

Application procedure from foreign countries and submission of plant material

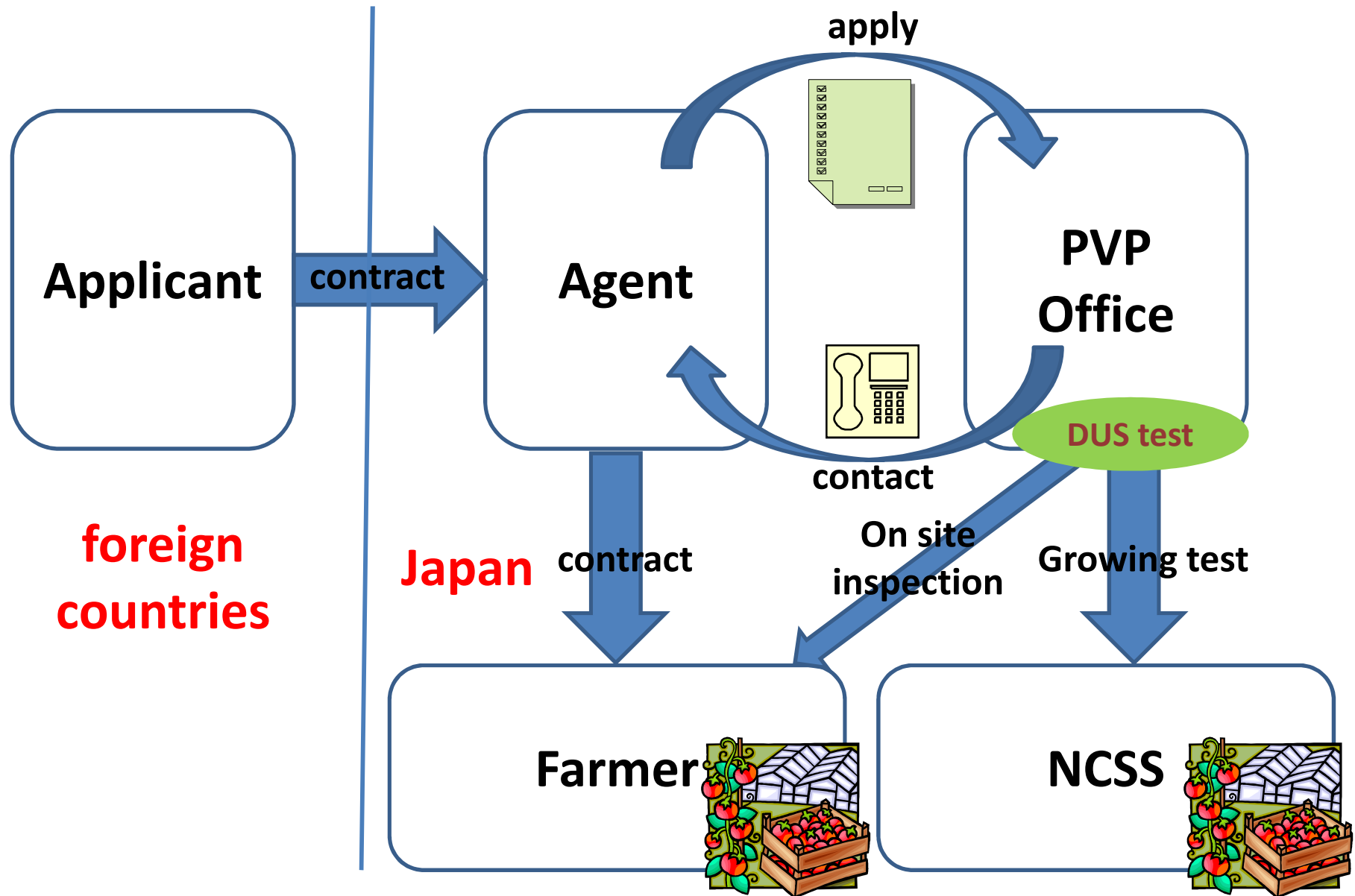
Symposium on
Plant Variety Protection

3 Sept, 2015, Seoul

PVP office, MAFF, Japan



General procedure from foreign countries



Application form

Japanese application form (see <http://www.hinsyu.maff.go.jp/info/yousiki/gansyo/yousiki01.pdf>) is based on the UPOV Model (see http://www.upov.int/edocs/tgpdocs/en/tgp_5_section_2.pdf).

