

34. Subject to agreement of a draft of document UPOV/EXN/DEN/1 by the CAJ, on the basis of document UPOV/EXN/DEN/1 Draft 4, an agreed draft of document UPOV/EXN/DEN/1 “Explanatory Notes on Variety Denominations under the UPOV Convention” will be presented for adoption by the Council **in 2020**.

Developments at the Technical Working Party for Vegetables (TWV)

35. The TWV, at its fifty-fourth session, held from May 11 to 15, 2020, noted that the TC, at its fifty-fifth session, had agreed to propose the revision of the list of classes in document UPOV/INF/12/5 to remove Industrial Chicory from denomination class 205, creating a new denomination class 205B, as follows (see document TWV/54/9 “Report”, paragraphs 65 to 67):

Class 205	Cichorium, Lactuca	CICHO; LACTU
[Class 205B]	Cichorium intybus L. var. sativum	CICHO_INT_SAT

36. The TWV noted that Class 205B separated two subspecies into different denomination classes: Leaf Chicory (CICHO_INT_FOL) in Class 205; and Industrial Chicory (CICHO_INT_SAT) in new Class 205B. The TWV agreed that approximately 1200 varieties with UPOV code CICHO_INT in the PLUTO database could not be allocated with certainty to either one of the Classes.

37. The TWV noted the concerns expressed by participants and agreed not to support the proposal to split denomination Class 205 at this stage. The TWV agreed that the proposal not to introduce Class 205B, be considered by the TC in 2020.

Proposal

38. It is proposed that the TC consider the request by the TWV, at its fifty-fourth session, not to split Class 205. In the context of the consideration by the CAJ in 2020 of a revision of document UPOV/INF/12/5 “Explanatory Notes on Variety Denominations under the UPOV Convention” (document UPOV/EXN/DEN/1 Draft 4), the CAJ has been informed of the background and proposal on this matter (see document CAJ/77/3).

39. *The TC is invited to:*

(a) *note that, subject to agreement by the CAJ, an agreed draft of document UPOV/EXN/DEN/1 will be presented for adoption by the Council **in 2020**; and*

(b) **consider endorse** *the request by the TWV, at its fifty-fourth session, not to introduce Class 205B in document UPOV/EXN/DEN/1.*

Document UPOV/INF/16: Exchangeable Software (Revision) (document UPOV/INF/16/9 Draft 42)

Adoption of document UPOV/INF/16/8

40. The Council, at its fifty-second ordinary session, held in Geneva, on November 2, 2018, adopted a revision of document UPOV/INF/16 “Exchangeable Software” (document UPOV/INF/16/8), on the basis of document UPOV/INF/16/8 Draft 1 (see document C/52/20 “Report”, paragraph 20).

Revision of document UPOV/INF/16/8

Inclusion of new software in document UPOV/INF/16

41. Section 2 of document UPOV/INF/16 “Exchangeable Software” provides the following:

“2. Procedure for inclusion of software

“Software proposed for inclusion in document UPOV/INF/16 by members of the Union is, in the first instance, presented for review by the Technical Working Party on Automation and Computer Programs (TWC). On the basis of such presentations and the experience of members of the Union, the TWC makes a recommendation to the Technical Committee (TC) on whether to include that software in document UPOV/INF/16. In the case of a positive recommendation by the TC and by the Administrative and Legal Committee (CAJ), the software will be listed in a draft of document UPOV/INF/16, to be considered for adoption by the Council. Document UPOV/INF/16 is adopted by the Council.”

Consideration by the Technical Working Party on Automation and Computer Programs (TWC)

42. The TWC, at its thirty-seventh session, held in Hangzhou, China, from October 14 to 16, 2019, considered document TWC/37/5 “Risks associated with assessment of uniformity by off-types on the basis of more than one growing cycle” (see document TWC/37/12 “Report”, paragraphs 11 to 15).

43. The TWC received a presentation on “Assessing uniformity by off-types: Calculator for number of off-types and risks”. A copy of the presentation is provided in Annex I to document TWC/37/5.

44. The TWC noted that software was developed in Excel to calculate the number of off-types and risks associated with assessment of uniformity by off-types on the basis of more than one growing cycle, as provided in document TWC/37/5, Annex II.

45. The TWC welcomed the availability of software that enables determination of the maximum number of off-types, both for when the acceptance probability is applied in each cycle separately, or over the two-cycle test.

46. The TWC agreed to propose that a sentence be added to document TGP/8 to explain that software was available for calculating the number of off-types for the combination of growing cycles.

