**1974. No. 141** **[C]**

# AGRICULTURE

## Seeds: Forest Reproductive Material

REGULATIONS, DATED 24TH JUNE 1974, MADE BY THE DEPARTMENT OF AGRICULTURE UNDER SECTION 1(1) AND 1(2A), SECTION 2(1), 2(2) AND 2(3) AND SECTION 3(2) OF THE SEEDS ACT (NORTHERN IRELAND) 1965.

The Department of Agriculture in exercise of the powers vested in it by sections 1(1) and 1(2A), sections 2(1), 2(2) and 2(3) and section 3(2) of the Seeds Act (Northern Ireland) 1965(**a**) and all other powers enabling it in that behalf, and after consultation with representatives of such interests as appear to it to be concerned hereby makes the following regulations:—

*Citation and commencement*

**1.** These regulations may be cited as the Forest Reproductive Material (Amendment) Regulations (Northern Ireland) 1974, and shall come into operation on 1st July 1974.

*Interpretation*

**2.** In these regulations "the principal regulations" means the Forest Reproductive Material Regulations (Northern Ireland) 1973(**b**).

*Amendment of Regulation 7 of the principal regulations*

**3.** The words "to be permitted to appear before them" in Regulation 7(1) and the word "permission" in Regulation 7(2) shall be deleted.

*Amendment of Schedule 6 to the principal regulations*

**4.** In the table set out in paragraph 4A of Schedule 6 to the principal regulations—

(*a*) for the figure "4", where it secondly appears in the column listing maximum ages of stocky young plants opposite the reference to *Picea abies*, there shall be substituted the figure "5"; and

(*b*) in the columns headed "Stocky young plants", opposite the reference to *Pinus nigra* (other than forma *austriaca*), there shall be inserted the particulars set out in the table below (the column headings being therein repeated for reference only):

| *Stocky young plants* | | |
|---|---|---|
| *Max. age in years* | *Height in cm* | *Min. diameter of root collar (mm)* |
| 3 | 10-15 | 4 |
| 4 | 15-30 | 5 |
| 4 | 30-40 | 6 |
| 4 | 40-50 | 7 |
| 4 | 50 and over | 8 |

(a) 1965. c. 22 (N.I.). (b) S.R. & O. (N.I.) 1973, No. 208.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland this 24th day of June 1974 in the presence of

(L.S.) *K. F. Parkin,*
Assistant Secretary.

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## EXPLANATORY NOTE

*(This note is not part of the Regulations, but is intended to indicate their general purport.)*

These Regulations amend the Forest Reproductive Material Regulations (Northern Ireland) 1973 ("the principal Regulations"), which are concerned with the control of the marketing of forest reproductive material (seed, cones, parts of plants and young plants) of certain genera and species of tree.

Regulation 4 of the Regulations amends the table in paragraph 4A of Schedule 6 to the principal Regulations by—

(*a*) altering one of the maximum age criteria in the standards laid down for certain plants of *Picea abies* (Norway spruce), and

(*b*) for the first time providing age and size standards for certain plants of *Pinus nigra* (Corsican pine).

Regulation 4 gives effect to Council Directive 74/13/EEC, which amends Annex 3 of Council Directive 71/161/EEC (on external quality standards for forest reproductive material marketed within the Community). The latter Directive is one of the Directives to implement which the principal Regulations were made, the other being Council Directive 66/404/EEC (on the marketing of forest reproductive material) as amended by Council Directive 69/64/EEC.

In addition, the Regulations amend Regulation 7 of the principal Regulations to make it quite clear that oral representations against a proposal of the Department of Agriculture concerning the registration of basic material may be made as of right.