

SCHEDULE 3

REQUIREMENTS AS TO VARIETAL PURITY AND SIZE

Seed potatoes produced outside Scotland

5.—(1) This paragraph applies to seed potatoes produced outside Scotland.

(2) In the case of seed potatoes to which this paragraph applies, the lot must—

- (a) comply with the requirements relating to size in Article 10 of Council Directive [2002/56/EC](#); and
- (b) be sufficiently homogeneous in accordance with the standards imposed by the relevant authority.

(3) For the purposes of determining whether a lot of seed potatoes to which this paragraph applies meets the requirements specified in sub-paragraph (2)(a), the size of any seed potatoes is deemed to be as stated on the official label or official document in respect of the lot, if on a sample taken in accordance with regulation 17(3) and Schedule 8, the proportion of the weight of potatoes which are smaller than the minimum size stated on the official label or official document and larger than the maximum size stated on the official label or official document does not exceed 3% of the total weight of the sample.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Seed Potatoes (Scotland) Regulations 2015. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Sch. 3 para. 5(2)(a) substituted by [S.S.I. 2019/59 reg. 16\(16\)\(d\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- sch. 5A inserted by [S.S.I. 2019/59 reg. 16\(19\)](#)
- reg. 7(2A) inserted by [S.S.I. 2019/59 reg. 16\(7\)\(b\)](#)
- reg. 7(2A) words substituted in earlier amending provision S.S.I. 2019/59, reg. 16(7)(b) by [S.S.I. 2020/445 reg. 17\(7\)](#)
- reg. 11(1)(b)(i) word substituted in earlier amending provision S.S.I. 2019/59, reg. 16(10) by [S.S.I. 2020/445 reg. 17\(10\)\(a\)](#)
- reg. 11(1)(b)(iii) omitted in earlier amending provision S.S.I. 2019/59, reg. 16(10) by [S.S.I. 2020/445 reg. 17\(10\)\(c\)](#)
- reg. 11(1)(b)(ii) word inserted in earlier amending provision S.S.I. 2019/59, reg. 16(10) by [S.S.I. 2020/445 reg. 17\(10\)\(b\)](#)
- reg. 23A inserted by [S.S.I. 2019/59 reg. 16\(13\)](#)
- reg. 23A words substituted in earlier amending provision S.S.I. 2019/59, reg. 16(13) by [S.S.I. 2020/445 reg. 17\(12\)](#)