47. The TWC agreed to propose that the software be made available for download from the UPOV website.

Proposal :

48. Following the recommendation by the TWC, at its thirty-seventh session, the following information about the software "Off-type Calculator" is proposed for inclusion in document UPOV/INF/16:

- Category: "DUS trial design and data analysis"
- Program name: Off-type Calculator
- Programming language: Excel
- Function (brief summary): This calculates maximum allowable numbers of off-types for one- and two-cycle tests, along with associated statistical risks.
- Source & contact details: By email. Adrian Roberts, a.roberts@bioss.ac.uk or at https://www.upov.int/edocs/mdocs/upov/en/twc_37/twc_37_5_annex_ii.xlsx

49. Subject to agreement of a draft of document UPOV/INF/16/9 by the TC and the CAJ, on the basis of document UPOV/INF/16/9 Draft **42**, an agreed draft of document UPOV/INF/16/9 "Exchangeable Software" will be presented for adoption by the Council in 2020.

50. *The TC is invited to:*

(a) ~~consider the proposal for~~ **propose the** inclusion of software "Off-type Calculator" in document UPOV/INF/16/8, as recommended by the TWC and set out in paragraph 48 of this document;

(b) ~~consider~~ **approve** document UPOV/INF/16/9 Draft **42**; and

(c) *note that, subject to agreement by the TC and the CAJ, an agreed draft of document UPOV/INF/16/9 will be presented for adoption by the Council in 2020.*

Invitation to provide information on the use of the software included in document UPOV/INF/16

51. Section 4 of document UPOV/INF/16 "Exchangeable Software" provides the following:

"4. Information on use by members of the Union

"4.1 A circular is issued to members of the Union on an annual basis, inviting them to provide information on their use of the software included in document UPOV/INF/16.

"4.2 The information on software use by members of the Union is indicated in the columns 'Member(s) of the Union using the software' and 'Application by user(s)'. With regard to the indication of 'Application by user(s)', members of the Union can indicate, for example, crops or types of crop for which the software is used."

52. On April 14, 2020, the Office of the Union issued Circular E-20/031 to the designated persons of the members of the Union in the TC, inviting them to provide or update information regarding the use of the software included in document UPOV/INF/16.

53. No new information was received from members of the Union in response to Circular E-20/031.

54. *The TC is invited to note that no new information was received from members of the Union in response to Circular E-20/031 inviting them to provide or update information regarding the use of the software included in document UPOV/INF/16/8.*

Document UPOV/INF/22: Software and Equipment Used by Members of the Union (Revision)
(document UPOV/INF/22/7 Draft 1)

Adoption of document UPOV/INF/22/6

55. The Council, at its fifty-third ordinary session, held in Geneva, on November 1, 2019, adopted a revision of document UPOV/INF/22 “Software and equipment used by members of the Union” (document UPOV/INF/22/6), on the basis of document UPOV/INF/22/6 Draft 1 (see document C/53/15 “Report”, paragraph 34).

Revision of document UPOV/INF/22/6

Software for inclusion

56. The procedure for considering software and equipment proposed for inclusion in document UPOV/INF/22 is set out in document UPOV/INF/22/6, as follows:

“2.1 Software/equipment proposed for inclusion in this document by members of the Union is, in the first instance, presented to the Technical Committee (TC).

“2.2 The TC will decide whether to:

- (a) propose to include the information in the document;
- (b) request further guidance from other relevant bodies (e.g. the Administrative and Legal Committee (CAJ) and the Technical Working Parties (TWPs)); or
- (c) propose not to include the information in the document.

“2.3 In the case of a positive recommendation by the TC and, subsequently by the CAJ, the software/equipment will be listed in a draft of the document, to be considered for adoption by the Council.

[...]

“4.1 A circular is issued to members of the Union on an annual basis, inviting them to provide information on their use of the software/equipment included in this document.”

57. On April 14, 2020, the Office of the Union issued Circular E-20/031 to the designated persons of the members of the Union in the TC, inviting them to provide or update information for document UPOV/INF/22.

58. The information received from Lithuania and Uruguay in response to circular E-20/031 is included in document UPOV/INF/22/7 Draft 1.

59. The TC will be invited to consider document UPOV/INF/22/7 Draft 1 and/or request further guidance from other relevant bodies (e.g. CAJ and TWPs).

60. Subject to agreement of a draft of document UPOV/INF/22/7 by the TC and the CAJ, on the basis of document UPOV/INF/22/7 Draft 1, an agreed draft of document UPOV/INF/22/7 “Software and Equipment Used by Members of the Union” will be presented for adoption by the Council in 2020.

61. *The TC is invited to:*

(a) *note that the Council, at its fifty-third ordinary session, held in Geneva, on November 1, 2019, adopted document UPOV/INF/22/6 “Software and equipment used by members of the Union”;*

(b) **consider approve document UPOV/INF/22/7 Draft 1, and/or request further guidance from other relevant bodies (e.g. CAJ and TWPs); and**

(c) *note that, subject to agreement by the TC and the CAJ, an agreed draft of document UPOV/INF/22/7 will be presented for adoption by the Council in 2020.*

[Annexes follow]

ANNEX I

REVISIONS TO DOCUMENT TGP/5, SECTION 6
 “UPOV REPORT ON TECHNICAL EXAMINATION AND UPOV VARIETY DESCRIPTION”

The TC, at its fifty-fifth session, considered document TC/55/11 (see document TC/55/25 Corr. “Report”, paragraphs 231 and 232).

