



Confirmation of submission of propagating material to a genetic resources centre (GRC)



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- how you may make a complaint about a breach of the Privacy Act and how we will deal with your complaint; and
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Any personal information you provide will be used for the purposes of processing this form. IP Australia may also contact you, using the contact details you have provided, to request your feedback on our products and services.

In accordance with the PBR Act, IP Australia may make this completed form available to any person, upon request and payment of a fee.

IP Australia will publish the:

- Applicant name, phone and fax numbers;
- Agent name, phone and fax numbers;
- Town, State and Country of the applicant's address; and
- full address of the Genetic Resource Centre

in the Register of Plant Varieties, the Plant Varieties Journal and the Plant Breeder's Rights Database. Once information is available on the internet, IP Australia has no control over its subsequent use and disclosure. You should be aware that the information (including personal information) held in IP Australia's online IP Rights databases is also available on request, subject to our terms and conditions.

You should also be aware that under the International Union for Protection of New Varieties of Plants (UPOV) (www.upov.int/portal/index.html.en) Convention, IP Australia is required to disclose information regarding plant breeder's rights applications (including the name of the applicant) to the UPOV in Geneva, Switzerland. Once information is provided to UPOV, IP Australia has no control over its subsequent use and disclosure.

If you do not provide the personal information required on the form, IP Australia may not be able to process this form.

IP Australia will not otherwise use or disclose your personal information without your consent, unless authorised or required by or under law.

Consent

By completing this form, in addition you provide your consent to your personal information being handled in accordance with this privacy notice, including being disclosed as provided above.

When you provide your consent to your personal information being disclosed to overseas recipients, including publication online, you understand that IP Australia will not be accountable for any subsequent use under the Privacy Act, nor are you able to seek redress under that Act, for the actions of any overseas recipient.



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Before grant of Plant Breeder's Rights can be made on an application, the *Plant Breeder's Rights Act 1994* states that propagating material of that variety must have been deposited for storage, at the expense of the applicant, in a genetic resource centre.

A quantity of propagating material of a plant variety that is lodged with a genetic resource centre must be sufficient to enable that variety to be kept in existence if there were no other propagating material of plants of that variety.

The person in charge of a genetic resource centre may do all things necessary to maintain the viability of propagating material stored at that centre.

The delivery and storage of propagating material of a plant variety does not affect the ownership of the material but the material must not be dealt with otherwise than for the purposes of this Act.

The propagating material of a plant stored at a genetic resource centre may be used for purposes of this Act, including the purposes of Section 19 (Reasonable public access to plant varieties covered by PBR).

In order to confirm that this requirement has been satisfied, please complete the statement below:

Application number:

Botanical name:

Variety name:

I/We wish to confirm that the propagating material of the above application(s) has been lodged/is being maintained in the Genetic Resources Centre(s) listed below. I/We will do all things necessary to maintain the viability of the propagating material stored at the listed centre(s) for the period of the grant.

At the street location indicated in the Part 1 Application

Alternatively, at the street location(s) mentioned below:

Name and Address of Genetic Resource Centre(s):*

*For all grain crops, seed should be lodged with Australian Grains Genebank, Private Bag 260, Horsham, Vic 3401.

Declaration by Agent or Applicant/s

By ticking this box I declare myself to be an authorised signatory for the Applicant/Agent identified in this form and the information supplied to be true and correct

Name (please print): Date:
(DD/MM/YYYY)

Name of Company or Department (if applicable)

For use by other joint applicants where required.

By ticking this box I declare myself to be an authorised signatory for the Applicant/Agent identified in this form and the information supplied to be true and correct

Name (please print): Date:
(DD/MM/YYYY)

Name of Company or Department (if applicable)

If you are submitting this form to IP Australia via email, please print to PDF prior to attaching to your email. If not printed to PDF prior to attachment, your email may be blocked by ICT security policy.