II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 30 March 1977

extending for the Federal Republic of Germany in respect of a certain number of varieties the period provided for in Article 15 (1) of Directive 70/457/EEC

(Only the German text is authentic)

(77/281/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 70/457/EEC of 29 September 1970 on the common catalogue of varieties of agricultural plant species (1), as last amended by Council Directive 73/438/EEC of 11 December 1973 (2), and in particular Article 15 (7) thereof,

Having regard to the application lodged by the Federal Republic of Germany,

Whereas, under Article 15 (1) of the said Directive, seeds and propagating material of varieties of agricultural plant species which have been officially accepted during 1974 in one or more Member States and which also meet the conditions laid down in the said Directive are, with effect from 31 December 1976, no longer subject to any marketing restrictions relating to variety within the Community;

Whereas, however, Article 15 (2) thereof provides that a Member State may be authorized upon application to prohibit the marketing of seed and propagating material of certain varieties;

Whereas the Federal Republic of Germany has applied for such authorization for a certain number of varieties;

Whereas Commission Decision 77/146/EEC of 29 December 1976 (3) extended the period provided for in the said Article 15 (1) for these varieties for the Federal Republic of Germany from 31 December 1976 to 31 March 1977;

Whereas for the varieties Erika and Wintergreen (red fescue), Patora (perennial ryegrass) and Sprint 180 (maize) the Federal Republic of Germany is not yet in a position to justify its application for reasons beyond its control;

Whereas the period provided for in the said Article 15 (1) should therefore be extended in the case of the Federal Republic of Germany to enable it to prepare the necessary data concerning these varieties (Article 15 (7) of the said Directive);

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,

(1) OJ No L 225, 12. 10. 1970, p. 1.
(2) OJ No L 356, 27. 12. 1973, p. 79.
(3) OJ No L 47, 18. 2. 1977, p. 64.

HAS ADOPTED THIS DECISION :

Article 1

In respect of the vareties Erika and Wintergreen (Festuca rubra L.) and Patora (Lolium perenne L.), the period provided for in Article 15 (1) of Directive 70/457/EEC shall be extended for the Federal Republic of Germany beyond 31 March 1977 to 31 May 1977. In respect of the variety Sprint 180 (Zea maïs L.) the said period shall be extended from 31 March 1977 to 31 December 1977.

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 30 March 1977.

For the Commission

Finn GUNDELACH

Vice-President