

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 5 September 1994

authorizing the Federal Republic of Germany to permit temporarily the marketing of velvet bent seed not satisfying the requirements of Council Directive 66/401/EEC

(94/640/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 66/401/EEC of 14 June 1966 on the marketing of fodder plant seed ⁽¹⁾, as last amended by Directive 92/19/EEC ⁽²⁾, and in particular Article 17 thereof,

Having regard to Commission Directive 86/109/EEC of 27 February 1986, limiting the marketing of seed of certain species of fodder plants and oil and fibre plants to seed which has been officially certified as 'basic seed' or 'certified seed' ⁽³⁾, as last amended by Directive 91/376/EEC ⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the request submitted by the Federal Republic of Germany,

Whereas in Germany the production of seed of velvet bent satisfying the requirements of Directive 66/401/EEC has been insufficient in 1994 and therefore is not adequate to meet that country's needs;

Whereas it is not impossible to cover this demand satisfactorily with such seed from other Member States or from third countries satisfying all the requirements laid down in Directive 66/401/EEC;

Whereas the Federal Republic of Germany should therefore be authorized to permit for a period expiring on 31 July 1995 the marketing of seed of the abovementioned species which does not satisfy the requirements laid down in the said Directive;

Whereas, moreover, other Member States, which are able to supply the Federal Republic of Germany with such seed not satisfying the requirements of the said Directive

should be authorized to permit the marketing of such seed;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Seeds and Propagating Material for Agriculture, Horticulture and Forestry,

HAS ADOPTED THIS DECISION:

Article 1

The Federal Republic of Germany is authorized to permit, for a period expiring on 31 July 1995, the marketing in its territory of a maximum of 0,3 tonnes of commercial seed of velvet bent (*Agrostis canina* L.).

Article 2

The other Member States are hereby authorized to permit, subject to the conditions laid down in Article 1, the marketing in their territory of the seed authorized to be marketed under Article 1.

Article 3

Member States shall immediately notify the Commission of the quantities of seed marketed in their territory pursuant to this Decision. The Commission shall inform the other Member States thereof.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 5 September 1994.

For the Commission

René STEICHEN

Member of the Commission

⁽¹⁾ OJ No 125, 11. 7. 1966, p. 2298/66.

⁽²⁾ OJ No L 104, 22. 4. 1992, p. 61.

⁽³⁾ OJ No L 93, 8. 4. 1986, p. 21.

⁽⁴⁾ OJ No L 203, 26. 7. 1991, p. 108.