



**TWC/33/2%**  
**ORIGINAL:** English  
**DATE:** June 16, 2015

**INTERNATIONAL UNION FOR THE PROTECTION OF NEW VARIETIES OF PLANTS**  
Geneva

**TECHNICAL WORKING PARTY ON AUTOMATION AND COMPUTER PROGRAMS**

**Thirty-Third Session**  
**Natal, Brazil, June 30 to July 3, 2015**

REPORT ON DEVELOPMENTS WITHIN UPOV

*Document prepared by the Office of the Union*

*Disclaimer: this document does not represent UPOV policies or guidance*

1. The Annex to this document contains a copy of a presentation "Reports on Developments within UPOV" to be made by the Office of the Union at the thirty-third Session of the Technical Working Party on Automation and Computer Programs.

[Annex follows]

**TECHNICAL WORKING PARTY ON AUTOMATION  
AND COMPUTER PROGRAMS  
Thirty-Third Session**

**REPORT ON DEVELOPMENTS IN UPOV**

including relevant matters discussed in the last sessions of the  
Administrative and Legal Committee,  
the Consultative Committee and the Council

*Natal, Brazil, June, 2015*

**OVERVIEW**

- Membership & Statistics
- Chairmanship of UPOV bodies
- UPOV Collection & other documents
- Publications, Activities and Training
- Developments in other International Fora

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**UPOV status: May 2015**

**Members of UPOV (72)**

**Initiating States (17) and Organization (1)**

**States (23) and Organization (1) in contact with the UPOV Office**

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The boundaries shown on this map do not imply the expression of any opinion whatsoever on the part of UPOV concerning the legal status of any country or territory

**MEMBERSHIP OF UPOV  
72 Members**

New Members

**OAPI** as of July 10, 2014

Ratification of 1991 Act

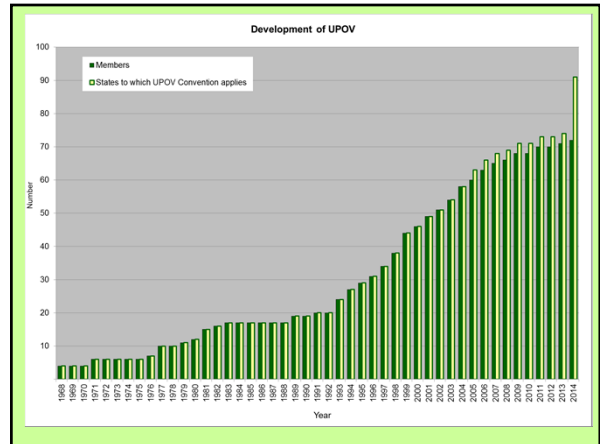
**Canada** as of July 19, 2015

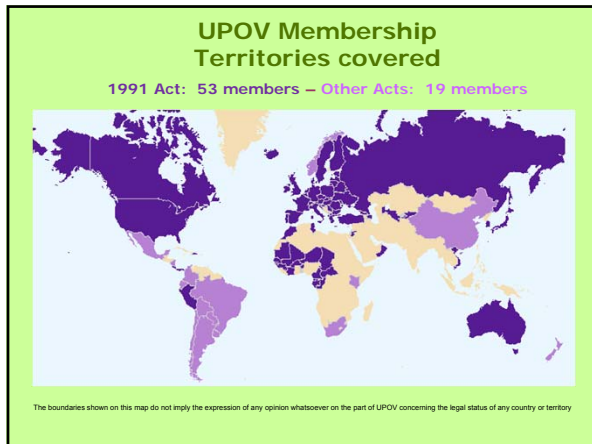
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**OAPI**  
(Organisation Africaine de la Propriété Intellectuelle)  
Member as of July 10, 2014

(17 States: Benin, Burkina Faso, Cameroon, Central African Republic, Chad, Comoros, Congo, Côte d'Ivoire, Equatorial Guinea, Gabon, Guinea, Guinea-Bissau, Mali, Mauritania, Niger, Senegal, Togo)

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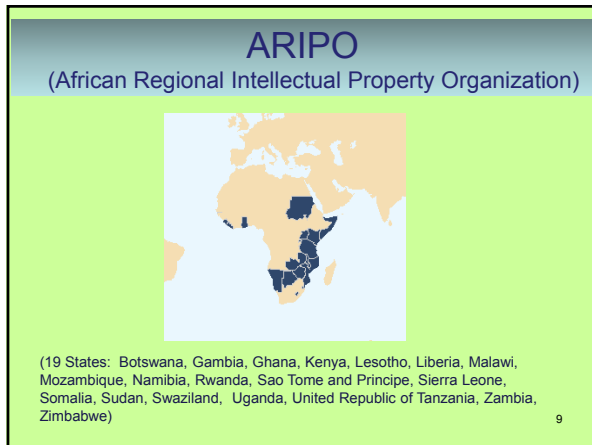


