

## SCHEDULE 2

### Certification requirements

## PART 3

### Fodder plants

#### CHAPTER 1

#### Basic standards

#### Scope of Part 3

20. This Part regulates the types of fodder plants in Schedule 1.

#### Permitted types of fodder seed

21.—(1) Fodder seed must be—

- (a) pre-basic seed;
- (b) basic seed;
- (c) certified seed;
- (d) certified seed, first generation;
- (e) certified seed, second generation;
- (f) commercial seed; or
- (g) seed of a higher voluntary standard.

(2) The seed may be a mixture of fodder species of different varieties provided that each variety in the mixture is certified.

#### Meaning of “pre-basic seed”

22. Pre-basic seed is seed—

- (a) produced from a generation prior to pre-basic seed by or under the responsibility of the breeder according to well-defined practices for the maintenance of the variety; and
- (b) intended for the production of—
  - (i) more pre-basic seed;
  - (ii) basic seed; or
  - (iii) with the breeder's written authority, certified seed CS, C1 or C2.

#### Meaning of “basic seed”

23.—(1) Basic seed is seed of—

- (a) bred varieties; or
- (b) local varieties.

(2) Seed of bred varieties is seed—

- (a) produced under the responsibility of the breeder according to well-defined practices for the maintenance of the variety;

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- (b) intended for the production of certified seed.
- (3) Seed of local varieties is seed—
  - (a) produced under official control from material officially accepted as being of the local variety on one or more holdings situated within a clearly demarcated region of origin;
  - (b) intended for the production of certified seed.

#### **Meaning of “certified seed”**

**24.** Certified seed is seed (other than of field beans, field peas, lucerne (*Medicago sativa*), lupins and vetches)—

- (a) produced directly from basic seed or, if the breeder so requests, from pre-basic seed that satisfies the conditions for basic seed; and
- (b) intended for purposes other than the production of seed.

#### **Meaning of “certified seed, first generation”**

**25.** Certified seed, first generation in relation to field beans, field peas, lucerne (*Medicago sativa*), lupins and vetches is seed—

- (a) produced directly from basic seed or, if the breeder so requests, from pre-basic seed that satisfies the conditions for basic seed; and
- (b) intended for—
  - (i) the production of certified seed, second generation (in the case of field beans and field peas only); or
  - (ii) purposes other than the production of seed (in all cases).

#### **Meaning of “certified seed, second generation”**

**26.** Certified seed, second generation in relation to field beans, field peas, lucerne (*Medicago sativa*), lupins and vetches is seed—

- (a) produced directly from basic seed, from certified seed, first generation (C1) or, if the breeder so requests, from pre-basic seed that satisfies the conditions for basic seed; and
- (b) intended for purposes other than the production of seed of fodder plants.

#### **Meaning of “commercial seed”**

**27.** Commercial seed is seed of annual meadowgrass, Hungarian vetch or sainfoin that is identifiable as belonging to a species.

#### **Crop and seed requirements**

**28.—(1)** Crop inspections by official or licensed crop inspectors must be carried out in accordance with Article 2(3)(A) of, and Annex I to, Council Directive [66/401/EEC](#) on the marketing of fodder plant seed <sup>M1</sup>, and the crop must satisfy the conditions in that Annex.

(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.

(3) Diseases and harmful organisms that reduce the usefulness of the seed must be at the lowest possible level.

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**M1** OJ No L 125, 11.7.1966, p. 2298, as last amended by Commission Directive 2009/74/EC (OJ No L 166, 27.6.2009, p. 40).

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