

Things to Know

Is the registered PVP protected worldwide?

No, as protection is territorial, therefore a plant variety registered with BruIPO is only protected in Brunei Darussalam.

Nevertheless, if a plant breeder wants his plant variety to be protected worldwide, the plant breeder will need to file directly at the foreign IP office of the jurisdiction intended to protect his plant variety.

About Us

The Brunei Intellectual Property Office (BruIPO) oversees the legislation and registration of intellectual property in Brunei Darussalam.



PLANT VARIETY PROTECTION (PVP)

All information on this leaflet are for general information only and does not constitute legal advice. For further information on PVP, please visit us at :

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Exclusive Rights to Your Ideas

PLANT VARIETY PROTECTION



What is Plant Variety Protection (PVP)?

PVP is defined as a right granted to the breeder of a new variety of plant that gives the breeder exclusive control over the propagating material (including seeds, cuttings, divisions, tissue culture) and harvested material (such as cut flowers, fruits, foliage) of a new variety for a number of years.

It also allows the plant breeders to gain the exclusive right to produce for sale and sell propagating material of the plant variety and prevents others from using the variety without their permission.

How do you protect your plant variety in Brunei?

Protection is first-to-file basis, that is, the first person to file an application will have priority over others for the same variety.

How long is a plant variety protected?

Protection can last up to 25 years, subject to payment of annual fees. Annual fees are payable every year starting from the end of the first year of grant.

Application Process

Step 1

Submission of PVP3 with Technical Questionnaire (PVP-TQ)

Step 2

Preliminary examination and issuance of acknowledgment

Step 3

Published in BruIPO's Journal

Step 4

Technical Examination

Step 5

Certificate of Grant will be issued upon request

What are the conditions for PVP?

In order to be eligible for protection in Brunei Darussalam, a plant variety has to meet set requirements under the law:

-  The variety must be **novel**.
-  The variety must be **distinct**.
-  The variety must be **uniform** in its relevant characteristics
-  The variety must be **stable**, that is, the relevant characteristics must remain unchanged after repeated propagation.

The legislation governing the protection of PVP in Brunei Darussalam is the Plant Varieties Protection Oder 2015.

