



## **Minutes of the 25<sup>th</sup> Meeting of the Authority**

**Venue** : Board Room, NASC Complex, Delhi  
**Time** : 11:30 AM  
**Date** : **10<sup>th</sup> February, 2016 (Wednesday)**

**Protection of Plant Varieties & Farmers' Rights Authority**  
Ministry of Agriculture and Farmers Welfare, Govt. of India,  
S-2, A-Block, NASC Complex, DPS Marg, Opp. Todapur, New Delhi – 110 012  
Tel: 011-25848127, 011-25842846, Fax: 011-25840478  
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# Minutes of the 25<sup>th</sup> Meeting of the Protection of Plant Varieties & Farmers' Rights Authority

Meeting Type	Authority Meeting	Date and Time	10 <sup>th</sup> February 2016 at 11:30 Hrs.						
Subject	25 <sup>th</sup> Meeting of the PPV&FR Authority								
Venue	Board Room, IGH, NASC Complex, New Delhi								
Attendance	<p style="text-align: center;"><b><u>The following members attended the meeting:</u></b></p> <ol style="list-style-type: none"> <li>1. Dr. R.R. Hanchinal, Chairperson, PPV&amp;FR Authority</li> <li>2. Dr. J.S. Sandhu, Deputy Director General (Crop Sciences), ICAR</li> <li>3. Shri R.K.Singh, IAS, Joint Secretary (Seeds), Ministry of Agriculture and Farmers' Welfare, Government of India</li> <li>4. Sh. Inder Kumar, Joint Secretary (Law)</li> <li>5. Dr. S.K. Malhotra, Agriculture Commissioner, Ministry of Agriculture and Farmers' Welfare, Government of India</li> <li>6. Dr. Mohd. Aslam, Adviser/ Scientist 'G', Department of Biotechnology, Ministry of Science &amp; Technology, Govt. of India</li> <li>7. Sh. Mayaram Nettam, Programme Officer (Retired), AIR and Doordarshan</li> <li>8. Dr. R. C. Agrawal, Registrar-General, PPV&amp;FR Authority (Member Secretary)</li> </ol>								
Introduction	<p>At the outset, Dr. R. C. Agrawal, Member Secretary and Registrar-General, PPV&amp; FR Authority welcomed all the members. He informed that following five (5) members completed their term of 3 years on 31.1.2016.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 30%;">Representative of</th> <th style="width: 40%;">Name/designation</th> <th style="width: 30%;">Date of appointment</th> </tr> </thead> <tbody> <tr> <td>1. Representative from a National or State level Farmers' organization</td> <td>Shri P. Chengal Reddy, Federation of Farmers Association India, Hyderabad</td> <td>01.02.2013</td> </tr> </tbody> </table>			Representative of	Name/designation	Date of appointment	1. Representative from a National or State level Farmers' organization	Shri P. Chengal Reddy, Federation of Farmers Association India, Hyderabad	01.02.2013
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1. Representative from a National or State level Farmers' organization	Shri P. Chengal Reddy, Federation of Farmers Association India, Hyderabad	01.02.2013							

	2. Representative from Seed Industry	Dr. Usha Barwale, Maharashtra Hybrid Seeds Company Limited, Maharashtra	01.02.2013
	3. Representative from Agricultural University	Dr. B.S. Dhillon, Vice-Chancellor, PAU, Ludhaina	01.02.2013
	4. Representative from State Governments	Principal Secretary (Agriculture) Government of Maharashtra	01.02.2013
	5. Representative from State Governments	Principal Secretary (Agriculture) Government of Uttar Pradesh	01.02.2013
	<p>The Members appreciated the contribution of all the members for their significant contribution and valuable suggestions. The Member Secretary informed that a proposal has been submitted to Nodal Ministry for the nomination of these vacant posts of Authority Members. Member Secretary also informed that the nomination for vacant post of Women representative (vacated on 22 May 2015) is also yet to be received.</p> <p>The Chairperson also welcomed the members and briefed the members about the latest initiatives of the office of the Authority.</p>		
Declaration of Conflict of Interest by Members	All the members submitted duly filled forms for the declaration of conflict of interest. There was no conflict of interest by any member.		

