



THE PLANT VARIETY RIGHTS (FEES) ORDER 1989

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 9th day of October 1989

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 38 of the Plant Variety Rights Act 1987, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

ORDER

1. Title and commencement—(1) This order may be cited as the Plant Variety Rights (Fees) Order 1989.

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

2. Fees—(1) The fees specified in the Schedule to these regulations must be paid in respect of the things referred to (being things authorised by the Plant Variety Rights Act 1987) in that schedule.

(2) Where, at the request of an applicant, the Commissioner arranges an overseas test trial of a variety, the applicant must pay the Commissioner the cost of the trial.

3. Amount of GST included—The fees prescribed in this order are inclusive of goods and services tax under the Goods and Services Tax Act 1985.

4. Revocation—The Plant Variety Rights (Fees) Order 1988 is hereby consequentially revoked.

Cl. 2 (1)

SCHEDULE

Fees Payable Under Plant Variety Rights Act 1987 (including GST)

Item	Herbage, agricultural crops, vegetables Fee (\$)	Fruit or nut plants Fee (\$)	Other plants Fee (\$)
Rectification of error or irregularity	22.50	22.50	22.50
Issue of duplicate document	22.50	22.50	22.50
Application for grant	562.50	337.50	225
Examination of data (including any material) supplied by applicant— within 6 months of application	562.50	337.50	225
later	787.50	337.50	225
Test trial by Ministry	—	562.50	450
Issue of grant	450	112.50	112.50
Annual grant fee— paid by anniversary of grant	450	225	180
paid later	495	247.50	202.50
Request under section 21 (1) of the Act (compulsory licences and sales)	562.50	562.50	562.50
Application to limit, vary, extend, or revoke, compulsory licence or order	281.25	281.25	281.25

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

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

This order, which comes into force 28 days after notification in the *Gazette*, increases the fees payable under the Plant Variety Rights Act 1987.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 12 October 1989.

This order is administered in the Ministry of Agriculture and Fisheries.