The following revision of document TGP/5 “Experience and Cooperation in DUS Testing”, Section 6 “UPOV Report on Technical Examination and UPOV Variety Description” was agreed by the Technical Committee to be proposed for adoption by the Council at its fifty-fourth ordinary session, to be held in Geneva on October 30, 2020, subject to approval by the CAJ, at its seventy-seventh session, to be held in Geneva on October 28, 2020 (~~highlighting and strikethrough~~ for deletions and highlighting and underline for addition):

[...]

UPOV VARIETY DESCRIPTION

[...]

16. Similar Varieties and Differences from These Varieties

Denomination(s) of variety(ies) similar to the candidate variety	Characteristic(s) in which the candidate variety differs from the similar variety(ies) ¹⁾	State of expression of the characteristic(s) for the similar variety(ies) <u>2)</u>	State of expression of the characteristic(s) for the candidate variety ²⁾
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1) In the case of identical states of expression of both varieties, please indicate the size of the difference.

2) The state of expression of the candidate variety and similar variety(ies) relate to the DUS examination conducted at the testing station, place and period of testing indicated in 11 and 12.

17. Additional Information

- (a) Additional Data
- (b) Photograph (if appropriate)
- (c) RHS Colour Chart version used (if appropriate)
- (d) Remarks

18. Explanatory Notes to the Annex: UPOV VARIETY DESCRIPTION

(a) General (Annex: UPOV Variety Description)

(i) Purpose of the original variety description

The purpose of the variety description developed at the time of the grant of the breeder's right (original variety description) can be summarized as follows:

- (a) to describe the characteristics of the variety; and
- (b) to identify and list similar varieties and differences from these varieties;
combined with the information on the basis for (a) and (b), namely:
 - Date and document number of UPOV Test Guidelines;
 - Date and/or document number of Reporting Authority's test guidelines;
 - Reporting Authority;
 - Testing station(s) and place(s);
 - Period of testing;
 - Date and place of issue of document;
 - Group: (Table: Characteristics; States of Expression; Note; Remarks);
 - Additional Information:
 - (a) Additional Data
 - (b) Photograph (if appropriate)
 - (c) RHS Colour Chart version used (if appropriate)
 - (d) Remarks."

(ii) Status of the original variety description in relation to the enforcement of the breeder's rights

Document UPOV/EXN/ENF/1 "Explanatory notes on the enforcement of breeders' rights under the UPOV Convention" explains as follows:

"SECTION II: Some possible measures for the enforcement of breeders' rights

"While the UPOV Convention requires members of the Union to provide for appropriate legal remedies for the effective enforcement of breeders' rights, it is a matter for breeders to enforce their rights."

In relation to the verification of plant material of a protected variety for the purposes of enforcement of the breeder's right, it should be recalled that the description of the variety characteristics in the original variety description and the basis for distinctness from the most similar variety are linked to the circumstances of the DUS examination, namely:

- Date and document number of UPOV Test Guidelines;
- Date and/or document number of Reporting Authority's test guidelines;
- Reporting Authority;
- Testing station(s) and place(s);
- Period of testing;
- Date and place of issue of document;
- Group: (Table: Characteristics; States of Expression; Note; Remarks).
- Additional Information:
 - (a) Additional Data
 - (b) Photograph (if appropriate)
 - (c) RHS Colour Chart version used (if appropriate)
 - (d) Remarks

(iii) Amendment to the original variety description

Document TGP/4 "Constitution and Maintenance of Variety Collections" explains in section 3.1.1:

"With regard to descriptions based on the relevant UPOV Test Guidelines, it is important to note that UPOV Test Guidelines may be revised (see document TGP/7), possibly leading to the introduction of some new characteristics and the deletion of some others from the table of characteristics. Furthermore, the states of expression of a characteristic may be amended. Therefore, descriptions which have been prepared using different versions of the UPOV Test Guidelines for the same species or group of species may not be fully compatible. In these cases, the descriptions should be aligned as far as possible."

In some members of the Union the original variety description may be amended to adapt the description to render it comparable with descriptions of other varieties, produced under different circumstances. In such cases, all stakeholders should be informed.

Examination offices may update their variety data to reflect the evolution of Test Guidelines. Such updates are made for working purposes and do not affect the original variety description.

(iv) Reference Number of the Reporting Authority

The reference number of the Reporting Authority should be repeated on each page of the report.

(b) Ad Number 14 (Annex: UPOV Variety Description)

Only information on the group to which the variety belonged should be given or information on groupings other than by characteristics listed in Number 15. Grouping by characteristics mentioned in Number 15 should be indicated simply by marking the respective characteristic in Number 15 with the letter "G" before the number of the characteristic.

(c) Ad Number 15 (Annex: UPOV Variety Description)

(i) All characteristics of the UPOV Test Guidelines should be reproduced, including those which are not applicable and those which have not been recorded. Those not applicable should be marked "not applicable," those not recorded, "not recorded."

