COUNCIL DECISION

of 26 March 1973

on the equivalence of seed produced in Denmark, Ireland and the United Kingdom

(73/84/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the Council Directive of 14 June 1966 (1) on the marketing of beet seed, as last amended by the Directive of 6 December 1972 (2), and in particular Article 16 (1) (b) and (3) thereof;

Having regard to the Council Directive of 14 June 1966 (3) on the marketing of fodder plant seed, as last amended by the Directive of 6 December 1972 (2) and in particular Article 16 (1) (b) and (3) thereof;

Having regard to the Council Directive of 14 June 1966 (4) on the marketing of cereal seed, as last amended by the Directive of 6 December 1972 (2), and in particular Article 16 (1) (b) and (3) thereof;

Having regard to the Council Directive of 30 June 1969 (5) on the marketing of seed of oil and fibre plants, as last amended by the Directive of 6 December 1972 (2), and in particular Articles 15 (1) (b) and (3) thereof;

Having regard to the proposal from the Commission;

Whereas there are rules on seed control in Denmark, Ireland and the United Kingdom;

Whereas those rules and the manner in which they are applied have been examined and this examination has established that the conditions governing seed harvested and controlled in those Member States as regards its characteristics, examination, identity, marking and control, afford the same assurances as the conditions applicable to seed harvested and controlled within the Community as originally constituted;

Whereas the purpose of this Decision is to amend as regards the said Member States the first Council Decision of 20 July 1972 (6) on the equivalence of seed produced in third countries;

HAS ADOPTED THIS DECISION:

Article 1

It is hereby declared that, where the special conditions laid down in the Annex to this Decision are satisfied, seed harvested in Denmark, Ireland and the United Kingdom and officially controlled by the authorities listed in the Annex and belonging to the species and categories specified therein is equivalent to seed of the corresponding categories harvested within the Community as originally constituted and complying with the Council Directives of 14 June 1966 on the marketing of beet seed, fodder plant seed and cereal seed, and of the Council Directive of 30 June 1969 on the marketing of seed of oil and fibre plants.

Article 2

This Decision shall apply from 1 January 1973 until the date on which the Member States are to bring into force the laws, regulations and administrative provisions necessary for compliance with the Directives referred to in Article 1.

Article 3

The items which concern the Member States referred to in Article 1, listed in points 1, 3 and 19 of the Annex to the first Council Decision of 20 July 1972 on the equivalence of seeds produced in third countries shall be repealed with effect from 1 January 1973.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 26 March 1973.

For the Council
The President
A. LAVENS

(1) OJ No 125, 11. 7. 1966, p. 2290/66.
(2) OJ No L 287, 26. 12. 1972, p. 22.
(3) OJ No 125, 11. 7. 1966, p. 2298/66.
(4) OJ No 125, 11. 7. 1966, p. 2309/66.
(5) OJ No L 169, 10. 7. 1969, p. 3.
(6) OJ No L 186, 16. 8. 1972, p. 30.

ANNEX

Ref No	Country	Authority	Species	Categories		Special Conditions
				in the Country	in the Community	
1	2	3	4	5	6	7
1	Denmark	Landbrugsministeriets certifikatudvalg for Korn og Frø	— Beet	— Basic seed	— Basic seed	1, 3, 5, 7, 8, 9
				— Certified seed	— Certified seed	1, 3, 5, 7, 8, 9
			— Grass and legume species subject to national rules on varietal control	— Basic seed	— Basic seed	1, 3, 4, 7, 9
				— Certified seed, 1st generation	— Certified seed, 1st generation	1, 3, 4, 7, 8, 9
				— Certified seed, 2nd and later generations	— Certified seed, subsequent generations	1, 3, 4, 7, 8, 9
			— Swede cabbage, fodder kale, fodder radish	— Stamfrø	— Basic seed	2, 3, 6, 7, 8, 9
				— Brugsfrø	— Certified seed	2, 3, 6, 7, 8, 9
			— Cereals, except canary grass, maize and rice	— Basic seed	— Basic seed	1, 3, 4, 7, 8, 9
				— Certified seed, 1st generation	— Certified seed, Certified seed, 1st generation	1, 3, 4, 7, 8, 9
				— Certified seed, 2nd generation (except rye)	— Certified seed; 2nd generation (except rye)	1, 3, 4, 7, 8, 9
			— Oil and fibre plants (turnip rape, Swede rape, mustards)	— Stamfrø	— Basic seed	2, 3, 6, 7, 8, 9
				— Brugsfrø	— Certified seed; Certified seed, 1st generation	2, 3, 6, 7, 8, 9
2	Ireland	Department of Agriculture and Fisheries	— Grass and legume species subject to national rules on varietal control	— Basic seed	— Basic seed	1, 3, 4, 7, 8, 9
				— Certified seed, 1st generation	— Certified seed, 1st generation	1, 3, 4, 7, 8, 9
				Certified seed, 2nd and later generations	— Certified seed, subsequent generations	1, 3, 4, 7, 8, 9
			— Cereals, except canary grass, maize and rice	— Basic seed	— Basic seed	1, 3, 4, 7, 8, 9
				— Certified seed	— Certified seed; Certified seed, 1st generation	1, 3, 4, 7, 8, 9
				— Certified seed, 2nd generation (except rye)	— Certified seed, 2nd generation (except rye)	1, 3, 4, 7, 8, 9

