COMMISSION DECISION

of 8 May 1981

authorizing Member States to permit temporarily the marketing of forest reproductive material satisfying less stringent requirements

(81/435/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 66/404/EEC of 14 June 1966 on the marketing of forest reproductive material [1], as last amended by the Act of Accession of Greece, and in particular Article 15 (1) thereof,

Having regard to the requests submitted by certain Member States,

Whereas production of reproductive material of the species set out in the Annex hereto is at present insufficient in all Member States, with the result that their requirements for reproductive material conforming to the provisions of Directive 66/404/EEC cannot be met;

Whereas non-member countries are not in a position to supply sufficient reproductive material of the relevant species which can afford the same guarantees as Community reproductive material and which conforms to the provisions of the above Directive;

Whereas the Member States should therefore be authorized to allow, for a limited period, the marketing of reproductive material of the relevant species which satisfies less stringent requirements;

Whereas, for genetic reasons, the reproductive material must be collected at places of origin within the natural range of the relevant species and the strictest possible guarantees should be given to ensure the identity of the material;

Whereas each of the Member States should furthermore be authorized to approve for marketing in its own territory seed which satisfies less stringent requirements, together with plants produced therefrom, which have been approved for marketing under this Decision in another Member State;

whereas such a measure is likely to permit intra-Community trade in the relevant reproductive material and to satisfy better the needs of the Member States involved;

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

HAS ADOPTED THIS DECISION:

Article 1

1. Member States are hereby authorized, on the terms set out in the Annex hereto and on condition that the proof specified in Article 2 is furnished with regard to the place of provenance of the seed and the altitude at which it was collected, to approve for marketing within their own territory seed satisfying less stringent requirements.

2. Member States are further authorized to approve for marketing in their own territory seed approved for marketing under this Decision in another Member State.

3. Member States are further authorized to approve for marketing in their own territory plants produced from the abovementioned seed.

Article 2

1. The proof referred to in Article 1 (1) shall be deemed to be furnished where the seed is of the category 'source-identified reproductive material' as defined in the OECD scheme for the control of forest reproductive material moving in international trade.

2. Where the OECD scheme referred to in paragraph 1 is not used at the place of provenance of the seed, other official evidence shall be admissible.

[1] OJ No 125, 11. 7. 1966, p. 2326/66.

3. Where official evidence cannot be provided in the case of the species *Pinus strobus*, Member States may accept other non-official evidence.

Article 3

Authorizations provided for under Article 1 (1), in so far as they concern the first marketing in the territory of different Member States, shall expire on 28 February 1982. Authorizations granted under Article 1 (1), in so far as they do not concern the first marketing, and authorizations granted under Article 1 (2), shall expire on 31 December 1984.

Article 4

Member States shall, before 1 April 1982, notify the Commission of the quantities of seed satisfying less stringent requirements which are approved for first marketing in their territory under this Decision. The Commission shall inform the other Member States thereof.

Article 5

This Decision is addressed to the Member States.

Done at Brussels, 8 May 1981.

For the Commission

Poul DALSAGER

Member of the Commission

BILAG — ANLAGE — ΠΑΡΑΡΤΗΜΑ — ANNEX — ANNEXE — ALLEGATO — BIJLAGE

Medlemsstat Mitgliedstaat Κράτος μέλος Member State État membre Stato membro Lid-Staat	**Abies alba Mill.**		**Fagus silvatica L.**		**Larix decidua Mill.**	
	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst
B			15 000	R (alt. 900 m max)	80	CS (Sudètes) PL (alt. 900 m max)
D	900	DDR, CS, R, CH	20 000	DDR, CS, R, CH	120	CS
DK	300 1 350	I (Carag Leone) R (Lapos–alt. 700–850 max)	10 200 5 000 3 500	CS R BG		
F	1 000	F	3 000	F	150	PL, CS (Sudètes) CH (alt. 800 m max)
GB			9 500	R	200	CS, PL
GR						
I			1 000	I		
IRL			500	R		
L			—		—	
NL	75	R	75 000	BG, R, CS	50	PL, CS