### SITUATION in UPOV

#### Examination of Laws

	<u>Council session</u>	<u>Advice</u>
Draft ARIPO Protocol (African Regional Intellectual Property Organization)	April 11, 2014	Positive
Plant Breeders' Rights Act of Zanzibar	October 16, 2014	Positive
Draft Law of Egypt	March 27, 2015	Positive

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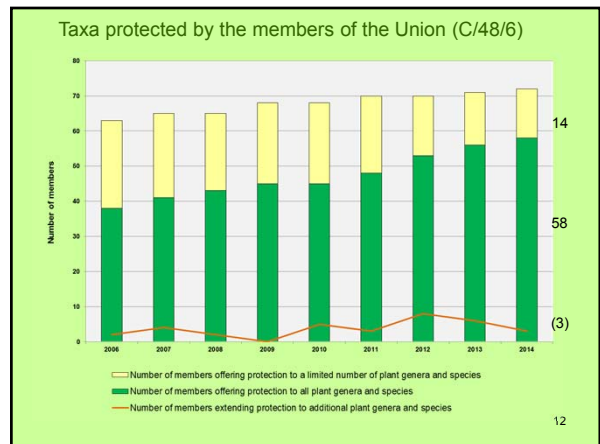
### SITUATION in UPOV

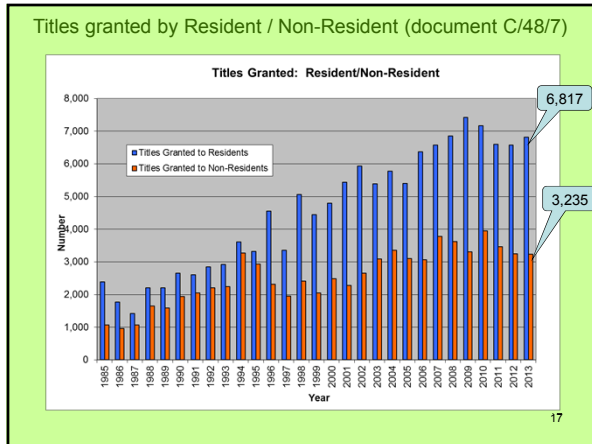
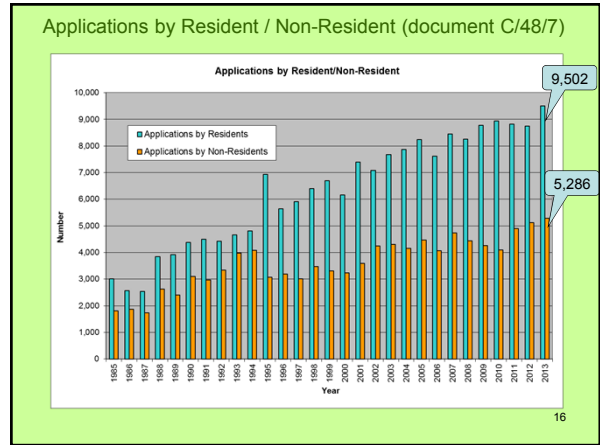
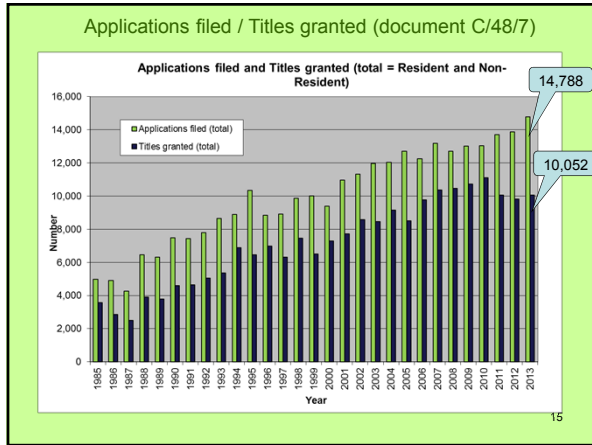
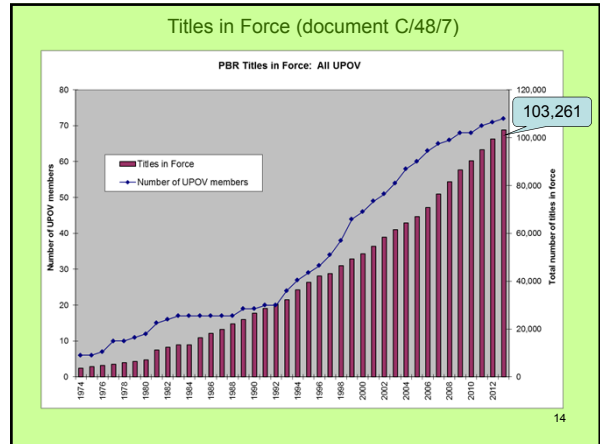
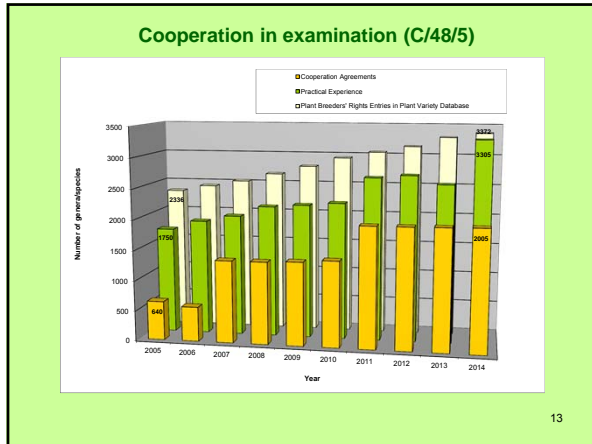
#### Organizations Granted Observer Status

