

Plant Variety Protection and Variety Patents are used to protect the investments of plant variety developers from unauthorized use of the varieties they have put significant effort into. PVPA & Patented Varieties are protected by federal seed laws!

Don't risk the future of your farm or business by purchasing pirated seed or selling seed of a protected variety!



The Variety Developer may elect to enact Title 5 of the Federal Seed Act so that the variety can be sold only as a class of certified seed. PVP status is noted on a certified seed tag.

CERTIFIED SEED	
	KIND: WHEAT VARIETY: GREENVILLE CERT #: W-33 LOT #: GWV-4855 WARNING UAES PVP VARIETY
UTAH CERTIFIED SEED	
The seed in this container, with label properly affixed thereto, was produced in accordance (based on and limited to record of seed source and the results of representative field inspections and seed sample analysis) with the Seed Certification Requirements and Standards established by the Utah Crop Improvement Association for the CERTIFIED CLASS of certified seed. Beyond this certification representation, the Association makes no warranty, expressed or implied, as to merchantability or fitness for purpose or performance of the seed. This tag must be accompanied by a seed analysis label to comply with state and federal seed laws.	
UTAH CROP IMPROVEMENT ASSOCIATION, Utah Agriculture Experiment Station, Logan, Utah 84322-4855	
MEMBER OF ASSOCIATION OF OFFICIAL SEED CERTIFYING AGENCIES	



UTAH CROP IMPROVEMENT ASSOCIATION

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- Third-party official seed certifying agency for Utah since 1937
- Non-profit corporation
- Member, Association of Official Seed Certifying Agencies (AOSCA)



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How do PVP Varieties benefit your farm operation?

PVP
IMPROVEMENT THROUGH RESEARCH

— WARNING —
UNAUTHORIZED SEED PRODUCTION OF THIS VARIETY IS ILLEGAL

The seed in this container is a protected variety which is owned by the Utah Agricultural Experiment Station. Plant Variety Protection (PVP) has been applied and/or granted for this variety under the PVP Act of 1970, revised 1994. Seed of this variety can legally be sold only as a class of certified seed under Title V of the Federal PVP Act.

Authorization to produce, label, and market seed of this variety is controlled by the Utah Crop Improvement Association (Utah State University, Logan, UT 84322-4855; 435-797-2082; www.utahcrop.org), acting as legal agent of the Utah Agricultural Experiment Station.

Buyers of this seed agree not to multiply, offer, and/or label for sale seed of this variety unless they obtain authorization and/or a license for seed production of this variety.

This container and contents may be resold provided the certification tag and this PVP warning label remain sealed to the container.



PROTECTED VARIETY

Newly Developed Crop Varieties Offer Many Benefits

Agronomists assert that new crop varieties with improved yield and pest resistance are the most significant contributor to higher yields over the last 30 years. These improvements benefit your farm's bottom line.

Higher yields are achieved by developing new varieties that have better agronomic characteristics and resist damaging insect and disease pests. The development of new varieties requires a substantial investment of money, time, testing, propagation and marketing.

Private corporations and public institutions need to be compensated for their efforts in developing new crop varieties. Everyone in the seed industry shares in the responsibility to ensure that all parties are fairly compensated for new crop varieties.

'Pirating' of seed by farmers, seed conditioners and others is not only illegal but reduces funding available for research for continued variety development.



Most 'Newer' Crop Varieties are protected by the Plant Variety Protection Act (PVPA) and/or a Utility Patent.

Under the 1994 PVPA:

A farmer may save enough seed of a protected variety to plant on his own farm holdings but may NOT sell seed without permission of the variety's owner.

It is an infringement to condition, bag or store farmer-saved seed if the quantity exceeds what the farmer can legally save for planting purposes.

Under U.S. Patent Law:

A farmer may not save ANY seed of a utility patent protected variety for planting.

A custom conditioner may NOT condition, treat, bag or store any seed of a utility patent protected variety.

U.S. courts have continued to enforce these laws and the protection they provide to plant breeders and seed companies. Fines and penalties have been handed down to growers and seed handlers who attempt to save seed for resale without the permission of the owner of the variety.

For more information on PVPA, contact the PVP office at pvpomail@usda.gov; or visit www.ams.usda.gov/AMSV1.0/PVPO.



PVPA Penalties:

- Upon finding an infringement the court shall award damages adequate to compensate for the infringement but in no event LESS than a reasonable royalty for the use made of the variety by the infringer, together with interest and costs as fixed by the court.
- When the damages are not determined by the jury, the court shall determine them. In either event the court may increase the damages up to THREE TIMES THE AMOUNT DETERMINED.

U.S. Patent Penalties:

- Are determined in court and cases can be tried before a jury.
- Judgments are usually in excess of the actual loss or damage.
- Such penalties are used as a deterrent, i.e. discourage unauthorized use.