

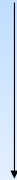
ENFORCEMENT OF BREEDER ' S RIGHTS

IN ARGENTINA

AGROINDUSTRY MINISTRY



NATIONAL INSTITUTE OF SEEDS



DESCENTRALIZED GOVERNMENTAL AGENCY

ENFORCEMENT OF BREEDER'S RIGHTS

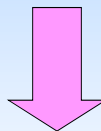
- NATIONAL CONSTITUTION
- ACT 24.376 THE APPROVAL OF THE UPOV CONVENTION
- **ACT N°20.247 NATIONAL SEEDS AND PHYTOGENETICS CREATIONS LAW**
- **REGULATORY DECREE N° 2183/1991**
- RULE N° 187/2015
- RULE N° 149/2016
- RULE N° 207/2016

NATIONAL CONSTITUTION

ARTICLE 17

Every author or inventor is the exclusive owner of his work, invention or discovery for the term granted by law





UPOV member since 1994

ACT 20247

THE TITLE OF PROPERTY OF THE VARIETY WHEN MET THE CONDITIONS WILL BE GRANTED FROM 10 TO 20 YEARS. ACTS COVERED MULTIPLICATION AND TRADE.

REGULATORY DECREE N° 2183/1991 (20 years)

PRIOR AUTHORIZATION OF BREEDER NECESSARY FOR THESE ACTS:

PRODUCTION AND REPRODUCTION

CONDITIONING FOR THE PURPOSES OF PROPAGATION

OFFERING FOR SALE

SALE OR ANY OTHER FORM OF MARKETING

EXPORT

IMPORT

ADVERTISING DISPLAY OF SAMPLES

EXCHANGE TRANSFER AND ANY OTHER FORM OF COMERCIAL TRANSACTION

STOCKING FOR ANY OF THE OPTIONS MENTIONED ABOVE

ANY OTHER DELIVERY IN WHATEVER CONNECTION

REGULATORY DECREE N° 2183/1991

THE BREEDER MAY MAKE HIS AUTHORIZATION SUBJECT TO CONDITIONS DEFINED BY HIMSELF INCLUDING QUALITY CONTROL INSPECTION OF PLOTS, ROYALTY PERCENTAGES

ACT 20247. ADMINISTRATIVE PUNISHMENTS

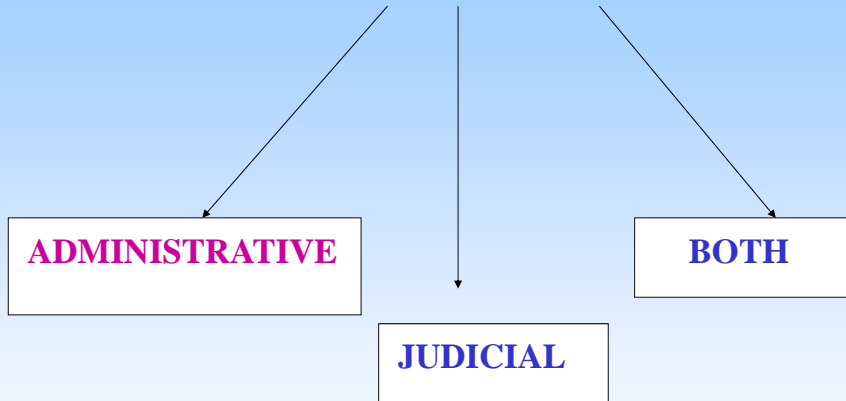
ANY PERSON WHO IDENTIFIES OR SELLS VARIETY SEEDS NON AUTHORIZED FOR THE MULTIPLICATION AND TRADE BY THE OWNER SHALL BE BOUND TO PAY A FINE OR MAY LEAD TO CONFISCATION OF SEEDS

POLICE POWER

ACT 20247

THE OFFICIALS OF INASE ACTING IN ACCORDANCE WITH THE LAW SHALL BE ABLE TO CONTROL, TAKE SAMPLES, AND ANALYZE SAMPLES OF SEEDS OBTAINED FROM STORED, TRANSPORTED, SOLD, OFFERED FOR SALE SEEDS, AT ANY TIME OR PLACE. THEY SHALL HAVE ACCESS TO ANY STORE WHERE THERE ARE SEEDS AND EXAMINE ANY DOCUMENT, THEY SHALL BE ABLE TO STOP OR AUDIT THE SALE AND DISTRIBUTION OF ANY SEED.

