COMMISSION DECISION

of 19 March 1975

authorizing the Kingdom of the Netherlands to permit, for a period which expires on 30 April 1975, the marketing of seed of spring wheat not complying with the requirements set out in the Council Directive on the marketing of cereal seed

(Only the Dutch text is authentic)

(75/218/EEC)

THE COMMISSION 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 cereal seed, as last amended by the Council Directive of 11 December 1973 ([2]), and in particular Article 17 thereof ;

Having regard to the request made by the Kingdom of the Netherlands ;

Whereas owing to unfavourable weather conditions during the autumn of 1974 it was not possible to sow sufficient winter wheat ; whereas therefore the Kingdom of the Netherlands will be forced to substitute part of its winter wheat harvest with spring wheat ; whereas therefore the demand for spring wheat seed will increase substantially ; whereas therefore the production in the Kingdom of the Netherlands of certified spring wheat seed is insufficient to meet the increased demand ;

Whereas it has not been possible to cover this demand entirely by certified seed of spring wheat coming from other Member States, of varieties intended for inclusion in the first 'Common Catalogue of Agricultural Plant Species' — varieties which since 31 December 1974 are in free trade within the territory of the Community as originally constituted — or included in the Dutch catalogue of varieties ;

Whereas, it seems expedient to authorize the Kingdom of the Netherlands to permit, for a period which expires on 30 April 1975, the marketing of certified seed of spring wheat which do not belong to those varieties ;

Whereas, however, there will still remain an unfulfilled demand for 5 000 metric tons of spring wheat seed ;

Whereas it seems expedient therefore to authorize the Kingdom of the Netherlands to permit, for a period which expires on 30 April 1975, the marketing of seed of some varieties of spring wheat satisfying less stringent requirements ;

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,

HAS ADOPTED THIS DECISION :

Article 1

1. The Kingdom of the Netherlands is authorized to permit, for a period which expires on 30 April 1975, the marketing in its territory of spring wheat seed belonging to the categories 'certified seed, first generation' and 'certified seed, second generation' of varieties which are neither intended for inclusion in the first 'Common Catalogue of Agricultural Plant Species' — nor included in the Dutch catalogue of varieties, in so far as such varieties are admitted in another Member State.

2. The Kingdom of the Netherlands is authorized to permit, for a period which expires on 30 April 1975, the marketing in its territory of 5 000 metric tons of spring wheat seed which has not been officially certified, of the varieties Bastion, Fundus, Kaspar, Kolibri, Melchior, Orca, Selpek and Toro, under the following conditions :

(a) the seed shall comply with the requirements laid down in Annex II to the Council Directive of 14 June 1966 on the marketing of cereal seed, with the exception of the provisions of items 1 and 3 concerning varietal identity and purity ;

(b) the packages of this seed shall be labelled with an official brown label, bearing at least the following specifications :

— a statement that this seed has not been subject to official certification,

— the inspection service,

— the species,

([1]) OJ No 125, 11. 7. 1966, p. 2309/66.
([2]) OJ No L 356, 27. 12. 1973, p. 79.

— reference number of lot,
— declared net or gross weight,
— only intended for marketing in the Kingdom of the Netherlands ;

(c) the packages of this seed shall be labelled with a special supplier's label indicating and guaranteeing the variety of the seed ;

(d) official post-control tests shall be carried out to check whether the indication of variety was correct.

Article 2

The Kingdom of the Netherlands will report to the Commission before 1 November 1975 the quantity of spring wheat seed which has been marketed in its territory pursuant to this Decision. The Commission shall inform the other Member States thereof.

Article 3

This Decision is addressed to the Kingdom of the Netherlands.

Done at Brussels, 19 March 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission