



पौधा किस्म और कृषक अधिकार संरक्षण प्राधिकरण
(संसद के अधिनियम द्वारा निर्मित सांविधिक प्राधिकरण)
Protection of Plant Varieties & Farmers' Rights Authority
(A Statutory Authority Created by an Act of Parliament)
कृषि एवं किसान कल्याण मंत्रालय, भारत सरकार
Ministry of Agriculture & Farmers Welfare, Govt. of India
एन ए एस सी काम्प्लेक्स, डी पी एस मार्ग, निकट टोडापुर गांव, नई दिल्ली-110012
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F. No. PPV&FRA/Legal/02/2019

Dated: 30.04.2021

PUBLIC NOTICE
(11 of 2021)

Sub: - Extension of time limit under PPV&FR Act, 2001 – Order dated 27th April, 2021 of Hon'ble Supreme Court of India in In Re Cognizance for Extension of Limitation in Suo Motu Writ Petition (C) No.3 of 2020.

By Public Notice 6 of 2020, the time limits for various proceedings under PPV&FR Act, 2001 was extended from 15.03.2020 till 14.03.2021 based on the order dated 8th March, 2021 of the Hon'ble Supreme Court in the above matter. Further, the Hon'ble Supreme Court vide order dated 27th April, 2021 in the same matter has directed that the period(s) of limitation, as prescribed under any general or special laws in respect of all judicial or quasi-judicial proceedings whether condonable or not, shall stand further extended from 15.03.2020 till further orders from the Hon'ble Supreme Court. **Accordingly, Public Notice No.6 of 2021 stand revoked *in toto* and as per the said order of the Hon'ble Apex Court the time limit granted for various proceedings under PPV&FR Act, 2001 stands further extended from 15.03.2020 till further orders from the Hon'ble Supreme Court as hereunder: -**

Subject Matter	Time Period provided under PPV&FR Act/ Rules	Provisions	Date of Extended Time Limit as per order dated 27 th April, 2021 of Hon'ble Apex Court in SWP (C) No.3 of 2020.
Novelty (within India)	One year	Section 15(3)(a)(i)	16.03.2019 (for all applications of new varieties whose date of first sale/exploitation falls from 16.03.2019 to 14.03.2021, the last date for receipt of applications as new varieties would be received till further orders from Hon'ble Supreme Court in SWP (C) No.3 of 2020)

Novelty Outside India Field crops	Four Years	Section 15(3)(a) (ii)	16.03.2016 (for all applications of new varieties whose date of first sale/exploitation falls from 16.03.2016 to 14.03.2021, the last date for receipt of applications as new varieties would be received till further orders from Hon'ble Supreme Court in SWP (C) No.3 of 2020)
Novelty Outside India Trees and Vines	Six Years	Section 15(3)(a) (ii)	16.03.2014(for all applications of new varieties whose date of first sale/exploitation falls from 16.03.2014 to 14.03.2021, the last date for receipt of applications as new varieties would be received till further orders from Hon'ble Supreme Court in SWP (C) No.3 of 2020)
Opposition	Three months	Section 21	Time Further Extended till further orders from Hon'ble Supreme Court in SWP (C) No.3 of 2020.
Renewal Fee (PV-6)	Six Months	Section 24(6) Rule 39(1)(b)	
Benefit Sharing	Six Months	Section 26	
Annual fee payment	One year	Section 35	
Compulsory licence	Three Years	Section 47	
Notice under Rule 3(2)	One Month	Rule 3(2)	
Counter Statement	Two months	Section 21(2) Rule 31(4)	
Final Opposition	Thirty Days	Section 21(2) Rule 31(6)	
Evidence of Opponent	One month	Section 21 Rule 33(1)	
Evidence of Applicant	Thirty Days	Section 21(2) Rule 33(2)	
Form O-3 - Notice under Section 24 Rule 38	Thirty Days	Section 24 Rule 38	
Opposition to Benefit Sharing	Three months	Section 26(7) Rule 42(2)	
O-4 (Reference for recovery of Benefit Sharing)	Three Months	Section 26 Rule 44	

PV-13 (Notice of Opposition for offer to surrender of certificate)	Three Months	Section 33 Rule 51(2)(a)	Time Further Extended till further orders from Hon'ble Supreme Court in SWP (C) No.3 of 2020.
Reply Statement to Opposition in proceedings relating to surrender of certificate	Three months	Section 33 Rule 51(3)	
PV-16 (Notice of oppose the revocation of certificate of registration of plant variety)	Three Months	Section 34 Rule 53(2)(a)	
Reply to opposition in Revocation	Three Months	Section 34 Rule 53 (3)	
PV-20 (Notice of opposition either cancellation or change of certificate of registration or making, expunging or varying entry in the Register of Plant Variety by the Registrar)	Three Months	Section 36 Rule 59 (2)	
Application for alteration of denomination	Three Months	Section 38(2) Rule 65	
PV-26 (Notice of opposition to an application for compensation)	Three months	Section 39(2) Rule 67(2)	
PV-27 (Notice of opposition to an application for compensation)	Three months	Section 41 Rule 68(2)	
Notice to breeder in Compulsory licensing	One month	Rule 71(4)	

(T.K. Nagarathna)
Registrar