

A decorative graphic on the right side of the slide features several overlapping white shapes, including circles and elongated ovals, each containing a close-up photograph of a tulip flower. The tulips have yellow petals with prominent red or pink streaks. The background of the flowers is a clear blue sky with some light clouds. The overall composition is modern and clean.

Topic 4

The importance of development
legislation in accordance with the
UPOV Convention



MISSION STATEMENT

To provide and promote
an effective system of plant variety protection, with the aim of
encouraging the development of new varieties of plants,
for the benefit of society

Members

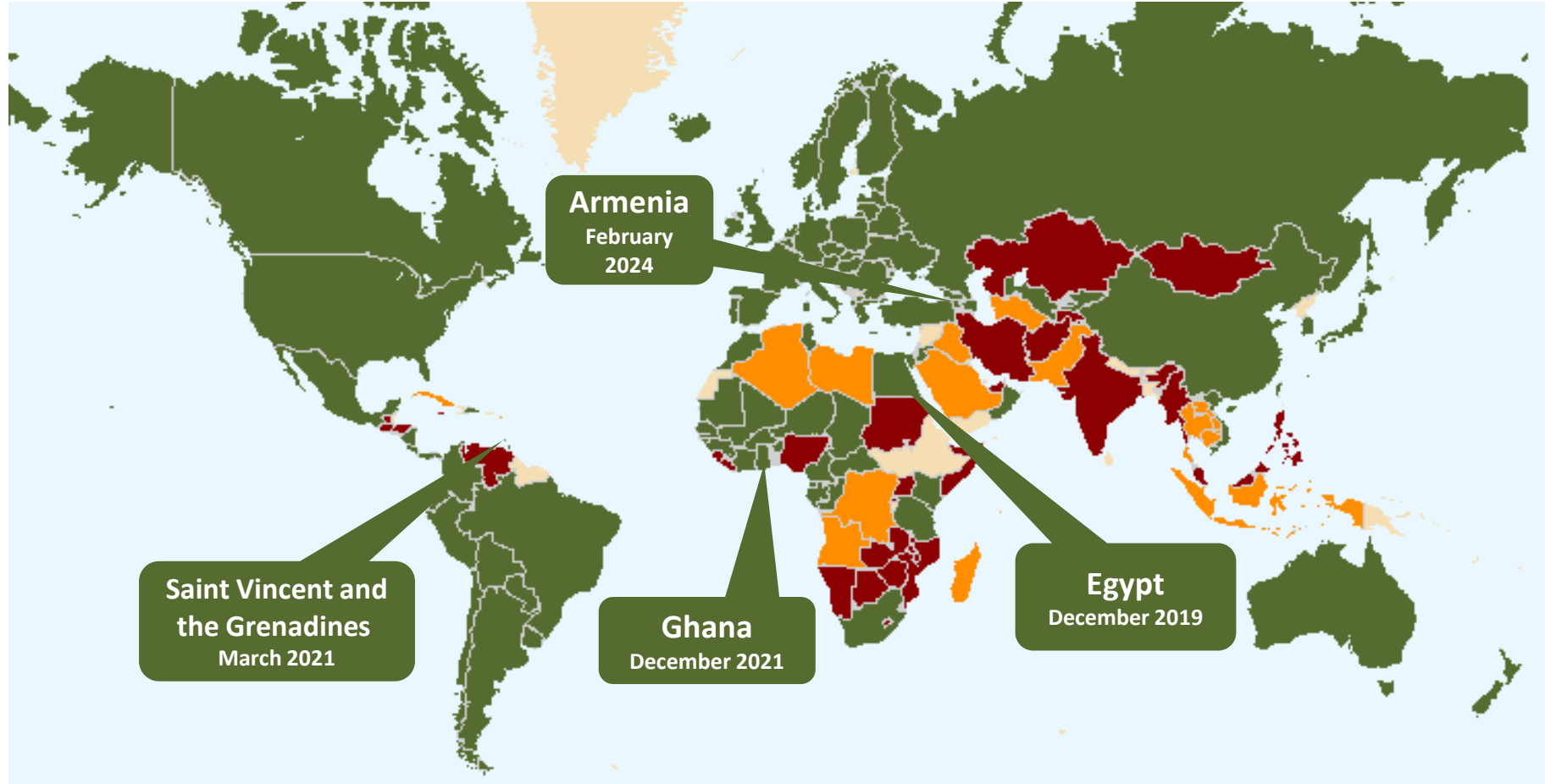
79 members of UPOV (covering 98 states)

- 77 countries
- 2 intergovernmental organisations
 - Organisation Africaine de la Propriété Intellectuelle (OAPI)
 - European Union (EU)

