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**Council for Trade-Related Aspects  
of Intellectual Property Rights**

Original: English/  
anglais/  
inglés

**MAIN DEDICATED INTELLECTUAL PROPERTY LAWS AND REGULATIONS  
NOTIFIED UNDER ARTICLE 63.2 OF THE AGREEMENT**

NEW ZEALAND

Addendum

The present document reproduces the text<sup>1</sup> of the Plant Variety Rights (Grantees' Rights) Order 1997, as notified by New Zealand under Article 63.2 of the Agreement (see document IP/N/1/NZL/3).

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**Conseil des aspects des droits de propriété  
intellectuelle qui touchent au commerce**

**PRINCIPALES LOIS ET RÉGLEMENTATIONS CONSACRÉES À  
LA PROPRIÉTÉ INTELLECTUELLE NOTIFIÉES AU TITRE  
DE L'ARTICLE 63:2 DE L'ACCORD**

NOUVELLE-ZÉLANDE

Addendum

Le présent document contient le texte<sup>1</sup> de l'Ordonnance de 1997 sur les droits relatifs aux variétés végétales (droits des bénéficiaires), notifiée par la Nouvelle-Zélande au titre de l'article 63:2 de l'Accord (voir le document IP/N/1/NZL/3).

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**Consejo de los Aspectos de los Derechos de Propiedad  
Intellectual relacionados con el Comercio**

**PRINCIPALES LEYES Y REGLAMENTOS DEDICADOS A LA  
PROPIEDAD INTELECTUAL NOTIFICADOS EN VIRTUD  
DEL PÁRRAFO 2 DEL ARTÍCULO 63 DEL ACUERDO**

NUEVA ZELANDIA

Addendum

En el presente documento se reproduce el texto<sup>1</sup> del Decreto de Derechos sobre Obtenciones Vegetales (Derechos de los Adjudicatarios), de 1997, notificada por Nueva Zelandia en virtud de lo dispuesto en el párrafo 2 del artículo 63 del Acuerdo (véase el documento IP/N/1/NZL/3).

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<sup>1</sup> In English only/En anglais seulement/En inglés solamente.



## PLANT VARIETY RIGHTS (GRANTEES' RIGHTS) ORDER 1997

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MICHAEL HARDIE BOYS, Governor-General

### ORDER IN COUNCIL

At Wellington this 15th day of December 1997

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 17 (1) (b) of the Plant Variety Rights Act 1987, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following order.

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### ORDER

**1. Title and commencement—**(1) This order may be cited as the Plant Variety Rights (Grantees' Rights) Order 1997.

(2) This order comes into force on the 28th day after the date of its notification in the *Gazette*.

**2. Exclusive right to propagate for commercial production—**Plants of the following types are specified for the purposes of section 17 (1) (b) of the Plant Variety Rights Act 1987:

- (a) Vegetatively propagated fruit-producing plants:
- (b) Vegetatively propagated ornamental plants:
- (c) Vegetatively propagated vegetable-producing plants.

2                      *Plant Variety Rights (Grantees' Rights) Order 1997*      1997/358

**3. Consequential revocation**—The Plant Variety Rights (Grantees' Rights) Order 1988 is revoked.

MARIE SHROFF,  
Clerk of the Executive Council.

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EXPLANATORY NOTE

*This note is not part of the order, but is intended to indicate its general effect.*

Section 17 (1) (b) of the Plant Variety Rights Act 1987 gives the holder of a grant of plant variety rights in respect of any variety exclusive rights to propagate the variety for commercial production only if it is a variety of a type specified by order in Council for the purpose.

This order, which comes into force 28 days after notification in the *Gazette*, replaces the Plant Variety Rights (Grantees' Rights) Order 1988 (which specified vegetatively propagated fruit-producing plants, and vegetatively propagated ornamental plants), and specifies vegetatively propagated fruit-producing plants, vegetatively propagated ornamental plants, and vegetatively propagated vegetable-producing plants.

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Issued under the authority of the Acts and Regulations Publication Act 1989.  
Date of notification in *Gazette*: 18 December 1997.  
This order is administered in the Ministry of Commerce.