But

Japanese language ONLY

This is a Japanese application form for plant breeders' rights. It features a header with the title '品種登録' (Plant Breeders' Rights) and a box for the applicant's name and address. The form includes various fields for personal information, contact details, and a section for the applicant's declaration. The text is in Japanese, and there are some handwritten marks and stamps on the form.

This is the UPOV Model Form for the Application for Plant Breeders' Rights. It is a standardized form used internationally. The form includes a header with the title 'UPOV MODEL FORM FOR THE APPLICATION FOR PLANT BREEDERS' RIGHTS' and a note: 'NOTE: First consult the instructions'. The form is divided into several sections, each with a numbered heading and a set of questions or instructions. The sections include: (a) Applicant information (Name, Address, Telephone No., Fax No., E-mail address); (b) Representative information (Name, Address, Telephone No., Fax No., E-mail address); (c) Declaration of the applicant (The person(s) who bred or discovered and developed the variety is (are) the applicant(s)); (d) Declaration of the representative (The person(s) who bred or discovered and developed the variety is (are) the representative(s)); (e) Declaration of the breeder (The variety was bred or discovered by the person(s) who bred or discovered the variety). The form also includes a section for the applicant's signature and a section for the representative's signature. The form is in English and is used as a reference for the Japanese form.

Application form

Shunyu Inshi (revenue stamp)

Paste the Shunyu Inshi for 47,200 JP yen on the Application.

You can buy the Shunyu Inshi at the Japan post office.

別記
様式第一号 (第五条関係)



(ちょう付した収入印紙の額 47,200 円)

品 種 登 録 願

農林水産大臣 殿

Application form

Juridical person (Legal person)

When you enter a juridical person name, you must enter a name of the representative person of the juridical person too.

↵

フリガナ↵

氏名又は名称：

Phonetic transcription in kana:↵

Name:

印↵

Seal↵

↵

法人の場合には代表者氏名：↵

Name of the representative if the agent is a juridical person:↵

↵

Application form

Botanical name

There is a Japanese botanical name list (see <http://www.hinsyu.maff.go.jp/act/houritu/04-3-sekoukisoku-t2.pdf>) for PVP applications. In the case that the list has the category which the candidate variety belongs to, applicant should use the botanical name on the list.

別表第2 (第5条関係)

学名	和名
Abelia R. Br.	アベリア属
Abelmoschus esculentus (L.) Moench	オクラ種
Abies sachalinensis (F. Schmidt) Mast.	とどまつ種
Abutilon Mill.	アブチロン (いちび) 属
Acacia Mill.	アカシア属
Acacia baileyana F. Muell.	ぎんようアカシア種
Acacia cognata Domin	アカシア コグナータ種
Acalypha chamaedrifolia (Lam.) Müll. Arg.	アカリファ カメドリソフネリア種

Application form

Breeder

The “Breeder” must be physical person who bred the candidate variety originally.

5. 出願品種の育成者

5. Breeder of the candidate variety

(1) 本品種を育成した者は、

出願者と同一である（育成者の氏名を記載する必要はない。）。

出願者と異なる。

(1) The breeder of the candidate variety is;

the applicant. (In this case, there is no need to provide the name of the breeder below.)

different from the applicant.