### Minutes of the 25<sup>th</sup> Authority Meeting

Agenda Number	Agenda description	Details
1.	Confirmation of the minutes of the 23 <sup>rd</sup> and 24 <sup>th</sup> Authority meeting held on 14th August 2015 and 26th November 2015	The minutes of 23 <sup>rd</sup> and 24 <sup>th</sup> Authority meeting held on 14th August 2015 and 26th November 2015
2.	Action Taken Report on the minutes of 23 <sup>rd</sup> and 24 <sup>th</sup> Authority meeting held on 14th August 2015 and 26th November 2015	It was informed that the office of the Authority has taken necessary action on all recommendations of the 23 <sup>rd</sup> and 25 <sup>th</sup> Authority Meetings. Members noted the Action Taken Report and adopted the same.

3.	Progress of Plant Varieties Registry	<p>Chairperson presented the progress of the Registry.</p> <p>Members appreciated the progress related to clearance of pendency, awareness programmes, and specially the progress in the registration of farmers' varieties.</p> <p>Encouraged by the program namely "Take it to the Farmer- Farmers' Rights through Awareness Program", Chairperson informed that during this year, a capacity building program to the scientists of State Agricultural Universities and ICAR will be taken up with a caption "Take it to the Breeder, the plant breeders' rights through awareness programs" and will be launched in April 2016 to facilitate for the registration of Extant Varieties notified under Seeds Act, 1966 and also new varieties.</p> <p>The chairperson also made presentation about the average time taken from registration of various categories. Members decided that following time limit may be adhered from date of completion of application by office of Registry for various categories-</p> <table border="1" data-bbox="895 1733 1497 1921"> <thead> <tr> <th data-bbox="895 1733 1158 1921">Category</th> <th data-bbox="1158 1733 1497 1921">Proposed Time in Future (Years)</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> </tr> </tbody> </table>	Category	Proposed Time in Future (Years)		
Category	Proposed Time in Future (Years)					

		EDV	3.0															
		Extant (Notified)	1.0															
		Extant (VCK)	2.5															
		Farmer	2.5															
		New	3.0															
		Grand Total	2.4															
4.	<p>Notification of SAUs as centres under section 41(1) of PPV&amp;FR Act, 2001.</p> <p>Section 41(1) provides that any village or rural community in India can file in any centre notified with the previous approval of the Central Government by the Authority a claim for compensation if any variety has been registered in respect of which the said village or rural community has made contribution in the evolution of such variety.</p> <p>Accordingly, it was proposed to take up the matter with ICAR to notify Krishi Vigyan Kendras (KVKs) and SAUs as centres under section 41 of PPV&amp;FR Act, 2001 and also to the Vice-Chancellors of all SAUs in this regard.</p>	<p>The notification of SAUs, KVKs as centres under Section 41 (1) of PPV&amp;FR Act, 2001 has been approved by the Authority. Members also asked to contact crop based Directorates under DoAC&amp;FW for their consent in this regard.</p>																
5.	Approval of DUS test guidelines for notification of crops.	<p>The Authority has approved the DUS test guidelines of following seven crop species for forwarding it to Nodal Ministry for notification in Official Gazette.</p> <table border="1"> <thead> <tr> <th>S. No.</th> <th>Name of crop species</th> <th>Published in PVJ</th> </tr> </thead> <tbody> <tr> <td>i.</td> <td>Noni (<i>Morinda citrifolia</i> L.)</td> <td>October 2015</td> </tr> <tr> <td>ii.</td> <td>Bael (<i>Aegle marmelos</i> Correa)</td> <td>November 2015</td> </tr> <tr> <td>iii.</td> <td>Jamun (<i>Syzygium cumini</i> Skeels)</td> <td>November 2015</td> </tr> <tr> <td>iv.</td> <td>Nutmeg (<i>Myristica fragrans</i> Houtt.)</td> <td>November 2015</td> </tr> </tbody> </table>		S. No.	Name of crop species	Published in PVJ	i.	Noni ( <i>Morinda citrifolia</i> L.)	October 2015	ii.	Bael ( <i>Aegle marmelos</i> Correa)	November 2015	iii.	Jamun ( <i>Syzygium cumini</i> Skeels)	November 2015	iv.	Nutmeg ( <i>Myristica fragrans</i> Houtt.)	November 2015
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		v.	Jasmine ( <i>Jasminum sambac</i> L.)	January 2016	
		vi.	Custard Apple ( <i>Annona squamosa</i> L.)	January 2016	
		vii.	Kalmegh ( <i>Andrographis paniculata</i> L.)	January 2016	
6.	<p>Jurisdiction of Registrars.</p> <p>PPV&amp;FR (Amendment) Regulations, 2015 provided that the jurisdiction of the Registrar shall be such that as may be decided by the Authority from time to time.</p>	<p>The Authority empowered Chairperson to decide the jurisdiction of Registrar based on crop or area or type of variety basis or any suitable criteria as he deems fit.</p>			
7.	<p>Notification of compensation under section 41 (3) of PPV&amp;FR Act, 2001.</p>	<p>The agenda has been deferred. The Authority asked that agenda should be placed again after consultation with stakeholders and NBA.</p>			
8.	<p>Publication of list of registered varieties under section 25 of PPV&amp;FR ACT, 2001.</p> <p>Section 25 of the PPV&amp;FR Act, 2001 provides that the Authority shall publish a list of varieties registered under the PPV&amp;FR Act, 2001 within such intervals as the Authority thinks fit. After registration of a variety, details of the registered variety are published in the Plant Variety Journal of India inviting claims for benefit sharing under section 26 of PPV&amp;FR Act, 2001 read with rule 40 of PPV&amp;FR Rules, 2003.</p>	<p>The Authority approved that for every six months of a year that is on January and July the list of varieties registered during the said interval will be published in the Plant Variety Journal of India.</p>			
9.	<p>Constitution of Committee for registration of EDV.</p> <p>Section 23 of PPV&amp;FR Act, 2001 provides that the Authority shall register EDV. It was proposed to reconstitute a committee which was constituted by the Authority vide office order no. PPV&amp;FRA/REG/EDV/6-16/2011/dated 07.10.2011 for a period of 3 years during 13<sup>th</sup> Authority Meeting and further the</p>	<p>The Authority unanimously approved the following committee -</p> <p>The term of the reference of the Committee would be as follows:-</p> <ol style="list-style-type: none"> <li>1. To provide guidance for the manner &amp; method of testing EDV under section 23 of the PPV&amp;FR Act.</li> <li>2. To provide necessary guidance for</li> </ol>			

