

SCHEDULE 4

Exceptions

PART 3

Certifying seed that does not fully comply with these Regulations

Seed not finally certified, harvested in another [F1European Single Market State]

16.—(1) Seed—

(a) that has been produced—

- (i) directly from basic seed or certified seed of the first generation officially certified either in another [F1European Single Market State] or in a third country that has been granted equivalence under the Directive relating to that seed specified in Schedule 2, or
- (ii) from the crossing of basic seed certified in a [F1European Single Market State] with basic seed certified in such a third country, and

(b) that has been harvested in another [F1European Single Market State],

may be certified if that seed has undergone field inspection for that category of seed and if official examination has shown that the conditions for seed of that category are satisfied.

(2) Where the seed has been produced directly from officially certified seed of generations prior to basic seed, it may be certified as basic seed if the conditions laid down for that category are satisfied.

(3) The seed must be labelled with a grey label bearing the following information—

- (a) the authority responsible for field inspection and the name or initials of the [F1European Single Market State];
- (b) the species, indicated at least under its botanical name, which may be given in abridged form and without the authorities' names;
- (c) the variety (in the case of inbred lines and hybrids intended solely as components for hybrid varieties, the word “component” must be added);
- (d) the category;
- (e) in the case of hybrid varieties, the word “hybrid”;
- (f) the declared net or gross weight;
- (g) the words “seed not finally certified”.

(4) The seed must be accompanied by an official document stating—

- (a) the authority issuing the document;
- (b) the species, indicated at least under its botanical name, which may be given in abridged form and without the authorities' names;
- (c) the variety;
- (d) the category;
- (e) the reference number of the seed used to sow the field and name of the country that certified that seed;
- (f) the reference number of the seed lot or field;
- (g) the area cultivated for the production of the seed lot covered by the document;

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Seed Marketing (Wales) Regulations 2012. 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](#)

- (h) the quantity of seed harvested and number of packages;
- (i) the number of generations after basic seed, in the case of certified seed;
- (j) an attestation that the conditions to be satisfied by the crop from which the seed comes have been fulfilled;
- (k) where appropriate, the results of a preliminary seed analysis.

Textual Amendments

- F1** Words in Sch. 4 substituted (20.3.2019) by [The Marketing of Seeds and Plant Propagating Material \(Amendment\) \(Wales\) \(EU Exit\) Regulations 2019 \(S.I. 2019/368\)](#), regs. 1(2)(a), **2(3)**

Changes to legislation:

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Changes and effects yet to be applied to :

- Sch. 4 para. 16 omitted by virtue of S.I. 2019/368, reg. 4(13)(l) (as substituted) by [S.I. 2020/1573 reg. 4\(3\)\(j\)\(vii\)](#)
- Sch. 4 para. 16 heading word substituted by [S.I. 2019/368 reg. 4\(13\)\(l\)\(i\)](#) (This amendment not applied to legislation.gov.uk. Reg. 4(13)(l) substituted immediately before IP completion day by S.I. 2020/1573, regs. 1(2)(b), 4(3)(j)(vii))
- Sch. 4 para. 16(1)(b) word substituted by [S.I. 2019/368 reg. 4\(13\)\(l\)\(ii\)\(dd\)](#) (This amendment not applied to legislation.gov.uk. Reg. 4(13)(l) substituted immediately before IP completion day by S.I. 2020/1573, regs. 1(2)(b), 4(3)(j)(vii))
- Sch. 4 para. 16(3)(a) word substituted by [S.I. 2019/368 reg. 4\(13\)\(l\)\(iii\)](#) (This amendment not applied to legislation.gov.uk. Reg. 4(13)(l) substituted immediately before IP completion day by S.I. 2020/1573, regs. 1(2)(b), 4(3)(j)(vii))
- Sch. 4 para. 16(1) words substituted by [S.I. 2019/368 reg. 4\(13\)\(l\)\(ii\)\(aa\)](#) (This amendment not applied to legislation.gov.uk. Reg. 4(13)(l) substituted immediately before IP completion day by S.I. 2020/1573, regs. 1(2)(b), 4(3)(j)(vii))
- Sch. 4 para. 16(1)(a)(i) words substituted by [S.I. 2019/368 reg. 4\(13\)\(l\)\(ii\)\(bb\)](#) (This amendment not applied to legislation.gov.uk. Reg. 4(13)(l) substituted immediately before IP completion day by S.I. 2020/1573, regs. 1(2)(b), 4(3)(j)(vii))
- Sch. 4 para. 16(1)(a)(ii) words substituted by [S.I. 2019/368 reg. 4\(13\)\(l\)\(ii\)\(cc\)](#) (This amendment not applied to legislation.gov.uk. Reg. 4(13)(l) substituted immediately before IP completion day by S.I. 2020/1573, regs. 1(2)(b), 4(3)(j)(vii))

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

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 2 para. 7(6) inserted by [S.I. 2019/368 reg. 4\(11\)\(a\)\(iii\)](#)
- Sch. 2 para. 15(2A) inserted by [S.I. 2019/368 reg. 4\(11\)\(b\)\(iii\)](#)
- Sch. 2 para. 28(1A) inserted by [S.I. 2019/368 reg. 4\(11\)\(c\)\(ii\)](#)
- Sch. 2 para. 42(1A) inserted by [S.I. 2019/368 reg. 4\(11\)\(d\)\(ii\)](#)
- Sch. 2 para. 50(2A) inserted by [S.I. 2019/368 reg. 4\(11\)\(f\)\(iii\)](#)
- Sch. 2 para. 7(6)(b)(i)(bb) word substituted in earlier amending provision S.I. 2019/368, reg. 4(11)(a)(iii) by [S.I. 2020/1573 reg. 4\(3\)\(h\)\(i\)](#)
- Sch. 4 para. 12(1) Sch. 4 para. 12 renumbered as Sch. 4 para. 12(1) by [S.I. 2019/368 reg. 4\(13\)\(h\)\(i\)](#)
- Sch. 4 para. 7(5A) inserted by [S.I. 2019/368 reg. 4\(13\)\(d\)\(i\)](#)
- Sch. 4 para. 8(8) inserted by [S.I. 2019/368 reg. 4\(13\)\(e\)\(iv\)](#)
- Sch. 4 para. 10(9) inserted by [S.I. 2019/368 reg. 4\(13\)\(f\)\(iii\)](#) (This amendment not applied to legislation.gov.uk. Reg. 4(13)(f) substituted immediately before IP completion day by S.I. 2020/1573, regs. 1(2)(b), 4(3)(j)(iv))
- Sch. 4 para. 12(1)(c)(2) inserted by [S.I. 2019/368 reg. 4\(13\)\(h\)\(ii\)\(dd\)](#)
- Sch. 4 para. 12(1)(a) word omitted by [S.I. 2019/368 reg. 4\(13\)\(h\)\(ii\)\(bb\)](#)
- Sch. 4 para. 7(5A) word substituted in earlier amending provision S.I. 2019/368, reg. 4(13)(d)(i) by [S.I. 2020/1573 reg. 4\(3\)\(j\)\(i\)\(bb\)](#)
- Sch. 4 para. 12(1)(a) word substituted in earlier amending provision S.I. 2019/368, reg. 4(13)(h)(ii)(bb) by [S.I. 2020/1573 reg. 4\(3\)\(j\)\(vi\)](#)
- Sch. 4 para. 12(1)(a) words inserted by [S.I. 2019/368 reg. 4\(13\)\(h\)\(ii\)\(bb\)](#)
- Sch. 4 para. 12(1)(b) words inserted by [S.I. 2019/368 reg. 4\(13\)\(h\)\(ii\)\(cc\)](#)
- Sch. 4 para. 12(1) words omitted by [S.I. 2019/368 reg. 4\(13\)\(h\)\(ii\)\(aa\)](#)

- reg. 3(1)(d)(e) inserted by [S.I. 2019/368 reg. 4\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). Reg. 4(2) substituted immediately before IP completion day by S.I. 2020/1573, regs. 1(2)(b), 4(3)(a))
- reg. 8A inserted by [S.I. 2019/368 reg. 4\(5\)](#) (This amendment not applied to [legislation.gov.uk](#). Reg. 4(5) omitted immediately before IP completion day by virtue of S.I. 2020/1573, regs. 1(2)(b), 4(3)(d))
- reg. 10(a)(i)(ii) and word substituted for words by [S.I. 2019/368 reg. 4\(6\)](#) (This amendment not applied to [legislation.gov.uk](#). Reg. 4(6) substituted immediately before IP completion day by S.I. 2020/1573, regs. 1(2)(b), 4(3)(e))
- reg. 27(4) inserted by [S.I. 2019/368 reg. 4\(9\)\(c\)](#) (This amendment not applied to [legislation.gov.uk](#). Reg. 4(9)(c) omitted immediately before IP completion day by virtue of S.I. 2020/1573, regs. 1(2)(b), 4(3)(f)(iv))
- reg. 32A32B inserted by [S.I. 2019/368 reg. 4\(10\)](#)
- reg. 32A word substituted in earlier amending provision S.I. 2019/368, reg. 4(10) by [S.I. 2020/1573 reg. 4\(3\)\(g\)\(i\)](#)
- reg. 32B word substituted in earlier amending provision S.I. 2019/368, reg. 4(10) by [S.I. 2020/1573 reg. 4\(3\)\(g\)\(ii\)\(aa\)](#)
- reg. 32B word substituted in earlier amending provision S.I. 2019/368, reg. 4(10) by [S.I. 2020/1573 reg. 4\(3\)\(g\)\(ii\)\(bb\)](#)