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

[Signature]

Frances Roden
Registrar of Plant Breeder’s Rights
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Plant Breeder's Rights (Approved Means of Paying a Fee) Determination 2018
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
(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.