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## INTERNATIONAL UNION FOR THE PROTECTION OF NEW VARIETIES OF PLANTS

GENEVA

## COUNCIL

## Twenty-seventh Ordinary Session

Geneva, October 29, 1993

## RECORD OF THE DECISIONS ADOPTED IN THE SESSION

Document adopted by the CouncilIntroduction

1. The Council of the International Union for the Protection of New Varieties of Plants (UPOV) held its twenty-seventh ordinary session in Geneva on October 29, 1993, under the chairmanship of Mr. Ricardo López de Haro y Wood (Spain).
2. The Council took the decisions recorded below, under each relevant agenda item.
3. The draft report on the session will be submitted to the next session of the Council for adoption.

Adoption of the Report on the Twenty-sixth Ordinary Session

4. The Council adopted the report as given in document C/26/15 Prov.

Report by the President on the Work of the Forty-sixth and Forty-seventh Sessions of the Consultative Committee; Adoption of Recommendations, if any, Prepared by that Committee

5. The Council decided that the texts in the Chinese language of the 1978 and 1991 Acts of the Convention to be established by the Office of the Union in cooperation with the Chinese authorities would be official texts of those Acts.

6. The Council:

(i) approved the preparation of a prototype CD-ROM in the framework of the possible establishment of a UPOV central computerized data base on plant variety protection and related matters, on the conditions specified by the Consultative Committee, and

(ii) approved the proposal that the cost of the development of the prototype should be met by transferring up to 100,000 Swiss francs from the reserve fund, provided that the ad hoc Working Group which was in charge of establishing the format for the communication of data would report to the Consultative Committee if its discussions revealed any difficulty which suggested that the decision to invest in the prototype or to develop the final product ought to be reconsidered because of the unexpected difficulty.

**Report by the Secretary-General on the Activities of the Union in 1992; Supplementary Report on Activities During the First Nine Months of 1993**

7. The Council approved the report by the Secretary-General on the activities of the Union in 1992 given in document C/27/2.

**Progress of the Work of the Administrative and Legal Committee**

8. The Council adopted the revised Declaration on the Conditions for the Examination of a Variety Based Upon Trials Carried out by or on Behalf of the Breeder reproduced in the Annex to document C/27/9.

9. The Council adopted the revised UPOV Model Administrative Agreement for International Cooperation in the Testing of Varieties reproduced in the Annex to document C/27/9 Add.

10. The Council endorsed the interpretation of Article 11 of the 1991 Act of the Convention given in paragraph 13 of document C/27/9.

**Progress of the Work of the Technical Committee, the Technical Working Parties and the Working Group on Biochemical and Molecular Techniques, and DNA-profiling in Particular**

11. The Council noted and approved the programs of work of the Technical Committee and the Working Parties as given in document C/27/10 and its addenda.

12. The Council noted with approval the suggestion that the documents of the Technical Committee should become available to any interested person.

**Examination and Approval of the Program and Budget of the Union for the 1994-95 Biennium**

13. The Council--with the abstention of the delegations of the Czech Republic, Denmark, Germany and Spain--adopted the program and budget of the Union for the 1994-95 biennium as given in document C/27/4, subject to the following amendments:

(i) The overall amount of the expenditure for the 1994-95 biennium was reduced by 25,500 Swiss francs to 4,949,500 Swiss francs, and

(ii) The amount of the contributions budgeted for the 1994-95 biennium was also reduced by 25,500 Swiss francs, to 4,855,500 Swiss francs, and the contribution unit was fixed at 49,668 Swiss francs for 1994 (i.e., 8.0% higher than the contribution unit for 1993) and at 53,641 Swiss francs for 1995 (i.e., 8.0% higher than the contribution unit for 1994).

14. The decisions on the calendar of meetings in 1994 allowed a reduction of the overall amount of the expenditure for the 1994-95 biennium by 25,000 Swiss francs. Annex I contains a revised summary table of budget and comparisons. The resulting contributions of member States for 1994 and 1995 are shown in Annex II.

#### **Examination and Approval of the Plan for the Medium-term 1996-1999**

15. This agenda item called for no decision as such.

#### **Designation of Auditor**

16. The Council renewed the designation of Switzerland as auditor of the accounts of UPOV up to and including the year 1997 and thanked the Swiss authorities for their contribution to the working of the Union.

#### **Calendar of Meetings in 1994**

17. The Council established the calendar of meetings in 1994 as reproduced in Annex III to this document.

18. In conjunction with the decision to cancel the symposium that was proposed to be held in principle in 1994 on the subject of the protection of animal breeds, the Council also cancelled the mandate given previously to the Office of the Union to prepare a study on this subject.

#### **Election of New Chairmen**

19. The Council elected, in each case for a term of three years ending with the thirtieth ordinary session of the Council, in 1996:

(i) Mr. Huib Ghijsen (Netherlands) Chairman of the Technical Working Party for Agricultural Crops;

(ii) Mr. Sylvain Grégoire (France) Chairman of the Technical Working Party on Automation and Computer Programs;

(iii) Mrs. Elise Buitendag (South Africa) Chairman of the Technical Working Party for Fruit Crops;

(iv) Mrs. Ulrike Löscher (Germany) Chairman of the Technical Working Party for Ornamental Plants and Forest Trees;

(v) Mrs. Elisabeth Kristof (Hungary) Chairman of the Technical Working Party for Vegetables;

(vi) Mr. Joël Guiard (France) Chairman of the Working Group on Biochemical and Molecular Techniques, and DNA-profiling in Particular.

