

LATVIA

Contribution received in reply to UPOV Circular E-24/047 of April 22, 2024

**From:** Ilze Slokenberga <[Ilze.Slokenberga@zm.gov.lv](mailto:Ilze.Slokenberga@zm.gov.lv)>

**Sent:** Thursday, May 30, 2024 11:32 AM

**To:** mail, Upov <[upov.mail@upov.int](mailto:upov.mail@upov.int)>

**Subject:** RE: Gentle reminder: **\*\*EXTENSION OF DEADLINE:\*\*** Action by May 31, 2024: call for replies to questions by the WG-SHF (UPOV Circular E-24/047)

Dear Colleagues,

please, find the answers to questions below:

1. *Is your country/intergovernmental organization implementing the exception “acts done privately and for non-commercial purposes”? If so, how is it implemented?*

*Yes, we do.*

2. *Concerning this exception, are there definitions for the following term: “acts done privately and for non-commercial purposes”?*

*No, we don't have a definition of that term.*

3. *Please specify legislation/regulation and jurisprudence concerning this exception.*

<https://likumi.lv/ta/en/en/id/62175-plant-varieties-protection-law>

**“Section 25. Exceptions of the Breeder's Right**

*Breeder's right shall not apply to operations:*

*1) which have been performed privately and for non-commercial purposes;”*

4. *Are there any challenges and/or opportunities in implementing this exception in your jurisdiction? Please explain.*

*No, we don't have any challenges in implementing this exception in our jurisdiction.*

Best regards,  
Ilze Slokenberga,  
Senior Expert  
Ministry of Agriculture  
Latvia  
+371 67878703