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Requirements for the content of a variety certificate and a protected variety certificate

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Amended by the following acts

Reception	Disclosure	Enforcement
11.03.2021	RT I, 16.03.2021, 1	19.03.2021

The Regulation is established on the basis of § 22 (3) and § 47 (3) of the " Plant Propagation and Variety Protection Act ".

§ 1. Scope of regulation

The regulation establishes the requirements for the content of the variety certificate and protected variety certificate.

§ 2. Requirements for the content of the variety certificate

(1) The authorized processor of the national variety register (hereinafter *the registrar*) issues a variety certificate for a variety that complies with the requirements of the variety name, distinctiveness, uniformity and permanence and for which a decision to register the variety has been made. The variety certificate is issued to the owner of the variety.

(2) The variety certificate has an image of the national coat of arms and the following information is indicated on it:
[RT I, 16.03.2021, 1 - entered into force. 19.03.2021]

- 1) number and date of the variety registration decision;
- 2) time and place of issuing the variety certificate;
- 3) variety certificate number;
- 4) the name of the plant species in Latin and Estonian;
- 5) variety name;
- 6) breeding number;
- 7) information about the owner of the variety, his representative or the breeder.

(3) In the case of a natural person, the variety certificate shall indicate the name, personal identification code and address of residence of the variety owner. In the case of a legal person, the variety certificate shall indicate the name or business name, registry code and address of the variety owner.

(4) Information about the variety owner's representative is entered on the variety certificate if the variety owner has a representative. Information about the breeder of the variety is indicated on the variety certificate if the breeder of the variety is not the owner of the variety. The information specified in subsection 3 shall be entered on the variety certificate.

(5) [Repealed - RT I, 16.03.2021, 1 - entered into force. 19.03.2021]

§ 3. Requirements for the content of the protected variety certificate

(1) The registrar issues a protected variety certificate for the variety for which a decision to take under protection has been made. The protected variety certificate is issued to the owner of the variety.

(2) The certificate of the protected variety has an image of the national coat of arms and the following information is indicated on it:
[RT I, 16.03.2021, 1 - entered into force. 19.03.2021]

- 1) number and date of the decision to place the variety under protection;
- 2) time and place of issuing the protected variety certificate;
- 3) protected variety certificate number;
- 4) the name of the plant species in Latin and Estonian;
- 5) variety name;
- 6) breeding number;
- 7) information about the owner of the variety, his representative or the breeder;
- 8) validity period of variety protection.

(3) In the case of a physical person as the owner of a variety, the name of the owner of the variety, personal identification number and address of residence shall be noted on the protected variety certificate. Regarding the variety owner who is a legal entity, the name or business name, registry code and address of the location of the variety owner are indicated on the certificate of the protected variety.

(4) Information about the representative of the variety owner is indicated on the protected variety certificate if the variety owner has a representative. Information about the breeder of the variety is indicated on the certificate of the protected variety if the breeder of the variety is not the owner of the variety. The information specified in subsection 3 shall be entered on the certificate of the protected variety.

(5) [Repealed - RT I, 16.03.2021, 1 - entered into force. 19.03.2021]

§ 4. Revocation of the regulation

[Omitted from this text.]

§ 5. Entry into force of the regulation

The regulation enters into force on May 1, 2006.