Ref No	Country	Authority	Species	Categories		Special Conditions
				in the Country	in the Community	
1	2	3	4	5	6	7
3	United Kingdom	National Institute of Agricultural Botany, Cambridge	— Beet	— Basic seed	— Basic seed	1, 3, 5, 7, 8, 9
				— Certified seed	— Certified seed	2, 3, 6, 7, 8, 9
			— Swede cabbage, fodder kale, fodder radish	— Basic seed	— Basic seed	2, 3, 6, 7, 8, 9
				— Certified seed	— Certified seed	2, 3, 6, 7, 8, 9
			— Oil and fibre plants (turnip rape, swede rape, mustard)	— Basic seed	— Basic seed	2, 3, 6, 7, 8, 9
				— Certified seed	— Certified seed; Certified seed, 1st generation	2, 3, 6, 7, 8, 9
		— National Institute of Agricultural Botany, Cambridge — Department of Agriculture for Scotland — Ministry of Agriculture for Northern Ireland	— Grass and legume species subject to national rules on varietal control	— Basic seed	— Basic seed	1, 3, 4, 7, 8, 9
				— Certified seed, 1st generation	— Certified seed, 1st generation	1, 3, 4, 7, 8, 9
				— Certified seed, 2nd and later generations	— Certified seed, subsequent generations	1, 3, 4, 7, 8, 9
			— Cereals, except canary grass, maize and rice	— Basic seed	— Basic seed	1, 3, 4, 7, 8, 9
				— Certified seed, 1st generation	— Certified seed; Certified seed, 1st generation	1, 3, 4, 7, 8, 9
				— Certified seed, 2nd generation (except rye)	— Certified seed, 2nd generation (except rye)	1, 3, 4, 7, 8, 9

SPECIAL CONDITIONS

1. Seed shall be officially certified and its packages officially sealed and marked in accordance with the scheme of the Organization for Economic Cooperation and Development (OECD) for the varietal certification of seed moving in international trade. The quality of the seed shall meet the requirements of Community rules.

2. Seed shall be officially certified and its packages officially sealed and marked in accordance with national provisions. The quality of the seed shall meet the requirements of Community rules.

3. Field inspection shall be carried out by State authorities or by any legal person whether governed by public or by private law acting under the responsibility of such authorities, provided that such person derives no private gain from the result of the inspection.

4. The official label shall give the following additional information:

   (a) date of official sealing;

   (b) a statement that the seed complies with EEC rules and standards.

   This information may also appear on another official label which, in addition, shall give the name of the authority and of the country.

5. The official label shall also give the date of official sealing.

   This date may also appear on another official label which, in addition, shall indicate the name of the authority and of the country.

6. The official label shall give the following minimum information:

   (a) certification authority and country;

   (b) a statement that the seed complies with EEC rules and standards;

   (c) reference number of the lot;

   (d) species;

   (e) varieties or for hybrids, inbred line;

   (f) category (basic seed or certified seed);

   (g) country of production;

   (h) declared net or gross weight;

   (i) date of official sealing;

   (j) in the case of certified seed of the second and subsequent generations, number of generation from basic seed;

   (k) in the case of hybrid varieties, the word 'hybrid'.

   The colour of the label shall be:

   — white for basic seed;

   — blue for certified seed and certified seed of the first generation;

   — red for certified seed of subsequent generations.

7. Any chemical treatment of the seed shall be noted either on the official label or on a special label and on the container or inside it.

8. An official notice placed inside the package shall give at least the reference number of the lot, the species and the variety; in the case of beet seed it shall also be stated, where appropriate, whether the seed is monogerm or precision seed.

9. All information required for official labels, official notices and packages shall be given in at least one of the official languages of the European Communities.