

---

SCOTTISH STATUTORY INSTRUMENTS

---

**2010 No. 67**

**The Beet Seed (Scotland) Regulations 2010**

**PART II**

**MARKETING**

**Exception for Conservation Varieties**

- 10.**—(1) No person may market seed of a Conservation Variety—
- (a) other than in its region of origin; and
  - (b) unless the requirements of paragraphs (2), (3) and (5) are met.
- (2) The seed must descend from seed produced according to well defined practices for maintenance of the variety.
- (3) The seed must be harvested from a crop that—
- (a) has been produced in the region of origin for the variety or additional region; and
  - (b) satisfies the conditions laid down in paragraph 2 of Part I of Schedule 4.
- (4) The Scottish Ministers may ascertain, so far as practicable, whether the requirements for the crop set out in paragraph 2 of Schedule 4 are met by the use of methods which may include examination of a post control plot sown with a sample from the seed and the consideration of any other relevant information, without requiring an official field inspection of the crop.
- (5) The seed must satisfy the conditions laid down in paragraph 8 of Part II of Schedule 4.
- (6) A person proposing to produce seed of a Conservation Variety must supply the Scottish Ministers, in such manner and form as the Scottish Ministers may require, with the following details in writing—
- (a) the size (in hectares); and
  - (b) the location,
- of the area to be used to produce that seed.
- (7) For the purposes of Article 14 of Commission Directive 2008/62, the Scottish Ministers may specify the maximum amount of seed of a Conservation Variety which may be marketed in any given growing season. Different maxima for different persons or classes of person may be specified.
- (8) No person shall market more than the maximum amount of seed of a Conservation Variety applicable to that person as specified under paragraph (7).
- (9) Any person marketing seed of a Conservation Variety must supply the Scottish Ministers, on request, with details in writing of the amount and variety of the seed placed on the market during each growing season.