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INTERNATIONAL UNION FOR THE PROTECTION OF NEW VARIETIES OF PLANTS

GENEVA

COMMITTEE OF EXPERTS ON INTERNATIONAL COOPERATION IN EXAMINATION

Eighth Session

Geneva, November 16, 1977

HARMONIZATION OF EXAMINATION FEES

Document prepared by the Office of the Union

- 1. This document contains updated tables of the fees charged by the UPOV member States for the examination of new varieties of plants for distinctness, homogeneity and stability (hereinafter referred to as "the fees").
2. These tables are reproduced in Annexes I to III of this document. Annex I contains a table of the fees charged for one year (or growing cycle) of examination in the national currencies. Annex II contains a table of the fees charged for the normal period of examination of two years (or two growing cycles) in Swiss francs. Annex III summarizes the information in Annex II according to groups of plant species mainly for the purpose of allowing easier comparison. Since, in the case of ornamental plants, conclusions can frequently be drawn after tests lasting only one growing cycle, figures relating to such tests have also been added.
3. The conversion of the amounts of the fees into Swiss francs is based on the exchange rates at Geneva on October 17, 1977; they are the following (the percentages in brackets refer to the variation of the exchange rates valid on September 6, 1976, and used in document ICE/VI/3, as compared with those applicable on October 17, 1977):

Table with 4 columns: Country code, Country name, Currency code, and Exchange rate/percentage change. Rows include Belgium (BF), Switzerland (CH), Federal Republic of Germany (DM), Denmark (Dkr), France (FF), Italy (L), Netherlands (fl), Sweden (Skr), and United Kingdom (£).

- 4. In establishing the tables, the Office of the Union has selected the species eligible for protection in four member States or more. Where an offer for cooperation in examination has been made in respect of a species or of a part thereof, the name of the species is underlined and the offering member State is indicated in brackets by code.

[Four Annexes follow]

ICE/VIII/4
ANNEX I

Fees payable per year (or growing cycle) of examination of new varieties of plants for distinctness, homogeneity and stability (in national currencies)*

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SPECIES	STATE	B	CH	D	DK	F	I	NL	S	UK
AGRICULTURAL CROPS										
Cereals										
Bread wheat		12,500 - 8,500 ^(a)	370	700	1,500	730	100,000	350 - 250 ^(a)	1,300	200 - 150 ^(a)
Hard wheat		12,500 - 8,500 ^(a)	-	400	1,500	730	100,000	350 - 250 ^(a)	1,300	200 - 150 ^(a)
Barley		12,500 - 8,500 ^(a)	-	700	1,500	730	100,000	350 - 250 ^(a)	1,300	200 - 150 ^(a)
Maize (D)		-	370	700	1,500	730	100,000	350 - 250 ^(a)	1,300	-
Oats (UK)		12,500 - 8,500 ^(a-n)	-	700	1,500	730	-	350 - 250 ^(a)	1,300	200 - 150 ^(a)
Rye (D)		9,500 - 6,500 ^(a-n)	-	700	1,500	-	-	350 - 250 ^(a-b)	850	-
Grasses										
Ryegrass (UK)		9,500 - 6,500 ^(a)	420	400	1,500	-	-	350 - 250 ^(a)	1,300	115
Cocksfoot (UK), fescue (NL-UK), timothy (NL-UK)		-	-	400	1,500	-	-	350 - 250 ^(a)	1,300	115
Bentgrass (NL), crested dog's-tail (NL), meadow grass (NL)		-	-	400	1,500	-	-	350 - 250 ^(a)	1,300	-
Pulses										
Clover (DK)		-	210	400	1,500	-	100,000	-	1,300	115
Lucerne (UK)		-	-	400	1,500	-	100,000	-	1,300	115
Lupin (D), tick bean, common vetch		-	-	400	1,500	-	-	350 - 250 ^(a)	1,300	-
Cruciferae										
Oil rape		-	-	400	1,500	730	-	350 - 250 ^(a)	850	-
Swede (D), white mustard (DK)		-	-	400	1,500	-	-	350 - 250 ^(a)	850	-
Others										
Potato (D-NL)		-	-	700	1,500	730	-	350 - 250 ^(a)	850	175
Flax (F)		-	-	400	1,500	730	-	350 - 250 ^(a)	850	-
Opium poppy		-	-	400	1,500	-	-	350 - 250 ^(a)	850	-
VEGETABLES										
Runner beans (UK), French beans, peas		9,500 - 6,500 ^(a)	-	400	750	730	-	350 - 250 ^(a)	850	80
Lettuce		-	-	400	600 - 750 ^(p)	730	-	350 - 250 ^(a)	850	80
Turnip (NL)		7,000 - 5,000 ^(a-n)	-	400	450	-	-	350 - 250 ^(a)	850	-
Tomato		-	-	400	600 - 750 ^(p)	730	-	350 - 250 ^(a)	850 - 1,300 ^(p)	-
Onion, leek (DK), celery, celeriac (D), asparagus, garden beet (DK-F), head cabbage (D), Savoy cabbage, cauliflower, Brussels sprouts, kohlrabi (D), carrot, turnip-rooted parsley (DK), radish (D), spinach (D-NL), broad beans		-	-	400	600	-	-	350 - 250 ^(a)	850	-
Cucumber		-	-	400	600 - 750 ^(q)	-	-	350 - 250 ^(a)	850 - 1,300 ^(p)	-
Parsley (DK), black radish (D)		-	-	400	450	-	-	350 - 250 ^(a)	850	-

* See explanations and notes in Annex IV

SPECIES	STATE	B	CH	D	DK	F	I	NL	S	UK
FRUIT CROPS										
<u>Apple</u> (UK)		7,000 - 5,000 ^(a-n)	275	400	1,500	730	-	350 - 250 ^(a)	(c)	25 ^(d) - 100 ^(e)
<u>Cherry</u> (DK-F), <u>pear</u> (F)		7,000 - 5,000 ^(a-n)	-	400	1,500	730	-	350 - 250 ^(a)	(c)	25 ^(d) - 100 ^(e)
<u>Plum</u> (F)		7,000 - 5,000 ^(a-n)	-	-	1,500	730	-	350 - 250 ^(a)	(c)	25 ^(d) - 100 ^(e)
<u>Vine</u>		-	-	400	-	730	100,000	-	-	25 ^(d) - 100 ^(e)
<u>Black currant</u> (D)		7,000 - 5,000 ^(a-n)	-	400	1,500	730	-	350 - 250 ^(a)	(c)	-
<u>Red and white currants</u> (D), <u>gooseberry</u> (D)		7,000 - 5,000 ^(a-n)	-	400	1,500	-	-	350 - 250 ^(a)	(c)	-
<u>Raspberry</u>		-	-	400	1,500	730	-	-	(c)	100
<u>Strawberry</u> (D)		7,000 - 5,000 ^(a-n)	-	400	1,500	730	-	350 - 250 ^(a)	(c)	100
FOREST TREES										
<u>Poplar</u> (D)		7,000 - 5,000 ^(a-n)	-	40	-	730	100,000	350 - 250 ^(a)	-	20 ^(f) - 30 ^(g)
ORNAMENTALS										
<u>Rose</u>		9,500 - 6,500 ^(a-n)	-	550	1,500	730 - 150 ^(h)	100,000	350 - 250 ^(a)	(c)	70 ⁽ⁱ⁾ - 75 ^(j)
<u>Carnation</u> (F-NL)		9,500 - 6,500 ^(a-n)	-	550	2,000	730	100,000	350 - 250 ^(a)	(c)	100 ^(k)
<u>Chrysanthemum</u> (UK)		-	-	550	2,000	730	-	350 - 250 ^(a)	(c - n)	100
<u>Freesia</u> (NL)		-	-	550	2,000	730	-	350 - 250 ^(a)	-	30
<u>Begonia elatior hybrids</u> (D)		-	-	400	2,000	730	-	350 - 250 ^(a)	(c - n)	-
<u>Alstroemeria</u> (NL), <u>poinsettia</u> (DK), <u>Euphorbia fulgens</u> (DK), <u>Rhododendron</u> (D)		9,500 - 6,500 ^(a-n)	-	400	2,000	-	-	350 - 250 ^(a)	(c - n)	30
				400	1,500 - 2,000 ^(p)	-	-	350 - 250 ^(a)	-	30

Fee payable for a normal period of examination (except where otherwise indicated, two years or growing cycles) of new varieties of plants for distinctness, homogeneity and stability (in Swiss francs)*

SPECIES	STATE	B	CH	D	DK	F	I	NL	S	UK
AGRICULTURAL CROPS										
<u>Cereals</u>										
Bread wheat		1,352.40	740	1,400.70	1,119	685.47	518	561	1,235	1,410.50
Hard wheat		1,352.40	-	1,800.40	1,119	685.47	518	561	1,235	1,410.50
Barley		1,352.40	-	1,400.70	1,119	685.47	518	561	1,235	1,410.50
Maize (D)		-	740	1,400.70	1,119	685.47	518	561	1,235	-
Oats (UK)		1,352.40 ⁽ⁿ⁾	-	1,400.70	1,119	685.47	-	561	1,235	1,410.50
Rye (D)		1,030.40 ⁽ⁿ⁾	-	1,400.70	1,119	-	-	561	807.50	-
<u>Grasses</u>										
Ryegrass (UK)		1,030.40	840	800.40	1,119	-	-	561	1,235	926.90
Cocksfoot (UK), fescue (NL-UK), timothy (NL-UK)		-	-	800.40	1,119	-	-	561	1,235	926.90
Bentgrass (NL), crested dog's-tail (NL), meadow grass (NL)		-	-	800.40	1,119	-	-	561	1,235	-
<u>Pulses</u>										
Clover (DK)		-	420	800.40	1,119	-	518	-	1,235	926.90
Lucerne (UK)		-	-	800.40	1,119	-	518	-	1,235	926.90
Lupin (D), tick bean, common vetch		-	-	800.40	1,119	-	-	561	1,235	-
<u>Cruciferae</u>										
Oil rape		-	-	800.40	1,119	685.47	-	561	807.50	-
Swede (D), white mustard (DK)		-	-	800.40	1,119	-	-	561	807.50	-
<u>Others</u>										
Potato (D-NL)		-	-	1,400.70	1,119	685.47	-	561	807.50	1,410.50
Flax (F)		-	-	800.40	1,119	685.47	-	561	807.50	-
Opium poppy		-	-	800.40	1,119	-	-	561	807.50	-
VEGETABLES										
Runner beans (UK), French beans, peas		1,352.40	-	800.40	559.50	685.47	-	561	807.50	644.80
Lettuce		-	-	800.40	447.60 - 559.50 ^(p)	685.47	-	561	807.50	644.80
Turnip (NL)		772.80 ⁽ⁿ⁾	-	800.40	335.70	-	-	561	807.50	-
Tomato		-	-	800.40	447.60 - 559.50 ^(p)	685.47	-	561	807.50 - 1,235 ^(p)	-
Onion, leek (DK), celery, celeriac (D), asparagus, garden beet (DK-F), head cabbage (D), Savoy cabbage, cauliflower, Brussels sprouts, kohlrabi (D), carrot, turnip-rooted parsley (DK), radish (D), spinach (D-NL), broad beans		-	-	800.40	447.60	-	-	561	807.50	-
Cucumber		-	-	800.40	559.50 - 447.60 ^(q)	-	-	561	807.50 - 1,235 ^(p)	-
Parsley (DK), black radish (D)		-	-	800.40	335.70	-	-	561	807.50	-

* See explanations and notes in Annex IV

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Annex II, page 2

SPECIES	STATE	B	CH	D	DK	F	I	NL	S	UK
FRUIT CROPS										
<u>Apple</u> (UK)		772.80 ⁽ⁿ⁾	550	800.40	1,119	685.47	-	561	(c)	806 ^(l) - 1,007.50 ^(m)
<u>Cherry</u> (DK-F), <u>pear</u> (F)		772.80 ⁽ⁿ⁾	-	800.40	1,119	685.47	-	561	(c)	806 ^(l) - 1,007.50 ^(m)
<u>Plum</u> (F)		772.80 ⁽ⁿ⁾	-	-	1,119	685.47	-	561	(c)	806 ^(l) - 1,007.50 ^(m)
<u>Vine</u>		-	-	800.40	-	685.47	518	-	-	806 ^(l) - 1,007.50 ^(m)
<u>Black currant</u> (D)		772.80 ⁽ⁿ⁾	-	800.40	1,119	685.47	-	561	(c)	-
<u>Red and white currants</u> (D), <u>gooseberry</u> (D)		772.80 ⁽ⁿ⁾	-	800.40	1,119	-	-	561	(c)	-
<u>Raspberry</u>		-	-	800.40	1,119	685.47	-	-	(c)	806
<u>Strawberry</u> (D)		772.80 ⁽ⁿ⁾	-	800.40	1,119	685.47	-	561	(c)	806
FOREST TREES										
<u>Poplar</u> (D)		772.80 ⁽ⁿ⁾	-	80.04	-	685.47	518	561	-	241.80 ^(l) - 403 ^(m)
ORNAMENTALS										
<u>Rose</u>	(two years)	1,332.40 ⁽ⁿ⁾	-	1,100.55	1,119	685.47 - 140.85 ^(h)	518	561	(c)	564.20 ⁽ⁱ⁾ - 604.50 ^(j)
	(one year)	611.80 ⁽ⁿ⁾	-	550.27	559.50	342.73 - 73.42 ^(h)	259	327.25	(c)	282.10 ⁽ⁱ⁾ - 302.25 ^(j)
<u>Carnation</u> (F-NL)	(two years)	1,030.40 ⁽ⁿ⁾	-	1,100.55	1,492	685.47	518	561	(c)	806 ^(k)
	(one year)	611.80 ⁽ⁿ⁾	-	550.27	746	342.73	259	327.25	(c)	403 ^(k)
<u>Chrysanthemum</u> (UK)	(two years)	-	-	1,100.55	1,492	685.47	-	561	(c - n)	806
	(one year)	-	-	550.27	746	342.73	-	327.25	(c - n)	403
<u>Freesia</u> (NL)	(two years)	-	-	1,100.55	1,492	685.47	-	561	-	241.80
	(one year)	-	-	550.27	746	342.73	-	327.25	-	120.90
<u>Begonia elatior</u> <u>hybrids</u> (D)	(two years)	-	-	800.40	1,492	642.47	-	561	(c - n)	-
	(one year)	-	-	400.20	746	342.73	-	327.25	(c - n)	-
<u>Alstroemeria</u> (NL), <u>Poinsettia</u> (DK), <u>Euphorbia fulgens</u> (DK)	(two years)	-	-	800.40	1,492	-	-	561	(c - n)	241.80
	(one year)	-	-	400.20	746	-	-	327.25	(c - n)	120.90
<u>Rhododendron</u> (D)	(two years)	1,030.40 ⁽ⁿ⁾	-	800.40	1,119 - 1,492 ^(p)	-	-	561	-	241.80
	(one year)	611.80 ⁽ⁿ⁾	-	400.20	559.50 - 746 ^(p)	-	-	327.25	-	120.90

[Annex III follows]

Summary of fees payable for a normal period of examination (except where otherwise indicated, two years or growing cycles) of new varieties of plants for distinctness, homogeneity and stability (in Swiss francs)*