Medlemsstat Mitgliedstaat Κράτος μέλος Member State État membre Stato membro Lid-Staat	**Larix leptolepis (Sieb. & Zucc. Gord)**		**Picea abies Karst.**		**Picea stichensis Trautv. et Mey.**	
	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst
B	80	J (Hokkaïdo)	200	PL (Carpathians) R, CS (alt. 900 m max)	80	USA (Washington)
D	—		250	PL, CS, R, SU, H, DDR	350	USA (Washington) CDN (British Columbia)
DK			100 250	R (Moldovita, Brosteni) CS (alt. 600–800 m)	75 25	USA (Wash., Zone 012) CDN (Queen Charlotte Island)
F	120	J	1 000	PL	100	USA (Washington)
GB	500	J, EEC	400	R, PL, CS	300	CDN (British Columbia)
GR						
I	50	J (Hokkaïdo)				
IRL	15	J (Hokkaïdo)			50	CDN (Queen Charlotte Island)
L	—		—		—	
NL	80	J	200	PL, CS	25	USA (Washington) CDN (British Columbia)

Medlemsstat Mitgliedstaat Κράτος μέλος Member State État membre Stato membro Lid-Staat	**Pinus nigra Arn.**		**Pinus silvestris L.**		**Pinus strobus L.**	
	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst
B	40	YU			40	YU
D	400	YU	200	PL, SU	200	USA (Appalachians), DDR, CS
DK	250	YU (Slovenie, 300–500 m)	125 25	N (Zone 1–0, 150 m) SU (Lituania)	10	USA (Minnesota 1 400 feet)
F	450	YU (Slovenie), F	300	SU (Riga), PL	150	USA (Appalachians), CH
GB						
GR						
I					50	USA (Appalachians)
IRL						
L	—		—		—	
NL	200	A, YU	—		75	CDN (Ontario), USA (Appalachians)

Medlemsstat Mitgliedstaat Κράτος μέλος Member State État membre Stato membro Lid-Staat	**Pseudotsuga taxifolia (Poir.) Britt.**		**Quercus borealis Michx.**		**Quercus pendunculata Ehrh.**	
	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst
B	500	USA (Washington, West Cascades) (alt. 700 m max)				
D	6 000	CDN (British Columbia) USA (Oregon, Washington)	3 000	CS, DDR, USA (Appalachians)	20 000	DDR, YU
DK	100	USA (Washington, Zones 211 and 403)				
F	3 000	USA (Washington), F	1 500	F	40 000	F
GB	300	CDN (British Columbia) USA (Oregon, Washington), EEC	6 000	USA (Oregon, Washington) R, CS, EEC	16 000	R, PL, EEC
GR						
I	500	USA (Washington, Oregon, California)			2 000	I
IRL	50	USA (Washington, Zone 412, 300–500 m)				
L	—		—		—	
NL	400	USA (Washington) CDN (British Columbia)	25 000	YU, DDR, PL, CS	100 000	YU, PL, R

Medlemsstat Mitgliedstaat Κράτος μέλος Member State État membre Stato membro Lid-Staat	**Quercus sessilifiora Sal.**	
	kg	Oprindelse Herkunft Προέλευση Provenance Provenienza Herkomst
B		
D	—	
DK	13 000	N
F	10 000	F
GB	13 100	R, PL, EEC
GR		
I	3 000	I
IRL		
L	—	
NL	50 000	PL, R

LEGEND

The Member States and the States of provenance are indicated in the order of the abbreviations of the international code used for motor vehicles.

1. *Member States*

B = Kingdom of Belgium

D = Federal Republic of Germany

DK = Kingdom of Denmark

F = French Republic

GB = United Kingdom

GR = Greece

I = Italian Republic

IRL = Ireland

L = Grand Duchy of Luxembourg

NL = Kingdom of the Netherlands

2. *States of provenance*

BG = Bulgaria

CDN = Canada

CH = Switzerland

CS = Czechoslovakia

DDR = German Democratic Republic

H = Hungary

J = Japan

N = Norway

PL = Poland

PL(Ca) = Poland (Carpathians)

R = Romania

SU(Li) = Union of Soviet Socialist Republics (Lithuania)

SU = Union of Soviet Socialist Republics

USA = United States of America

YU = Yugoslavia