	<u>UPOV BODIES</u>
<b>South Centre</b>	Council, CAJ
<b>World Farmers' Organization (WFO)</b>	Council, CAJ, TC

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- ### OVERVIEW
- Membership & Statistics
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  - Developments in other International Fora
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### CHAIRMANSHIP OF UPOV BODIES for a term of three years ending in 2017

	TWA Mr. Tanvir Hossain	(Australia)
	TWC Mr. Adrian Roberts	(United Kingdom)
	TWF Mr. Katsumi Yamaguchi	(Japan)
	TWO Mr. Kenji Numaguchi	(Japan)
	TWV Ms. Swenja Tams	(Germany)
	BMT Mr. Kees van Ettekooven	(Netherlands)

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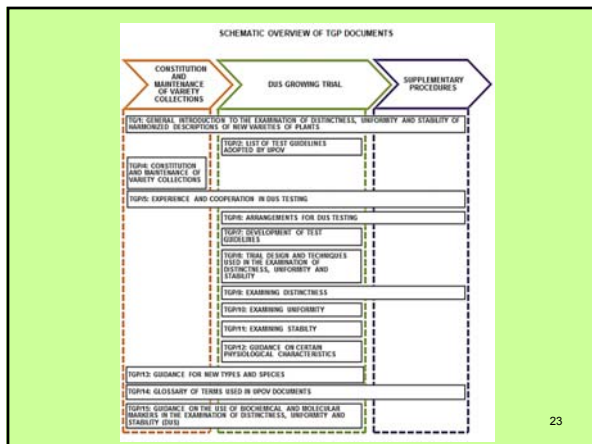
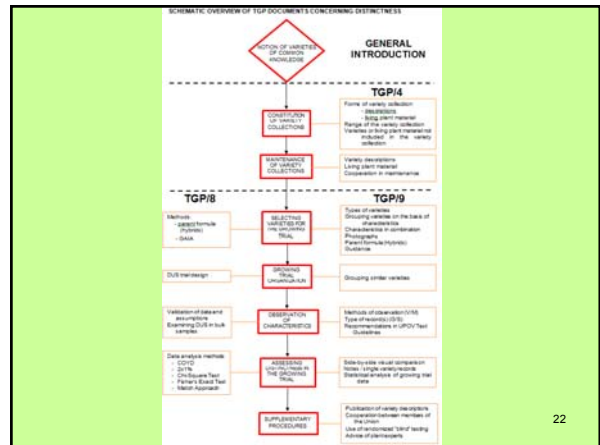
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## CHANGES IN TGP DOCUMENTS

### TGP/9: Examining Distinctness

- New section: Guidance on number of plants to be examined (for Distinctness)
- Schematic overview of TGP documents concerning distinctness
- Photographs (link to explanation in TGP/7)
- Single record for a group of plants or parts of plants

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### Section 4.3.2.3 Example (MG): Leaf blade width (hosta: vegetatively propagated)

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### CHANGES IN TGP DOCUMENTS

#### TGP/14: Glossary of Terms used in UPOV Documents

"2.4 Apex/Tip Shape Characteristics

[...]

"2.4.2 [...] Generally, it is not necessary to separate the apex shape characteristic into differentiated tip and apex characteristics.

[...]"

