

MUTEMO WE SUI GENERIS “PVP/PBR PROTECTION”

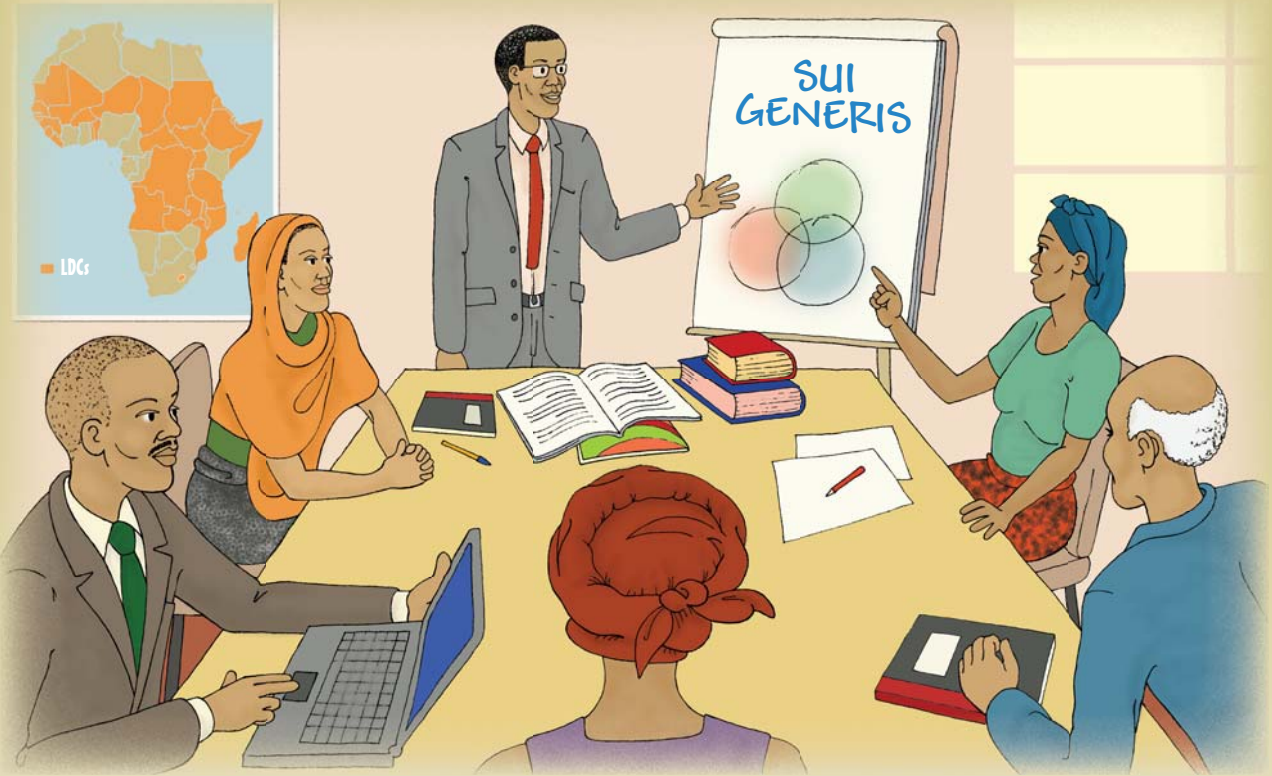
S angano repasi rose rezvekutengeserana “WTO” iro rinoita nezve mitemo yekutengeserana pakati penhengo dzaro rine chibvumirano chinovikanwa kuti “Trade-Related Aspects of Intellectual Property Rights (TRIPs) muchirungu. Nyika dzinokwana makumi mana nembiri (42) muAfrica inhengo dze WTO uye TRIPs.

TRIPs inoda kuti nhengo dze WTO dziwanise magwaro edziviro (PVP) kuburikidza nekodzero dzemakambani anoita basa rekuuchika nekutengeswa kwembeu (PBRs) Inobvumidza nyika kuti dzishandise chero nzira dzePBR dzinoenderana nezvavanoda zvirima maererano nemarimiro uye mamiriro ehupfumi.

Kuita uku kunodaidzwa muchirungu kuti “a sui generis system” (nzira iyi hainyanyozivikanwa kana kuti ndiyo yega).

LDCs

Nyika zhinji dzemuAfrica vane ruzivo rushoma kana kuti havatombosivi nezve kodzero dze vanoita zvekuuchikwa kwembeu (PBRs), kana makambani anoita zvembeu asiri ehurumende (private sector). Kanyange hazvo nyika dzisina kubudirira (LDCs) dzisingafaniri kushandisi **CHERO** nzira ye PVP kusvika mwedzi wachikunguru (July) 2021 uye dziine kodzero yekuwana nguva pashure peizvozvo, nyika zhinji dzisina kubudirira muAfrica dziri kumhanyira kubvumidza kushandisa mitemo yembeu inosungwa munyika madzo zvose nemudunhu radzo dziri muurongwa hwe ‘UPOV 1991’ ichi chibvumirano chepasi rose chiri kudivi rezve kuuchikwa nekutengeswa kwembeu.



Nyika dzichiri kubudirira dzakaita se Malaysia, India neThailand dzinoshandisa mitemo ye PBR sui generis. Mitemo yavo inochengetedza kodzero dzevarimi. Zvakakosha kuti mapoka ose ane chekuita nezve nemutemo uyu PBR sui generis vavepo kuti vawanewo zvavanowedzera kuti zvifambe zvakanaka, sezvakaita sevarimi, vatengi, vagari vemunzvimbo nevauchiki vembeu. Nzira iyi ye sui generis haifaniri kupesana nenzira inoshandiswa nevarimi pakuita mbeu dzavo, kana kuisa imwe nzira sezvino kurudzirwa nenzira yeUPOV.

