1979 No. 419

SEEDS

Cereal Seeds (Amendment) Regulations (Northern Ireland) 1979

Made . . . . . 28*th November* 1979

Coming into operation . . . 10*th January* 1980

The Department(a) of Agriculture, in exercise of the powers conferred upon it by sections 1(b), 4 and 9 of the Seeds Act (Northern Ireland) 1965(c) and of every other power 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 Cereal Seeds (Amendment) Regulations (Northern Ireland) 1979 and shall come into operation on 10th January 1980.

Amendment of principal regulations

2. The Cereal Seeds Regulations (Northern Ireland) 1976(d) are hereby amended in the manner and to the extent set out in the Schedule.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 28th November 1979.

(L.S.) *D. J. Alexander*
Assistant Secretary

(a) Formerly Ministry: *see* 1973 c. 36 s. 40 and Sch. 5 para. 8(1)
(b) As amended by S.R. & O. (N.I.) 1972 No. 351 (p. 1740) Art. 3 and Sch. 3
(c) 1965 c. 22 (N.I.)
(d) S.R. 1976 No. 300 (II, p. 1479)

SCHEDULE Regulation 2

Amendments to the Cereal Seeds Regulations (Northern Ireland) 1976

1. In regulation 3(1):

for the definition of "maintainer" there shall be substituted:

"maintainer" means a person who is indicated in a National List or in the Common Catalogue as responsible for maintaining the plant variety with the morphological, physiological or other characteristics to which regard was had when the plant variety was entered in the List or the Common Catalogue;

in the definition of "National List" for "1973" there shall be substituted "1979" and for the footnote relating to the regulations cited there shall be substituted "(e) S.I. 1979/133";

in the definition of "official examination" the words "and Wales" shall be deleted and after "in relation to Scotland, the Secretary of State" there shall be added "for Scotland or, in relation to Wales, the Secretary of State for Wales".

2. In regulation 5(2) for "1974" there shall be substituted "1976", and for the footnote relating to the regulations there shall be substituted "(f) S.R. 1976 No. 299 (II, p. 1448)".

3. In regulation 5(3) for the words from "taking effect" to "by the licence" there shall be substituted:

"which may impose conditions and shall have effect during the period set out therein unless the Department revokes it at an earlier date,".

4. In regulations 6(1) and 12(5) for "procedure" there shall be substituted "rules".

5. At the end of regulation 6 there shall be added:

"(4) If a sample of seeds taken for the purposes of an official examination is found to have been taken from an insufficiently homogeneous seed lot, or otherwise not to have been taken in accordance with the rules set out in Schedule 3, no or no further official examination shall be made of that sample and any findings or results obtained in the course of any such examination thereof already made shall be deemed null and void.".

6. In Schedule 1:

for the 2 kinds of barley named there shall be substituted the following single name:

"Hordeum vulgare L. ..... Barley"

and after the Latin name *"Triticum aestivum* L." there shall be added "emend. Fiori et Paol.".

7. In Part I of Schedule 2—

for paragraph 1 and its heading there shall be substituted:

"Varietal characteristics and purity

1. So far as the Department can ascertain them, by the use of methods which shall include inspection of the crop and may include examination of a plot sown with a sample from the seed lot sown in the field and the consideration of any other relevant information available to it, the varietal characteristics recognised shall be those of the variety for the purposes of the National List or the Common Catalogue and the standards of varietal purity set out in paragraph 6 shall be met."

and for paragraph 6 and its heading there shall be substituted: