
STATUTORY INSTRUMENTS

2020 No. 1463

**The Aquatic Animal Health and Alien Species in Aquaculture,
Animals, and Marketing of Seed, Plant and Propagating
Material (Legislative Functions and Miscellaneous
Provisions) (Amendment) (EU Exit) Regulations 2020**

PART 5

Functions relating to third country equivalence and the marketing of seed,
plant and plant propagating material in Directives [66/401/EEC](#), [66/402/EEC](#), [1999/105/EC](#), [2002/54/EC](#), [2002/55/EC](#), [2002/56/EC](#) and [2002/57/EC](#)

General interpretation

25. In this Part—

“agricultural seed” means seed intended to be used for agricultural or horticultural production, of the plants listed—

- (a) in relation to England, in the first column of the table in Schedule 1 to the Seed Marketing Regulations 2011(1);
- (b) in relation to Wales, in the first column of the table in Schedule 1 to the Seed Marketing (Wales) Regulations 2012(2);
- (c) in relation to Scotland, in—
 - (i) Schedule 1 to the Vegetable Seeds Regulations 1993(3);
 - (ii) Schedule 1 to the Oil and Fibre Plant Seed (Scotland) Regulations 2004(4);
 - (iii) Schedule 1 to the Cereal Seed (Scotland) Regulations 2005(5);
 - (iv) Schedule 1 to the Fodder Plant Seed (Scotland) Regulations 2005(6);
 - (v) Schedule 1 to the Beet Seed (Scotland) (No. 2) Regulations 2010(7);

“forest reproductive material” has the meaning given in regulation 2 of the Forest Reproductive Material (Great Britain) Regulations 2002(8);

“OECD Seed Scheme” means any of the schemes established by the Organisation for Economic Cooperation and Development for the varietal certification or the control of seed moving in international trade for—

(1) S.I. 2011/463, relevant amending instruments are S.I. 2017/288, 2020/579.
(2) S.I. 2012/245 (W. 39), relevant amending instruments are S.I. 2017/1095 (W. 276), 2020/601 (W. 138).
(3) S.I. 1993/2008, relevant amending instruments are S.I. 2002/3175, 2005/3035 (W. 223), S.S.I. 2007/305.
(4) S.S.I. 2004/317, amended by S.S.I. 2010/219; there are other amending instruments but none is relevant.
(5) S.S.I. 2005/328, amended by S.S.I. 2010/219; there are other amending instruments but none is relevant.
(6) S.S.I. 2005/329, amended by S.S.I. 2010/219; there are other amending instruments but none is relevant.
(7) S.S.I. 2010/148, to which there are amendments not relevant to the Schedule. It is prospectively amended by S.S.I. 2019/59.
(8) S.I. 2002/3026, to which there are amendments not relevant to this definition and Schedule 1.

- (a) grasses and legumes;
- (b) crucifers and other oil or fibre species;
- (c) cereals;
- (d) maize;
- (e) sorghum;
- (f) beet; and
- (g) vegetables;

“OECD Forest Scheme” means the scheme established by the Organisation for Economic Cooperation and Development for the certification of forest reproductive material moving in international trade;

“plant material” means agricultural seed, forest reproductive material and seed potatoes;

“relevant legislation” means—

- (a) the Forest Reproductive Material (Great Britain) Regulations 2002**(9)**;
- (b) in relation to England—
 - (i) the Seed Marketing Regulations 2011**(10)**;
 - (ii) the Seed Potatoes (England) Regulations 2015**(11)**;
- (c) in relation to Wales—
 - (i) the Seed Marketing (Wales) Regulations 2012**(12)**;
 - (ii) the Seed Potatoes (Wales) Regulations 2016**(13)**;
- (d) in relation to Scotland—
 - (i) the Vegetable Seeds Regulations 1993**(14)**;
 - (ii) the Oil and Fibre Plant Seed (Scotland) Regulations 2004**(15)**;
 - (iii) the Cereal Seed (Scotland) Regulations 2005**(16)**;
 - (iv) the Fodder Plant Seed (Scotland) Regulations 2005**(17)**;
 - (v) the Beet Seed (Scotland) (No. 2) Regulations 2010**(18)**;
 - (vi) the Seed Potatoes (Scotland) Regulations 2015**(19)**;

“seed potatoes” has the meaning given—

- (a) in relation to England, by regulation 2 of the Seed Potatoes (England) Regulations 2015;

(9) S.I. 2002/3026, amended by S.I. 2006/2530, 2011/1043, 2013/755 (W. 90), 2014/1833, 2019/496 (W. 113), 1517, 2020/206 (W. 48), S.S.I. 2019/421, 734. It is prospectively amended by S.I. 2019/131, S.S.I. 2019/130, S.I. 2019/735 (W. 138).

(10) S.I. 2011/463, amended by S.I. 2011/2992, 2012/3035, 2014/487, 2016/613, 2017/288, 2019/131, 472, 2020/579, 682. It is prospectively amended by S.I. 2019/809.

(11) S.I. 2015/1953, amended by S.I. 2017/288, 2018/575, 2019/472, 1517, 2020/682. It is prospectively amended by S.I. 2019/809.

(12) S.I. 2012/245 (W. 39), amended by S.I. 2013/889 (W. 101), 2014/519 (W. 61), 2016/1242 (W. 294), 2017/1095 (W. 276), 2019/368 (W. 90), 737 (W. 140), 2020/601 (W. 138), 833 (W. 182).

(13) S.I. 2016/106 (W. 52), amended by S.I. 2017/596 (W. 139), 1095 (W. 276), 2018/1216 (W. 249), 2020/206 (W. 48), 833 (W. 182). It is prospectively amended by S.I. 2019/738 (W. 141).

(14) S.I. 1993/2008, amended by S.I. 1996/1452, 1997/616, 1999/1863, 2000/1790, 2001/3510, 2001/3667 (W. 299), 2002/3175, 2005/3035 (W. 223), 2011/1043, S.S.I. 2000/250, 2007/305, 2010/219, 425, 2013/326, 2016/434, 2019/59, 2020/165. It is prospectively amended by S.S.I. 2019/190.

(15) S.S.I. 2004/317, amended by S.S.I. 2006/313, 2007/224, 2009/223, 2010/219, 2016/68, 434, 2019/59, 2020/165.

(16) S.S.I. 2005/328, amended by S.S.I. 2006/313, 448, 2007/224, 2009/223, 2010/219, 2011/1043, 2016/68, 434, 2019/59, 2020/165. It is prospectively amended by S.S.I. 2019/190.

(17) S.S.I. 2005/329, amended by S.S.I. 2006/313, 448, 2007/224, 2009/223, 330, 2010/219, 2011/1043, 2012/5, 2013/326, 2016/68, 434, 2017/384, 2019/59, 2020/165.

(18) S.S.I. 2010/148, amended by S.S.I. 2016/68, 434, 2011/1043, 2019/59.

(19) S.S.I. 2015/395, amended by S.S.I. 2016/68, 434, 2018/391, 2019/59, 421, 2020/165. It is prospectively amended by S.S.I. 2019/190.

- (b) in relation to Wales, by regulation 2 of the Seed Potatoes (Wales) Regulations 2016;
- (c) in relation to Scotland, by regulation 2 of the Seed Potatoes (Scotland) Regulations 2015.