(ii) The asterisks from the UPOV Test Guidelines should be repeated on the form.

(iii) Additional characteristics from the Reporting Authority's test guidelines should not be placed after the UPOV Test Guidelines characteristics, but in their sequence according to the UPOV principles, as the main purpose of the form is still for the authority's use. They do not need to be specially marked as they are sufficiently identified by the Reporting Authority's number.

(iv) The list contains only a small column for brief remarks or for a reference to lengthier remarks which should be reproduced in a footnote.

(d) Ad Number 16 (Annex: UPOV Variety Description)

Only those characteristics that show sufficient differences to establish distinctness should be given. Information on differences between two varieties should always contain the states of expression with their notes for both varieties; if possible, in columns if more varieties are mentioned.

[Annex II follows]

ANNEX II

REVISIONS TO DOCUMENT TGP/7
“DEVELOPMENT OF TEST GUIDELINES”

The following revisions of document TGP/7 “Development of Test Guidelines” were agreed by the Technical Committee to be proposed for adoption by the Council at its fifty-fourth ordinary session, to be held in Geneva on October 30, 2020, subject to approval by the CAJ, at its seventy-seventh session, to be held in Geneva on October 28, 2020 (~~highlighting and strikethrough~~ for deletions and highlighting and underline for addition):

Characteristics which only apply to certain varieties

The TC agreed to amend the guidance in document TGP/7, Guidance Note 18 (GN 18) to read as follows:

3. *Characteristics which only apply to certain varieties*

In some cases, the state of expression of a preceding ~~qualitative~~ characteristic determines that a subsequent characteristic is not applicable e.g. it would not be possible to describe the shape of leaf lobes for a variety which did not have leaf lobes.

In cases where this is not obvious, or where the characteristics are separated in the Table of Characteristics, the heading of the subsequent characteristic is preceded by an underlined reference to the types of varieties to which it applies, on the basis of the preceding characteristic.

The following examples demonstrate how the proposed approach might be used for qualitative (QL), pseudo-qualitative (PQ) and quantitative (QN) characteristics:

(QL) Flower: type: single (1); double (2)

(PQ) Only varieties with: Flower: type: single: Flower: shape

(PQ) Flower head: type: single (1); semi-double (2); daisy-eyed double (3); double (4)

(QN) Only varieties with: Flower head: type: daisy-eyed double or double: Flower head: height: short (3); medium (5); tall (7)

(PQ) Plant: head formation: absent (1); open (2); closed (3)

(QN) Only varieties with: Plant: head formation: open or closed: Time of head formation: very early (1); early (3); medium (5); late (7); very late (9)

(QN) Presence of hairs: absent or very weak (1).

(PQ) Only varieties with: Presence of hairs: Other than absent or very weak (1): Hair: color

The exclusion of characteristics from observation on the basis of a preceding pseudo-qualitative (PQ) or quantitative (QN) characteristic should be used with caution, taking into account the consequences for the examination of distinctness.

Presentation of full scale of notes for quantitative characteristics in Test Guidelines

The TC, at its fifty-fifth session, considered documents TC/55/4 and TC/55/4 Add. and agreed to revise document TGP/7 to present all states of expression for quantitative characteristics in Test Guidelines (see document TC/55/25 Corr. “Report”, paragraph 172).

Extract of ANNEX 1: TG STRUCTURE AND UNIVERSAL STANDARD WORDING6.2 *States of Expression and Corresponding Notes*

6.2.1 States of expression are given for each characteristic to define the characteristic and to harmonize descriptions. Each state of expression is allocated a corresponding numerical note for ease of recording of data and for the production and exchange of the description.

6.2.2 ~~In the case of qualitative and pseudo-qualitative characteristics (see Chapter 6.3), all~~ All relevant states of expression are presented in the characteristic. ~~However, in the case of quantitative characteristics with 5 or more states, an abbreviated scale may be used to minimize the size of the~~

Table of Characteristics. For example, in the case of a quantitative characteristic with 9 states, the presentation of states of expression in the Test Guidelines may be abbreviated as follows:

State	Note
small	3
medium	5
large	7

However, it should be noted that all of the following 9 states of expression exist to describe varieties and should be used as appropriate:

State	Note
very small	1
very small to small	2
small	3
small to medium	4
medium	5
medium to large	6
large	7
large to very large	8
very large	9

6.2.3 Further explanation of the presentation of states of expression and notes is provided in document TGP/7 "Development of Test Guidelines".

Extract of ANNEX 3: GUIDANCE NOTES (GN)

GN 20 (Chapter 7) – Presentation of characteristics: States of expression according to type of expression of a characteristic

[...]

3.3 *The "1-9" scale*

3.3.1 Introduction

[...]

