
STATUTORY INSTRUMENTS

1996 No. 1811

PLANT BREEDERS' RIGHTS

**The Plant Breeders' Rights (Applications
in Designated Countries) Order 1996**

Made - - - - *9th July 1996*

Coming into force - - *1st August 1996*

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland, the Secretary of State for Wales and the Secretary of State for Northern Ireland, acting jointly, in exercise of the powers conferred by paragraph 2(7) of Part I of Schedule 2 to the Plant Varieties and Seeds Act 1964⁽¹⁾, as extended to Northern Ireland⁽²⁾ and now vested in them⁽³⁾ and the said Minister and the Secretary of State, acting jointly, in exercise of the said powers as extended to the Isle of Man⁽⁴⁾ and of all other powers enabling them in that behalf, hereby make the following order:

Title and commencement

1. This Order may be cited as the Plant Breeders' Rights (Applications in Designated Countries) Order 1996 and shall come into force on 1st August 1996.

Revocation

2. The Plant Breeders' Rights (Applications in Designated Countries) Order 1982⁽⁵⁾ and the Plant Breeders' Rights (Applications in Designated Countries) (Variation) Order 1985⁽⁶⁾ are hereby revoked.

Designated countries

3. The following countries are hereby designated as countries to which paragraph 2 of Part I of Schedule 2 to the Plant Varieties and Seeds Act 1964 applies—

Argentina

Australia

(1) 1964 c. 14; See section 38(1) (as amended by S.I.1978/272 and as read with section 39(3)(a)(ii) for the definition of "the Ministers".

(2) S.I. 1964/1574.

(3) In the case of the Secretary of State for Wales, by virtue of S.I. 1978/272.

(4) S.I. 1969/1829.

(5) S.I. 1982/1094.

(6) S.I. 1985/1098.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Austria
Belgium
Canada
Chile
Denmark
Finland
France
Hungary
Israel
Italy
Japan
New Zealand
Norway
Poland
Portugal
Slovakia
South Africa
Spain
Sweden
Switzerland
the Czech Republic
the Federal Republic of Germany
the Netherlands
the Republic of Ireland
the United States of America
Ukraine
Uruguay

9th July 1996

Tim Boswell
Parliamentary Secretary, Ministry of Agriculture,
Fisheries and Food

1st July 1996

Lindsay
Parliamentary Under Secretary of State, Scottish
Office

Signed by authority of the Secretary of State for Wales

27th June 1996

Jonathan Evans
Parliamentary Under Secretary of State, Welsh
Office

8th July 1996

Patrick Mayhew
Secretary of State for Northern Ireland

1st July 1996

Blatch
Minister of State, Home Office

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EXPLANATORY NOTE

(This note is not part of the Order)

Paragraph 2 of Part I of Schedule 2 to the Plant Varieties and Seeds Act 1964 enables an application for a grant of plant breeders' rights, made in a country to which that paragraph applies, to be treated as if made in the United Kingdom and the Isle of Man for the purpose of establishing priority between applicants for rights in a variety. This Order revokes and consolidates the Plant Breeders' Rights (Applications in Designated Countries) Order 1982 and the Plant Breeders' Rights (Applications in Designated Countries) (Variation) Order 1985, and adds Argentina, Australia, Austria, Canada, Chile, the Czech Republic, Finland, Norway, Poland, Portugal, Slovakia, Ukraine and Uruguay to the list of countries designated for the purposes of that paragraph.