



EUROPEAN COMMISSION
HEALTH AND FOOD SAFETY DIRECTORATE-GENERAL
Safety of the Food Chain
Director

Brussels,
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SUMMARY REPORT OF THE MEETING OF THE STANDING COMMITTEE ON COMMUNITY PLANT VARIETY RIGHTS

7 JULY 2016

SECTION B Draft presented for an opinion

B.1. Exchange of views and possible opinion of the Committee on a draft Commission Implementing Regulation amending Regulation (EC) No 874/2009 establishing implementing rules for the application of Council Regulation (EC) No 2100/94 as regards proceedings before the Community Plant Variety Office.

The Commission presented the text. A brief discussion took place. The Proceedings Regulation establishes rules to implement the procedures regarding Community Plant Variety Rights. The amendment of the existing legal text was necessary to increase the clarity of the procedure for applicants and to describe the procedures for cancellation and nullity of Community Plant Variety Rights. Another important amendment concerns the taking over of Distinctness, Uniformity, Stability (DUS) reports from third countries which are not part of UPOV, but parties to the Agreement on Trade-Related Aspects of Intellectual Property Rights ('TRIPS'). Moreover, an authority in a third country could now conduct the DUS test on behalf of the Community Plant Variety Office. There are relevant changes to the designation procedure of Examination Offices including the entrustment procedure. The submission of on-line applications through the 'MyCPVO' platform is promoted.

The text was voted without any changes.

Vote: Favourable opinion.