

SCHEDULE 6

Article 2

CONTROLLER OF PLANT VARIETY RIGHTS PLANT VARIETIES AND SEEDS TRIBUNAL PLANT VARIETY RIGHTS OFFICE

PART I

APPLICATION

1. This Schedule applies to—
 - (a) the Controller of Plant Variety Rights(1);
 - (b) the Plant Varieties and Seeds Tribunal(2); and
 - (c) the Plant Variety Rights Office(3).

PART II

MODIFICATIONS

2. After paragraph 3 of Schedule 8 (Controller of Plant Variety Rights etc.) to the Scotland Act 1998 (Cross-Border Public Authorities) (Adaptation of Functions etc.) Order 1999(4) there is inserted—

“**3A.**—(1) This paragraph applies to the function of making orders under paragraph 6(2) of Schedule 2 to the 1997 Act.

(2) The function to which this paragraph applies shall be exercisable only with the consent of the Scottish Ministers, and section of 88(2) of the Act shall not apply in relation to that function.”.

(1) The Controller of Plant Variety Rights was constituted by section 2 of the Plant Varieties Act 1997 (c. 66).
(2) The Plant Varieties and Seeds Tribunal was continued by section 42 of the Plant Varieties Act 1997.
(3) The Plant Variety Rights Office was continued by section 2 of the Plant Varieties Act 1997.
(4) S.I. 1999/1747