
SCOTTISH STATUTORY INSTRUMENTS

2009 No. 223

**The Seed (Scotland) (Amendments for
Conservation Varieties) Regulations 2009**

PART 3

**AMENDMENTS TO THE OIL AND FIBRE
PLANT SEED (SCOTLAND) REGULATIONS 2004**

Marketing of seed

14. In regulation 6 (marketing of seed)–

- (a) in paragraph (1)(b)(ii) for “Pre-basic Seed, fully certified Basic Seed or Seed of a Certified Generation” substitute “Pre-basic Seed, fully certified Basic Seed, Seed of a Certified Generation or seed of a Conservation Variety”.
- (b) for paragraph (2) substitute–
 - “(2) Paragraph (1) shall not apply to the marketing of seed which has not yet been fully certified if–
 - (a) the seed is marketed for processing;
 - (b) the identity of the seed is ensured; and
 - (i) the seed has been harvested from a crop which has been found by an official field inspection to satisfy the conditions specified in Part I of Schedule 4 or Annex I (crop conditions) of the Oil and Fibre Plant Seed Directive for the relevant category of seed; or
 - (ii) the seed of a Conservation Variety has been harvested from a crop which has been found to satisfy the conditions specified in Part III of Schedule 4A.”;
- (c) in paragraph (3)–
 - (i) delete “either”;
 - (ii) after “Schedule 2,” insert “the examination referred to in paragraph 2(b) of Part I of Schedule 4A”(1).

(1) Schedule 4A is inserted by regulation 20 of, and Schedule 2 to, those Regulations.