

1989 No. 1310

SEEDS

The Beet Seeds (Amendment) Regulations 1989

<i>Made</i> - - - -	<i>26th July 1989</i>
<i>Laid before Parliament</i>	<i>11th August 1989</i>
<i>Coming into force</i>	<i>1st September 1989</i>

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred by sections 16(1), (1A), (2), (3), (4) and (8), 36 and 38(1) of the Plant Varieties and Seeds Act 1964(a) and of all other powers enabling them in that behalf, after consultation in accordance with the said section 16(1) with representatives of such interests as appear to them to be concerned, hereby make the following Regulations:

Title and commencement

1. These Regulations may be cited as the Beet Seeds (Amendment) Regulations 1989 and shall come into force on 1st September 1989.

Amendment

2.—(1) The Beet Seeds Regulations 1985(b) shall be amended in accordance with the following provisions of this regulation.

(2) In regulation 5 (marketing of seeds) after paragraph (10) there shall be inserted the following paragraph —

“(11) Seeds which have been produced and packaged in a Member State other than the United Kingdom, notwithstanding that they have not been officially certified as Certified Seed in that Member State, may be imported but shall not be marketed in the United Kingdom until they have been officially certified in the United Kingdom.”.

(3) In Schedule 4, Part I (conditions relating to crops from which seeds are obtained) for paragraph 6 there shall be substituted the following paragraph —

(a) 1964 c.14; section 16 was amended by the European Communities Act 1972 (c.68), section 4(1) and paragraph 5(1), (2) and (3) of Schedule 4; section 38(1) (as amended by S.I. 1978/272) contains a definition of “the Ministers” relevant to the exercise of the statutory powers under which these Regulations are made. (b) S.I. 1985/978.

“6. The minimum distances from neighbouring pollen sources shall be:

Crop	Minimum distance
1. For the production of Basic Seed: from any pollen sources of the genus <i>Beta</i>	1 000m
2. For the production of Certified Seed:	
(a) of sugar beet:	
– from any pollen sources of the genus <i>Beta</i> not included below	1 000 m
– the intended pollinator or one of the intended pollinators being diploid, from tetraploid sugar beet pollen sources	600 m
– the intended pollinator being exclusively tetraploid, from diploid sugar beet pollen sources	600 m
– from sugar beet pollen sources, the ploidy of which is unknown	600 m
– the intended pollinator or one of the intended pollinators being diploid, from diploid sugar beet pollen sources	300 m
– the intended pollinator being exclusively tetraploid, from tetraploid sugar beet pollen sources	300 m
– between two sugar beet seed production fields in which male sterility is not used	300 m
(b) of fodder beet:	
– from any pollen sources of the genus <i>Beta</i> not included below	1 000 m
– the intended pollinator or one of the pollinators being diploid, from tetraploid fodder beet pollen sources	600 m
– the intended pollinator being exclusively tetraploid, from diploid fodder beet pollen sources	600 m
– from fodder beet pollen sources, the ploidy of which is unknown	600 m
– the intended pollinator or one of the pollinators being diploid, from diploid fodder beet pollen sources	300 m
– the intended pollinator being exclusively tetraploid, from tetraploid fodder beet pollen sources	300 m
– between two fodder beet seed production fields in which male sterility is not used	300 m

The above distances can be disregarded if there is sufficient protection from any undesirable foreign pollinator. No isolation is necessary between seed crops using the same pollinator.

The ploidy of both seed-bearing and pollen-shedding components of seed-producing crops is to be established by reference to the Common Catalogue or National List.

If this information is not included for any variety, the ploidy is to be regarded as unknown, and a minimum isolation distance of 600 metres is required.”.

(4) In Schedule 4, Part II (conditions relating to the seeds) after sub-paragraph 3(c) there shall be inserted the following sub-paragraph –

“(d) Additional requirements for monogerm and precision seed which is monogerm

	Maximum percentage by weight of inert matter
Basic Seed	1.0
Certified Seed	0.5

In the case of pelleted seed the sample shall be drawn from processed seed which has undergone partial decortication but has not yet been pelleted.”.

(5) In Schedule 5, Part II (maximum weight of a seed lot and minimum weight for a submitted sample) at the end of paragraph 1. there shall be added the following words “which shall not be exceeded by more than 5%.”.

(6) In Schedule 6 (labelling) immediately after the heading “SCHEDULE 6” there shall be inserted –

“For the purposes of these Regulations the particulars prescribed in this Schedule as to the kind and variety of seed shall be indicated on the label in roman characters. The kind of seed shall be designated by its Latin name, or its common name, or both, as prescribed in Schedule 1.”.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 24th July 1989.



John MacGregor
Minister of Agriculture, Fisheries and Food

25th July 1989

Sanderson of Bowden
Minister of State, Scottish Office

26th July 1989

Peter Walker
Secretary of State for Wales

EXPLANATORY NOTE

(This note is not part of the Regulations)

In addition to some minor and drafting amendments, these Regulations, which amend the Beet Seeds Regulations 1985, implement article 1.8 of Council Directive 88/380/EEC (OJ No. L187, 16.7.88, p.31) insofar as it amends article 15 of Council Directive 66/400/EEC (OJ No. L125, 11.7.66, p.2309/66) (OJ/SE 1965-66, p.143) (as amended) on the marketing of beet seed to the extent that seeds produced and packaged but not officially certified in another Member State may be imported into the United Kingdom but shall not be marketed in the United Kingdom until they have been officially certified in the United Kingdom (regulation 2(2)).

The Regulations also implement article 1.2 of Commission Directive 87/120/EEC (OJ No. L49, 18.2.87, p.39) insofar as it amends Annex I of Council Directive 66/400/EEC by revising the conditions relating to crops from which seeds are obtained, in particular the minimum distances between a crop and a neighbouring pollen source (regulation 2(3)).

Article 1 of Commission Directive 88/95/EEC (OJ No. L56, 2.3.88, p.42), is implemented insofar as it amends Annex I of Council Directive 66/400/EEC by providing a marketing standard for the percentage by weight of inert matter in basic and certified seed (regulation 2(4)).

Article 1.3 of Commission Directive 87/120/EEC is implemented insofar as it amends Annex II of Council Directive 66/400/EEC by providing that the maximum weight of a seed lot, set out in that Annex, from which a sample is to be drawn for certification shall not be exceeded by more than 5% (regulation 2(5)).

Article 1.7 and 1.9-12 of Council Directive 88/380/EEC is implemented insofar as it amends Article 14 and Annex III of Council Directive 66/400/EEC by providing that the particulars relating to kind and variety of seed on official labels must be in roman characters and that the kind of seed must be designated by its Latin name, or common name, or both (regulation 2(6)).

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