



**TGP/6: Section 1/1**

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

Associated Document  
to the  
General Introduction to the Examination  
of Distinctness, Uniformity and Stability and the  
Development of Harmonized Descriptions of New Varieties of Plants (document TG/1/3)

**DOCUMENT TGP/6**

**“ARRANGEMENTS FOR DUS TESTING”**

**Section 1: Introduction**

1. The UPOV Convention (Article 7(1) of the 1961/1972 and 1978 Acts and Article 12 of the 1991 Act) requires that a variety be examined for compliance with the distinctness, uniformity and stability criteria. The 1991 Act of the UPOV Convention clarifies that, “In the course of the examination, the authority may grow the variety or carry out other necessary tests, cause the growing of the variety or the carrying out of other necessary tests, or take into account the results of growing tests or other trials which have already been carried out.”

2. The wording in the 1991 Act indicates that an authority may, for example, use one or more of the following arrangements:

*(a) the authority conducts growing trials, or other tests, itself*

*(b) the authority arranges for another party / other parties to conduct the growing trials or other tests*

In such an arrangement, another party could include, for example, another authority, an independent institute or the breeder.

In cases where the authority arranges for the breeder to conduct the growing trials or other tests (“breeder testing”), UPOV has developed a declaration on the conditions for the examination of a variety based upon trials carried out by or on behalf of the breeder. That declaration is reproduced as Section 3 of TGP/6.

*(c) the authority takes into account the results of growing tests or other trials which have already been carried out*

3. To facilitate the arrangements covered in (b) and (c) above, UPOV has developed the following documents in TGP/5 “Experience and Cooperation in DUS Testing”:

Section 1	Model Administrative Agreement for International Cooperation in the Testing of Varieties
Section 4	UPOV Model Form for the Designation of the Sample of the Variety
Section 5	UPOV Request for Examination Results and UPOV Answer to the Request for Examination Results
Section 6	UPOV Report on Technical Examination and UPOV Variety Description
Section 7	UPOV Interim Report on Technical Examination
Section 8	Cooperation in Examination
Section 9	List of Species in Which Practical Technical Knowledge has Been Acquired or For Which National Guidelines Have Been Established

4. Section 2 “Examples of Arrangements for DUS Testing” provides information to illustrate some of the arrangements currently employed by members of the Union.