3.3.1.3 However, it is not necessary to present all the 9 states in the Table of Characteristics and the following abbreviated versions are, in general, more appropriate:

Standard Range Version 1	Standard Range Version 2	Standard Range Version 3	Standard Range Version 4
1 very weak (or: absent or very weak)	1 very weak (or: absent or very weak)	-	-
3 weak	3 weak	3 weak	3 weak
5 medium	5 medium	5 medium	5 medium
7 strong	7 strong	7 strong	7 strong
9 very strong	-	9 very strong	-

3.3.1.4 3.3.1.3 [xxx]

3.3.2 Wording of States

[...]

3.3.2.2.1 [xxx]

State	Example 1 Size relative to:	Example 2 Angle:	Example 3 Position:	Example 4 Length in relation to:	Example 5 Profile:
-------	--------------------------------	---------------------	------------------------	-------------------------------------	-----------------------

1	much smaller	very acute	at base	equal	strongly concave
2	<u>much smaller to moderately smaller</u>	<u>very acute to moderately acute</u>	<u>at base to one quarter from base</u>	<u>equal to slightly shorter</u>	<u>strongly concave to moderately concave</u>
3	moderately smaller	moderately acute	one quarter from base	slightly shorter	moderately concave
4	<u>moderately smaller to same size</u>	<u>moderately acute to right angle</u>	<u>one quarter from base to in middle</u>	<u>slightly shorter to moderately shorter</u>	<u>moderately concave to flat</u>
5	same size	right angle	in middle	moderately shorter	flat
6	<u>same size to moderately larger</u>	<u>right angle to moderately obtuse</u>	<u>in middle to one quarter from apex end</u>	<u>moderately shorter to much shorter</u>	<u>flat to moderately convex</u>
7	moderately larger	moderately obtuse	one quarter from apex end	much shorter	moderately convex
8	<u>moderately larger to much larger</u>	<u>moderately obtuse to very obtuse</u>	<u>one quarter from apex end to at apex</u>	<u>much shorter to very much shorter</u>	<u>moderately convex to strongly convex</u>
9	much larger	very obtuse	at apex	very much shorter	strongly convex

3.4 "Limited" range 1-5 scale

The 1-5 scale is often used where the range of expression of a characteristic is physically limited at both ends and it is not appropriate to divide the expression into more than three intermediate states. For example:

State	Example 1 Stem: attitude
1	erect
2	<u>erect to semi-erect</u>
3	semi-erect
4	<u>semi-erect to prostrate</u>
5	prostrate

The wording for states 2 and 4 is formulated in the same way as for the even states in the 1-9 scale (see Section 3.3.2.1.2).

GN 25 (Chapter 7) – Recommendations for conducting the examination

[...]

2. The following examples are intended to illustrate the ways of considering the method of observation for characteristics such as time of flowering and counts.

(a) Time of Flowering

Time of flowering	
	<u>very early</u> 1
	<u>very early to early</u> 2
QN	early 3
	<u>early to medium</u> 4
	medium 5
	<u>medium to late</u> 6
	late 7
	<u>late to very late</u> 8
	<u>very late</u> 9

~~1.2 3~~ In the editions one to five (1966 until 2007) ~~the~~ RHS Colour Chart contained ~~s~~ up to 896 colors, which ~~are~~ ~~were~~ divided into 23 "groups" to name the colors. However, for UPOV purposes, this initial grouping seemed unable to name the colors in variety descriptions in a sufficiently precise way. Therefore, UPOV has identified ~~50~~ ~~its own~~ color name "groups" which are presented in this document.

~~1.4~~ In the sixth edition (2015) of the RHS Colour Chart for the first time each patch has a color name. However, these color names do not always reflect the color similarity of the patches and therefore it seemed not appropriate to use these names for UPOV purposes.

~~1.5~~ On the basis of the sixth edition of the RHS Colour Chart UPOV has identified 73 color "groups" which are presented in this document. For naming of the RHS Colour Charts in the editions one to five (1966 to 2007), see Annex II to Subsection 3 to this document. It is important to note that these color "groups" were not created for the purpose of grouping varieties for DUS trials and should not be used for that purpose. Information on the grouping of varieties for DUS trials can be found in document [TGP/9/4](#) "Examining Distinctness".

~~1.3-6~~ The names used for the ~~50~~ ~~73~~ UPOV Color Groups consist of either the [pure color] / [color hue] (e.g. yellow, orange, red), a combination of two [pure colors] / [color hues] (e.g. yellow orange, orange pink, purple red), or a combination of the [pure color(s)] / [color hue(s)] with "light" or "dark" (e.g. light yellow, dark pink red).

~~1.4~~ The color names in this document can be used with different editions of the RHS Colour Chart. The 1986 version of the RHS Colour Chart was used for the initial grouping and naming. In the 1995 edition no new charts were added. The additional charts in the 2001 edition (marked with "N") and in the 2007 edition (marked with "NN") have been integrated into the existing groups.

2. Example for the use of the UPOV Color Names in a variety description

2.1 If in Test Guidelines a characteristic is described by using the RHS colour chart, it is not obvious which color the plant part has, because it is only asked to indicate the RHS colour chart reference number, e.g.

