COMMISSION DECISION

of 13 October 1977

authorizing the French Republic to permit temporarily the marketing of seed not complying with the requirements of Council Directive 66/401/EEC

(77/661/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 66/401/EEC of 14 June 1966 on the marketing of fodder plant seed (1), as last amended by Council Directive 75/444/EEC (2), and in particular Article 17 thereof,

Having regard to the request made by the French Republic,

Whereas in the French Republic the production of tall fescue seed complying with the requirements of the said Directive has been insufficient in 1977 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, of varieties included either in the common catalogue of varieties of agricultural plant species or in the French national catalogues of varieties ;

Whereas the French Republic should therefore be authorized to permit, for a period expiring on 30 June 1978, the marketing of seed of the abovementioned species of varieties not included either in the common catalogue of varieties of agricultural plant species or in the French national catalogues of varieties, as well as a category subject to less stringent requirement ;

Whereas moreover other Member States, which are able to supply the French Republic 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 France ;

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

1. The French Republic is hereby authorized to permit for a period expiring on 30 June 1978 the marketing in its territory of a maximum of 300 tonnes of tall fescue seed (Festuca arundinacea Schreb.) of the category 'certified seed' of the first generation of varieties not included either in the common catalogue of varieties of agricultural plant species or in its national catalogues of varieties. The official label shall state :

'Intended exclusively for France'.

2. The French Republic is hereby authorized to permit for a period expiring on 30 June 1978 the marketing in its territory of a maximum of 200 tonnes of tall fescue seed (Festuca arundinacea Schreb.) of the category 'certified seed' of the first generation subject to less stringent requirements with regard to the content of seeds of other cultivated plants laid down in Annex II to Council Directive 66/401/EEC provided that the following requirements are satisfied :

(a) The content of seeds of other cultivated plants shall not exceed 2 % ;

(b) The official label shall bear the supplementary indication :

'Maximum content of seeds of other cultivated plants : 2 %',

'Intended exclusively for France'.

Article 2

The other Member States are hereby authorized to permit, subject to the conditions laid down in Article 1, the marketing in their territory of a maximum of 500 tonnes of tall fescue seed, provided that it is intended exclusively for France. The official label shall state :

'Intended exclusively for France'.

Article 3

Member States shall notify the Commission before 30 September 1978 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, 13 October 1977.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No 125, 11. 7. 1966, p. 2298/66.
(2) OJ No L 196, 26. 7. 1975, p. 6.