SPECIES	STATE	B	CH	D	DK	F	I	NL	S	UK
<u>Agricultural crops</u>		1,352.40	840	1,400.70	1,119	685.47	518	561	1,235	1,410
		1,030.40	740 420	800.40					807.50	926.90
<u>Vegetables</u>		1,352.40	-	800.40	559.50	685.47	-	561	1,235	644.80
		772.80			447.60 335.70				807.50	
<u>Fruit crops</u>		772.80	550	800.40	1,119	685.47	518	561	(c)	806 ⁽¹⁾ - 1,007.50 ^(m) 806
<u>Forest trees</u>		772.80	-	800.40	-	685.47	518	561	-	241.80 ⁽¹⁾ - 403 ^(m)
<u>Ornamentals</u>	(two years)	1,030.40	-	1,100.55 800.40	1,492 1,119	685.47 140.85	518	561	(c)	806 to 241.80
	(one year)	611.80		550.27 400.20	716 559.50	342.73 70.42	259	327.25	(c)	403 to 120.90

EXPLANATIONS AND NOTES

GENERAL

I. Belgium

1. The fees appearing in Annex I are payable in the case where the examination is performed in Belgium.
2. Belgium, however, does not yet perform itself the examination of new plant varieties for distinctness, homogeneity and stability for the purpose of their protection, but uses examination reports prepared by other UPOV member States.
3. Where Belgium requests another member State
 - (i) to perform the examination of a variety, the applicant is required to pay the fee payable in that other State;
 - (ii) to communicate the results of an examination already performed, the applicant is required to pay the fee payable in that other State for the communication of the examination results. That amount will be deducted from the annual fees.
4. In the case where the variety is the subject of both an application for protection and an application for entry in the national list, only one examination fee is charged.

II. Switzerland

No examinations are carried out at the moment and examination reports from other member States are taken over. The applicant has to bear the costs of such taking over only in so far as they are not compensated by the annual fees charged after the issuance of the title of protection.

III. Germany (Federal Republic of)

1. If previous examination results of the Bundessortenamt (Federal Office of Plant Varieties) are taken over, the following fees are charged:
 - (i) in the case of species covered by the Law on Forestry Seed and Planting Material and of willow: DM 10 (Sw.frs 10)
 - (ii) in the case of other species: DM 100 (Sw.frs 100.05)
2. If examination results of other services are taken over, and if the costs are to be reimbursed to such other services, the following fees are charged:
 - (i) in the case of species covered by the Law on Forestry Seed and Planting Material and of willow: DM 40 (Sw.frs 40.02)
 - (ii) in the case of other species: DM 400 (Sw.frs 400.20)
3. If examination results of other services are taken over, and if the costs are not to be reimbursed to such other services, the following fees are charged:
 - (i) in the case of species covered by the Law on Forestry Seed and Planting Material and of willow: DM 20 (Sw.frs 20.01)
 - (ii) in the case of other species: DM 200 (Sw.frs 200.10)
4. In the case of varieties produced by crossing certain hereditary components and for which the Bundessortenamt requires that propagating material of the components be furnished, the fee is doubled if all components are not the subject of applications for protection or for entry in the national list of varieties, or if there are no examination results available on them.

5. By virtue of bilateral agreements, the Federal Republic of Germany takes over examination results of other member States for varieties of the following species (appearing in Annexes I and II of this document): clover, Euphorbia fulgens and poinsettia (from Denmark), cherry, flax and pear (from France), bent, alstroemeria, crested dog's tail, carnation, freesia and turnip (from the Netherlands).

6. Where a variety is the subject of both an application for protection and an application for entry in the national list of varieties, only one examination fee is charged.

IV. Denmark

1. By virtue of bilateral agreements, Denmark takes over examination results of other member States for varieties of the following species (appearing in Annexes I and II of this document): Begonia elatior hybrids, black currant, red and white currants, gooseberry, lupin, maize, rhododendron, rye and strawberry (from the Federal Republic of Germany).