	<p>term of the committee was extended upto 6<sup>th</sup> October 2015 vide office order no. PPV&amp;FRA/REG/EDV/6-16/2011/2190-94 dated 23 January 2015.</p>	<p>conducting such tests and following such procedure as may be prescribed.</p> <p>3. To advice the PPV&amp;FR Authority on issue relating to registration of EDV.</p> <table border="1" data-bbox="922 405 1506 1942"> <thead> <tr> <th data-bbox="922 405 1023 488"><b>S. No.</b></th> <th data-bbox="1023 405 1506 488"><b>Proposed Chairman/members</b></th> </tr> </thead> <tbody> <tr> <td data-bbox="922 488 1023 584">1.</td> <td data-bbox="1023 488 1506 584">Dr. S.A.Patil, Ex-Director, IARI, New Delhi</td> </tr> <tr> <td data-bbox="922 584 1023 723">2.</td> <td data-bbox="1023 584 1506 723">Dr. P.M.Salimath (Member) Vice Chancellor, UAS, Raichur, Karnataka</td> </tr> <tr> <td data-bbox="922 723 1023 898">3.</td> <td data-bbox="1023 723 1506 898">Dr. A.K.Singh (Member) Vice-Chancellor, Bihar Agricultural University, Sabour, Bhagalpur, Bihar</td> </tr> <tr> <td data-bbox="922 898 1023 1072">4.</td> <td data-bbox="1023 898 1506 1072">Dr. C.J. Dangaria (Member) Vice Chancellor, Navsari Agricultural University, Navsari, Gujarat</td> </tr> <tr> <td data-bbox="922 1072 1023 1205">5.</td> <td data-bbox="1023 1072 1506 1205">Dr. A.K.Singh (Member) Head, Division of Genetics, IARI, New Delhi</td> </tr> <tr> <td data-bbox="922 1205 1023 1453">6.</td> <td data-bbox="1023 1205 1506 1453">Dr. Yog Raj (Member) Lead Breeder Bayer Bioscience Pvt. Ltd., Plot No. 13, Sy. No. P64/2 Madhapur, Hyderabad Yog.raj@bayer.com</td> </tr> <tr> <td data-bbox="922 1453 1023 1700">7.</td> <td data-bbox="1023 1453 1506 1700">Dr. T.R. Sharma (Member) Project Director National Research Centre on Plant Biotechnology LBS Centre, Pusa Campus New Delhi - 110012</td> </tr> <tr> <td data-bbox="922 1700 1023 1942">8.</td> <td data-bbox="1023 1700 1506 1942">Dr PK Chakrabarty (Member) ADG (PP&amp;B) Division of Crop Sciences Indian Council of Agricultural Research, Roo, No. 215 Krishi Bhavan,</td> </tr> </tbody> </table>	<b>S. No.</b>	<b>Proposed Chairman/members</b>	1.	Dr. S.A.Patil, Ex-Director, IARI, New Delhi	2.	Dr. P.M.Salimath (Member) Vice Chancellor, UAS, Raichur, Karnataka	3.	Dr. A.K.Singh (Member) Vice-Chancellor, Bihar Agricultural University, Sabour, Bhagalpur, Bihar	4.	Dr. C.J. Dangaria (Member) Vice Chancellor, Navsari Agricultural University, Navsari, Gujarat	5.	Dr. A.K.Singh (Member) Head, Division of Genetics, IARI, New Delhi	6.	Dr. Yog Raj (Member) Lead Breeder Bayer Bioscience Pvt. Ltd., Plot No. 13, Sy. No. P64/2 Madhapur, Hyderabad Yog.raj@bayer.com	7.	Dr. T.R. Sharma (Member) Project Director National Research Centre on Plant Biotechnology LBS Centre, Pusa Campus New Delhi - 110012	8.	Dr PK Chakrabarty (Member) ADG (PP&B) Division of Crop Sciences Indian Council of Agricultural Research, Roo, No. 215 Krishi Bhavan,
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		9.	Dr. Chandan Roy (Member) Asstt. Prof. Deptt. Of Plant Breeding and Genetics, Bihar Agril. University, Sabour, Bhagalpur, Bihar
