

**PLANT VARIETIES AND SEEDS ACT 1964  
THE CEREAL SEED (SCOTLAND) REGULATIONS 2005**

*General Licence permitting the marketing of triticale seed (x. Triticosecale Wittm.)  
not satisfying the germination standard*

The Scottish Ministers issue this General Licence ("Licence") under regulation 10(1) of the Cereal Seed (Scotland) Regulations 2005<sup>1</sup> ("the 2005 regulations").

**Background**

1. The European Commission has permitted the United Kingdom to exempt (until the end of 20 April 2008) 830 tonnes in total of triticale seed (x. *Triticosecale Wittm.*) from compliance with the germination standard for that seed specified in Council Directive 66/402/EC on the marketing of Cereal Seed<sup>2</sup>. The germination standard in that Directive is implemented in Scotland by the 2005 regulations.

**General Licence**

2. The persons listed in the Schedule to this Licence are exempt from complying with the germination standard, specified in paragraph 16 of Part II of Schedule 4 to the 2005 regulations, for the following varieties of triticale seed: "Bienvenu", "Trimour", "Nilex", "Legalo", "Logo", "Agrano" and "Ego".

This Licence takes effect from 15<sup>th</sup> January 2008 and expires at the end of 20 April 2008, unless revoked earlier by the Scottish Ministers.

**Conditions of Licence**

3. This Licence is subject to the following conditions-

- (a) the minimum germination standard for triticale seed (by percentage of pure seed) must be 70%;
- (b) no seed of the categories pre-basic or basic may be placed on the market under this Licence;
- (c) no seed may be placed on the market for the first time under this Licence other than by the persons listed in the Schedule;
- (d) no person marketing seed under this Licence may exceed their allocation set out in the Schedule;

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<sup>1</sup> S.S.I. 2005/328, as amended by the Cereal Seed (Scotland) & Fodder Plant Seed (Scotland) Amendment Regulations 2006 and the Seed (Scotland) (Amendment for Tests and Trials etc.) Regulations 2007.

<sup>2</sup> OJ P 125, 11.7.1966, p.2309, as last amended by Commission Directive 2006/55/EC O.J. No. L 157, 13.6.2006, p.13.

- (e) the maximum quantity of seed that may be marketed under this Licence is 830 tonnes. Allocations or reallocations within this maximum may only be authorised by agreement of the Scottish Ministers; and
- (f) the official label for seed marketed under this General Licence must state the germination ascertained in the report on official seed testing (except where the seed is to be marketed in accordance with regulation 12(1) of the 2005 Regulations, in which case the purchaser must be provided with a statement containing the information specified in regulation 12(2) (a) and there shall be affixed to the package containing the seed a label in accordance with regulation 17(7)).

*R N Wainwright*

*A member of staff of the Scottish Ministers*  
14 January 2008

**Schedule to General Licence 2008/01  
Exempt persons**

<b>Persons Authorised</b>	<b>Allocation (tonnes)</b>
Elsoms Seeds Ltd, Pinchbeck Road, Spalding PE11 1QG	95
Masstock Arable (UK) Ltd, Andoversford, Cheltenham, Gloucester GL54 4LZ	95
N. B. (Seed Processors) Ltd, Little Hale Fen, Sleaford, Lincolnshire NG34 9BG	41
Roger Wyartt (Seeds) Ltd/Organic Seed Producers Co Ltd, Stone Cottage, Beyton, Bury St Edmunds, Suffolk IP30 9AF	32
Senova Ltd, 49 North Road, Great Abington, Cambridge, Cambridgeshire CB1 6AS	122.5
Sherborne Processing Co Ltd, Rosedown Farm, Sherborne, Dorset DT9 4SX	127
Soya UK Ltd, Longways House, Burnetts Lane, West End, Southampton, Hampshire SO30 2HH	317.5
<b>Total</b>	<b>830</b>