

COMMISSION REGULATION (EC) No 491/2007**of 3 May 2007****laying down detailed rules for implementing Council Regulation (EC) No 1947/2005 as regards the communication of data concerning seeds**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1947/2005 of 23 November 2005 on the common organisation of the market in seeds and repealing Regulations (EEC) No 2358/71 and (EEC) No 1674/72 ⁽¹⁾, and in particular Article 11 thereof,

Whereas:

- (1) Article 1 of Commission Regulation (EC) No 2081/2004 of 6 December 2004 laying down rules for the communication of the information necessary for implementing Council Regulation (EEC) No 2358/71 on the common organisation of the market in seeds ⁽²⁾ refers to species and group of varieties set out in the Annex to Council Regulation (EEC) No 2358/71 ⁽³⁾. These are now included in Annex XI to Council Regulation (EC) No 1782/2003 of 29 September 2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers.

- (2) In the light of the reform of the seed sector it is appropriate to review and simplify the communication of the information necessary for implementing Regulation (EC) No 1947/2005. For the sake of clarity, Regulation (EC) No 2081/2004 should therefore be repealed and replaced by a new Regulation.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Seeds,

HAS ADOPTED THIS REGULATION:

Article 1

Member States shall communicate to the Commission by electronic transmission, for each species and group of varieties set out in Annex XI to Regulation (EC) No 1782/2003, the information listed in the Annex to this Regulation by the dates specified therein.

Article 2

Regulation (EC) No 2081/2004 is repealed.

Article 3

This Regulation shall enter into force on the 20th day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 3 May 2007.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 312, 29.11.2005, p. 3.

⁽²⁾ OJ L 360, 7.12.2004, p. 6.

⁽³⁾ OJ L 246, 5.11.1971, p. 1. Regulation as last amended by Regulation (EC) No 1782/2003 (OJ L 270, 21.10.2003, p. 1).

ANNEX

Data to be communicated by Member States in accordance with Article 1:

No	Nature of information (by species and group of variety)	Date by which the information must be supplied	
		Year of harvest	Calendar year following harvest
1	Total area accepted for certification (in ha)	15 November	
2	Estimated harvest (in tonnes) ⁽¹⁾ ⁽²⁾	15 November	
3	Total quantities harvested (in tonnes) ⁽³⁾		1 October
4	Stocks held by wholesalers at end of marketing year (in tonnes) ⁽³⁾ ⁽⁴⁾		1 October

⁽¹⁾ These data only apply to basic and certified seed.

⁽²⁾ Figures for quantities of seed accepted for certification.

⁽³⁾ Figures for quantities to relate to seed satisfying certification requirement.

⁽⁴⁾ Marketing year as specified in Article 2 of Council Regulation (EC) No 1947/2005 (OJ L 312, 29.11.2005, p. 3).