



Plant Breeder's Rights (Approved Means of Paying a Fee) Determination 2018

I, Frances Roden, Registrar of Plant Breeder's Rights, make the following determination.

Dated *24 November 2018*

Frances Roden

Frances Roden
Registrar of Plant Breeder's Rights

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1 Name

This determination is the *Plant Breeder's Rights (Approved Means of Paying a Fee) Determination 2018*.

2 Commencement

This determination commences on 24 February 2019.

3 Authority

This determination is made under subsection 80A(1) of the *Plant Breeder's Rights Act 1994*.

4 Definitions

In this determination:

Act means the *Plant Breeder's Rights Act 1994*.

Application Programming Interface (API) system means any transactional interface, application, mobile application, website or the like that utilises an application programming interface provided by IP Australia.

Alternative Lodgement Service (ALS) means the backup function accessible from IP Australia's website that can be invoked during outages of the digital lodgement systems.

Digital lodgement systems means any website, mobile application or other similar system provided by IP Australia to lodge transactions.

Note: As at the date of the instrument, the only digital lodgement system is the website known as eServices.

Emergency Facsimile Service (EFS) means the facsimile service that is provided by IP Australia when digital lodgement systems and ALS are unavailable due to planned or unplanned outage.

IP Lodgement Counter means the facility provided by IP Australia for the processing of transactions in person.

Note: The only IP Lodgement Counter is at the Canberra Office of IP Australia, 47 Bowes Street, Phillip, ACT.

Regulations means the *Plant Breeder's Rights Regulations 1994*.

5 Approved means of paying a fee

For the purposes of subsection 80A(1) of the Act, the means for paying a fee are by:

- (a) Credit Card; or
- (b) Cash, cheque or money order; or

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- (c) Electronic Funds Transfer at Point of Sale (EFTPOS); or
 - (d) Electronic Funds Transfer (EFT); or
 - (e) Direct Debit, as provided in the following notes.

Note 1: Credit Card payment is only available for requests filed via digital lodgement systems, ALS, by post or by EFS. A minimum limit of \$10 applies. A declined credit card does not constitute payment. Visa and MasterCard are the only cards accepted.

Note 2: EFTPOS is only available at the IP Lodgement Counter. A minimum limit of \$10 applies to such payments.

Note 3: EFT requires use of the EFT form available on the IP Australia website (www.ipaustralia.gov.au). The form can also be obtained by contacting IP Australia.

Note 4: Payment for API system transactions can be made by credit card or direct debit, depending on the transaction and the system utilised.

6 Preferred means for paying a fee

For the purposes of subsection 80A(4) of the Act, the preferred means for paying a fee are by:

- (a) Credit Card.