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### TEST GUIDELINES ADOPTED IN 2015

#### NEW TEST GUIDELINES

Drafter	TWP	English
NZ	TWF	Feijoa, Pineapple Guava, Guavasteen
JP	TWA	Adzuki Bean; Azuki Red Bean; Chinese Red Bean
ZA	TWO	Aloe
JP	TWO	China Aster, Annual Aster
GB	TWO	Campanula, Bell Flower
KE/BR	TWA/ TWV	Cassava
JP	TWA	Adlay, Job's tears
JP	TWO	Cosmos
FR	TWV	Cucurbita maxima X Cucurbita moschata
FR	TWV	Bottle Gourd; Calabash; Calabash Gourd; White-flower Gourd
MX	TWF	Pecan Nut
BR	TWA	Bread Grass, Palisade Grass, Palisade Signal Grass, Signal Grass; Basilisk Signal Grass, Signal Grass, Spreading Liverseed Grass, Surinam Grass; Creeping Signal Grass, Koronivia Grass; Congo Grass, Congo Signal Grass, Ruzi Grass

### TEST GUIDELINES ADOPTED IN 2015

#### REVISIONS OF TEST GUIDELINES

Drafter	TWP	English
NL	TWO	Carnation, Clove Pink, Pink, Sweet William
DE	TWO	Large-flower Pelargonium; Regal Pelargonium; Crisped-leaf Pelargonium
ES	TWA	Broomcorn, Durra, Feterita, Forage Sorghum, Grain sorghum, Great Millet, Kaffir-corn, Milo, Shallu, Sorghum, Sweet sorghum; Chicken-corn, Shattercane, Sordan, Sorghum x Sudan Grass, Sorghum-sudangrass, Sudan grass
ZA	TWF	Apple Rootstocks
FR	TWV	Lentil

### TEST GUIDELINES ADOPTED IN 2015

#### PARTIAL REVISIONS OF TEST GUIDELINES

Drafter	TWP	English
NL	TWV	French Bean
NL	TWV	Spinach
ES	TWV	Cucumber, Gherkin
NL/FR	TWV	Sweet Pepper, Hot Pepper, Paprika, Chili
NL	TWO	Gladiolus
ES	TWF	Mandarins
FR	TWO	Buddleja, Butterfly-bush
UA	TWV	Garden Sorrel
JP	TWV	Shitake

### TEST GUIDELINES ON THE UPOV WEBSITE

The screenshot shows the UPOV website navigation menu with 'UPOV SYSTEM' selected. The 'TEST GUIDELINES' page is displayed, featuring a search bar and a list of links. A red arrow points to the 'Superseded Test Guidelines' link at the bottom of the page.

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### SUPERSEDED TEST GUIDELINES

The screenshot shows a warning message in a red box: "These Test Guidelines have been superseded by a later version. The latest adopted version of Test Guidelines can be found at [http://www.upov.int/test\\_guidelines/en/list.jsp](http://www.upov.int/test_guidelines/en/list.jsp). This publication has been scanned from a paper copy and may have some discrepancies from the original document." Below the message is a table of superseded test guidelines.

Code	Common Name	Language	Superseded by
00000	Wheat	EN	Triticum aestivum L. (FR)
00000	Wheat	EN	Triticum aestivum L. (FR)
00000	Wheat	EN	Triticum aestivum L. (FR)

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### TECHNICAL COMMITTEE March: 2016

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
TC	TC	TC Discussion				
TC	TC	TC				

(a) Variety descriptions and the role of plant material;

(b) Quality parameters for DUS examination;

(c) Facilitating development of databases;

(d) Minimum distance between varieties.


### INFORMATION MATERIALS ADOPTED IN 2014

Document reference	Title
UPOV/INF/16/4	Exchangeable software (Revision)
UPOV/INF/22/1	Software and equipment used by members of the Union
UPOV/INF-EXN/6	List of INF-EXN Documents and Latest Issue Dates (Revision)
TGP/2/2	List of Test Guidelines Adopted by UPOV (Revision)
TGP/5 Section/10/3	Notification of Additional Characteristics and States of Expression (Revision)
TGP/7/4	Development of Test Guidelines (Revision)
TGP/8/2	Trial Design and Techniques Used in the Examination of Distinctness, Uniformity and Stability (Revision)
TGP/14/2	Glossary of Terms Used in UPOV Documents (Revision) and Supplement (Correction - Spanish)
TGP/0/7	List of TGP Documents and Latest Issue Dates