ENFORCEMENT SYSTEMS



VARIETY REGISTRATION DIRECTION

BREEDER'S RIGHTS REGISTER

BREEDER'S RIGHTS GRANTED 3905
IN FORCE 2390

BREEDER'S RIGHTS DIFFERENT SPECIES

CEREALS 588
INDUSTRIAL CROPS 66
FODDER 466
FRUTALS 254
FOREST TREES 42
VEGATABLES 107
OIL CROPS 822
ORNAMENTALS 45

TOTAL 2390

NATIONAL INSTITUTE OF SEEDS

THE DEPARTMENT OF SEEDS CONTROL AND TRADE

- CONTROLLED 25% OF THE ENTERPRISES REGISTERED BEFORE THE NATIONAL REGISTRY

NUNMER OF BAGS CONTROLLED IN 2015:
2.252.068

- INSPECTIONS MADE IN 2015: 1,300

RULE N° 187/2015

background:

INASE rule N° 80/2007: registry of Soybean and wheat Users (RUSSyT)

- Goals:

Having accurate information regarding the use, plots, destination and handling of the seeds sown by the farmer. (certified Seed or Own Use)

also track and verification of the documents required for marketing the seed audited as one of the requirements of current legislation in relation to farmers seed to ensure compliance with the public interest.

- **SOWINGS:**
 - ✓ **Soybean: 2006/2007**
 - ✓ **Wheat: 2007/2008**

Users which are compelled: Production Volume of soybeans and / or production volume of wheat grain exceeds two thousand (2,000) TONS

METHOD OF PRESENTATION: Printed Form available for download on the website of INASE .

FILING DATES

soybean: june 31 each year
wheat: january 31 each year

RULE N° 187/2015 and 149/2016

- **Goals:**

Have more reliable information about the seed for own use that would ensure balance between the rights of the parties involved, while facilitating the control and supervision of the activity of INASE as the implementing Organism of the Seeds Law and Phytogenetic Creations No. 20.247 .

Improve control capacity in order to differentiate seed for own use as provided for in Article 27 of Law No. 20.247 and to continue legalizing the market .

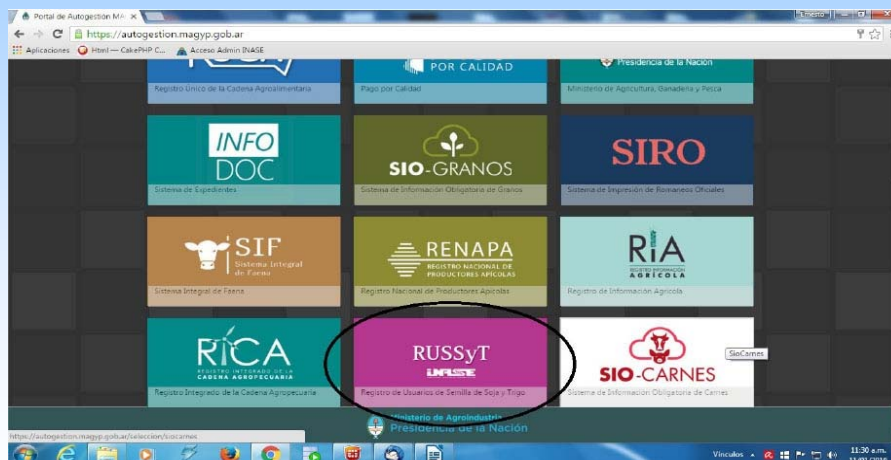
- inicial sowing:
soybean: 2015/2016
WHEAT : 2016/2017

USERS REACHED : those already achieved by Resolution No. 80/07 from INASE when the annual invoiced amount is more than three (3) times the amount corresponding to the highest category of taxes (Category L)

EXCEPTIONS : When the amount of annual turnover does not exceed three (3) times the amount corresponding to the highest category of taxes and farmers are registered in the NATIONAL REGISTRY OF FAMILY FARMING (RENAF) of the Agroindustry Ministry.

METHOD OF PRESENTATION:

Through an online system in Self-Management Portal of the Agroindustry Ministry.



Once identified in the system, all data comes out and the list of establishments with their number of RENSPA

Ministerio de Agroindustria
Presidencia de la Nación

Cerrar Sesión

Seleccione el CUIT

CUIT Ingresar

Ministerio de Agroindustria
Presidencia de la Nación

Special Address

INASE
INSTITUTO NACIONAL DE SEMILLAS

CUIT | CUIT | Salir

REGISTRO DE USUARIOS DE SEMILLA DE SOJA Y TRIGO (RUSSyT) 0800-362-4684 (Int. 5454/55)
correo electrónico a productores@inase.gov.ar web: www.inase.gov.ar