フリガナ

氏 名 :

(ローマ字表記) :

Application form

Evidence

In the case of

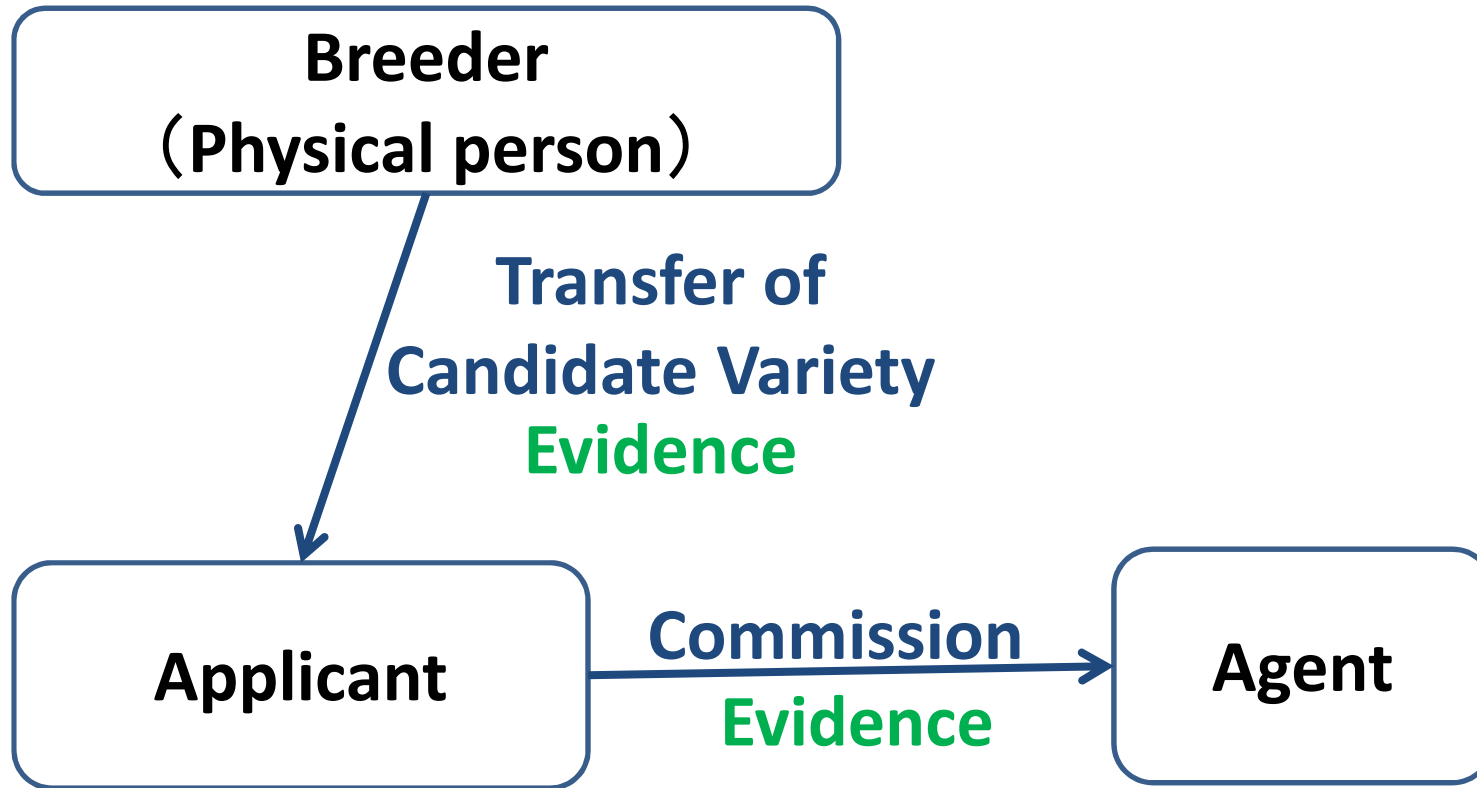
- the applicant is different from the breeder
- the agent carries out the procedure
- the applicant is legal person in foreign countries etc.,

Applicant must submit

- the original evidence, or the copy which is certified real by a notary
- the Japanese translation of the evidence.

