
STATUTORY RULES OF NORTHERN IRELAND

2013 No. 304

**The Seeds (Miscellaneous Amendments)
Regulations (Northern Ireland) 2013**

PART 3

**AMENDMENT OF THE FODDER PLANT SEEDS
REGULATIONS (NORTHERN IRELAND) 2009**

Amendment of The Fodder Plant Seeds Regulations (Northern Ireland) 2009

3. The Fodder Plant Seeds Regulations (Northern Ireland) 2009⁽¹⁾ are amended in accordance with regulations 4 to 6.

4. In regulation 2(1) (general interpretation) for the definition of “the Fodder Plant Seed Directive” substitute ““the Fodder Plant Seed Directive” means Council Directive [66/401/EEC](#) on the marketing of fodder plant seed⁽²⁾”.

5.—(1) Regulation 25 (sampling) is amended as follows.

(2) In paragraph (3) for the words “paragraph (5)” substitute “paragraph (5) or regulation 25A”.

(3) For paragraph (4) substitute the following—

“(4) Subject to paragraph (5), the maximum weight of a seed lot of a mixture of seeds to which regulation 24(1) or (2) applies shall be 10 tonnes, except that, where more than 50% of the mixture consists of species of seeds for which the maximum seed lot weight prescribed in seeds regulations is more than 10 tonnes, the maximum weight of a mixture shall be that of the larger or largest seed lot.”.

(4) For paragraph (5) substitute the following—

(a) “(5) Subject to sub-paragraph (b), a seed lot may exceed the maximum weight for a seed lot required under paragraph (3) or (4) by not more than 5 per cent.

(b) Where a person referred to in regulation 25A has approval to increase the maximum weight of a seed lot of grasses to 25 tonnes, the weight of such a seed lot may not exceed 25 tonnes by not more than 5 per cent.”

(5) In paragraph (7)(b) for the words “paragraph (3) or (4)” substitute “paragraph (3) or (4) or regulation 25A”.

6. After regulation 25 insert the following—

⁽¹⁾ [S.R. 2009 No.385](#) as amended by [S.R. 2011 No.397](#)

⁽²⁾ O.J. No. 125, 11.7.1966, p.2298, as last amended by Commissioning Implementing Directive 2012/37/EU (O.J. No. L325, 23.11.2012, p.13)

“Increase to maximum weight of a seed lot of grasses

25A.—(1) Any person registered by the Department under regulation 5 of the Seeds (Registration, Licensing and Enforcement) Regulations (Northern Ireland) 2009⁽³⁾ or by another National Authority under any equivalent provision extending to any other part of the United Kingdom may apply to the Department for approval to increase the maximum weight, specified in column 2 of Schedule 7, of a seed lot of grasses set out in paragraphs 1 and 2 of column 1 to 25 tonnes.

(2) An application under paragraph (1) shall be made in writing to the Department and contain such information as the Department may require.

(3) An approval may be made subject to such conditions as the Department thinks are necessary.

(4) The Department may withdraw an approval to increase the maximum weight of a seed lot of grasses where it is satisfied that there has been a breach of any condition imposed under paragraph (3).

(5) In paragraph (1), the words National Authority have the same meaning as the words “National Authorities” in regulation 2(1) of the Seeds (National List of Varieties) Regulations 2001⁽⁴⁾.”

⁽³⁾ S.R. 2009 No.388

⁽⁴⁾ S.I. 2001 No 3510 as amended by S.I. 2004 No 2949; S.I. 2007 No 1871; S.I. 2009 No 1273 and S.I. 2011 No 464