-> RICA

Sistema RUSSyT DDJJ Productor

DATOS DEL PRODUCTOR

Apellido y nombre / Razón social CUIT N°

INFORMACIÓN DESDE INASE

Domicilio fiscal

Domicilio comercial

Domicilio especial Guardar

Correo electrónico

Teléfono Fijo

Teléfono móvil

Ver más información

ESTABLECIMIENTOS REGISTRADOS - SENASA RENSPA

Geographic location

The screenshot displays a web application interface for agricultural data entry. The main window is titled "DATOS DEL ESTABLECIMIENTO". It features a central map showing a satellite view of a rural area with a blue location pin. The map is titled "PUNTO DE REFERENCIA" and includes coordinates (-30.38158, -58.76976). To the left of the map, there are input fields for "Nombre / Identificación", "Domicilio comercial", "Código Identificación", "Correo electrónico", "Teléfono Fijo", "Teléfono Móvil", and "Superficie". To the right, there are fields for "CUIT Nº" (with a placeholder "XX-XXXXXXXX-XX"), "E RIOS", and "RUCA" and "TABACO" sections. Below the map, there are buttons for "Info Activi.", "Modificar Lote", and "Eliminar Lote". At the bottom, there are buttons for "Ir a Principal" and "Volver". The footer of the application reads "Ministerio de Agricultura, Ganadería y Pesca | Buenos Aires | Argentina".

Deadlines and what to inform

SOYBEAN

31/01/16 deadline extended to 31/03/16 : LOCATION OF PLOTS, AREA PLANTED, KGS OF SEED USED, VARIETY AND ITS DOCUMENTATION ENDORSE THE ORIGIN.

06/30/16 : SEED QUANTITY RESERVED FOR OWN USE, VARIETY AND THE PLACE WHERE ITS STORED

WHEAT

31/08/16: LOCATION OF PLOTS , AREA PLANTED , KGS OF SEED USED , VARIETY AND ITS DOCUMENTATION, ENDORSE THE ORIGIN.

31/01/17: SEED QUANTITY RESERVED FOR OWN USE, VARIETY AND THE PLACE WHERE ITS STORED

The system allows you to add PLOTS and activities.

Certified seed or farm saved seed

ACTIVIDAD

Información sobre semilla *

AGRICULTURA

Campaña 2015

Especie

Variedad

Cantidad en KG

Rinde Esperado
Kg/ha

Seleccionar...

Seleccionar...

Fiscalizada Adquirida

Uso Propio

Agregar

Especie	Variedad	Cantidad en Kg	Rinde Esperado Kg/ha	Origen	Fecha Factura	Vendedor	Núm. Factura	Eliminar Semilla
No se encuentran Semillas cargadas								

[Ir a Principal](#)

[Ir a Establecimiento](#)

[Volver](#)

Certified seed

ACTIVIDAD

Información sobre semilla *

AGRICULTURA

Campaña 2015

Especie

Variedad

Cantidad en KG

Rinde Esperado
Kg/ha

SOJA

YORK

1500.0

50.0

Fiscalizada Adquirida

Uso Propio

Cuit Vendedor XX-XXXXXXX-XX

Apellido Nombre / Razón Social Razón Social del vendedor

Fecha factura 22/10/15

Factura Nº 22-121231321

 Le recordamos que debe guardar los rótulos

Agregar

Especie	Variedad	Cantidad en Kg	Rinde Esperado Kg/ha	Origen	Fecha Factura	Vendedor	Núm. Factura	Eliminar Semilla
No se encuentran Semillas cargadas								

[Ir a Principal](#)

[Ir a Establecimiento](#)

[Volver](#)

Farm saved seed

ACTIVIDAD

Información sobre semilla *

AGRICULTURA

Campaña 2015

Especie

Variedad

Cantidad en KG

Rinde Esperado
Kg/ha

SOJA

HOOD

1500.0

40.0

Fiscalizada Adquirida

Uso Propio

DECLARO QUE NO POSEO LA FACTURA POR TENER FECHA DE MAS DE DIEZ AÑOS

Cult. Vendedor

Apellido Nombre / Razón
Social

Fecha factura

Factura Nº

 Le recordamos que debe guardar los rótulos

Agregar

Sworn statement

ESTABLECIMIENTOS REGISTRADOS - SENASA RENSPA

 Sr. Productor, en caso de no poder ver sus establecimientos por favor dirijase a SENASA para regularizar su situación en RENSPA

Renspa	Establecimiento	Organismo	Ver más	Agregar lote
03.026.1.13385/01	Nombre establecimiento	SENASA	<input type="button" value="Ver"/>	<input type="button" value="Agregar"/>

Once the above requirements are met INASE delivers to the farmer :



certificate of farm saved seed

SOYBEAN

WHEAT

RULE 207/2016

BACKGROUND RULE 187/2015

The product of the harvested material is one of the most appropriate vehicles for genetic verification of the seed used that gave rise to it.

Campaign 2015/16 of harvested soybean, there will be taken from farmer or seed multiplier grain samples at the first point of delivery which may be required by the NATIONAL INSTITUTE OF SEEDS

The National Institute of Seeds has an agreement with the Buenos Aires Grain exchange to analyze samples and determine if seeds have a patented gene or not.

Infringements to the rule 207 will have a punishment according to the National seeds law.

Thanks for your attention

María Laura Villamayor
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Argentina
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