2. Where a variety is the subject of both an application for protection and an application for entry in the national list of varieties, two examination fees are charged. After the entry into force of the new fees, only one examination fee will be charged.

V. France

1. The fees are in the course of being revised.

2. If examination results of other member States are taken over, the applicant has to bear the costs of such taking over as an advance on the annual fees.

3. By virtue of bilateral agreements, France takes over examination results of other member States for varieties of the following species (appearing in Annexes I and II of this document): Begonia elatior hybrids (from the Federal Republic of Germany), freesia and potato (from the Netherlands).

4. Where the variety is the subject of both an application for protection and an application for entry in the national list of varieties, only one examination fee is charged.

VI. Italy

No information has been received to date.

VII. Netherlands

1. If examination results of other member States are taken over, the applicant is exempted from paying the examination fee.

2. By virtue of bilateral agreements, the Netherlands takes over examination results of other member States for varieties of the following species (appearing in Annexes I and II of this document): Begonia elatior hybrids, black radish, black currant, red and white currants, gooseberry, celeriac, kohlrabi, lupin, poplar, rhododendron, rye and swede (from the Federal Republic of Germany), cherry, pear and plum (from France), chrysanthemum, clover, lucerne and ryegrass (from the United Kingdom).

VIII. Sweden

1. If examination results of other member States are taken over, the applicant has to bear the costs of such taking over in respect of varieties for which an application was filed before April 13, 1976. In respect of varieties for which an application was filed after that date, the costs are borne by the Swedish authority but the applicant is charged an administrative fee: a higher application fee (950 Skr) than the normal one (600 Skr).

2. By virtue of a bilateral agreement with France, Sweden takes over examination results for varieties of carnation and rose.

3. By virtue of the UPOV Joint Trial Arrangement, examination results from other member States are also taken over for ornamentals and fruit crops.

4. Where a variety is the subject of both an application for protection and an application for entry in the national list of varieties, only one examination fee is charged.

IX. UNITED KINGDOM

1. If examination results of other member States are taken over, the applicant is exempted from paying the examination fee.

2. By virtue of a bilateral agreement with the Netherlands, the United Kingdom takes over examination results for varieties of the following species (mentioned in Annexes I and II of this document): alstroemeria, bent, carnation, freesia and meadow grass.

3. Where the variety is the subject of both an application for protection and an application for entry in the national list, only one examination fee is charged.

NOTES IN COLUMNS

- (a) The first figure corresponds to the fee payable for the first year of examination and the second to the fee payable for the second and each subsequent year of examination.
- (b) Species eligible for limited protection under Sections 18(2) and 85 of the Seeds and Planting Materials Act of the Netherlands.
- (c) See Note VIII.1.
- (d) Fruit varieties: Fee payable for any year before one or more of the trees undergoing tests come into fruit.
- (e) Fruit varieties: Fee payable for any subsequent year.
Rootstocks: Fee payable for any year.
- (f) Fee payable for any year in which plants of the variety are being established.
- (g) Fee payable for any subsequent year.
- (h) The first figure corresponds to the fee payable for a normal examination, for a rose variety to be used in the production of cut flowers, and the second to the fee payable for a simplified examination, for a garden rose variety.
- (i) Fee payable for an outdoor rose variety.
- (j) Fee payable for a glasshouse rose variety.
- (k) Fee payable for a year-round chrysanthemum glasshouse variety.
- (l) Fee payable for two years of examination, not including the fee payable for the years in which plants of the variety are being established (or for the years before one or more of the trees undergoing tests come into fruit).
- (m) Fee payable for two years of examination and two years in which plants of the variety are being established (or two years in which none of the trees comes into fruit).
- (n) The species to which this fee corresponds are not yet protected.
- (p) The first figure corresponds to the fee payable for a variety examined in the open and the second to the fee payable for a variety examined under glass.
- (q) The first figure corresponds to the fee payable for a pickling or a gherkin variety and the second to the fee payable for a glasshouse variety.

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