
WELSH STATUTORY INSTRUMENTS

2005 No. 3038

The Seed (Registration, Licensing and Enforcement) (Wales) Regulations 2005

PART II

REGISTRATION OF PERSONS ENGAGED IN SEED INDUSTRY ACTIVITIES

Obligation to be registered

3. No person shall engage in a seed industry activity unless the person is registered by the National Assembly as a person who may engage in that activity.

Applications for registration

4.—(1) A person may apply to the National Assembly to be registered as a person who may engage in a seed industry activity.

(2) An application made under paragraph (1) may relate to all seed industry activities or to any one or more of them and shall—

- (a) be made in such form and manner as the National Assembly may require; and
- (b) be accompanied by such information relating to the applicant's proposed business and such other information as the National Assembly may reasonably require for the purpose of determining whether the applicant is a suitable person to be registered as a person who may engage in the seed industry activity to which his or her application relates.

Registrations

5.—(1) Where an application is made under regulation 4 the National Assembly shall, after carrying out such investigations and inspections as it may think fit, register the applicant as a person who may engage in the seed industry activity to which his or her application relates if it is satisfied that the applicant is a suitable person to engage in such activity.

(2) In deciding whether an applicant is a suitable person to engage in the seed industry activity to which his or her application relates the National Assembly may take into account the matters specified in Part I of Schedule 1.

Conditions to be complied with by registered persons

6. A registration granted under regulation 5 may be subject to any of the conditions specified in Part II of Schedule 1 and such other conditions as the National Assembly may think necessary or desirable.

Termination of registrations

7. If a registered person requests the National Assembly to terminate his or her registration in respect of any or all of the seed industry activities that the person is registered as being entitled to engage in the National Assembly shall comply with the request.

Revocation of registrations

8. Subject to regulation 36, the National Assembly may revoke a person's registration relating to his or her entitlement to engage in a seed industry activity if—

- (a) it is satisfied that the person is not complying with any of the conditions to which his or her registration is subject;
- (b) it is satisfied that there is no longer available to the person such premises, machinery, equipment, facilities or personnel and services as are necessary to enable the person to engage in the seed industry activity;
- (c) the person has been found guilty of committing any offence under section 16(7) of the Act; or
- (d) it is otherwise no longer satisfied that the person is a suitable person to engage in the seed industry activity.

List

9. The National Assembly—

- (a) shall keep a list containing the names and addresses of registered persons who may engage in a seed industry activity specifying, in the case of each registered person, the seed industry activity in respect of which they are registered;
- (b) shall make the list available for inspection by any person at any reasonable time; and
- (c) may from time to time publish the list in such manner as it thinks appropriate.