

Thomas, Bernadette - AMS

From: Alma Schoutsen <A.Schoutsen@enzazaden.nl>
Sent: Monday, July 30, 2012 6:32 AM
To: AMS - PVPOmail
Cc: Thomas, Bernadette - AMS; Dutmer, Katherine; Koper, Martin; t.vandervelden@enzasalinas.com; Zuijderhoudt, Elsa
Subject: reply| changes PVP application forms

Dear Sir, Madam,

After studying the proposal for new regulations to PVP forms and data collection, we herewith would like to comment as follows:

US PVP applications are time consuming, because of the extended information required by the US PVP office. It is often even necessary to conduct separate testing of a candidate variety (by our company or by Naktuinbouw) in order to obtain the necessary information. This is often difficult because there are many reference varieties, but not all of these are included in the US database.

In addition, the time it takes to test the candidate variety, presses on the deadline on the application date within the maximum of one year sales in the USA.

i) We would prefer it if the US PVP office could harmonize their guidelines with the UPOV guidelines.

If so possible, than the US PVP office could take over DUS reports from UPOV member states. In general that would save time and money.

No separate testing as mentioned earlier, is necessary and it will save time on the administrative completion of the forms.

One specific information required by the US PVP application, is the full pedigree of the candidate variety.

ii) We doubt if this is necessary to distinguish distinctness. To assess distinctness you need a comparing (resembling) variety. A DUS report will describe the assessment of distinctness.

iii) In addition to these comments, we hereby inform you that we support the comments you will receive from the legal advisors at PLANTUM (NL).

iv) In regards to the administrative completion of the forms, we would prefer it if the US PVP office could offer the application forms, preferably as WORD documents; otherwise as PDF documents.

We hope that the US PVP office will take notice of these and all other comments in regards to the proposed changes, so that it is able to develop a internationally harmonized PVP system, which will be an advantage for all parties involved.

Wishing you success and looking forward to the results, we remain with sincere best regards,
Enza Zaden Beheer B.V.

Mrs. Alma Schoutsen



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