



**AFRICAN REGIONAL INTELLECTUAL PROPERTY  
ORGANIZATION (ARIPO)**

**FORM PVP 1:**

**ARUSHA PROTOCOL**

**APPLICATION FOR A GRANT OF PLANT BREEDER'S RIGHT(S) {r.(3)}**

**PART I**

(Notes to be read before completing the form. Section A and B should be completed by all applicants from ARIPO member states, while Section C should be completed by applicants from non ARIPO members.)

- 1) This form should be completed by a person or organization applying for a grant of plant breeder's right under Article 12 of the Arusha Protocol for the Protection of New Varieties, 2015.
- 2) Where the application is by the successor in title to the breeder, it shall be accompanied by:-
  - a) The original or a certified copy of the deed of assignment; or
  - b) The original or certified copy of the certificate of the grant of probate, letters of administration; or
  - c) Such other documentary evidence as is in the opinion of the ARIPO Office sufficient to establish the title of the applicant-
- 3) If the applicant is a partnership firm, the application must be signed by all partners or by one partner on behalf of the firm.
- 4) If the applicant is a body corporate, a society or another similar organization, the application must be signed by the secretary or other principal officer or by its authorized agent.
- 5) The application shall be processed subject to: -
  - a) Provision of all necessary information, records and materials required by the ARIPO Office under the Arusha Protocol for the Protection of New Varieties, 2015; and
  - b) Payment of the application fee prescribed in these Regulations.
- 6) An applicant who wishes to apply for a provisional protection at the ARIPO Office under the Arusha Protocol for the Protection of New Varieties, 2015, shall also complete the Form.
- 7) Where the variety concerned represents a genetically modified organism, the ARIPO Office may require the applicant to transmit a copy of the written attestation of the responsible authorities stating that a technical examination of the variety does not pose risks to the environment.

**PART II** (To be completed by the Applicant)

**APPLICATION FOR A GRANT OF PLANT BREEDER'S RIGHT(S)**

Application no: \_\_\_\_\_ Date of submission: \_\_\_\_\_

National Authority where submitted: \_\_\_\_\_

**1. Particulars of Applicant**

A. I/We \_\_\_\_\_

(Full names of applicant)

of \_\_\_\_\_

(Address)

\_\_\_\_\_

(Telephone number) (Fax number)

Email \_\_\_\_\_ apply for a grant of plant breeder's right(s) in the plant variety specified in Section B.

**B. Details of Plant Variety**

1. Species or group of plant varieties to which plant variety belongs: .....

2. Name or proposed name for variety .....

3. Country in which the variety was bred or discovered and developed.....

4. Name of breeder or discoverer and developer .....

5. Have plants of the variety or any material forming part of, or derived from them been sold?

YES/NO: \_\_\_\_\_.

6. If YES, give the following particulars:

i) Country of sale \_\_\_\_\_

ii) Is the sale in ARIPO or non-ARIPO member \_\_\_\_\_

iii) Date of first sale or offer for sale \_\_\_\_\_

iv) Terms or conditions of sale \_\_\_\_\_

v) Has the breeder or discoverer and developer consented to sale? \_\_\_\_\_ (YES/NO)

7. Does the application contain any confidential information? \_\_\_\_\_ (YES/NO)

If YES indicate which \_\_\_\_\_

**C. To be completed by applicants from outside ARIPO member States**

i) Country of origin \_\_\_\_\_

ii) Variety name or designation \_\_\_\_\_

iii) Has any application for similar rights been lodged in any other country? \_\_\_\_\_ (YES/NO)

iv) If so, give details: \_\_\_\_\_

v) Do you claim priority in respect of an application lodged in another country within the last 12 months?  
\_\_\_\_\_ (YES/NO)

vi) If so, give details of such applications: \_\_\_\_\_

**DECLARATION**

I/We declare that I/We have read and understood the conditions specified in Part 1 and undertake to abide by them as required and confirm that the information given in this application is correct to the best of my/our knowledge and belief.

\_\_\_\_\_

(Signature of Applicant)

**FOR OFFICIAL USE ONLY**

Remarks by National Authority of (country): \_\_\_\_\_

Variety verified that it contains the minimum information specified in the regulations

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**Remarks by ARIPO Office**

Variety approved for plant variety protection

Variety rejected for plant variety protection

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_