

## WELSH STATUTORY INSTRUMENTS

# 2004 No. 2881

## The Oil and Fibre Plant Seed (Wales) Regulations 2004

### PART III

#### CONTROL OF OIL AND FIBRE PLANT SEED

##### Sampling

**23.**—(1) A sample of seeds taken in connection with a [<sup>F1</sup>regulation 6, 11, 13 or 19] application shall be drawn —

- (a) by an authorised officer or a licensed seed sampler acting under the supervision of the authority who appointed him or her;
- (b) in accordance with the method laid down in Schedule 5 of the Seed (Registration, Licensing and Enforcement)(England) Regulations 2002 <sup>M1</sup>; and
- (c) from a homogeneous seed lot.

[<sup>F2</sup>(1A) A sample of seed taken from a conservation variety for the purpose of checking compliance with these Regulations must be taken from a homogeneous seed lot.]

(2) Subject to paragraph (3), the maximum weight of a seed lot shall be that set out in column (2) of the table in Schedule 7.

(3) A seed lot may exceed the maximum weight for a seed lot set out in column (2) of the table in Schedule 7 by not more than 5%.

(4) The minimum weight of a sample shall be that set out in column (3) of the table in Schedule 7.

(5) If a sample of seeds submitted or taken in connection with a [<sup>F3</sup>regulation 6, 11, 13 or 19] application —

- (a) is found not to have been taken in accordance with paragraph (1);
- (b) is taken from a seed lot that does not comply with paragraph (2); or
- (c) does not comply with paragraph (4);

no further use of that sample shall be made under these Regulations, and any findings or results already obtained from testing seed taken from that sample, or from inspecting plants grown in a control plot that has been sown with seed from that sample, shall be disregarded.

##### Textual Amendments

- F1** Words in reg. 23(1) substituted (31.1.2007) by [The Seed \(Wales\) \(Amendments for Tests and Trials etc.\) Regulations 2007 \(S.I. 2007/119\)](#), regs. 1, **5(4)**
- F2** [Reg. 23\(1A\)](#) inserted (30.6.2009) by [The Seed \(Conservation Varieties Amendments\) \(Wales\) Regulations 2009 \(S.I. 2009/1356\)](#), regs. 1(2), **27**
- F3** Words in reg. 23(5) substituted (31.1.2007) by [The Seed \(Wales\) \(Amendments for Tests and Trials etc.\) Regulations 2007 \(S.I. 2007/119\)](#), regs. 1, **5(4)**

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**Changes to legislation:** *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Oil and Fibre Plant Seed (Wales) Regulations 2004. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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**Marginal Citations**

**M1** S.I. 2002/[3176].

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**Changes and effects yet to be applied to :**

- Regulations revoked by [S.I. 2012/245 reg. 34\(a\)](#)

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

- Blanket amendment words substituted by [S.I. 2011/1043 art. 3-68-10](#)