Flower: main color of upper side
RHS colour chart (indicate reference number)

2.2 For the variety description, it is useful to translate the RHS colour chart number into a color name and to fill this name into the column "state of expression". The color name can be found in ~~the appendix to this document~~ [appendix I to Annex I](#), in which the RHS Colors are listed according to the UPOV Color Group to which they belong: e.g. RHS 46C belongs to group ~~24~~ ~~35~~ "medium red", RHS N 74B belongs to group ~~27~~ ~~42~~ "medium purple" and RHS N 57A belongs to group ~~23~~ ~~37~~ "medium purple red" (Sixth edition (2015) of the RHS Colour Chart).

Example:

2.3 Part of a variety description for New Guinea Impatiens (TG/196/2 Rev.)

No.	Characteristic	State of expression		Note
20	Flower: main color of upper side	medium red	RHS 46C	
21	Varieties with bi- or multicolored flowers only: Flower: secondary color of upper side	medium purple	RHS N 74B	
22	Varieties with bi- or multicolored flowers only: Flower: distribution of secondary color	mainly on upper petal		1
23	Flower: eye zone	present		9
24	Flower: size of eye zone	large		7
25	Flower: main color of eye zone	medium purple red	RHS N 57A	

3. UPOV Color Groups (Sixth edition (2015) of the RHS Colour Chart)

3.1 The 50 73 UPOV Color Groups are as follows:

UPOV Group No.	English	français	deutsch	español
1	white	blanc	weiß	blanco
2	light green	vert clair	hellgrün	verde claro
3	medium green	vert moyen	mittelgrün	verde medio
4	dark green	vert foncé	dunkelgrün	verde oscuro
5	light yellow green	vert-jaune clair	hellgelbgrün	verde amarillento claro
6	medium yellow green	vert-jaune moyen	mittelgelbgrün	verde amarillento medio
7	light grey green	vert-gris clair	hellgraugrün	verde grisáceo claro
8	medium grey green	vert-gris moyen	mittelgraugrün	verde grisáceo medio
9	dark grey green	vert-gris foncé	dunkelgraugrün	verde grisáceo oscuro
10	light blue green	vert-bleu clair	hellblaugrün	verde azulado claro
11	medium blue green	vert-bleu moyen	mittelblaugrün	verde azulado medio
12	dark blue green	vert-bleu foncé	dunkelblaugrün	verde azulado oscuro
13	light brown green	vert-brun clair	hellbraungrün	verde amarronado claro
14	medium brown green	vert-brun moyen	mittelbraungrün	verde amarronado medio
15	dark brown green	vert-brun foncé	dunkelbraungrün	verde amarronado oscuro
16	light yellow	jaune clair	hellgelb	amarillo claro
17	medium yellow	jaune moyen	mittelgelb	amarillo medio
18	dark yellow	jaune foncé	dunkelgelb	amarillo oscuro
19	light yellow orange	orange-jaune clair	hellgelborange	naranja amarillento claro
20	medium yellow orange	orange-jaune moyen	mittelgelborange	naranja amarillento medio
21	dark yellow orange	orange-jaune foncé	dunkelgelborange	naranja amarillento oscuro
22	light orange	orange clair	hellorange	naranja claro
23	medium orange	orange moyen	mittelorange	naranja medio
24	dark orange	orange foncé	dunkelorange	naranja oscuro
25	light orange pink	rose orangé clair	hellorangerosa	rosa anaranjado claro
26	medium orange pink	rose orangé moyen	mittelorangerosa	rosa anaranjado medio
27	light red pink	rose-rouge clair	hellrotrosa	rosa rojizo claro
28	medium red pink	rose-rouge moyen	mittelrotrosa	rosa rojizo medio
29	pink	rose	rosa	rosa
30	light blue pink	rose-bleu clair	hellblaurosa	rosa azulado claro
31	medium blue pink	rose-bleu moyen	mittelblaurosa	rosa azulado medio
32	dark blue pink	rose-bleu foncé	dunkelblaurosa	rosa azulado oscuro
33	orange red	rouge orangé	orangerot	rojo anaranjado
34	light red	rouge clair	hellrot	rojo claro
35	medium red	rouge moyen	mittelrot	rojo medio
36	dark red	rouge foncé	dunkelrot	rojo oscuro
37	medium purple red	rouge-pourpre moyen	mittelpurpurrot	rojo púrpura medio
38	dark purple red	rouge-pourpre foncé	dunkelpurpurrot	rojo púrpura oscuro
39	brown red	rouge-brun	braunrot	rojo amarronado
40	medium brown purple	pourpre-brun moyen	mittelbraunpurpurn	púrpura amarronado medio
41	dark brown purple	pourpre-brun foncé	dunkelbraunpurpurn	púrpura amarronado oscuro
42	medium purple	pourpre moyen	mittelpurpurn	púrpura medio
43	dark purple	pourpre foncé	dunkelpurpurn	púrpura oscuro
44	light violet	violet clair	hellviolett	violeta claro
45	medium violet	violet moyen	mittelviolett	violeta medio
46	dark violet	violet foncé	dunkelviolett	violeta oscuro
47	light blue violet	violet-bleu clair	hellblauviolett	violeta azulado claro
48	medium blue violet	violet-bleu moyen	mittelblauviolett	violeta azulado medio
49	dark blue violet	violet-bleu foncé	dunkelblauviolett	violeta azulado oscuro
50	light violet blue	bleu-violet clair	hellviolettblau	azul violáceo claro
51	medium violet blue	bleu-violet moyen	mittelviolettblau	azul violáceo medio
52	dark violet blue	bleu-violet foncé	dunkelviolettblau	azul violáceo oscuro
53	light blue	bleu clair	hellblau	azul claro
54	medium blue	bleu moyen	mittelblau	azul medio
55	dark blue	bleu foncé	dunkelblau	azul oscuro
56	light green blue	bleu-vert clair	hellgrünblau	azul verdoso claro
57	medium green blue	bleu-vert moyen	mittelgrünblau	azul verdoso medio
58	dark green blue	bleu-vert foncé	dunkelgrünblau	azul verdoso oscuro
59	light brown	brun clair	hellbraun	marrón claro
60	medium brown	brun moyen	mittelbraun	marrón medio
61	dark brown	brun foncé	dunkelbraun	marrón oscuro
62	light yellow brown	brun-jaune clair	hellgelbbraun	marrón amarillento claro

