

SCHEDULES

SCHEDULE 3

Registration of varieties

Registration

1.—(1) Subject to paragraphs 6 and 7, the Department may register a variety with an official description if satisfied that the variety is distinct, uniform and stable (within the meaning of paragraphs 8 to 10).

(2) The Department must base acceptance that a variety is distinct, uniform and stable on the results of official measures, particularly growing trials, carried out in respect of the variety by or on behalf of—

- (a) the Department;
- (b) a responsible authority elsewhere in the United Kingdom; or
- (c) a responsible authority in any other member State.

(3) The Department may register a variety that has been marketed within the European Union prior to September 2012 with an officially recognised description.