COMMISSION DECISION

of 13 January 1978

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

(78/159/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 of 26 June 1975 (2), and in particular Article 17 thereof,

Having regard to the request made by the Federal Republic of Germany,

Whereas in Germany the production of red clover seed complying with requirements of the said Directive has been insufficient in 1977 and therefore will not be adequate to meet that country's needs;

Whereas it has not been possible to cover these needs sufficiently with seed from other Member States or even from third countries, meeting all the requirements with regard to variety;

Whereas the Federal Republic of Germany should therefore be authorized to permit, for a period expiring on 31 July 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 national catalogues of varieties of the Federal Republic of Germany;

Whereas it appears also desirable to authorize other Member States which are able to supply the Federal Republic of Germany with this seed not complying with requirements of the Directive to permit the marketing of such seed provided that it is intended for Germany;

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 Federal Republic of Germany is hereby authorized to permit for a period expiring on 31 July 1978 the marketing in its territory of a maximum of 300 tonnes of red clover seed (Trifolium pratense L.) 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 Germany'.

Article 2

The other Member States are authorized to permit, subject to the conditions laid down in Article 1, the marketing in their territories of a maximum of 300 tonnes of red clover seed, provided that it is intended exclusively for Germany. The official label shall state: 'intended exclusively for Germany'.

Article 3

The Member States shall notify the Commission before 31 December 1978 of the quantities of seed marketed in their territories 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 January 1978.

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.