

Part 12: Article 4(1)(xiv) (Name of a Variety Registered under the Agricultural Seed and Seedlings Law)

is identical with, or similar to, the name of a variety registered in accordance with Article 18(1) of the Agricultural Seed and Seedlings Act (Act No. 83 of 1998) , if such a trademark is used in connection with seeds and seedlings of the variety or goods or services similar thereto;

1. The name of a variety registered in accordance with Article 18(1) of the Agricultural Seed and Seedlings Act, after the lapse of the duration of its registration provided by the Act, falls under the provision of Article 3(1)(i) or (iii) of the Trademark Act.
2. The name of a variety registered in accordance with Article 12(4)(i) prior to the enforcement (Dec. 24, 1998) of the Agricultural Seed and Seedlings Act (Act No.83 to 1998) will be handled in a similar manner to 1 above.