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WELSH STATUTORY INSTRUMENTS

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**2004 No. 2881 (W.251)**

**SEEDS, WALES**

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

*Made - - - - 2 November 2004*

*Coming into force 13 December 2004*

**THE OIL AND FIBRE PLANT SEED (WALES) REGULATIONS 2004**

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4. Definition of marketing
5. Seed to which these Regulations apply

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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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#### SCHEDULE INTERPRETATION

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- 2. UK officially certified pre-basic seed of a listed variety
- 3. EC officially certified pre-basic seed of a listed variety
- 4. Overseas tested officially certified pre-basic seed of a listed variety
- 5. UK officially certified early movement pre-basic seed of a listed variety
- 6. EC officially certified early movement pre-basic seed of a listed variety
- 7. UK officially certified pre-basic seed of a component used in the production of a listed hybrid variety
- 8. EC officially certified pre-basic seed of a component used in the production of a listed hybrid variety
- 9. Overseas tested officially certified pre-basic seed of a component used in the production of a listed hybrid variety
- 10. UK officially certified early movement pre-basic seed of a component used in the production of a listed hybrid variety
- 11. EC officially certified early movement pre-basic seed of a component used in the production of a listed hybrid variety
- 12. Officially certified pre-basic seed

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- 14. UK officially certified basic seed of a listed variety
- 15. EC officially certified basic seed of a listed variety
- 16. Third country officially certified basic seed of a listed variety
- 17. Overseas tested officially certified basic seed of a listed variety
- 18. UK officially certified early movement basic seed of a listed variety
- 19. EC officially certified early movement basic seed of a listed variety

20. UK officially certified basic seed of a component of a listed hybrid variety
  21. EC officially certified basic seed of a component of a listed hybrid variety
  22. Third country officially certified basic seed of a component of a listed hybrid variety
  23. Overseas tested officially certified basic seed of a component of a listed hybrid variety
  24. UK officially certified early movement basic seed of a component of a listed hybrid variety
  25. EC officially certified early movement basic seed of a component of a listed hybrid variety
  26. Officially certified basic seed
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27. CS seed
  28. UK officially certified CS seed of a listed variety
  29. EC officially certified CS seed of a listed variety
  30. Third country officially certified CS seed of a listed variety
  31. Overseas tested officially certified CS seed of a listed variety
  32. UK officially certified early movement CS seed of a listed variety
  33. EC officially certified early movement CS seed of a listed variety
  34. Officially certified CS seed
  35. C1 seed
  36. UK officially certified C1 seed of a listed variety
  37. EC officially certified C1 seed of a listed variety
  38. Third country officially certified C1 seed of a listed variety
  39. Overseas tested officially certified C1 seed of a listed variety
  40. UK officially certified early movement C1 seed of a listed variety
  41. EC officially certified early movement C1 seed of a listed variety
  42. Officially certified C1 seed
  43. C2 seed
  44. UK officially certified C2 seed of a listed variety
  45. EC officially certified C2 seed of a listed variety
  46. In these Regulations “overseas tested officially certified C2 seed of...
  47. UK officially certified early movement C2 seed of a listed variety
  48. EC officially certified early movement C2 seed of a listed variety
  49. Officially certified C2 seed
  50. C3 seed
  51. UK officially certified C3 seed of a listed variety
  52. EC officially certified C3 seed of a listed variety
  53. Overseas tested officially certified C3 seed of a listed variety
  54. UK officially certified early movement C3 seed of a listed variety
  55. EC officially certified early movement C3 seed of a listed variety
  56. Officially certified C3 seed
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- Meaning of commercial seed and similar expressions
  57. Meaning of commercial seed and similar expressions
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  59. EC officially certified commercial seed
  60. UK officially certified early movement commercial seed
  61. EC officially certified early movement commercial seed
  62. Officially certified commercial seed
  63. Early multiplication

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**PART V — Meaning of expressions relating to imported not finally certified seed**

64. Not finally certified pre-basic seed harvested in another member State
65. Not finally certified basic seed harvested in another member State
66. Not finally certified CS seed harvested in another member State
67. Not finally certified C1 seed harvested in another member State
68. Not finally certified C2 seed harvested in another member State
69. Not finally certified C3 seed harvested in another member State
70. Not finally certified CS seed harvested in an equivalent third country
71. Not finally certified C1 seed harvested in an equivalent third country
- SCHEDULE SPECIES OF SEED TO WHICH THESE REGULATIONS APPLY

