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China, Peoples Republic of

Planting Seeds

New Plant Variety Protection - Agriculture

2003

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Report Highlights:

The Chinese Ministry of Agriculture (MOA) released its recent additions to the Chinese new plant variety protection list on July 24, 2003. This report provides the scientific and common names for seeds and seedlings afforded Plant Breeders' Rights by MOA and the State Forestry Administration.

Includes PSD Changes: No
Includes Trade Matrix: No
Unscheduled Report
Beijing [CH1]
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New Plant Variety Protection

In March 1997, China agreed to the 1978 version of the agreement for the International Union for the Protection of New Varieties of Seeds (UPOV) (see CH7023 for reference). As a member of this union, China may apply for international recognition and seed variety protection for its germplasm. China is required to respect other member countries' protected planting seeds, also. China has not yet agreed to more recent versions of UPOV.

The introduction of China's Seed Law (CH0031) and the ensuing Seed Law Implementation Regulations (CH1052) encourages more applications for new plant variety protection. The MOA Department of Science and Education receives applications for new plant variety protection for crops and plants while the State Forestry Administration receives applications for new plant variety protection for trees. Each is office is responsible for issuing its own decrees on newly protected varieties.

The table, beginning on the following page, includes the most recent Chinese government decrees on new plant variety protection. Plant varieties included in these decrees are afforded "Plant Breeders' Rights" by the Chinese government.

New Plant Variety Protection Regulation	
Ministry of Agriculture Decree No. 32	
24-Jul-03	
Scientific Name	Common Name
<i>Sorghum bicolor</i> (L.) Moench	Sorghum
<i>Hordeum</i> L.	Barley
<i>Boehmeria</i> L.	Ramie
<i>Malus</i> Mill.	Apple
<i>Citrus</i> L.	Citrus
<i>Musa acuminata</i> Colla	Banana
<i>Actinidia</i> Lindl.	Kiwi
<i>Vitis</i> L.	Grape
<i>Prunus salicina</i> Lindl. & <i>P. domestica</i> L. & <i>P. cerasifera</i> Ehrh	Plum
<i>Solanum melongena</i> L.	Eggplant
<i>Gerbera jamesonii</i> Bolus	African Chrysanthemum
New Plant Variety Protection Regulation	
State Forestry Administration Decree No. 6	
2-Dec-02	
Scientific Name	Common Name
<i>Pinus</i> Linn.	Pine
<i>Picea</i> Dietr.	Spruce
<i>Taxodium</i> Rich.	Cypress
<i>Sabina</i> Mill.	Juniper
<i>Liriodendron</i> Lindl.	Tulip tree
<i>Chaenomeles</i> Lindl.	Flowering Quince
<i>Acacia</i> Willd.	Acacia
<i>Sophora</i> Linn.	Necklacepod
<i>Robinia</i> Linn.	Locust
<i>Syringa</i> Linn.	Lilac
<i>Forsythia</i> Vahl	Forsythia
<i>Buxus</i> Linn.	Boxwood
<i>Euphorbia</i> Linn.	Spurge
<i>Acer</i> Linn.	Maple
<i>Hippophae</i> Linn.	Seabuckthorn
<i>Ailanthus</i> Desf.	Ailanthus
<i>Bambusa</i> Retz. corr. Schreber	Bamboo
<i>Indocalamus</i> Nakai	unavailable
<i>Phyllostachys</i> Sieb. et Zucc.	Bamboo
<i>Calamus</i> Linn.	Calamus
<i>Daemonorops</i> Blume	unavailable

New Plant Variety Protection Regulation	
Ministry of Agriculture Decree No. 3	
4-Jan-02	
Scientific Name	Common Name
<i>Ipo moea batatas</i> (L.) Lam.	Sweet Potato
<i>Setaria italica</i> (L.) Beauv.	Millet
<i>Prunus persica</i> (L.) Batsch.	Peach
<i>Litchi chinensis</i> Sonn.	Lychee
<i>Citrullus lanatus</i> (Thunb.) Matsume et Nakai	Watermelon
<i>Brassica oleracea</i> L. var. <i>capitata</i> (L.) Alef. Var. <i>alba</i> DC	Round Cabbage
<i>Raphanus sativus</i> L. var. <i>longipinnatus</i> Bailey & <i>Raphanus sativus</i> L. var. <i>radiculus</i> Pers.	Edible Radish
New Plant Variety Protection Regulation	
Ministry of Agriculture Decree No. 46	
26-Feb-01	
Scientific Name	Common Name
<i>Cymbidium</i> Sw.	Orchid
<i>Lilium</i> L.	Lily
<i>Strelitzia</i> Ait.	Bird of Paradise
<i>Limonium</i> Mill.	Sea Lavender
New Plant Variety Protection Regulation	
Ministry of Agriculture Decree No. 27	
7-Mar-00	
Scientific Name	Common Name
<i>Triticum aestivum</i> L.	General Wheat
<i>Glycine max</i> (L.) Merrill	Soybean
<i>Brassica napus</i> L.	Swede Rape
<i>Arachis hypogaea</i> L.	Peanut
<i>Lycopersicon esculentum</i> Mill.	General tomato
<i>Cucumis Sativus</i> L.	Cucumber
<i>Capsicum</i> L.	Pepper
<i>Pyrus</i> L.	Pear
<i>Rumex</i> L.	Garden Sorrel

New Plant Variety Protection Regulation	
State Forestry Administration Decree No. 5	
2-Feb-00	
Scientific Name	Common Name
Populus	Poplar
Salix	Willow
Eucalyptus	Eucalyptus
Castanea mollissima	Chestnut
Juglance	Walnut
Zizyphus jujuba	Chinese Date
Diospyros kaki	Persimmon
Prunus armeniaca	Apricot
Gikgo biloba	Ginkgo
Vernicia	Tungoil Tree
Taxus	Chinese Yew
Rhododendron	Azalea
Prunus persica	Peach Blossom
Lagerstroemia indica	Common Crapemyrtle
Prunus triloba	Flowering Almond
Chimonanthus praecox	Wintersweet
Osmanthus fragrans	Sweet scented osmanthus
New Plant Variety Protection Regulation	
Ministry of Agriculture Decree No. 14	
16-Jun-99	
Scientific Name	Common Name
Oryza sativa L.	Rice
Zea mays L.	Corn
Brassica campestris L. Ssp. Pekineses (Lour.) Olsson	Chinese Cabbage
Solanum tuberosum L.	Potato
Cymbidium goeringii Rchb. F	Goering Cymbidium
Chrysanthemum L.	Chrysanthemum
Dianthus L.	Pink Family Bamboo
Gladiolus L.	Gladiolus
Medicago sativa L.	Alfalfa
Poa pratensis L.	Kentucky Bluegrass

New Plant Variety Protection Regulation	
State Forestry Administration Decree No. 2	
22-Apr-99	
Scientific Name	Common Name
Populus tomentosa	Chinese White Poplar
Paulownia	Paulownia
Cunninghamia lanceolata	Chinese Fir
Magnolia	Lily Magnolia
Paeonia suffruticosa	Peony
Prunus mume	Plum
Rosa	Rose
Camellia	Camellia