### INFORMATION MATERIALS ADOPTED IN 2015

Document reference	Title
UPOV/INF/4/4	Financial Regulations and Rules of UPOV (Revision)
UPOV/INF/15/3	Guidance for Members of UPOV (Revision)
UPOV/INF-EXN/7 (revision)	List of Documents and Latest Issue Dates
UPOV/INF/4/4 (revision)	Financial Regulations and Rules
UPOV/INF/15/3 (revision)	Guidance for Members of UPOV

### Proposed Program for Explanatory Notes



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### Program for Development of Explanatory Notes

Reference	Explanatory Notes on:	CAJ/71 Proposals:
UPOV/EXN/PPM/1 (New)	Propagating Material	Draft 4: CAJ in October 2015
UPOV/EXN/CAN/2 (revision)	Cancellation	Draft 3: Council October 2015
UPOV/EXN/EDV/2 (revision)	Essentially Derived Varieties	Draft 6: CAJ in October 2015
UPOV/EXN/HRV/2 (revision)	Harvested Material	to be discontinued
UPOV/EXN/NUL/2 (revision)	Nullity	Draft 3: Council October 2015
UPOV/EXN/PRP/2 (revision)	Provisional Protection	Draft 3: Council October 2015
UPOV/INF/16/5 (revision)	Exchangeable Software	Council in October 2015
UPOV/INF/22/2 (revision)	Software and Equipment Used by Members of the Union	Council in October 2015

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**7,000 documents scanned...**



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**UPOV Diplomatic Conferences**

Unless otherwise agreed by the Council, not been superseded can represent UPOV

Unless otherwise agreed by the Council of UPOV, only documents that not been superseded can represent UPOV policies or guidance

See [UPOV Collection](#) for guidance and info

See [UPOV Collection](#) for guidance

UPOV sessions: [program of the week](#)

Meetings by Topic: [UPOV Diplomatic Conferences](#)

- UPOV/CDC/1
- March 4 to March 19, 1991 (Geneva)
- UPOV/CDC/MP/CO
- October 9 to October 23, 1978 (Geneva)
- UPOV/CDC/2
- November 7 to November 10, 1972 (Geneva)

Meetings by Topic: [Council](#)

- CCO9
- September 24 to September 28, 1999 (Geneva, Switzerland)
- CCO8
- September 10 to September 14, 1998 (Geneva, Switzerland)
- CCO7
- September 7 to November 10, 1997 (Geneva, Switzerland)
- CCO6
- September 13 to September 17, 1996 (Geneva, Switzerland)
- CCO5
- September 26 to September 30, 1995 (Geneva, Switzerland)

(41 - 50 / 40) [@previous.12.de](#)

Meetings by Topic: [Technical Committee](#)

UPOV sessions: [program of the week](#)

- TCO9
- November 12 to November 13, 1995 (Geneva, Switzerland)
- TCO8
- November 6 to November 7, 1984 (Geneva, Switzerland)
- TCO7
- September 3 to September 4, 1983 (Geneva, Switzerland)
- TCO6
- November 13 to November 19, 1982 (Geneva, Switzerland)
- TCO5
- September 14 to September 16, 1981 (Geneva, Switzerland)
- TCO4
- November 10 to November 12, 1980 (Geneva, Switzerland)
- TCO3
- March 16 to March 18, 1980 (Geneva, Switzerland)
- TCO2
- November 12 to November 14, 1979 (Geneva, Switzerland)
- TCO1
- March 26 to March 28, 1979 (Geneva, Switzerland)
- TCO0
- November 13 to November 15, 1978 (Geneva, Switzerland)

(31 - 40 / 40) [@previous.10.de](#)

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**E**

CAJ/11/13 ORIGINAL: English DATE: March 2, 2015

**INTERNATIONAL UNION FOR THE PROTECTION OF NEW VARIETIES OF PLANTS**  
Geneva

**ADMINISTRATIVE AND LEGAL COMMITTEE**  
Seventy-First Session  
Geneva, March 26, 2015

**VARIETY DENOMINATIONS**  
Document prepared by the Office of the Union

*(Disclaimer: This document does not represent UPOV policies or guidance)*

**EXECUTIVE SUMMARY**

The purpose of this document is to report on work concerning the possible development of a UPOV similarity search tool for variety denomination purposes and to consider the possible revision of document UPOV/INF/124 "Explanatory Notes on Variety Denominations under the UPOV Convention".

