STATUTORY INSTRUMENTS

1984 No. 1872

SEEDS

The Fodder Plant Seeds (Amendment) Regulations 1984

Made - - - -	*29th November* 1984
Laid before Parliament	*13th December* 1984
Coming into Operation	*4th January* 1985

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred by sections 16(1), (1A) and (8), and 36 of the Plant Varieties and Seeds Act 1964(**a**) and now vested in them(**b**) and of all other powers enabling them in that behalf, after consultation in accordance with the said section 16(1) with representatives of such interests as appear to them to be concerned, hereby make the following regulations:—

Title and commencement

1. These regulations may be cited as the Fodder Plant Seeds (Amendment) Regulations 1984 and shall come into operation on 4th January 1985.

Amendment of principal regulations

2. For paragraph 7 of Part I of Schedule 2 to the Fodder Plant Seeds Regulations 1980(**c**) (which sets out required standards for varietal purity) there shall be substituted the following paragraph—

"*Standards for varietal purity and species purity*

7. The crop shall have sufficient varietal identity and varietal purity. In particular the average level of the following impurities shall not exceed—

	IN CROPS TO PRODUCE	
	basic seeds	certified seeds
(*a*) recognisable off-types of the same species in grasses and herbage legumes (including Italian or awned ryegrass in perennial ryegrass and perennial or awnless ryegrass in Italian ryegrass) other than apomictic uni-clonal varieties of *Poa* spp	1 plant in 50 sq m	1 plant in 10 sq m
(*b*) recognisable off-types of apomictic uni-clonal varieties of *Poa* spp	0.3%	2%

(**a**) 1964 c. 14; section 16 was amended by the European Communities Act 1972 (c. 68), section 4(1) and paragraph 5(1), (2) and (3) of Schedule 4.
(**b**) In the case of the Secretary of State for Wales by virtue of S.I. 1978/272.
(**c**) S.I. 1980/899, amended by S.I. 1982/1757.

	IN CROPS TO PRODUCE	
	basic seeds	certified seeds
(*c*) recognisable off-types of the same species in field peas and field beans	0.3%	1%
(*d*) recognisable off-types of the same species in swede and fodder kale	0.3%	1%
(*e*) recognisable off-types of the same species in vetches, lupins and fodder radish	1 plant in 30 sq m	1 plant in 10 sq m
(*f*) plants (other than those classified as off-types) grown from shed seeds in grasses and herbage legumes	1% of seed heads in crop	No standard
(*g*) ryegrass in cocksfoot, meadow fescue, red fescue or tall fescue (*h*) suckling clover (*Trifolium dubium* Sibth.) in white clover	1 plant in 50 sq m	1 plant in 10 sq m"

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 26th November 1984.

L.S.

Michael Jopling,
Minister of Agriculture,
Fisheries and Food.

George Younger,
Secretary of State for Scotland.

27th November 1984.

Nicholas Edwards,
Secretary of State for Wales.

29th November 1984.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These regulations, which amend the Fodder Plant Seeds Regulations 1980, give effect to Article 1 of Commission Directive 81/126/EEC (O.J. No. L67, 12.3.81, p.36) and Articles 1 and 2 of Commission Directive 82/287/EEC (O.J. No. L131, 13.5.82, p.24), which amended Council Directive 66/401/EEC (O.J. No. 125, 11.7.66, p.2298/66) on the marketing of seeds of fodder plants.

The regulations lay down revised varietal purity standards which must be achieved by crops grown to produce seeds of fodder plants (other than commercial seeds) for marketing (Regulation 2). The principal changes are to the maximum levels of permitted impurities in crops of vetches, lupins and fodder radish which are defined by reference to the number of plants in an area instead of in percentages.

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