

2006 No. 1678

SEEDS, ENGLAND

**The Cereal Seed (England) and Fodder Plant Seed (England)
(Amendment) Regulations 2006**

<i>Made</i> - - - -	<i>25th June 2006</i>
<i>Laid before Parliament</i>	<i>28th June 2006</i>
<i>Coming into force</i> - -	<i>19th July 2006</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by section 16(1), (1A), (3) and (4) of the Plant Varieties and Seeds Act 1964(a) and now vested in him(b).

In accordance with section 16(1) of that Act he has consulted with representatives of such interests as appear to him to be concerned.

Title and commencement

1. These Regulations may be cited as the Cereal Seed (England) and Fodder Plant Seed (England) (Amendment) Regulations 2006 and come into force on 19th July 2006.

Amendment of the Cereal Seed (England) Regulations 2002

2.—(1) The Cereal Seed (England) Regulations 2002(c) are amended as follows.

(2) In column 3 of the Table in Schedule 7 (lot and sample weights), for “25”, wherever occurring, substitute “30”.

Amendment of the Fodder Plant Seed (England) Regulations 2002

3.—(1) The Fodder Plant Seed (England) Regulations 2002(d) are amended as follows.

(2) In regulation 23(3) (sampling), at the end, add—

“;

(c) where more than 50% of the mixture consists of a species of seed for which the maximum weight of a seed lot prescribed in seed regulations is 30 tonnes, the maximum weight of the seed lot shall be 30 tonnes”.

(a) 1964 c.14; section 16 was amended by section 4(1) of, and paragraph 5(1), (2) and (3) of Schedule 4 to, the European Communities Act 1972 (c. 68), S.I. 1977/1112 and section 2 of the Agriculture Act 1986 (c.49); see section 38(1) for a definition of “the Minister”.

(b) Under the Ministry of Agriculture, Fisheries and Food (Dissolution) Order 2002 (S.I. 2002/794), the functions of the Minister of Agriculture, Fisheries and Food under the Plant Varieties and Seeds Act 1964 which remained vested in that Minister at the date of the Order were transferred to the Secretary of State.

(c) S.I. 2002/3173, to which there are amendments not relevant to these Regulations.

(d) S.I. 2002/3172, amended by S.I. 2004/2387; there is another amending instrument but it is not relevant.

25th June 2006

Jeff Rooker
Minister of State
Department for Environment, Food and Rural Affairs

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations implement Commission Directive 2006/55/EC of 12 June 2006 amending Annex III to Council Directive 66/402/EEC as regards the maximum weight of seed lots (O.J. No. L 159, 13.6.2006, p.13).

They amend the Cereal Seed (England) Regulations 2002 (S.I. 2002/3173) to increase the maximum weight of a seed lot of species of cereal seed, except for maize, from 25 to 30 tonnes. They also make a consequential amendment to the Fodder Plant Seed (England) Regulations 2002 (S.I. 2002/3172) to ensure that, where more than 50% of a seed lot comprising a mixture of fodder plant seed and seed for which the maximum weight of a seed lot is increased by these Regulations to 30 tonnes, the maximum weight of the mixed seed lot is also 30 tonnes.

A Regulatory Impact Assessment and a Transposition Note have been prepared for these Regulations and copies have been placed in the library of each House of Parliament. Copies can be obtained from the Plant Variety Rights Office and Seeds Division of the Department for Environment, Food and Rural Affairs, White House Lane, Huntingdon Road, Cambridge, CB3 0LF.

£3.00

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