

## SCHEDULE 4

### Registration of varieties

#### **Removal from register**

7.—(1) Subject to sub-paragraph (2), the Scottish Ministers must revoke the registration of a variety if—

- (a) it is no longer distinct, uniform and stable;
- (b) there is no longer available any material of that variety that is sufficiently uniform or which corresponds to the description of the variety at the time of registration;
- (c) false or misleading information material to registration was provided to the Scottish Ministers in connection with the application for registration;
- (d) in the case of any genetically modified variety, the genetically modified organism contained in that variety ceases to be authorised pursuant to [Directive 2001/18/EC](#) or Regulation [\(EC\) No 1829/2003](#).

(2) But heads (a) to (c) of sub-paragraph (1) do not apply if the Scottish Ministers are satisfied that the variety should remain on the register in the interests of preserving the genetic diversity of varieties.