

PROTECTION OF PLANT VARIETIES AND FARMERS' RIGHTS (USE OF
DENOMINATION OF REGISTERED VARIETY) RULES, 2012.

REGD. NO. D. L.,-33004199 Che Gazette of •tidia 642] 6421 FXIRAORDNARY PART 11—Section (i) PUBUSHED BY AUTHORITY 18, 27, 1934 NEW DELHI, TUESDAY, DECEMBER 18, 2012/AGRAHAYANA 27, 1934 17 2012 2001 (2001 \$3) 96 (2) (64) 68 (1) t, 2012 t I (i) 2001 (2001 53) ; (ii) t, (2) 68 (2) (3) 4671 GI/2012 (I) 2 THE GAnTTE OF INDIA : EXTRAORDINARY [PART 11—SEC. 3(i)] 1-4/2009-g«.z'r. v] MINISTRY OF (Department of Agriculture and Cooperation) NOI'FEATION New Delhi, the 17th December, 2012 GS.R. 903(E).—In exercise of the powers conferred by sub- section (1) of Section 68rad widt clause (Lxiv) of sub-section (2) of Section 96 of the Protection of Plant Varieties and Farmers Rights Act, 2001 (53 of 2001), the Cerml Government hereby makes the following rules, namely:- 1. Short tide and) These rules may be called the Protection of Plant Varieties and Farmers' Rights (Use of Denomination of Registered Variety) Rules, 2012 (2) They shall come into force on the date oftheir publication in the official Gazette

2. Dennitions.—In these rules, unies the context otherwise requires, (i) "Act" means the Protection of Plant Varieties and Famerst Rights Act, 2001 (53 of 2001) (ii) All other words and expressions used in these rules but not defined, Shal! have the same meaning respec- tively assi&led to them in the Act* 3. Use of denomination.—The use ofa denomination in relation to a variety registerd shall be consüed as a reference to the use of printed or other visual representation of the denomination

4. Indication of details of registration.—The package or any other container, containing the seeds of a variety registered under the Act shall indicate the denomination and details of registration obtained under the Act. S. Use of the denomination in relation to a registered variety.—The use ofa denomination in relation to a variety registered shall be consüed as a reference to the use ofthe denomination upon, or in any physical or in any Odier relation whatsoever, to such variety

6. Manner ot using the denomination in the container.—(1) The denomination shall appear on each container of seed in a conspicuous place on the container in which the seed is packed and on every od)er covering in which that container is packed and shall be clear and legible, (2) The application of a denomination of a registered variety within the meaning of sub-section (2) and (3) of Section 68 of the Act shall also be consm:ed as a use of denomination

7. Use of denomination by registered agent or registered licensee.—The use ofa denomination by registered agent or registered licensee shall be conmed as use of denomination, where— (a) the said registered agent or legistered licensee is connected in the course of the (b) in respect of which variety the denomination remains registered for æ time being; (c) he is registered as licensee or registered agent under the provisions of the Act; (d) he complies with the conditions and limitations to which the registration of a registered licensee or registered agent is subject

8. Use in India and use for export) Use ofa denomination ofa variety shall be const•ued as use in India (2) Applying a denomination in India to a variety to be exported from India shall constitute use of the denomination [F.No, 14D012.SD. V] Dr. ATANU PURKAYASTHA, Jt. secy. Printed by the Manager, Government of India Press, Ring Road. Mayapuri, New Delhi-110064