WELSH STATUTORY INSTRUMENTS

2005 No. 3035

The Vegetable Seed (Wales) Regulations 2005

PART III

CONTROL OF VEGETABLE SEED

Sampling

22.—(1) A sample of seeds taken in connection with a regulation 6, 11 or 13 application shall be drawn—

(a) by—

(i) an authorised officer; or

(ii) a licensed seed sampler acting under the supervision of the authority who appointed the licensed seed sampler.

(b) in accordance with the method laid down in Schedule 5 of the Seed (Registration, Licensing and Enforcement)(Wales) Regulations 2005(**1**); and

(c) from a homogeneous seed lot.

(2) Subject to paragraph (4), the maximum weight of a seed lot shall be that set out in column (2) of the table in Schedule 7.

(3) A seed lot may exceed the maximum weight for a seed lot set out in column (2) of the table in Schedule 7 by not more than 5%.

(4) Subject to paragraph (6), the minimum weight of a sample shall be that set out in column (3) of the table in Schedule 7.

(5) In the case of a component of an F1 hybrid variety or an F1 hybrid variety of seed the minimum weight of a sample shall be a quarter of that set out in column (3) of the table in Schedule 7, except that no sample shall weigh less than 5 grams or consist of less than 400 seeds.

(6) If a sample of seeds submitted or taken in connection with an application made under regulation 6, 11 or 13—

(a) is found not to have been taken in accordance with paragraph (1);

(b) is taken from a seed lot that does not comply with paragraph (3); or

(c) does not comply with paragraph (5) or (6);

no further use of that sample shall be made under these Regulations, and any findings or results already obtained from testing seed taken from that sample, or from inspecting plants grown in a control plot that has been sown with seed from that sample, shall be disregarded.

(**1**) S.I.2005/3038 (W.226).