

THE SEEDS AND PLANT VARIETIES ACT Cap. 326
APPLICATION FOR A GRANT OF PLANT BREEDERS RIGHTS
PART 1

(Notes to be read before completing the form)

1. This form should be completed by a person or organisation applying for a grant of plant breeder's rights under rule 6 of the seeds and Plant varieties (plant Breeder's Rights) Regulations, 1994. Section A and B should be completed by all applicants, while Section C should be completed by applicants from outside Kenya.
2. Where the application is by the successor in title to the breeder, it shall be accompanied by: -
 - a) The original or a certified copy of the deed of assignment; or
 - b) The original or certified copy of the certificate of the grant of probate, letters of administration; or
 - c) Such other documentary evidence as is in the opinion of the authorised officer sufficient to establish the title of the applicant-
3.
 1. If the applicant is a partnership firm, the application must be signed by all partners or by one partner on behalf of the firm
 2. If the applicant is a body corporate, a society or another similar organisation, the application must be signed by the secretary or other principle officer or by its authorised agent.
4. The application shall be processed subject to: -
 - a) Provision of all necessary information, records and materials required by Authorised officer under the seeds and Plant Varieties (Plant Breeder's Rights) Regulations, 1994; and
 - b) Payment of the application fee prescribed in regulation 29 of the said Regulations.
5. An applicant who wishes to apply for a protective direction of the authorised officer under the Third Schedule to Seeds and Plant Varieties Act shall also complete Form V.

KEPHIS

KEPHIS HEADQUARTERS. Karen, PO Box 49592 – Nairobi.

Ph: 254-020-884545 | 882308 | 882933 Fx: 254-020- 882265 | EM: kephis@nbnet.co.ke

Web: www.kephis.org