

Voluntary Report – Voluntary - Public Distribution

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Report Name: Plant Variety Protection Office Clarifies Sexual Propagation Material Submission Requirements

Country: China - People's Republic of

Post: Beijing

Report Category: Planting Seeds

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Report Highlights:

On April 10, the Ministry of Agriculture and Rural Affairs (MARA) Plant Variety Protection Office published a notice “Further Clarifying the Submission Requirements for Sexual Propagation Materials,” related to plant variety rights. The notice provides detailed requirements related to sexual propagating material submissions seeking plant variety rights in the People’s Republic of China.

Summary

On April 10, MARA's Plant Variety Protection Office published a notice on [Further Clarifying the Submission Requirements for Sexual Propagation Materials](#) (link in Chinese). According to the Notice, nearly one-fifth of the sexual propagation materials submitted each year are not qualified and this has slowed progress for variety authorizations. The Notice enumerates the requirements for sexual propagating material application submissions for plant variety rights.

This report provides an UNOFFICIAL translation of the Notice.

BEGIN TRANSLATION

Notice of the Plant Variety Protection Office of the Ministry of Agriculture and Rural Affairs on Further Clarifying the Submission Requirements for Sexual Propagation Materials

All applicants for plant variety rights:

Propagation materials are the core basis for protecting the legitimate rights and interests of breeding organizations or individuals. In recent years, the number of applications for the protection of new plant varieties in China has increased significantly, reaching 11,199 in 2022. However, at the same time, nearly one-fifth of the sexual propagation materials submitted each year are not qualified which has seriously affected the progress of variety authorization and work efficiency. In order to further improve the submission and preservation of sexual propagation materials for the protection of new agricultural plant varieties, the submission requirements for sexual propagation materials are hereby notified as follows:

1. The applicant shall submit the propagation materials in accordance with the requirements on the quantity, quality, clearness, and moisture content of the seeds in the "Notice of Acceptance of Application for Variety Rights" and shall be responsible for the authenticity of the propagation materials.
2. Before sending the propagating materials, the applicant should check and verify the contents of the "Self-Inspection List for Submitting Sexual Propagating Materials for the Protection of New Agricultural Plant Varieties" (Appendix 1) item by item, sign and seal the list and mail it together with the package.
3. The applicant should divide the propagation materials of each variety into 3 small bags on average, and put a label in each small bag, and then put it into a large nylon mesh bag, and attach the " Notice of Acceptance of Application for Variety Rights " to the big bag. The label must be printed through the variety right application system, and the content cannot be changed, added, or subtracted at will. The packaging should be strong to avoid damage and confusion.
4. When the applicant mails the propagation materials, one variety should be mailed in one package, and the crop type must be indicated on the outside of the package. If mailing more than two varieties at the same time, each variety should be packaged and mailed separately.

5. The mailing information (Appendix 2) must be attached to the package, and the contact person, mobile phone number, and mailing address must be clearly indicated.

6. If there is any damage to the package, lack of “Notice of Acceptance of Application for Variety Rights,” lack of “Self-Inspection List for Submitting Sexual Propagation Materials for the Protection of New Agricultural Plants Varieties,” lack of labels, insufficient weight, repeated submissions, moldy, moth-eaten, coated, drug-treated, etc., are considered unqualified, and the seeds will be sent back paid on delivery with the reason for the return; for seeds with unqualified germination rate, within two months since the “Notice of Non-Acceptance” is delivered online, the seeds will be sent back paid on delivery.

If the applicant fails to submit the propagation materials as required, it shall be deemed to have withdrawn the application.

Appendix 1. Self-inspection list for submission of sexual propagation materials for protection of new varieties of agricultural plants

Appendix 2. Information strips for the mailing of sexual propagation materials for the protection of new varieties of agricultural plants

Appendix 1. Self-inspection list for submission of sexual propagation materials for protection of new varieties of agricultural plants

No	Inspection Content	Eligible “√”
Basic Information		
1	The “Notice of Acceptance of Variety Rights” and the “Self-inspection List for Submitting Sexual Propagation Materials for the Protection of New Agricultural Plant Varieties” are attached	
2	The label is printed through the variety rights application system, and the content has not been deleted or added at will	
3	The seed samples have been divided into 3 small bags and put into large bags, and the labels printed by the application system are placed in the small bags.	
4	Only put one variety in one package	
5	The type of crop has been indicated on the outside of the package, and a mailing information slip has been attached to the package.	
Seed Quality		
6	The weight of the seed sample meets the requirements	
7	Seed samples are not moldy, moth-eaten, coated, or drug-treated	
8	Seed germination rate meets the requirements	
9	Ways to break seed dormancy:	
<p align="center">Commitment</p> <p>I will pay attention to the processing status of the propagation materials in the variety right application system in a timely manner. The above information is all true information, and there is no concealment or omission. If there is any falsehood, I will bear the corresponding responsibility and consequences.</p> <p align="right">Signature:</p> <p align="right">Date</p>		

Appendix 2 Information strips for the mailing of sexual propagation materials for the protection of new varieties of agricultural plants

Contact person:
Cellphone number:
Mailing address:

Note: Please be sure to fill in it accurately and place it in the package

END TRANSLATION

Attachments:

No Attachments.