**Situation in the Legislative, Administrative and Technical Fields**

20. This agenda item called for no decision as such.

21. This record was adopted by the Council at the close of its session.

[Three annexes follow]

CHAPTER I - SUMMARY OF BUDGET AND COMPARISONS  
(expressed in thousands of francs)

1990-91 Actual	1992-93 Budget		Approved 1994-95 Budget
3,699	4,001	INCOME	
		Contributions	4,855.5
		Other Income	
16	25	- Publications	5
259	170	- Miscellaneous	89
3,974	4,196		4,949.5
=====	=====		=====
		EXPENDITURE	
2,227	2,591	UV.10 <u>Staff Expenses</u>	2,975
		<u>Travel on Official Business</u>	
		- Missions [Staff]	
		UV.04 - Technical Working Parties 48	
		UV.09 - Contacts with Governments and Organizations 120	
161	154	- Sub-total	168
		- Third Party Travel [non-staff]	
		UV.01 - Council: Symposium speakers 15	
106	108	- Sub-total	15
		<u>Contractual Services</u>	
		- Conferences	
		UV.01 - Council 29	
		UV.02 - Consultative Committee 14	
		UV.03 - Technical Committee 31	
		UV.05 - Administrative and Legal Committee 31	
		UV.07 - Meeting with International Organizations 7	
274	139	- Sub-total	112
89	118	UV.08 - Printing: Information and Documentation	128
		- Other	
		UV.08 - Information and Documentation 63	
48	65	UV.11 - Program Support Expenses 8	
		- Sub-total	71
104	114	UV.11 <u>General Operating Expenses: Rental of Premises</u>	127
3	7	UV.11 <u>Supplies and Materials</u>	8
4	13	UV.11 <u>Acquisition of Furniture and Equipment</u>	14
6	34	UV.11 <u>Other Expenses</u>	35.5
3,072	3,343	Sub-total: Expenses proper to UPOV	3,653.5
1,115	1,170	UV.12 <u>Common Expenses</u>	1,296
4,187	4,513	Total Expenditure	4,949.5
=====	=====		=====
(213)	(317)	(DEFICIT) - Transferred from Reserve Fund	0

[Annex II follows]

## ANNEX II

CONTRIBUTIONS OF MEMBER STATES  
(expressed in Swiss francs)

1992 Actual	1993 Actual	Member States	Number of Units	1994-95	
				Payable in January 1994	Payable in January 1995
45,989	45,989	Australia	1.0	49,668	53,641
68,983	68,983	Belgium	1.5	74,502	80,462
45,989	45,989	Canada	1.0	49,668	53,641
22,994	-	Czechoslovakia	-	-	-
-	22,994	Czech Republic	0.5	24,834	26,820
68,983	68,983	Denmark	1.5	74,502	80,462
-	-	Finland	1.0	49,668	53,641
229,945	229,945	France	5.0	248,340	268,205
229,945	229,945	Germany	5.0	248,340	268,205
22,994	22,994	Hungary	0.5	24,834	26,820
45,989	45,989	Ireland	1.0	49,668	53,641
22,994	22,994	Israel	0.5	24,834	26,820
91,978	91,978	Italy	2.0	99,336	107,282
229,945	229,945	Japan	5.0	248,340	268,205
137,967	137,967	Netherlands	3.0	149,004	160,923
45,989	45,989	New Zealand	1.0	49,668	53,641
-	-	Norway	1.0	49,668	53,641
22,994	22,994	Poland	0.5	24,834	26,820
-	22,994	Slovakia	0.5	24,834	26,820
45,989	45,989	South Africa	1.0	49,668	53,641
68,983	68,983	Spain	1.5	74,502	80,462
68,983	68,983	Sweden	1.5	74,502	80,462
68,983	68,983	Switzerland	1.5	74,502	80,462
229,945	229,945	United Kingdom	5.0	248,340	268,205
229,945	229,945	United States of America	5.0	248,340	268,205
<hr/> 2,046,506 =====	<hr/> 2,069,500 =====		<hr/> 47.0 =====	<hr/> 2,334,396 =====	<hr/> 2,521,127 =====

[Annex III follows]

ANNEX III

**DATES OF MEETINGS IN 1994**

presented in the order of the organs

Council

November 9 (afternoon)

Consultative Committee

November 9 (morning)

Administrative and Legal Committee

November 7 and 8

Technical Committee

November 2 to 4

Technical Working Party for Agricultural Crops

[This Working Party holds its 1993 session from November 23 to December 1. Proposals for the date of its 1994 session are not yet available.]

Technical Working Party on Automation and Computer Programs

April 12 to 14, Kiryat Anavim, Israel

Technical Working Party for Fruit Crops

September 19 to 24, Napier, New Zealand

Technical Working Party for Ornamental Plants and Forest Trees

September 26 to October 1, Canberra, Australia

Technical Working Party for Vegetables

September 5 to 9, Edinburgh, United Kingdom

Working Group on Biochemical and Molecular Techniques, and DNA-Profiling in Particular

March 21 to 23, near Paris, France

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