Application form

Evidence (example figure)



**Nationality, Residence or
Registered office etc.**

Evidence (foreign country only)

Application form

The place for the on-site inspection

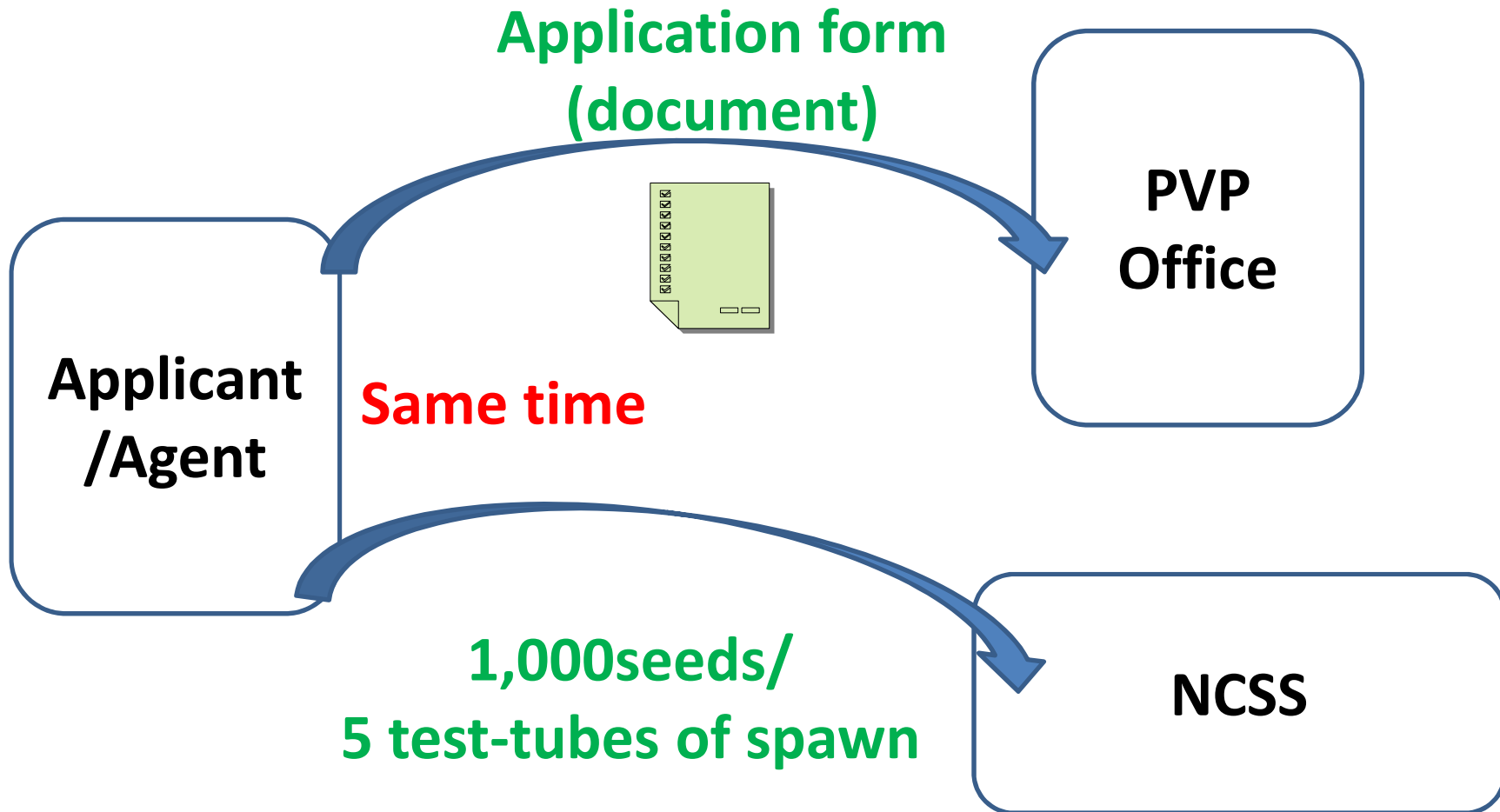
Applicant/Agent should keep the place for the on-site inspection in Japan and enter the information to the application form.

Domestic Contact Information

Applicant/Agent must provide a Japanese postal address and phone number for receiving the official mail and contact (official order, Certificate of registration etc.).