		10.	Shri Sameer Agarwal (Member) Kalash Seeds Pvt. Ltd., Aurangabad, Maharashtra
		11.	Dr. R.C.Agrawal (Member Secretary) Registrar-General, PPV&FRA, New Delhi
10.	Fixation of time limit for registration of extant variety crop species under Rule 22 (2) of PPV&FR Rules, 2003.	The Authority fixed the time limit for registration of following crop species under the category of extant varieties -	
		<b>S. No</b>	<b>Crop species</b>
		<b>Details of publication in PVJ</b>	
		1.	Vegetable Amaranth
			PVJ Vol.-09, No. 8 dated 3 <sup>rd</sup> August 2015.
		2.	Ridge gourd
			PVJ Vol.-09, No. 8 dated 3 <sup>rd</sup> August 2015.
		3.	Spinach beet
			PVJ Vol.-09, No. 8 dated 3 <sup>rd</sup> August 2015.
		4.	Carnation
			PVJ Vol.-09, No. 8 dated 3 <sup>rd</sup> August 2015.
		5.	Orchid
			PVJ Vol.-09, No. 8 dated 3 <sup>rd</sup> August 2015.
		6.	Noni
			PVJ Vol.-09, No. 10 dated 1 <sup>st</sup> October 2015.
		7.	Bael
			PVJ Vol.-09, No. 11 dated 2 <sup>nd</sup> November 2015.
		8.	Jamun
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		9.	Nutmeg	PVJ Vol.-09, No. 11 dated 2 <sup>nd</sup> November 2015.																																										
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		12.	Kalmegh	PVJ Vol.-10, No. 01 dated 1 <sup>st</sup> January 2016.																																										
		<p>Fixation of time limit for registration under extant variety category is as follows-</p> <p><u>Notified Varieties and VCK:-</u> 6 years from the date of publication of approval of Authority in PVJ.</p> <p><u>Farmers Varieties:-</u> 10 years from the date of publication of approval of Authority in PVJ.</p>																																												
11.	<p>Fixation of DUS Fee</p> <p>Rule 29 (1)(a) of PPV&amp;FR Rules, 2003 provides that the Authority shall charge separate fees for conducting DUS test and special test on each variety. The maximum fee limit has been fixed in Second Schedule of PPV&amp;FR Rules, 2003. The PPV&amp;FR (Amendment) Rules, 2015 increases the maximum limit of DUS test fees which amounts to Rs. 2,00,000/- and for onsite DUS testing it is Rs. 8,00,000/-. The DUS Test Fees for EDV will be charged as per the DUS test Fess for New Varieties.</p>	<p>The Authority unanimously approved the fee as per details given below-</p> <table border="1"> <thead> <tr> <th>Sl. No.</th> <th>Crop Species</th> <th>Crop Name</th> <th>DUS Test Fees (Rs.)</th> <th>On Site DUS Test Fees (Rs.)</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Vegetable Amaranth</td> <td><i>Amaranthus tricolor</i> L.</td> <td>20,000</td> <td>-</td> </tr> <tr> <td>2.</td> <td>Ridge gourd</td> <td><i>Luffa acutangula</i> (L.) Roxb.</td> <td>30,000</td> <td>-</td> </tr> <tr> <td>3.</td> <td>Spinach beet</td> <td><i>Beta vulgaris</i> var. <i>bengalensis</i> Roxb.</td> <td>20,000</td> <td>-</td> </tr> <tr> <td>4.</td> <td>Carnation</td> <td><i>Dianthus caryophyllus</i> L.</td> <td>20,000</td> <td>-</td> </tr> <tr> <td>5.</td> <td>Orchid</td> <td><i>Paphiopedilum</i> Pfitz.</td> <td>20,000</td> <td>-</td> </tr> <tr> <td>6.