
WELSH STATUTORY INSTRUMENTS

2005 No. 1207

The Fodder Plant Seed (Wales) Regulations 2005

PART III

CONTROL OF FODDER PLANT SEED

Marketing of officially certified early movement seed

18.—(1) No person shall market officially certified early movement pre-basic or basic seed unless —

- (a) he or she guarantees a minimum percentage of germination for the seed that is —
 - (i) the same as the EC minimum percentage of germination for the relevant species of seed and the same as or less than the percentage of germination for the seed ascertained by the provisional analysis on which the certification of the seed was based, or
 - (ii) less than the EC minimum percentage of germination for the relevant species of seed and the same as the percentage of germination ascertained by the provisional analysis on which the certification of the seed was based, and
- (b) he or she provides the purchaser, upon or before delivery of the seed, with a statement —
 - (i) stating that the seeds are being marketed before the completion of the official germination test;
 - (ii) specifying the guaranteed minimum percentage of germination; and
 - (iii) specifying the name and address of the person marketing the seed and the reference number of the seed lot.

(2) No person shall market officially certified early movement CS, C1, C2 or commercial seed unless —

- (a) he or she guarantees a minimum percentage of germination for the seed that is —
 - (i) the same as the EC minimum percentage of germination for the relevant species of seed, and
 - (ii) the same as, or less than, the percentage of germination for the seed ascertained by the provisional analysis on which the certification of the seed was based, and
- (b) he or she provides the purchaser, upon or before delivery of the seed, with a statement —
 - (i) stating that the seeds are being marketed before the completion of the official germination test;
 - (ii) specifying the guaranteed minimum percentage of germination; and
 - (iii) specifying the name and address of the person marketing the seed and the reference number of the seed lot.

(3) Where any person —

- (a) markets seed in accordance with paragraph (1) or (2), and

(b) the official germination test shows that the percentage of germination of the seed is less than the minimum percentage of germination guaranteed in accordance with the requirements of paragraph (1)(a) or (2)(a) as the case may be,
he or she shall provide the purchaser with the result of the completed official germination test as soon as practicable and, in any event, not later than seven days after being informed of it.