UPOV Group No.	English	français	deutsch	español
63	medium yellow brown	brun-jaune moyen	mittelgelbbraun	marrón amarillento medio
64	orange brown	brun orangé	orangebraun	marrón anaranjado
65	grey brown	brun-gris	graubraun	marrón grisáceo
66	light green brown	brun-vert clair	hellgrünbraun	marrón verdoso claro
67	medium green brown	brun-vert moyen	mittelgrünbraun	marrón verdoso medio
68	dark green brown	brun-vert foncé	dunkelgrünbraun	marrón verdoso oscuro
69	yellow grey	gris-jaune	gelbgrau	gris amarillento
70	brown grey	gris-brun	braungrau	gris amarronado
71	purple grey	gris-pourpre	purpurgrau	gris púrpura
72	grey	gris	grau	gris
73	black	noir	schwarz	negro

3.2 The appendices to ~~this document~~ Annex I allocate the colors in the sixth edition (2015) of the RHS Colour Chart to the appropriate UPOV Color Groups as follows:

Appendix I: ~~Allocation of UPOV Color Groups for each RHS Color in RHS Reference order~~
UPOV Color Groups According to RHS Colour Chart Reference (2015 Edition)

Appendix II: RHS Colors Contained in each UPOV Color Group (Sixth Edition (2015) of the RHS Colour Chart)

3.3 Annex II presents the UPOV Color Groups allocated to the previous editions of the RHS Colour Chart (1986, 1995, 2001 and 2007). The appendices to Annex II allocate the colors in the previous editions of the RHS Colour Chart to the appropriate UPOV Color Groups as follows:

Appendix I: UPOV Color Groups According to Previous Editions of the RHS Colour Chart Reference (1986, 1995, 2001 and 2007 Editions)

Appendix II: RHS Colors Contained in each UPOV Color Group (1986, 1995, 2001 and 2007 Editions of the RHS Colour Chart)

[Annex IV follows]

ANNEX IV

REVISIONS TO DOCUMENT TGP/15 "GUIDANCE ON THE USE OF BIOCHEMICAL AND MOLECULAR MARKERS IN THE EXAMINATION OF DISTINCTNESS, UNIFORMITY AND STABILITY (DUS)"

The TC, at its fifty-fifth session, agreed that a new example "Characteristic-specific marker with incomplete information on state of expression" should be included in document TGP/15, as amended by the TC-EDC, and noted that the new example would become a second example of model "Characteristic-specific molecular markers" in document TGP/15.

The TC agreed that model "Genetic selection of similar varieties for the first growing cycle" should be presented in document TGP/15 as a second example of model "Combining phenotypic and molecular distances in the management of variety collections". The TC agreed that the terminology on different "Models" should be reviewed in the document (see document TC/55/25 Corr. "Report", paragraphs 163 to 165).

On the above basis, the following revision of document TGP/15 "Guidance on the use of biochemical and molecular markers in the examination of distinctness, uniformity and stability (DUS)" is proposed for adoption by the Council at its fifty-fourth ordinary session, to be held in Geneva on October 30, 2020, subject to approval by the CAJ, at its seventy-seventh session, to be held in Geneva on October 28, 2020 (~~highlighting and strikethrough~~ for deletions and highlighting and underline for addition):

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ANNEX III	MODEL: GENETIC SELECTION OF SIMILAR VARIETIES FOR THE FIRST GROWING CYCLE	
	EXAMPLE: FRENCH BEAN	

Extract of: 2. APPLICATION MODELS

2.1.1 [...]

