



5 May 2023

(23-3212)

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

Original: English

**NOTIFICATION OF LAWS AND REGULATIONS UNDER  
ARTICLE 63.2 OF THE TRIPS AGREEMENT**

UKRAINE: THE LAW OF UKRAINE NO 2763-IX "ON AMENDING CERTAIN LEGISLATIVE ACTS OF  
UKRAINE TO HARMONIZE LEGISLATION IN THE SPHERE OF PLANT VARIETY RIGHTS  
PROTECTION AND SEED AND SEEDLING PRODUCTION WITH THE  
PROVISIONS OF THE EUROPEAN UNION LEGISLATION"

<b>Notifying Member</b>	<b>UKRAINE</b>
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**Details of the notified legal text**

<b>Title</b>	The Law of Ukraine No 2763-IX "On Amending Certain Legislative Acts of Ukraine to Harmonize Legislation in the Sphere of Plant Variety Rights Protection and Seed and Seedling Production with the Provisions of the European Union Legislation"
<b>Subject matter</b>	Patents (including plant variety protection)
<b>Nature of notification</b>	<input checked="" type="checkbox"/> Main dedicated intellectual property law or regulation <input type="checkbox"/> Other law or regulation
<b>Link to legal text*</b>	<a href="https://ip-documents.info/2023/IP/UKR/23_09492_00_e.pdf">https://ip-documents.info/2023/IP/UKR/23_09492_00_e.pdf</a> <a href="https://ip-documents.info/2023/IP/UKR/23_09492_00_x.pdf">https://ip-documents.info/2023/IP/UKR/23_09492_00_x.pdf</a>
<b>Notification status</b>	<input type="checkbox"/> First notification <input checked="" type="checkbox"/> Amendment or revision to notified legal text <input type="checkbox"/> Replacement or consolidation of notified legal text(s)
<b>Previous notification(s) referred to</b>	<a href="#">IP/N/1/UKR/1</a> <i>Law of Ukraine "On seeds and planting materials"</i> <i>Law of Ukraine "On protection of the rights to plant varieties"</i> <i>Civil Code of Ukraine</i>

**Brief description of the notified legal text**

The Law

- introduces electronic services for obtaining permits for the importation of seed samples for the purpose of their research;
- establishes criteria for authorizing certification bodies, in particular, the availability of their own accredited laboratory;
- allows seed production and seedling production entities that are direct producers to determine the sowing qualities of seeds, under the condition of obtaining the authorization of the Ministry of Agrarian Policy and Food of Ukraine;
- simplifies the procedure for importation of seeds, planting material and varieties into the territory of Ukraine, which are registered in the register of plant varieties of Ukraine;

<ul style="list-style-type: none"> <li>- cancels the mandatory submission of indicators of suitability for distribution for crops undergoing research in the application materials;</li> <li>- introduces a procedure for consideration of a variety application and examination of the variety name within no more than 20 days;</li> <li>- harmonizes the variety naming procedures with the International Convention on the Protection of New Varieties of Plants; and</li> <li>- establishes clear deadlines for taking decisions on state registration of rights to a variety, entering the variety into registers and issuing titles of protection.</li> </ul>	
<b>Language(s) of notified legal text</b>	English, Ukrainian
<b>Entry into force</b>	10 June 2023
<b>Other date</b>	Adoption: 16 November 2022

**Notification details**

<b>Submission date of notification</b>	3 May 2023
<b>Other information</b>	The Law is available at <a href="https://zakon.rada.gov.ua/laws/show/2763-20#Text">https://zakon.rada.gov.ua/laws/show/2763-20#Text</a>
<b>Agency or authority responsible</b>	Ministry of Agrarian Policy and Food of Ukraine

\* Links are provided to texts of laws and regulations notified under the TRIPS Agreement in the form supplied by the Member concerned; the WTO Secretariat does not endorse or revise their content.