

SCHEDULE 2

Certification requirements

PART 4

Oil and fibre

Crop and seed requirements

37.—(1) Crop inspections by official or licensed crop inspectors must be carried out in accordance with Article 2(5)(A)^{F1}(a) to (d)] of, and Annex I to, Council Directive [2002/57/EC](#) on the marketing of seed of oil and fibre plants, and the crop must satisfy the conditions in that Annex.

^{F2}(1A) For the purposes of sub-paragraph (1), Council Directive [2002/57/EC](#) is to be read as if—

- (a) in Article 2(5)(A)(a)(iii), for “officially licensed by the seed certification authority of the member State concerned”, there were substituted “ licensed by the Department ”;
- (b) in Annex 2, in Part 1, in paragraph 5C the last sub-paragraph were omitted.]

(2) The seed produced by the crop must be sampled in accordance with Annex III to that Directive and must satisfy the conditions in Annex II to that Directive.

^{F3}(3) The crop and the seed produced by the crop must be practically free from any pests which reduce the usefulness and quality of the seed.

(4) The crop and seed produced by the crop must comply with the requirements concerning Union quarantine pests, protected zone quarantine pests and RNQPs provided for in implementing acts adopted pursuant to the EU Plant Health Regulation, as well as measures adopted pursuant to Article 30(1) of that Regulation.]

Textual Amendments

- F1** Words in Sch. 2 para. 37(1) inserted (31.12.2020) by [The Marketing of Seeds and Plant Propagating Material \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2019 \(S.I. 2019/211\)](#), regs. 1(1), **50(d)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Sch. 2 para. 37(1A) inserted (31.12.2020) by [The Marketing of Seeds and Plant Propagating Material \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2019 \(S.I. 2019/211\)](#), regs. 1(1), **50(d)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Sch. 2 para. 37(3)(4) substituted for Sch. 2 para. 37(3) (28.12.2020) by [The Seed Marketing \(Amendment\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/301\)](#), regs. 1, **2(4)(c)** (as amended by S.R. 2020/322, regs. 1, 2)

Changes to legislation:

There are currently no known outstanding effects for the The Seed Marketing Regulations (Northern Ireland) 2016, Paragraph 37.