



03 May 2023

## UK plant breeders with Retained EU Plant Variety Rights: important information

If you hold Retained EU [Plant Variety Rights](#), you will need to provide us with some additional information relating to those rights for their remaining lifespan.

This is a follow up to a letter we sent to some Retained EU Plant Variety Rights holders on 10 February 2023. Thank you to those of you who have already provided us with the requested information. Please be assured that we are in the process of dealing with your request and you do not need to take further action.

### Why we need this information

We are responsible for the process of transferring Retained EU Plant Variety Rights, with assistance from Scottish Government, Welsh Government and Department of Environment and Rural Affairs Northern Ireland (DAERA NI).

We have been migrating information received from the EU which includes approximately 30,000 plant varieties to a UK database. To make the process of updating our UK database as efficient as possible, we are inviting Rights holders to provide us with this information now.

**Please note that there is no charge associated with processing this information.**

### What you need to do

Please email [eupvrtransferukpbr@apha.gov.uk](mailto:eupvrtransferukpbr@apha.gov.uk) as soon as possible with:

**1. Confirmation that you hold Retained EU Plant Variety Rights** and want to continue to hold these rights past 1 January 2024.

**2. Confirmation of the varieties you want to continue to hold rights for**

- Open the spreadsheet below and find your name in column H (we've sorted the data alphabetically)
- Fill in details for each of your rows by stating 'Yes' in column H for those varieties you want to continue to hold rights for, fill in today's date in column I and add the date on which you filled in the PSV11 form (mentioned in point 3 below) in column J.
- Copy and paste the rows in your section including columns A to J into a new spreadsheet and attach it to your email.



Retained EU Plant  
Variety Rights.xlsx

**3. A UK address for correspondence (this could be your address, if based in the UK, or the address of a UK-based agent)**

Fill in and sign the PVS11 form below and attach it to your email:

- Include your address (if based in the UK) or the address of your authorised UK agent



## Animal & Plant Health Agency

- Tick the second tick box that says 'the Controller of Plant Variety Rights in accordance with the Plant Breeders' Rights Regulations 1998;'
- Leave the table with Species/Breeders ref/AFP number blank
- Fill in your name underneath the table where it says 'Name in BLOCK letters (no need to complete your signature)
- Click on 'Lock this form' and then save a copy of the form to attach to your email



form-pvs11.pdf

#### 4. Details of any changes to ownership of Retained EU Plant Variety Rights since 31 December 2020

If you have taken on ownership of a Retained EU Plant Variety Right from someone else, you will need to complete the PVS10 form below with your details. Please then attach this to the email.



form-pvs10.pdf

Please also attach a screenshot of the [CPVO](#) (Community Plant Variety Rights Office) website page showing that the EU holder of the rights has changed.

### What happens if you don't voluntarily provide us with this information

We're inviting Rights holders to provide us with this information now so that we can update our UK databases in good time. From 1 January 2024, you may be formally asked for this information by the Controller of Plant Variety Rights (as per regulation 6 of the Plant Breeders' Rights (Amendment etc) (EU Exit) Regulations 2019).

**We recommend that you provide us with the requested information as soon as possible** so that we can effectively manage the high volume of requests and update our systems before 1 January 2024.

### What you need to do if you want to surrender your Retained EU Plant Variety Rights

**If you no longer want to hold Retained EU Plant Variety Rights, please email [eupvrtransferukpbr@apha.gov.uk](mailto:eupvrtransferukpbr@apha.gov.uk) as soon as possible to let us know.**

- Open the spreadsheet below and find your name in column H (we've sorted the data alphabetically)
- Copy and paste the rows in your section including columns A to J into a new spreadsheet and attach it to your email.



Retained EU Plant  
Variety Rights.xlsx

### Questions about this letter



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If you have any queries please email [eupvrtransferukpbr@apha.gov.uk](mailto:eupvrtransferukpbr@apha.gov.uk) with the Holder of Rights and/or the EU grant number/s that your query relates to (you can find these numbers in column A on the spreadsheet in section 2) in the subject heading.

Yours faithfully,

Plant Varieties and Seeds (PVS) Task Force

Plant Variety Rights Office for the UK

Animal and Plant Health Agency (APHA)