

**Version
as at 24 January 2023**

Plant Variety Rights Amendment Regulations 1999

(SR 1999/160)

Plant Variety Rights Amendment Regulations 1999: revoked, on 24 January 2023, pursuant to section 158(2)(a) of the Plant Variety Rights Act 2022 (2022 No 61).

PURSUANT to section 38 of the Plant Variety Rights Act 1987, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following regulations.

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New Schedule 1 of principal regulations

1 Title and commencement

- (1) These regulations may be cited as the Plant Variety Rights Amendment Regulations 1999, and are part of the Plant Variety Rights Regulations 1988¹ (“the principal regulations”).
- (2) These regulations come into force on 1 July 1999.

2 Quantities of seed to be provided with applications

Regulation 5 of the principal regulations is amended by revoking subclause (1), and substituting the following subclause:

Note

Changes authorised by subpart 2 of Part 3 of the Legislation Act 2019 have been made in this consolidation. See the notes at the end of this consolidation for further details.

These regulations are administered by the Ministry of Business, Innovation, and Employment.

¹ SR 1988/101

- (1) An application for a variety of a kind described in column 1 of the First Schedule of these regulations must be accompanied by—
- (a) The quantity of seed specified (opposite the description) in column 2 of the Schedule, together with the quantity, if any, of seed in ears specified (opposite the description) in column 5 of the Schedule: or
- (b) If no quantity is specified in column 2 of the Schedule,—
- (i) The quantity, if any, of nucleus seed specified (opposite the description) in column 3 of the Schedule; and
- (ii) The quantity, if any, of seed of a generation of plants either grown from nucleus seed or descended from plants grown from nucleus seed specified (opposite the description) in column 4 of the Schedule.

3 New Schedule 1 substituted

The principal regulations are amended by revoking Schedule 1, and substituting the schedule set out in the Schedule of these regulations.

4 Consequential revocations

The following regulations are revoked:

- (a) The Plant Variety Rights Regulations 1989, Amendment No 1²;
- (b) The Plant Variety Rights Regulations 1993, Amendment No 2³.

Schedule New Schedule 1 of principal regulations

Reg 3

First Schedule				
Quantities of Seed to Accompany Applications				
<i>Description of Variety</i>	<i>Seed of any Generation</i>	<i>Nucleus Seed</i>	<i>Lower Generation Seed</i>	<i>Seed in Ears</i>
	g	g	g	ears
<i>Arable crops and vegetables</i>				
Broad Beans, French Beans, Haricot Beans, Runner Beans,	6000	—	—	—

Reg 5(1)

² SR 1989/227

³ SR 1993/146

Soya Beans, Tick Beans, Lupins, Peas, and Maize.....				
Barley, Oats, and Wheat.....	5000	—	—	1000
Other Cereals, and Lentils.....	5000	—	—	—
Sunflower.....	2500	—	—	—
Cucurbits.....	1250	—	—	—
Beets, Borage, and Linseed.....	1000	—	—	—
Asparagus.....	250	—	—	—
Allium, Amaranthus, Brassicas (except Forage Brassicas), Capsicum, Chicory, Phacelia, and Radish.....	100	—	—	—
Carrot, Lettuce, and Parsnip.....	70	—	—	—
Tomato.....	50	—	—	—
.....		—	—	—
Evening Primrose.....	25	—	—	—
Forage Brassicas.....	—	10	30	—
	<i>Grasses</i>			
Brome, Ryegrass.....	—	50	500	—
Bents, Crested Dogstail, Cocksfoot, Fescue, Koeleria, Paspalum, Phalaris, and Yorkshire Fog.....	—	5	10	—
	<i>Other pasture plants</i>			
Serradella, and Sulla.....	100	—	—	—
Lucerne, Lotus, Plantain, and Red Clover.....	50	—	—	—
White Clover.....	—	5	10	—
Yarrow.....	25	—	—	—

MARIE SHROFF,
Clerk of the Executive Council.

Explanatory Note

This note is not part the regulations, but is intended to indicate their general effect.

These regulations which come into force on 1 July 1999,—

- (a) Modify the quantities of seed required to be supplied with applications for grants of plant variety rights in respect of plants of certain varieties; and

- (b) Add a requirement that applicants supply as well 100 ears of seed with applications for varieties of barley, oats, and wheat.

Issued under the authority of the Legislation Act 2019.

Date of notification in *Gazette*: 3 June 1999.

Consolidation notes

1 General

This is a consolidation of the Plant Variety Rights Amendment Regulations 1999 that incorporates all the amendments to those regulations as at the date of the last amendment to them.

2 About this consolidation

This consolidation is not an official version of the legislation under section 78 of the Legislation Act 2019.

3 Amendments incorporated in this consolidation

Plant Variety Rights Act 2022 (2022 No 61): section 158(2)(a)