2. The CAJ is invited to:

- note the work on the possible development of a UPOV similarity search tool for variety denomination purposes for the Working Group for the Development of a UPOV Denomination Similarity Search Tool (WG-DIST), including the final study, as set out in paragraph 6 to 13;
- consider the proposed revision of document UPOV/INF/124 in relation to changes of registered variety denominations, as set out in paragraph 21, and subject to agreement by the CAJ, to present that guidance for adoption by the Council at its forty-ninth ordinary session, to be held in October 2015;
- invite the WG-DIST to consider the comments by the CAJ-AG, at its sixth session, on the proposals in document UPOV/INF/124 Draft 2 concerning Sections 2.2.2 (b), 2.3.1 (c) and (d), and 2.3.3 as set out in paragraph 21; and
- consider the proposals of the CAJ-AG under Sections 2.2.2 (c), 4(b) and 4(c)(i) at its seventy-second session, as set out in paragraph 28.

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**OVERVIEW**

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**UPOV** INTERNATIONAL UNION FOR THE PROTECTION OF NEW VARIETIES OF PLANTS

Search

ABOUT UPOV | MEMBERSHIP | UPOV SYSTEM | PVP DATA & STATISTICS | MEETINGS | NEWS

**Benefits of UPOV**

**Quick Links**

- Introduction to UPOV
- Situation in UPOV
- Benefits of UPOV
- UPOV Collection
- Test Guidelines
- Distance Learning Course
- Seminars & Symposia

**Frequently Asked Questions**

GENE Database

UPOV Law

Plant Variety Database (PLUTO)


**News & Upcoming Events**

Benefits of UPOV 41

More News

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**Benefits of the UPOV System:**  
**UPOV Trilogy Publication: French & Spanish**





### Seminar on Essentially Derived Varieties (EDVs)

French, German, Spanish

### Distance Learning Courses: 2015

English, French, Spanish

Code	Course	Study period	Registration period
<a href="#">DL-205</a>	Introduction to the UPOV System	Oct. 19 to Nov. 23	Jan. 1 to Mar. 29 and Aug. 7 to Sep. 27
<a href="#">DL-305A</a>	Administration of Plant Breeders' Rights	Feb. 16 to Mar. 22	n/a
<a href="#">DL-305B</a>	DUS Examination	Apr. 20 to May 24	Jan. 1 to <b>Mar. 29</b>
<a href="#">DL-305</a>	Examination of applications for plant breeders' rights	Apr. 20 to May 24	Jan. 1 to <b>Mar. 29</b>

### Distance Learning Courses: 2016

English, German, French, Spanish

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### Improving the effectiveness of the TC, TWP and Preparatory Workshops

**Technical Committee**  
Fifty-First Session  
March 23-25, 2015

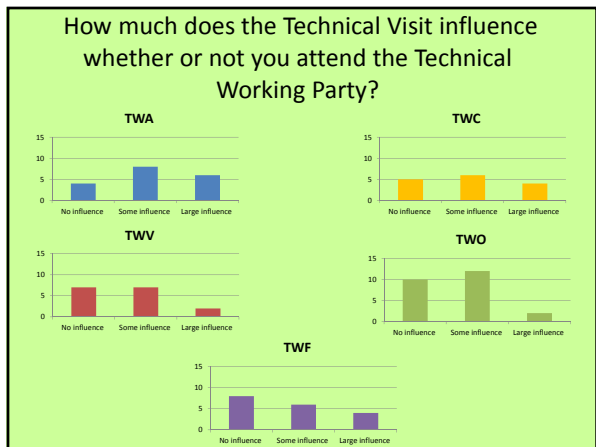
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### SURVEY 2014/ TWPs

#### General information

	TWA	TWC	TWF	TWO	TWV
Total Number of Participants	58	29	44	51	38
Total Number of Participating Countries / organizations	34	16	23	21	20
Number of replies (i.e. participants)	19	18	22	24	20
%	33%	62%	50%	47%	53%

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Legend: ■ Lowest score, ■ Highest score

### Q. 2) Please indicate the importance of each of the following features of the technical visit

	TWA	TWC	TWF	TWO	TWV	Av	Scale
Scale: not important (1), slightly important (2), moderately important (3), very important (4), essential (5)							
a) visit to PVP Office	2.7	N/A	2.9	2.9	3.3	3.0	/5 MODERATELY IMPORTANT
b) visit to DUS testing station and field trials	4.4	3.7	3.6	3.8	4.2	3.9	/5 VERY IMPORTANT
c) to view plants/trials linked to Test Guidelines discussed during the TWP session	3.9	N/A	3.6	3.6	4.0	3.8	/5 VERY IMPORTANT
d) to link it with specific topics during the week (e.g. TGP documents)	3.7	3.3	3.2	3.7	3.3	3.4	/5 MODERATELY IMPORTANT
e) view DUS testing methods	3.9	3.7	3.6	3.7	3.7	3.7	/5 VERY IMPORTANT
f) visit breeders' facilities	3.2	N/A	3.4	3.2	2.9	3.2	/5 MODERATELY IMPORTANT
g) view seed production/propagation facilities	2.8	N/A	2.6	2.4	2.6	2.6	/5 MODERATELY IMPORTANT
h) view of local agriculture/horticulture	3.0	N/A	3.5	3.1	2.9	3.1	/5 MODERATELY IMPORTANT
i) training on harmonization of variety descriptions (TWA only)	3.8	0.0	0.0	0.0	0.0	3.8	/5