2

1. Black mustard. 2. Brown mustard 3. Flax. 4. Hemp 5. Linseed. 6. Soya bean. 7. Sunflower...

SCHEDULE CONDITIONS RELATING TO CROPS FROM WHICH SEED IS TO BE HARVESTED

3

1. (1) The previous cropping of the field shall not have...
2. Subject to paragraph 3, the crop shall conform to the...
3. Paragraph 2 shall not apply if there is sufficient protection...
4. Subject to paragraphs 5 and 6, the crop shall have...
5. In the case of an inbred line the crop shall...
6. For the production of seed of a hybrid variety the...
7. In the case of black and brown mustard and dioecious...
8. In the case of monoecious hemp, the number of plants...
9. In the case of a hybrid of sunflower, the percentage...
10. In the case of the production of seed of a...
11. In the case of the production of a hybrid variety...
12. In a case where a male-sterile component is used for...
13. Harmful organisms which reduce the usefulness of the seed shall...
14. (1) A crop from which basic seed is to be...
15. For the purpose of determining whether a crop from which...

SCHEDULE CONDITIONS TO BE SATISFIED BY THE SEED

4

**PART I — Conditions to be examined mainly by field inspections**

1. The seed shall have sufficient varietal identity and varietal purity...
2. In the case of seed of a hybrid variety of...
3. In the case of seed of the species and type...
4. For the purposes of paragraph 3, the minimum varietal purity...
5. Where a female male-sterile component and a male component which...

**PART II — Conditions to be examined by seed testing**

6. In the case of basic seed of a component of...
7. (1) Subject to paragraph (2), the seed shall conform to...
8. It shall be determined, by way of a germination test,...
9. (1) Subject to paragraph (2), in any sample of seed...

**PART III — Conditions to be examined by inspections of control plots**

10. Subject to paragraph 6, seed of a hybrid variety of...

**PART IV — Other conditions**

11. Subject to paragraph 9, harmful organisms which reduce the usefulness...

**PART V — General provisions**

12. For the purpose of determining whether seed meets the conditions...

SCHEDULE RE-GRADING OF SEED

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SCHEDULE CATEGORIES OF SEED THAT MAY BE MARKETED

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1. Breeders seed
2. Pre-basic seed of a listed variety
3. EC officially certified pre-basic seed of a listed variety.
4. Overseas tested officially certified pre-basic seed of a listed variety....
5. Basic seed of a listed variety
6. EC officially certified basic seed of a listed variety.
7. Third country officially certified basic seed of a listed variety....
8. Overseas tested officially certified basic seed of a listed variety....
9. CS seed of a listed variety
10. EC officially certified CS seed of a listed variety.
11. Third country officially certified CS seed of a listed variety....
12. Overseas tested officially certified CS seed of a listed variety....
13. C1 seed of a listed variety
14. EC officially certified C1 seed of a listed variety.
15. Third country officially certified C1 seed of a listed variety....
16. Overseas tested officially certified C1 seed of a listed variety....
17. C2 seed of a listed variety
18. EC officially certified C2 seed of a listed variety.
19. Overseas tested officially certified C2 seed of a listed variety....
20. C3 seed of a listed variety
21. EC officially certified C3 seed of a listed variety.
22. Overseas tested officially certified C3 seed of a listed variety....
23. Commercial seed
24. EC officially certified commercial seed.
25. Early movement pre-basic seed of a listed variety
26. EC officially certified early movement pre-basic seed of a listed...
27. Early movement basic seed of a listed variety
28. EC officially certified early movement basic seed of a listed...
29. Early movement CS seed of a listed variety
30. EC officially certified early movement CS seed of a listed...
31. Early movement C1 seed of a listed variety
32. EC officially certified early movement C1 seed of a listed...
33. Early movement C2 seed of a listed variety
34. EC officially certified early movement C2 seed of a listed...
35. Early movement C3 seed of a listed variety
36. EC officially certified early movement C3 seed of a listed...
37. Early movement commercial seed
38. EC officially certified early movement commercial seed.
39. Pre-basic seed of a component used in the production of a listed hybrid variety
40. EC officially certified pre-basic seed of a component used in...
41. Overseas tested officially certified pre-basic seed of a component used...
42. Basic seed of a component of a listed hybrid variety
43. EC officially certified basic seed of a component of a...
44. Third country officially certified basic seed of a component of...
45. Overseas tested officially certified basic seed of a component of...