</td> <td>Noni</td> <td><i>Morinda citrifolia</i></td> <td>10,000</td> <td>15,000</td> </tr> <tr> <td>7.</td> <td>Bael</td> <td><i>Aegle marmelos</i> Correa</td> <td>10,000</td> <td>15,000</td> </tr> </tbody> </table>				Sl. No.	Crop Species	Crop Name	DUS Test Fees (Rs.)	On Site DUS Test Fees (Rs.)	1.	Vegetable Amaranth	<i>Amaranthus tricolor</i> L.	20,000	-	2.	Ridge gourd	<i>Luffa acutangula</i> (L.) Roxb.	30,000	-	3.	Spinach beet	<i>Beta vulgaris</i> var. <i>bengalensis</i> Roxb.	20,000	-	4.	Carnation	<i>Dianthus caryophyllus</i> L.	20,000	-	5.	Orchid	<i>Paphiopedilum</i> Pfitz.	20,000	-	6.	Noni	<i>Morinda citrifolia</i>	10,000	15,000	7.	Bael	<i>Aegle marmelos</i> Correa	10,000	15,000	
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		12.	Kalmegh	<i>Andrographis paniculata</i> L.	10,000	15,000
12.	Proposal to amend Rule 39 to clarify that renewal fee shall be based on Second Schedule of PPV&FR Rules, 2003.	The Authority unanimously approved the proposal to send it to Nodal Ministry for kind consideration.				
13.	Appeal of Sh. J.P. Singh, Ex-Financial Adviser (Charged Officer) for major penalty against him	The appeal of Shri J.P.Singh, Ex- Financial Adviser (Charged Officer) of PPV&FRA was considered and deliberated upon in the meeting of the Authority. The details including the decision arrived at in this regard are being circulated separately.				
14.	<p><u>Additional Agenda</u></p> <p>(A) Plant Genome Saviour Community (PGSC).</p> <p>The minutes of the meeting of the Committee for selection of applications received for the Plant Genome Saviour Community (PGSC) Award- 2013-14 held at NASC Complex, New Delhi on 5<sup>th</sup>February, 2016 were placed for kind approval of the Authority.</p> <p>(B) Plant Genome Saviour Reward and Recognition.</p> <p>The minutes of the Selection Committee meeting to select applicants of the Plant Genome Saviour Farmers' Reward and Recognition 2013 &amp; 2014' held on 28.01.2016 were placed for</p>	<p>The minutes of the meeting of the committee of PGSC were approved unanimously by the Authority.</p> <p>Members were also informed that advertisement for inviting applications for various Plant Genome Saviour Awards for the year 2014-15 has appeared in the newspapers on 4<sup>th</sup> February, 2016 and the applications have been invited within 3 months of the advertisement.</p>				

	kind approval of the Authority	
15.	Any other Point	<ol style="list-style-type: none"> <li>1. The Members while appreciating the overall progress in awareness amongst farmers about the Farmers' Rights also appreciated the suggestion of Chairperson to take up a special drive for the awareness amongst the breeders, research managers and other policy makers.</li> <li>2. The awareness programs should be discouraged during the month of March as most of the resource persons are busy in year end closing. Such programs may be revalidated for conducting the programs during the next year so as to ensure better participation of resource persons and Authority staff.</li> </ol>
The meeting ended with vote of thanks to the Chair		