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Q. 3) What would be your preference for the format of the technical visit?							
Scale: not suitable (1), acceptable (2), moderate preference (3), strong preference (4)							
	TWA	TWC	TWF	TWO	TWV	Av.	scale
a) full day technical visit	3.2	2.4	3.0	2.3	2.6	2.7	/4 MODERATE PREFERENCE
b) half-day technical visit	2.7	3.4	2.5	3.0	3.4	3.0	/4 MODERATE PREFERENCE
c) organize the TWP session in a convenient location for the meeting, even if means that it's a long distance for the technical visit	2.6	2.9	2.3	2.7	2.6	2.6	/4 MODERATE PREFERENCE
d) organize the TWP session close to a DUS testing station to allow easy access (e.g. daily), even if it means around 1 hour more commuting time each day to the TWP meeting venue	2.4	1.5	1.5	2.0	2.0	1.9	/4 ACCEPTABLE

	TWA	TWC	TWF	TWO	TWV	Av.	scale
Scale: very poor (1), poor (2), satisfactory (3), good (4), very good (5)							
2.4. were you able to view all presentations projected on screen easily?	4.2	4.1	4.2	3.3	4.1	4.0	/5 GOOD
2.5. were you satisfied with the work program of the week (appropriate time given to documents)?	3.8	4.2	4.2	4.1	3.8	4.0	/5 GOOD
2.6. were you satisfied with the introduction and the presentation of documents?	4.0	4.1	4.4	4.3	4.1	4.2	/5 GOOD
Scale: not useful (1), moderately useful (2), useful (3), very useful (4)							
2.7. were the name badges useful?	3.0	3.3	3.1	3.3	3.3	3.2	/4 USEFUL
2.8. was the list of participants useful?	3.8	3.7	3.8	3.7	3.7	3.7	/4 VERY USEFUL
2.9. was the summary of the purpose and proposed decisions at the beginning of document TWPIXX/22 useful?	3.4	3.3	3.6	3.4	3.4	3.4	/4 USEFUL
Scale: very poor (1), poor (2), satisfactory (3), good (4), very good (5)							
2.10. was the time spent on the introduction of documents appropriate?	3.9	3.3	4.2	4.2	3.9	3.9	/5 GOOD
2.11. were you satisfied with the way in which Test Guidelines were presented/discussed at the TWPs	3.5	N/A	4.2	4.0	3.8	3.9	/5 GOOD

## Improving the effectiveness of the TC, TWPs and Preparatory Workshops

### PROPOSALS

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### Possible measures for improving the effectiveness the TWPs GENERAL

- To be **more specific for each TWP**, e.g.:
  - Technical visit,
  - Matters to be discussed,
  - Workplan (e.g. time allocated for TGP vs. TG)
- To Update document: **"Guidance Note: UPOV Technical Working Party arrangements"** (meeting arrangement and technical visit):
  - Name badges
  - Participant lists on large poster board
  - Notice board for announcement

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### Possible measures for improving the effectiveness the TWPs GENERAL Cont'd

- To review the document: "Guidance Note: UPOV Technical Working Party arrangements" and include **the key points in a cover letter** (e.g. encourage national workshop in conjunction with the session to take advantage of international experts presence in the country; indicate earliest date for the first TWP and latest date for the last TWP to be organized after the TC)
- To **announce the next TWP venue on the first day of the session** so participants have sufficient time to reflect on suggestion for the agenda and the technical visit (invite the host to explain the intended program, e.g. technical visit)
- To introduce a **session for open discussion** in a similar way to the session in the TC

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### Possible measures for improving the effectiveness the TWPs WORKPLAN

- To **circulate the proposed TWP schedule** of the week in advance
- To **provide links to the documents in the program** of the week on the UPOV website

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Possible measures for improving the effectiveness the TWP

