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COUNCIL DIRECTIVE

of 18 February 1969

amending the Council Directive of 14 June 1966 on the marketing of fodder plant seed

(69/63/EEC)

(OJ L 48, 26.2.1969, p. 8)

Corrected by:

►**C1** Consolidated text of corrigenda to instruments published in Special Editions 1952-72, p. 30 (69/63/EEC)

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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 Comittee;

Whereas certain provisions of the Council Directive of 14 June 1966 [2] on the marketing of fodder plant seed should be amended;

Whereas it is appropriate to amplify the provisional measures and to authorise the use of seed of generations prior to basic seed;

Whereas it is necessary to include new species of fodder plant seed in the Directive and to fix minimum requirements for them;

Whereas, if certain species of seed are not normally reproduced or marketed in the territory of a Member State, provision should be made for release of that State, under the procedure of the Standing Committee on Seeds and Propagating Material for Agriculture, Horticulture and Forestry, from the obligation to apply that Directive in respect of the species in question;

Whereas, in respect of commercial seed, certain requirements as regards marking should be reduced and the colour of the label should be altered;

HAS ADOPTED THIS DIRECTIVE:

Article 1

The Council Directive of 14 June 1966 on the marketing of fodder plant seed shall be amended as prescribed in the following Articles.

Article 2

The English text does not require the amendment made by this Article.

Article 3

1. Article 2 shall be renumbered Article 2 (1).

2. The following shall he substituted for Article 2 (1) (A) (b):

‘(b)	*Leguminosae*	*Legumes*
	Hedysarum coronarium L.	Sulla
	Lotus corniculatus L.	Birdsfoot trefoil
	Lupinus spec. except *Lupinus perennis* L.	Lupins, except perennial lupin
	Medicago lupulina L.	Black medick
	Medicago sativa L.	Lucerne
	Medicago varia Martyn	Lucerne
	Onobrychis sativa Lam.	Sainfoin

[1] OJ No C 108, 19.10.1968, p. 30.
[2] OJ No 125, 11.7.1966, p. 2298/66.

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Pisum arvense L.	Field pea
Trifolium alexandrinum L.	Berseem, Egyptian clover
Trifolium hybridum L.	Alsike clover
Trifolium incarnatum L.	Crimson clover
Trifolium pratense L.	Red clover
Trifolium repens L.	White clover
Trifolium resupinatum L.	Persian clover
Trigonella foenumgraecum L.	Fenugreek
Vicia spec. except *Vicia faba* major L.	Vetches and beans except broad beans.'

3. The following paragraph (c) shall be added to Article 2 (1) (A):

'(c)	*Other species*	►**C1** Swede ◄
	Brassica napus L. var. *napobrassica* (L.) Peterm.	
	Brassica oleracea L. convar. *acephala* (DC)	►**C1** Fodder kale ◄
	Raphanus sativus L. *ssp. oleifera* (DC) Metzg.	Fodder radish.'

4. The following shall be substituted for Article 2 (1) (C) (a):

'(a) which ►**C1** has been produced directly ◄ from basic seed or certified seed, or, if the breeder so requests, from seed of a generation prior to basic seed which has been found by official examination to satisfy the conditions laid down in Annexes I and II for basic seed;'

5. The following paragraphs 2 and 3 shall be added to Article 2:

'2. Member States may, during a transitional period of not more than four years after the entry into force of the laws, regulations or administrative provisions necessary to comply with this Directive, and by way of derogation from paragraph 1 (C), certify as certified seed seed ►**C1** produced directly ◄ from seed officially controlled in a Member State under the scheme in operation at that time and which affords the same assurances as seed certified as basic seed or certified seed in accordance with the principles of this Directive.

3. The right of Member States to make seed of the species *Brassica rapa* var. *rapa* (L.) Thell subject to the provisions of this Directive shall not be affected.'

Article 4

The following shall be substituted for Article 3 (1):

'1. The Member States shall provide that seed of:

Brassica napus L. var. ►**C1** *napobrassica* ◄ (L.) Peterm.

Brassica oleracea L. convar. *acephala* (DC)

Dactylis glomerata L.

Festuca arundinacea Schreb.

Festuca pratensis Huds.

Festuca rubra L.

Lolium spec.

Phleum pratense L.

Medicago sativa L.

Medicago varia Martyn

Pisum arvense L.

Raphanus sativus L. ssp. *oleifera* (DC) Metzg.