COMMISSION DECISION

of 3 March 1977

authorizing the Kingdom of Denmark to permit temporarily the marketing of seed not complying with the requirements of Council Directive 66/402/EEC

(77/223/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 66/402/EEC of 14 June 1966 on the marketing of cereal seed (1), as last amended by Directive 75/444/EEC (2), and in particular Article 17 thereof,

Having regard to the request made by the Kingdom of Denmark,

Whereas in the Kingdom of Denmark the production of oat seed complying with the requirements of the said Directive has been insufficient in 1976 and therefore will not be adequate to meet that country's needs ;

Whereas it is not possible sufficiently to cover this demand with certified seed from other Member States, or from third countries, meeting all the requirements laid down in the said Directive ;

Whereas the Kingdom of Denmark should therefore be authorized to permit, for a period expiring on 30 June 1977, the marketing of seed of the abovementioned species of a category subject to less stringent requirements ;

Whereas moreover other Member States, which are able to supply the Kingdom of Denmark with seed not complying with the requirements of the Directive, should be authorized to permit the marketing of such seed provided that it is intended for Denmark ;

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

HAS ADOPTED THIS DECISION :

Article 1

The Kingdom of Denmark is hereby authorized to permit for a period expiring on 30 June 1977 the marketing in its territory of a maximum of 8 000 tonnes of oat seed *(Avena sativa L.)* of the category 'certified seed of the first generation' or 'certified seed of the second generation' which does not satisfy the requirements laid down in Annex II to Directive 66/402/EEC with regard to minimum germination, under the following conditions :

(a) the minimum germination must be at least 75 % of pure seed ;

(b) the official label shall be marked as follows :

— 'Minimum germination ...',

— 'Intended exclusively for Denmark'.

Article 2

The other Member States are hereby authorized to permit, subject to the conditions laid down in Article 1, the marketing in their territories of a maximum of 8 000 tonnes of oat seed, provided that it is intended exclusively for Denmark. The official label shall state : 'Intended exclusively for Denmark'.

Article 3

Member States shall notify the Commission before 1 November 1977 of the quantities of seed marketed in their territory pursuant to this Decision. The Commission shall inform the other Member States thereof.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 3 March 1977.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No 125, 11. 7. 1966, p. 2309/66.
(2) OJ No L 196, 26. 7. 1975, p. 6.