UPOV STATUS

February 2, 2024

Recent UPOV members Egypt, Ghana, Saint Vincent and the Grenadines and Armenia



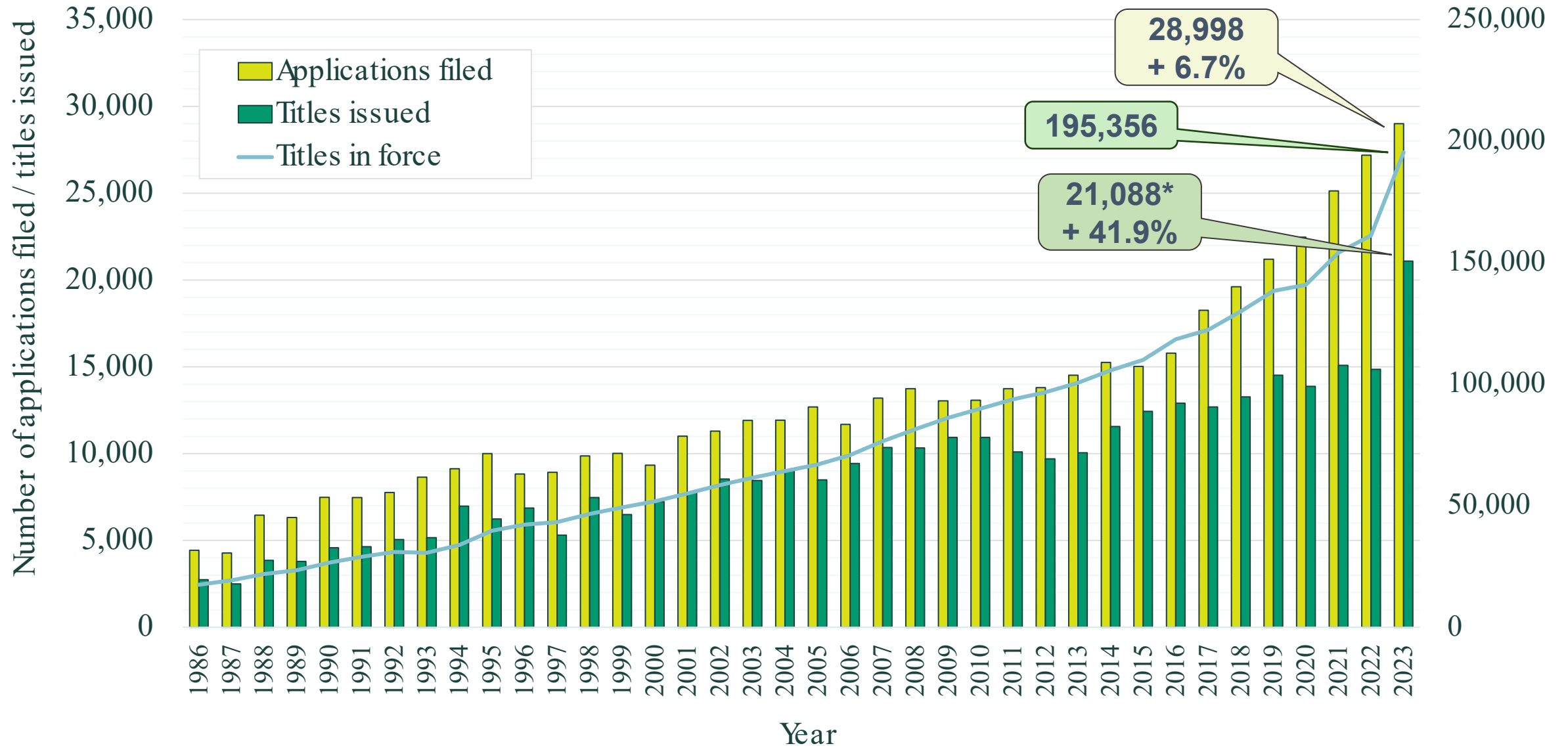
The boundaries shown on this map do not imply the expression of any opinion whatsoever on the part of UPOV concerning the legal status of any country or territory

- Members of UPOV (79) (covering 98 States)
- Initiating States (18) and Organization (1)
- States (24) and Organization (1) in contact with the UPOV Office

**Accession of Ghana to
the UPOV Convention
on December 3, 2021**



Total applications filed, titles issued and titles in force



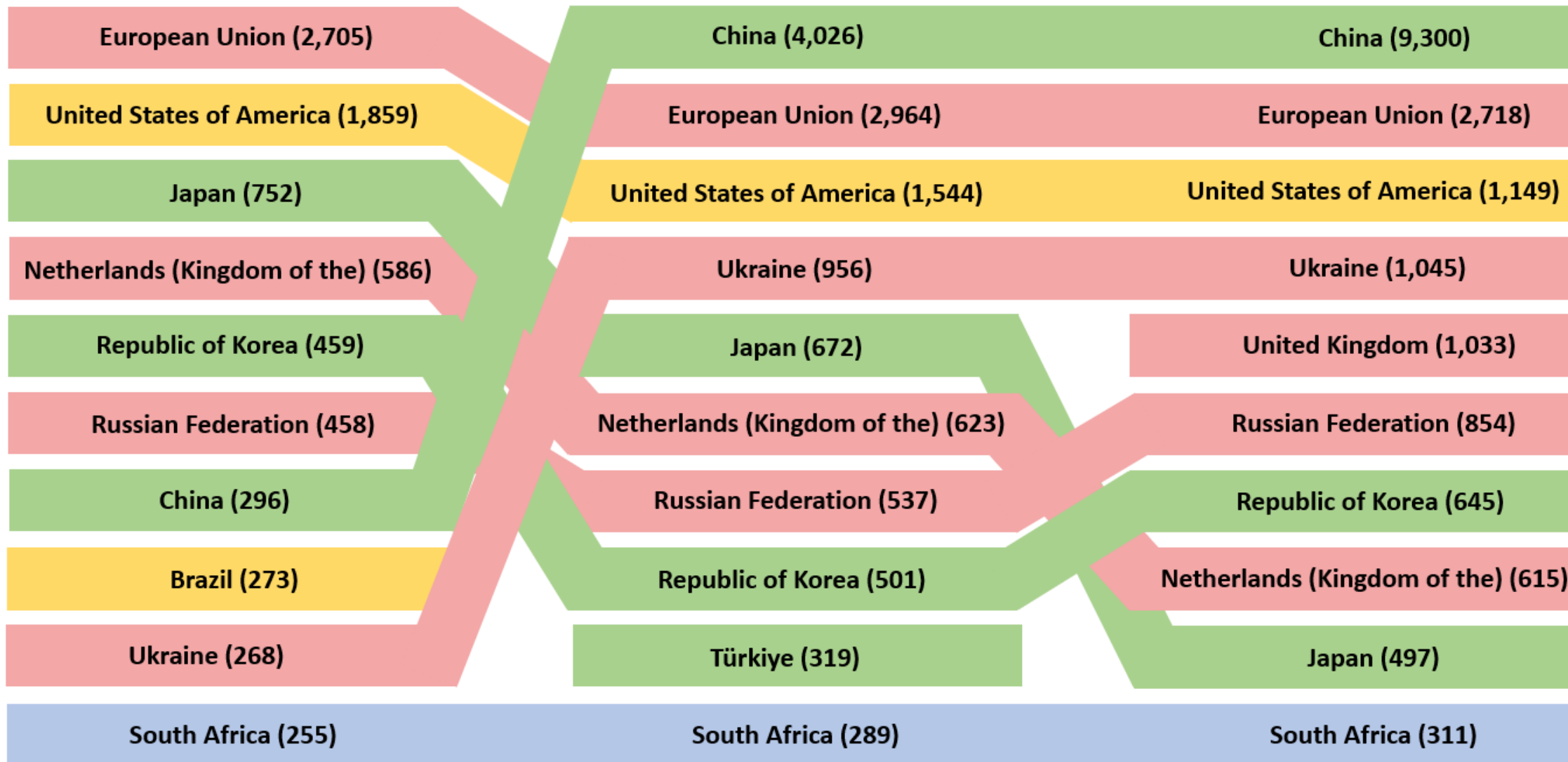
*GB also issued another 21,805 plant variety titles in 2023 related to plant variety rights transferred from the EU, as part of the withdrawal agreement.

Top 10 UPOV members by number of plant variety protection titles issued

2013

2022

2023



■ Africa
 ■ Americas
 ■ Asia
 ■ Europe
 ■ Oceania

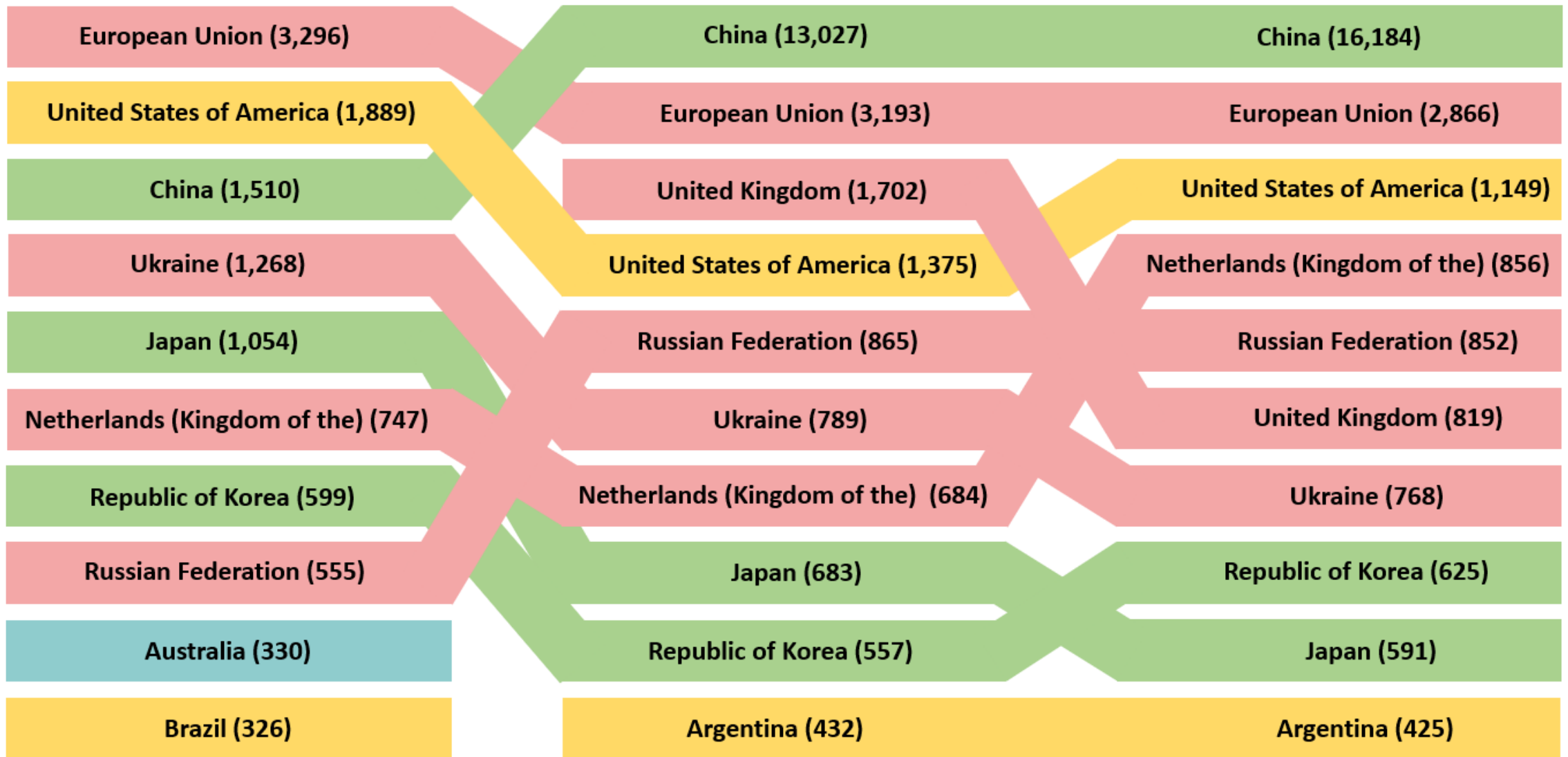


Top 10: UPOV members by number of plant variety applications filed

2013

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■ Africa
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Becoming a UPOV member

Requirements

- Have a law which conforms with the UPOV Convention (1991 Act)
- Be a
 - State
 - Intergovernmental organization (under certain conditions)

UPOV membership process

- **Policy decision** to draft legislation in accordance with the 1991 Act of the UPOV Convention
- **Contact the Office of UPOV** for assistance provision of the Drafting Guidance Document INF/6 and consultations
- **Finalize the Draft Law** for its examination by the Council of UPOV
- **Ask advice** of the Council of UPOV
- If **advice positive** and **Law in force** deposit instrument of accession to become a UPOV member

UPOV membership process

- If **advice positive** and **Law in force** deposit instrument of accession to become a UPOV member
- If the wording of the law deviates from the UPOV Convention, there is **a risk** that the Council does not provide a positive advice.



Becoming a UPOV Member – Process

Deposit the instrument of accession

Requirements for the deposit:

- A declaration to become member
- Copy of the Law in force
- Declaration of units of contributions
- Declaration of plant genera and species covered (all or list)

The Office of UPOV will provide assistance and guidance on models for the effective deposit of the instrument

Becoming a UPOV Member – Process

Becomes UPOV member one month after depositing the instrument of accession

FINANCIAL ASPECTS

- Annual contribution
- Working Capital Fund (one time payment only)