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WELSH STATUTORY INSTRUMENTS

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**2022 No. 1276 (W. 259)**

**SEEDS, WALES**

**The Seed (Equivalence) (Amendment)  
(Wales) Regulations 2022**

<i>Made</i>	- - - -	<i>5 December 2022</i>
<i>Laid before Senedd Cymru</i>		<i>7 December 2022</i>
<i>Coming into force</i>	- -	<i>30 December 2022</i>

The Welsh Ministers in whom the powers conferred by section 16(1) to (4) of the Plant Varieties and Seeds Act 1964<sup>(1)</sup> are now vested<sup>(2)</sup>, make the following Regulations.

The Welsh Ministers have consulted with representatives of such interests as appear to the Welsh Ministers to be concerned with these Regulations in accordance with section 16(1) of that Act.

**Title, application and commencement**

1. The title of these Regulations is the Seed (Equivalence) (Amendment) (Wales) Regulations 2022, they apply in relation to Wales and they come into force on 30 December 2022.

**Amendment of Council Decision 2003/17/EC**

2.—(1) Council Decision 2003/17 on the equivalence of field inspections carried out in third countries on seed-producing crops and on the equivalence of seed produced in third countries<sup>(3)</sup> is amended as follows.

(2) In Article 6, for “31 December 2022” substitute “31 December 2029”.

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(1) 1964 c. 14. Section 16(1) was amended, and section 16(1A) was inserted, by paragraph 5 of Schedule 4 to the European Communities Act 1972 (c. 68). The powers in the Plant Varieties and Seeds Act 1964, when read with paragraph 5 of Schedule 8 to the European Union (Withdrawal) Act 2018 (c. 16) allow for modification to be made to “retained direct minor EU legislation” as defined in section 7(6) of the Plant Varieties and Seeds Act 1964. See section 38(1) for the definition of “the Minister”.

(2) The functions of the Minister, so far as exercisable in relation to Wales, transferred to the Secretary of State by article 2 of, and Schedule 1 to, the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272). Those functions were then transferred to the National Assembly of Wales by article 2 of, and Schedule 1, to the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the National Assembly for Wales were transferred to the Welsh Ministers by section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).

(3) EUDN 2003/17. There are amendments to this Decision but none are relevant.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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5 December 2022

*Lesley Griffiths*  
Minister for Rural Affairs and North Wales, and  
Trefnydd, one of the Welsh Ministers

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## **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations amend Article 6 of Council Decision 2003/17 of 16 December 2002 on the equivalence of field inspections carried out in third countries on seed-producing crops and on the equivalence of seed produced in third countries to extend the expiry date of this Decision.