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►**B**

COUNCIL DIRECTIVE

of 25 July 1978

amending Directives 66/400/EEC, 66/401/EEC, 66/402/EEC, 66/403/EEC, 68/193/EEC, 69/208/EEC and 70/458/EEC on the marketing of beet seed, fodder plant seed, cereal seed, seed potatoes, material for the vegetative propagation of the vine, seed of oil and fibre plants and vegetable seed

(78/692/EEC)

(OJ L 236, 26.8.1978, p. 13)

Amended by:

		Official Journal		
		No	page	date
►**M1**	Council Directive 2002/54/EC of 13 June 2002	L 193	12	20.7.2002
►**M2**	Council Directive 2002/55/EC of 13 June 2002	L 193	33	20.7.2002
►**M3**	Council Directive 2002/56/EC of 13 June 2002	L 193	60	20.7.2002
►**M4**	Council Directive 2002/57/EC of 13 June 2002	L 193	74	20.7.2002

▼B

COUNCIL DIRECTIVE

of 25 July 1978

amending Directives 66/400/EEC, 66/401/EEC, 66/402/EEC, 66/403/EEC, 68/193/EEC, 69/208/EEC and 70/458/EEC on the marketing of beet seed, fodder plant seed, cereal seed, seed potatoes, material for the vegetative propagation of the vine, seed of oil and fibre plants and vegetable seed

(78/692/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 100 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament [1],

Having regard to the opinion of the Economic and Social Committee [2],

Whereas, for the reasons given below, certain Directives on the marketing of seeds and propagating material should be amended;

Whereas the present provisions of the Directives relating to the sealing and marking of seeds and propagating material do not take into account technical progress in the sphere of packaging materials, sealing systems and labelling methods; whereas they should therefore be brought up to date;

Whereas, in the case of seed potatoes also, samples for the examination of the tubers for certification should be taken officially in accordance with appropriate methods,

HAS ADOPTED THIS DIRECTIVE:

▼M1

▼B

Article 2

Council Directive 66/401/EEC of 14 June 1966 on the marketing of fodder plant seed [3], as last amended by Directive 78/386/EEC [4], shall be amended as follows:

1. Article 9 (1) shall be replaced by the following:

‘1. Member States shall require that packages of basic seed, certified seed and commercial seed, except where seed of the two latter categories takes the form of small EEC B packages, be sealed officially or under official supervision in such a manner that they cannot be opened without damaging the sealing system or leaving evidence of tampering on either the official label provided for in Article 10 (1) or the package.

In order to ensure sealing, the sealing system shall comprise at least either the abovementioned label or the affixing of an official seal.

The measures provided for in the second subparagraph shall not be necessary where a non-reusable sealing system is used.

In accordance with the procedure laid down in Article 21, it may be established whether a particular sealing system complies with the provisions of this paragraph.’

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[1] OJ No C 183, 1. 8. 1977, p. 64.
[2] OJ No C 180, 28. 7. 1977, p. 29.
[3] OJ No 125, 11. 7. 1966, p. 2298/66.
[4] OJ No L 113, 25. 5. 1978, p. 1.