

## **Notes on Application of a Conservation Variety**

### **General information**

- The published forms (application which contains the technical questionnaire) have to be used.

pt. 1.

- If the applicant is already registered with an applicant number, this number has to be used for the application. Otherwise the complete address of the applicant is needed in the form.
- A legal entity or business partnership which is part of a commercial register and applies at the Bundessortenamt for the first time has to add a certificate of registration. The same conditions count for a one-man-business, if the person applies under a name that differs from the business name.

pt. 2

- Who does not have a residence or a place of business in a contracting state concerning the contract about the European Economic Area, can only apply, if he has got a representative with residence or a place of business in a contracting state. A power of attorney for a representative has to be signed by all principals. Only individual persons or a limited company which is accredited as lawyer or patent attorney company, can be appointed as representative.

pt. 3

- Botanical Denomination

pt. 4

- Preliminary denomination has to be declared; several denominations are only possible, if these are historical known denominations of this variety.

pt. 5

- Origin country of variety; in this area the variety conservation has to take place.

pt. 6

- If the variety has been registered in the National List or the Common Variety Catalogue, the date of the last deletion has to be declared.

pt. 7

- In case that a period of expiration was granted after the end of the national listing (to get approval or allowance of circulation of seeds according to § 52 Abs. 6 and § 36 Abs. 3 SaatG), the last day of this period has to be declared.

pt. 8

- In case of having been protected in Germany or in the European Union the end of the protection has to be declared.

pt. 9

- If a variety number remitted by from Bundessortenamt exists, it has to be declared.

pt. 10

- Complete Address of the company that in fact does the conservation breeding in the mentioned origin country of origin

**Additionally to the application form the following documents have to be added - if necessary:**

1. *Power of attorney*: If there is authorized a representative, the power of attorney has to be added.
2. *Certificate*: The application is only complete with a certificate that declares the variety is very important to maintain genetic resources in the area of origin. The certificate is not necessary, if the variety is listed on the “Red list of endangered native useful plants or their varieties”.
3. *Variety description*: If the variety was protected or registered in the German National List / Common variety catalogue, the official variety description should be added. A description via the technical questionnaire is required in every case.