

1982 No. 1099

PLANT BREEDERS' RIGHTS**The Plant Breeders' Rights (Ryegrass) (Variation) Scheme 1982**

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| <i>Made - - - -</i> | <i>29th July 1982</i> |
| <i>Laid before Parliament</i> | <i>10th August 1982</i> |
| <i>Coming into Operation</i> | <i>31st August 1982</i> |

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland, the Secretary of State for Wales and the Secretary of State for Northern Ireland, acting jointly, in exercise of the powers conferred on them by sections 1(1) and (5), 3(1) and 5(7) of the Plant Varieties and Seeds Act 1964(a), (extended to Northern Ireland by the Plant Varieties and Seeds (Northern Ireland) Order 1964(b) and to the Isle of Man by the Plant Varieties and Seeds (Isle of Man) Order 1969(c)) and now vested in them (d) and of all other powers enabling them in that behalf, after consultation in accordance with section 1(5) of the said Act with the Controller of Plant Variety Rights and with representatives of such interests as appear to them to be concerned, hereby make the following scheme:—

Title and commencement

1. This scheme may be cited as the Plant Breeders' Rights (Ryegrass) (Variation) Scheme 1982 and shall come into operation on 31st August 1982.

Variation of the principal scheme

2. Paragraph 3 of the Plant Breeders' Rights (Ryegrass) Scheme 1968(e) shall be varied by the deletion of the words "or of the species *Lolium multiflorum* Lam." at the end thereof and the substitution therefor of the words "*Lolium multiflorum* Lam. or *Lolium* × *hybridum* Hausskn."

In Witness whereof the official seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 23rd July 1982.

(L.S.)

Peter Walker,

Minister of Agriculture, Fisheries and Food.

(a) 1964 c. 14.

(b) S.I. 1964/1574.

(c) S.I. 1969/1829.

(d) In the case of the Secretary of State for Wales by virtue of the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272).

(e) S.I. 1968/258.

26th July 1982. *George Younger,*
Secretary of State for Scotland.

27th July 1982. *Nicholas Edwards,*
Secretary of State for Wales.

29th July 1982. *James Prior,*
Secretary of State for Northern Ireland.

EXPLANATORY NOTE

(This Note is not part of the Scheme.)

This Scheme varies the Plant Breeders' Rights (Ryegrass) Scheme 1968 by adding *Lolium × hybridum* Hausskn. to the species of which plant varieties may be the subject of plant breeders' rights under Part 1 of the Plant Varieties and Seeds Act 1964. Twenty years is prescribed as the period during which the rights may be exercised.

The Scheme, as read with the 1964 Act, also provides that infringements of the rights in the registered name of a variety of *Lolium × hybridum* Hausskn. may be the subject of legal proceedings when committed in connection with any variety of ryegrass, meadow fescue, tall fescue, cocksfoot or timothy.

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