

COMMISSION DECISION
of 29 December 1976
authorizing the French Republic to restrict the marketing of a variety of cereals
(Only the French text is authentic)
(77/150/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Article 15 (1) for this variety for the French Republic
to 31 December 1976;

Having regard to the Treaty establishing the
European Economic Community,

Whereas the Commission has meanwhile completed
its examination of the French application in respect
of this variety;

Having regard to the Council Directive 70/457/EEC
of 29 September 1970 on the common catalogue of
varieties of agricultural plant species ⁽¹⁾, as last
amended by the Council Directive 73/438/EEC of
11 December 1973 ⁽²⁾, and in particular Article 15 (2)
and (3) thereof,

Whereas the variety has been the subject of official
growing trials in the French Republic; whereas the
results of these trials have led the French Republic
to decide that this variety is not sufficiently uniform
there;

Having regard to the request made by the French
Republic,

Whereas in respect of this variety the results of the
trials show that in the French Republic, when
compared with the national rules governing the
acceptance of varieties there, which apply as part of
current Community provisions, it is not sufficiently
uniform in certain characteristics (Article 15 (3) (a)
of the said Directive);

Whereas, under Article 15 (1) of the said Directive,
seed and propagating material of varieties of
agricultural plant species which have been officially
accepted during the year 1973 in one or more of the
Member States and which fulfil the conditions
provided for in that Directive are, since 31 December
1975, no longer subject to any marketing restrictions
relating to variety in the Community;

Whereas therefore the application of the French
Republic in respect of this variety should be granted
in full;

Whereas, however, Article 15 (2) thereof provides
that a Member State may be authorized upon
application to prohibit the marketing of seed and
propagating material of certain varieties;

Whereas the measures provided for in this Decision
are in accordance with the opinion of the Standing
Committee on Seeds and Propagating Material for
Agriculture, Horticulture and Forestry,

Whereas the French Republic had applied for such
authorization in respect of the variety Canova (2-
row barley) before expiry of the said period;

HAS ADOPTED THIS DECISION:

Whereas the Commission Decision of 30 June
1976 ⁽³⁾ extended the period provided for in the said

Article 1

The French Republic is hereby authorized to prohibit
the marketing in its territory of seed of the variety
Canova (*Hordeum distichum* L.) listed since 1976 in
the common catalogue of varieties of agricultural
plant species.

⁽¹⁾ OJ No L 225, 12. 10. 1970, p. 1.

⁽²⁾ OJ No L 356, 27. 12. 1973, p. 79.

⁽³⁾ OJ No L 235, 26. 8. 1976, p. 24.

Article 2

The authorization under Article 1 shall be withdrawn as soon as it is established that the conditions thereof are no longer satisfied.

Article 3

The French Republic shall notify the Commission of the date from which it makes use of the authorization under Article 1 and the detailed methods to be followed. The Commission shall inform the other Member States thereof.

Article 4

This Decision is addressed to the French Republic.

Done at Brussels, 29 December 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission
