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Critical Analysis of Protection of Plant Varieties and Farmers Rights in Pakistan under the Plant Breeders' Rights Act 2016

ABSTRACT

The Government of Pakistan passed the Plant Breeders' Rights Act 2016, the approval of which took more than one and half decade. The bill of the Plant Breeders' Rights Act was presented for approval several times with amendments. Though, the Act is still considered controversial between the Federal and Provincial governments. The Provinces claim that legislation of PBR Act is unconstitutional as the subject of Plant Breeders' Rights Act is a provincial subject over which the Parliament cannot exercise legislative jurisdiction under the Article 141 of the Constitution (Eighteenth Amendment) Act, 2010. Federal government without the consultation of provinces; however, the provinces claim that the Parliament does not have the constitutional right after the eighteenth

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