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46. Early movement pre-basic seed of a component used in the production of a listed hybrid variety
  47. EC officially certified early movement pre-basic seed of a component...
  48. Early movement basic seed of a component of a listed hybrid variety
  49. EC officially certified early movement basic seed of a component...
- SCHEDULE 7  
LOT AND SAMPLE WEIGHTS
- SCHEDULE 8  
LABELLING
- PART I
1. Particulars to be marked or displayed on the sale of unpackaged seeds
- PART II
2. Labelling of packages of breeder's seed
  3. The label referred to in paragraph 2 shall be coloured...
- PART III
4. Labelling of packages of officially certified pre-basic seed
  5. The label referred to in paragraph 4 shall be coloured...
  6. The minimum size of the label referred to in paragraph...
  7. The label referred to in paragraph 4 —
- PART IV — Labelling of packages of officially certified basic, CS, C1, C2 and C3 seed
8. Official label for a package of officially certified basic, CS, C1, C2 or C3 seed
  9. Where at least germination has been retested, the words “retested”...
  10. The minimum size of the label referred to in paragraph...
  11. The label referred to in paragraph 8 shall be coloured...
  12. The label referred to in paragraph 8 —
  13. Supplier's label for a small package of officially certified basic, CS, C1, C2 or C3 seed
  14. If the packaging material is transparent the label, notice or...
  15. The label, notice or stamp referred to in paragraph 13...
- PART V — Labelling of packages of officially certified commercial seed
16. Official label for a package of officially certified commercial seed
  17. Where at least germination has been retested, the words “retested”...
  18. The minimum size of the label referred to in paragraph...
  19. The label referred to in paragraph 16 shall be coloured...
  20. The label referred to in paragraph 16 —
  21. Label for a small package of officially certified commercial seed
  22. If the packaging material is transparent the label, notice or...
  23. The label, notice or stamp referred to in paragraph 21...
- PART VI
24. Labelling of packages of a varietal association of seeds
  25. Where at least germination of the components of the varietal...
  26. The minimum size of the label referred to in paragraph...
  27. The label referred to in paragraph 24 shall be coloured...
  28. The label referred to in paragraph 24 —
- PART VII — Printing of specified matters on packages (whole bag labelling)
29. Seed which has not been imported
  30. Each package shall have printed or stamped on it, or...
  31. Arrangements shall be made with the printers for returns to...
  32. The reference number of the seed lot and the month...

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33. There shall be kept such records or seed packaged and...
  34. Each package of seed marketed in accordance with regulation 26(18)...
  35. Seed imported from another Member State
- PART VIII — Labelling of Packages of Test and Trial Seed
36. Official label for a package of test and trial seed
  37. The label referred to in paragraph 36 must be coloured...
  38. The label referred to in paragraph 36 must be—
- PART IX — Labelling of Packages of Seed of a Conservation Variety
39. Supplier's label or notice for a package of seed of a conservation variety

SCHEDULE LIMITS OF VARIATION

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- GERMINATION
- ANALYTICAL PURITY
- CONTENT OF SEEDS OF OTHER SPECIES
- NUMBER OF SEEDS OF OTHER SPECIES

SCHEDULE INDEX OF WORDS AND EXPRESSIONS USED IN THESE REGULATIONS

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Explanatory Note

**Changes to legislation:**

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

- Sch. 7 word substituted by [S.I. 2010/1808 reg. 4\(3\)](#)
- Regulations revoked by [S.I. 2012/245 reg. 34\(a\)](#)
- reg. 3 word substituted by [S.I. 2010/1808 reg. 4\(2\)\(b\)](#)
- reg. 3 words substituted by [S.I. 2010/1808 reg. 4\(2\)\(a\)](#)

**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](#)