

STATUTORY INSTRUMENTS

2015 No. 1953

The Seed Potatoes (England) Regulations 2015

Composition of lots of seed potatoes

11.—(1) No person may market pre-basic seed potatoes, basic seed potatoes or certified seed potatoes otherwise than in a lot consisting wholly of seed potatoes of—

- (a) one category;
- (b) one variety; and
- (c) one grade.

(2) No person may market test and trial seed potatoes otherwise than in a lot consisting wholly of seed potatoes of one variety.

(3) For the purposes of this regulation, a lot of seed potatoes is to be treated as if it consists wholly of one variety provided that—

- (a) in relation to seed potatoes produced in England, the number of seed potatoes in the lot which are not true to variety or are of a different variety in relation to the total number of seed potatoes in the lot—
 - (i) in the case of pre-basic seed potatoes, is no more than 0.01%;
 - (ii) in the case of basic seed potatoes, is no more than 0.1%;
 - (iii) in the case of certified seed potatoes or test and trial seed potatoes, is no more than 0.2%;
- (b) in relation to seed potatoes produced outside England, the lot is sufficiently homogeneous in accordance with the standards imposed by the Certification Authority [^{F1}, in respect of the marketing of potatoes of that category, pursuant to—
 - (i) in the case of seed potatoes produced in the United Kingdom, the relevant seed potatoes regulations;
 - (ii) in the case of seed potatoes produced in a Crown Dependency or a country granted equivalence, legislation recognised by the Secretary of State as having equivalent effect to subparagraph (a),]

Textual Amendments

- F1** Words in reg. 11(3)(b) substituted (31.12.2020) by [The Animal Health, Plant Health, Seeds and Seed Potatoes \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/809\)](#), regs. 1(b), **7(10)** (as amended by [S.I. 2020/1388](#), regs. 1(2)(a), **21(4)**); 2020 c. 1, [Sch. 5 para. 1\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Seed Potatoes (England) Regulations 2015, Section 11.