(e) markers linked to different regulatory elements for the same gene conferring expression of the same characteristic are different methods for examining the same characteristic.

~~2.1.2~~ Annex I to this document "~~Gene Specific Marker for Herbicide Tolerance~~" provides ~~an~~ examples of the use of characteristic-specific molecular markers.

~~2.1.3~~ It is a matter for the relevant authority to consider if the assumptions are met when applying the model and examples, as presented in Annex I of this document.

~~2.1.4~~ In order to include a method based on the model in Annex I of this document in Test Guidelines the relevant Technical Working Party and the TC would need to agree that the requirement for reliability of the link between the gene and the expression of the characteristic was satisfied.

2.2 Combining Phenotypic and Molecular Distances in the Management of Variety Collections (see Annex II)

Example 1: Parent lines in Maize (see Annex II, example 1)

2.2.1 [xxx]

~~2.3~~ ~~Example 2:~~ Genetic Selection of Similar Varieties for the First Growing Cycle (see ~~Annex III~~ Annex II, example 2)

~~2.3.1~~ ~~2.2.4~~ This approach involves a step to check for genetic similarity before the first growing cycle.

~~2.3.2~~ ~~2.2.5~~ In cases where the minimum duration of tests is normally two growing cycles, a selection of similar varieties in the variety collection for comparison with candidate varieties in the first growing cycle is made according to genetic similarity. As a next step, the information provided by the applicant in the Technical Questionnaire (TQ) is used to see if some of the genetically similar varieties do not have to be compared in a growing trial because of differences in DUS characteristics.

~~2.3.3~~ ~~2.2.6~~ On the basis of the variety description of DUS characteristics produced in the first growing cycle, a further search is made of varieties in the variety collection to identify any similar varieties that were not compared in the first growing cycle and which should be compared with the candidate variety in the second growing cycle.

~~2.3.4~~ ~~2.2.7~~ ~~Annex III~~ ~~Example 2 in Annex II~~ to this document "~~Genetic Selection of Similar Varieties for the First Growing Cycle~~" provides an example of the genetic selection of similar varieties for the first growing cycle.

MODEL: CHARACTERISTIC-SPECIFIC MOLECULAR MARKERS

EXAMPLE 2: GENE SPECIFIC MARKER WITH INCOMPLETE INFORMATION ON STATE OF EXPRESSION FOR DISEASE RESISTANCE IN TOMATO

prepared by experts from The Netherlands

Example

- Resistance to Tomato mosaic virus (ToMV) Strain 0 in Tomato is conferred by the presence of allele *Tm1* from gene *Tm1* or alleles *Tm2* or *Tm2²* from gene *Tm2*.
- A single marker identifies the presence of resistance alleles *Tm2* and *Tm2²* and the susceptible allele *tm2*. Marker *Tm2/2²* is positioned in the protein coding sequence.
- A variety will be resistant to ToMV Strain 0 if resistance allele *Tm2* or resistance allele *Tm2²* is present.
- A variety with homozygous allele *tm2* will be susceptible to ToMV Strain 0 unless resistance is coded by resistance allele *Tm1*. In this case, resistance to ToMV Strain 0 cannot be assessed by a DNA marker test because there is no reliable marker for gene *Tm1*.

Table 1: Schematic overview of resistance to Tomato mosaic virus and resistance alleles:

Genetic background	<i>tm2/tm2</i> and <i>tm1/tm1</i>	<i>Tm2/Tm2</i> or <i>Tm2²/Tm2²</i> or <i>Tm2²/Tm2</i> or <i>Tm2/tm2</i> or <i>Tm2²/tm2</i> and <i>Tm1/Tm1</i> or <i>Tm1/tm1</i> or <i>tm1/tm1</i>	<i>tm2/tm2</i> and <i>Tm1/Tm1</i> or <i>Tm1/tm1</i>
Marker <i>Tm2/2²</i>	susceptible allele	resistant allele	susceptible allele
Resistance to ToMV - Strain 0	absent	present	present

- If a variety is claimed to be resistant to ToMV Strain 0, the DNA marker test may be performed. In cases where the resistance is based on the presence of the allele *Tm2* or *Tm2²*, the DNA marker test could replace the traditional bioassay.
- If the DNA marker test does not confirm the resistance claim or if the variety is claimed to be susceptible, a bioassay must be performed.

[End of Annex IV and of document]

^a The changes in the formulation of decision paragraphs reflects adjustments resulting from the procedure of consideration of documents by correspondence (see Circular E-20/094 of July 23, 2020).

^b Comments received on Document UPOV/EXN/DEN/1 Draft 4, in reply to Circular E-20/122 of August 21, 2020, were not of straightforward nature and, therefore, this document would not be proposed for adoption by the Council in 2020.

^c On September 1, 2020, France requested to change "christophe.chevalier@geves.fr" by "christelle.lavaud@geves.fr". Document UPOV/INF/16/9 Draft 2 reflects the requested change.