II

(Acts whose publication is not obligatory)

COUNCIL

SECOND COUNCIL DECISION
of 24 June 1975
on the equivalence of seed potatoes produced in third countries

(75/370/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Directive No 66/403/EEC [1] of 14 June 1966 on the marketing of seed potatoes, as last amended by Directive No 73/438/EEC [2] and in particular Article 15 (1) thereof;

Having regard to the proposal from the Commission;

Whereas the Council has declared by its First Decision No 72/294/EEC [3], that seed potatoes harvested and officially controlled in Austria and in Switzerland afford the same assurances as seed potatoes harvested and controlled within the Community;

Whereas that Decision applies only until 30 June 1975; whereas, however, the equivalence should be retained for a further three years since it has become apparent that the conditions on which the Community findings were based at the outset are still fulfilled;

Whereas there are also rules in Poland providing a varietal and qualitative control of seed potatoes; whereas examination of those rules and the manner in which they are applied has revealed that the conditions governing seed potatoes harvested and controlled in that country as regards their characters, and the measures taken for their examination, for ensuring their identity, for marking and for control afford the same assurances as the conditions and measures applicable to seed potatoes harvested and controlled within the Community;

Whereas, this Decision does not prevent Community findings from being revoked nor the period of their validity from not being extended if it becomes apparent that the conditions on which such findings are based are not or are no longer satisfied;

Whereas therefore further practical information on seed potatoes produced in the abovementioned countries should be obtained by growing and checking samples of such seed within the framework of comparative Community tests,

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, the seed potatoes which are harvested in the countries specified in the Annex and officially controlled by the authorities listed in that Annex and which belong to the categories specified therein are equivalent to seed potatoes of corresponding categories harvested within the Community and comply with Directive No 66/403/EEC.

Article 2

This Decision shall apply from 1 July 1975 to 30 June 1978.

Article 3

This Decision is addressed to the Member States.

Done at Luxembourg, 24 June 1975.

For the Council

The President

M. A. CLINTON

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(1) OJ No 125, 11. 7. 1966, p. 2320/66.
(2) OJ No L 356, 27. 12. 1973, p. 79.
(3) OJ No L 186, 16. 8. 1972, p. 43.

ANNEX

Order No	Country	Service	Categories		Special conditions
			In the country concerned	In the Community	
1	2	3	4	5	6
1	Austria	— Burgenländische Landwirtschaftskammer, Eisenstadt — Landwirtschaftskammer für Kärnten, Klagenfurt — Niederösterreichische Landes-Landwirtschaftskammer, Wien — Landwirtschaftskammer für Oberösterreich, Linz/O.Ö. — Landeskammer für Land- und Forstwirtschaft Steiermark, Graz — Landeskammer für Tirol, Innsbruck — Kammer für Land- und Forstwirtschaft in Salzburg, Salzburg — Landwirtschaftskammer für Vorarlberg, Bregenz — Wiener Landwirtschaftskammer, Wien	Elite Original	Basic seed potatoes	1,2,3,4
			— Klasse A — Klasse B	Certified seed potatoes	1,2,3,4
2	Poland	— Wojewódzkich Inspektoratów Kontroli Materialu Siewnego (WIKMS) (District Inspection Authorities for Seed Control) : — Bialystok — Bydgoszcz — Gdànsk — Katowice — Kielce — Koszalin — Kraków — Lublin — Lòdz — Olsztyn — Opole — Poznàn — Rzessòw — Szczecin — Warszawa — Wroclaw — Zielona Gòra	— Super Elite — Elite	Basic seed potatoes	1,2,3,4
			— Original — Class A — Class B	Certified seed potatoes	1,2,3,4
3	Switzerland	— Station fédérale de recherches agronomiques, Lausanne — Eidgenössische Landwirtschaftliche Forschungsanstalt, Zürich	Plants certifiés — Class A — Class B	Certified seed potatoes	1,2,3,4

Special conditions

1. Seed potatoes shall be officially certified and their containers officially marked and sealed in accordance with national provisions. Seed potatoes and the details on the label shall meet at least the requirements of Community rules and conform to the European standard for seed potatoes recommended by the Working Party on Standardization of Perishable Foodstuffs of the Economic Commission for Europe.

2. 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 repsonsibility of such authorities, provided that such person derives no private gain from the result of the inspection.

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

4. The colour of the label shall be :

   — white for basic seed potatoes ;

   — blue for certified seed potatoes.

   All information shall be given in at least one of the official languages of the European Communities.