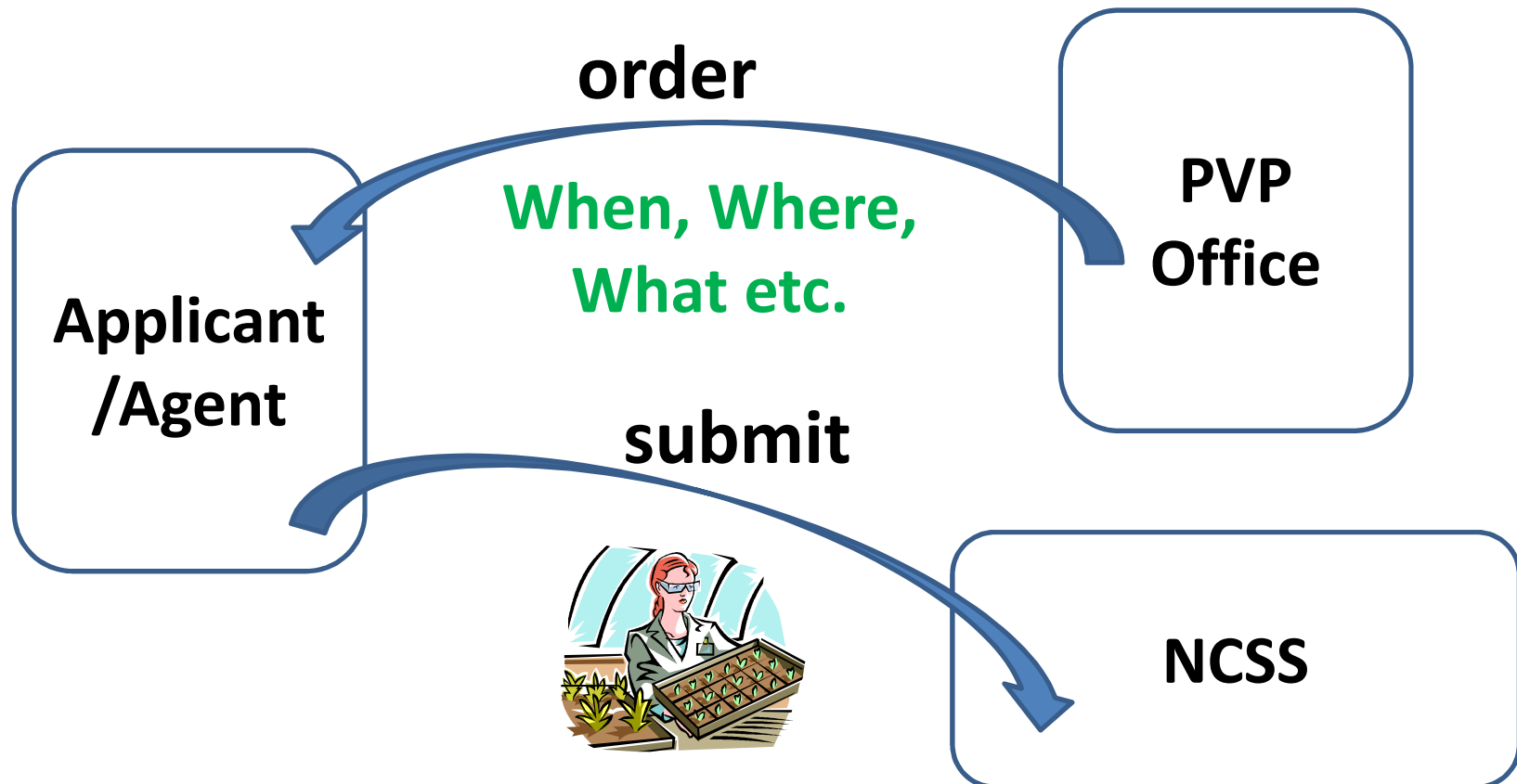
Submission of Plant Material for Application

Seed/Spawn only

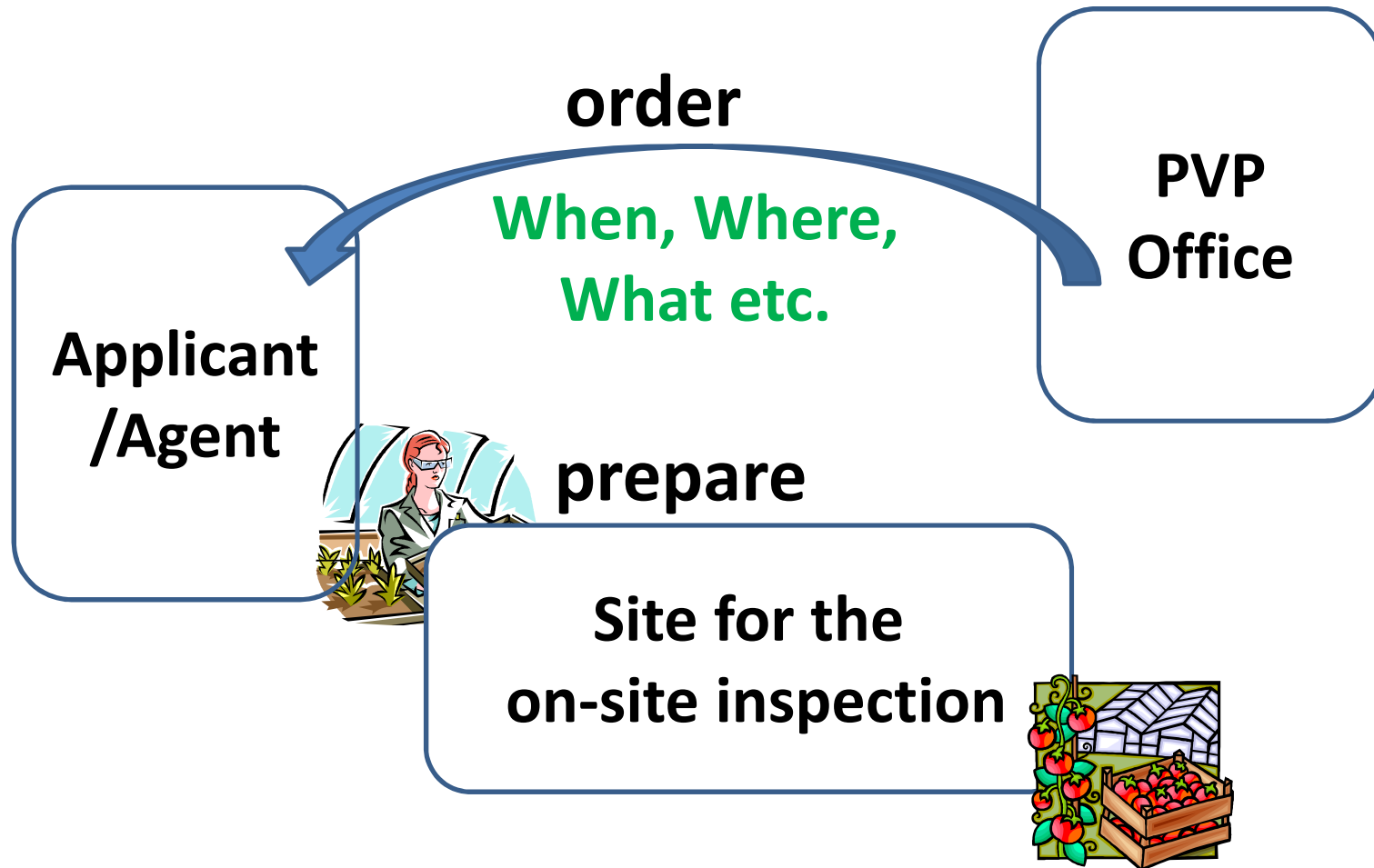


Submission of Plant Material for Growing Trial

Vegetatively propagated variety
(seedling, bulb, tuber etc.)



Submission of Plant Material for Breeder's Test



Statistical Data

	2012	2013	2014	2015 (30 June)
Number of Applications	1110	1054	1018	462
Number of Applications From foreign country	366	326	371	173

Ratio of DUS Examination Method

2008~2014

Examination method	Total Application	Application from foreign countries
Growing Test	67.8%	82.1%
On-site inspection	28.4%	17.4%
Document	3.8%	0.4%

Thank you for your attention.

끝까지 경청해 주셔서 감사합니다.