**DOCUMENTS**

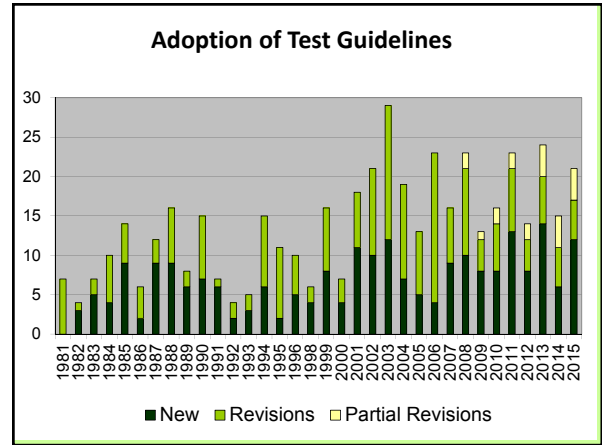
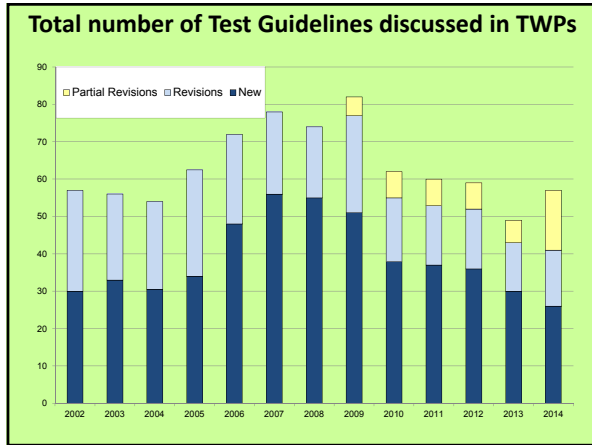
- **Decision paragraph** to be continued in TWP documents
- **Executive summary** to be added to TWP documents

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Possible measures for improving the effectiveness the TWP

**TEST GUIDELINES**

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Possible measures for improving the effectiveness the TWP

**TEST GUIDELINES**

- To add **information on the responsible TWP** for Test Guidelines on the UPOV website
- To consider a **multi-annual working plan** for Test Guidelines

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Possible measures for improving the effectiveness of the Preparatory Workshops:

- To invite/ encourage **experienced experts** from members of the Union to participate in the preparatory workshop
- To organize **small groups** of participants with different levels of experience for the group exercises (as far as practical)
- To **renew exercises** for the preparatory workshops on a regular basis
- To organize E-workshops and workshop in conjunction with preparatory workshop on the **use of the Web-based TG template, and guidance on the presentation of Test Guidelines at the sessions**
- **Pre-recorded e-workshops** to be made available on the website

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Proposals presented to the TWP's in 2014 should **not be considered further**

- Survey in 2015
- Change in the invitation and its distribution
- Presentation of documents (already improved since 2014)
- Request for participants to provide their comments in advance for TGP documents
- Separate annual meeting to discuss TGP documents
- Change on the day of the preparatory workshop (Sunday)

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## OECD Scheme for the Certification of Seeds Moving in International Trade

- Annual Meeting (June, 2015)
- The Annual Meeting (AM) agreed to organize a joint OECD/UPOV/ISTA/AOSA workshop on biochemical and molecular techniques back-to-back with the AM in 2016

## International Treaty on Plant Genetic Resources for Food and Agriculture (ITPGRFA)

- ITPGRFA Platform for the Co-Development and Transfer of Technologies
- Public-Private Partnerships in Pre-breeding
- Interrelations between ITPGRFA, UPOV and WIPO

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## SUMMARY

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**OAPI**  
(Organisation Africaine de la Propriété Intellectuelle)  
Member as of July 10, 2014



(17 States: Benin, Burkina Faso, Cameroon, Central African Republic, Chad, Comoros, Congo, Cote d'Ivoire, Equatorial Guinea, Gabon, Guinea, Guinea-Bissau, Mali, Mauritania, Niger, Senegal, Togo)

**Distance Learning Courses: 2015**  
English, French, Spanish

Code	Course	Study period	Registration period
DL201	Introduction to the UPOV System	Oct 19 to Nov 23	Jan 1 to Mar 23 and Aug 7 to Sep 27
DL202	Administration of Plant Breeders' Rights	Feb 16 to Mar 22	19
DL300	Oral Examination	Apr 22 to May 24	Jan 1 to Mar 23
DL301	Examination of applications for Apr 2016 filing of plant breeders' rights	Apr 2016 filing 24	Jan 1 to Mar 23

**Distance Learning Courses: 2016**  
only German, French, Spanish

**CHAIRMANSHIP OF UPOV BODIES**  
for a term of three years ending in 2017

	TWA Mr. Tamir Hossain (Australia)
	TWC Mr. Adrian Roberts (United Kingdom)
	TWF Mr. Kazumi Yamaguchi (Japan)
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	TWV Ms. Suenja Tama (Germany)
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Improving the effectiveness of the TC, TWP's and Preparatory Workshops

**PROPOSALS**