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## FIRST COUNCIL DECISION

of 20 July 1972

on the equivalence of field inspections carried out in third countries on seed-producing crops

(72/292/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the Council Directive of 14 June 1966<sup>1</sup> on the marketing of beet seed, as last amended by the Council Directive of 30 March 1971,<sup>2</sup> and in particular Article 16 (1) (a) thereof;

Having regard to the Council Directive of 14 June 1966,<sup>3</sup> on the marketing of fodder plant seed, as last amended by the Council Directive of 30 March 1971,<sup>2</sup> and in particular Article 16 (1) (a) thereof;

Having regard to the Council Directive of 14 June 1966<sup>4</sup> on the marketing of cereal seed, as last amended by the Council Directive of 30 March 1971,<sup>2</sup> and in particular Article 16 (1) (b) thereof;

Having regard to the Council Directive of 30 June 1969<sup>5</sup> on the marketing of seed of oil and fibre plants, as amended by the Council Directive of 30 March 1971,<sup>2</sup> and in particular Article 15 (1) (a) thereof;

Having regard to the proposal from the Commission;

Whereas there are rules on seed control in Austria, Canada, Czechoslovakia, Denmark, Greece, Hungary, Ireland, Israel, New Zealand, Poland, Portugal, Romania, South Africa, Spain, Sweden, Switzerland, Turkey, the United Kingdom, the United States, Yugoslavia and Australia; whereas those rules also provide for official field inspection to be carried out during the period of seed production;

Whereas those rules and the manner in which they are applied have been reviewed to determine whether and under what conditions the prescribed field inspections satisfy the conditions laid down in Annex I to the abovementioned Directives;

Whereas, if it becomes apparent that the conditions on which Community determinations are based are not or are no longer satisfied, those determinations will be revoked or the period of their validity will not be extended;

Whereas further practical information on seed produced in the abovementioned countries should therefore be obtained by growing and checking samples of such seed in comparative Community tests;

HAS ADOPTED THIS DECISION:

*Article 1*

It is hereby declared that, where the special conditions laid down in the Annex to this Decision are satisfied, field inspections of crops producing seed of the 'certified seed' category carried out in the countries and by the authorities listed in the Annex to this Decision and in respect of the species specified

<sup>1</sup> OJ No 125, 11.7.1966, p. 2290/66.

<sup>2</sup> OJ No L 87, 17.4.1971, p. 24.

<sup>3</sup> OJ No 125, 11.7.1966, p. 2298/66.

<sup>4</sup> OJ No 125, 11.7.1966, p. 2309/66.

<sup>5</sup> OJ No L 169, 10.7.1969, p. 3.

therein satisfy the conditions laid down in Annex I to the Council Directives of 14 June 1966 on the marketing of beet seed, fodder plant seed and cereal seed and to the Council Directive of 30 June 1969 on the marketing of seed of oil and fibre plants.

*Article 2*

This Decision shall apply from 1 September 1972 to 30 June 1976.

*Article 3*

This Decision is addressed to the Member States.

Done at Brussels, 20 July 1972.

*For the Council*

*The President*

T. WESTERTERP

ANNEX

Ref. No	Country	Authority	Species	Special conditions
1	2	3	4	5
1	Austria	Bundesanstalt für Pflanzenbau und Samenprüfung (Federal Plant-growing and Seed-testing Institute) — Burgenländische Landwirtschaftskammer, Eisenstadt — Landwirtschaftskammer für Kärnten, Klagenfurt — Niederösterreichische Landeslandwirtschaftskammer, Wien — Landwirtschaftskammer für Oberösterreich, Linz/O.O. — Landeskammer für Land- und Forstwirtschaft Steiermark, Graz — Landeskammer für Tirol, Innsbruck — Kammer für Land- und Forstwirtschaft in Salzburg, Salzburg — Landwirtschaftskammer für Vorarlberg, Bregenz — Wiener Landwirtschaftskammer, Wien	Beets — Grass and legume species subject to national rules on varietal control — Swede, cabbage, fodder kale — Cereals, except canary grass, maize and rice — Maize — Oil and fibre plants (swede rape, turnip rape, sunflower, opium poppy, mustards, soya bean)	1, 3, 5, 6 1, 3, 4, 5 2, 3, 4, 5 1, 3, 4, 5 2, 3, 4, 5 2, 3, 4, 5

Ref. No	Country	Authority	Species	Special conditions
1	2	3	4	5
2	Canada	Canadian Seed Growers' Association	Grass and legume species subject to national rules on varietal control	1, 3, 4, 5
3	Czechoslovakia	Ústředni Kontrolni a zkusebni ústav zemedelsky, Praha	Maize	2, 3, 4, 5
4	Denmark	Landbrugsministeriets, Certificatudvalg for Korn og Frø	<ul style="list-style-type: none"> <li>— Beets</li> <li>— Grass and legume species subject to national rules on varietal control</li> <li>— Swede cabbage, fodder kale, fodder radish</li> <li>— Cereals, except canary grass, maize and rice</li> <li>— Oil and fibre plants (turnip rape, swede rape, mustards)</li> </ul>	<ul style="list-style-type: none"> <li>1, 3, 5, 6</li> <li>1, 3, 4, 5</li> <li>2, 3, 4, 5</li> <li>1, 3, 4, 5</li> <li>2, 3, 4, 5</li> </ul>
5	Greece	Institouton Ktinotrofikon Fyton (Fodder Plant Institute), Larissa	Legume species subject to national rules on varietal control	1, 3, 4, 5
6	Hungary	Országos Vetőmagfelügyelőség (Hungarian Seed Control Office), Budapest	<ul style="list-style-type: none"> <li>— Beets</li> <li>— Legume species subject to national rules on varietal control</li> <li>— Maize</li> <li>— Oil and fibre plants (turnip rape, swede rape, sunflower, flax, opium poppy, white mustard, soya bean)</li> </ul>	<ul style="list-style-type: none"> <li>1, 3, 5, 6</li> <li>1, 3, 4, 5</li> <li>2, 3, 4, 5</li> <li>2, 3, 4, 5</li> </ul>
7	Ireland	Department of Agriculture and Fisheries	Grass and legume species subject to national rules on varietal control	1, 3, 4, 5
8	Israel	<ul style="list-style-type: none"> <li>— Seed Inspection Service</li> <li>— Volcani Institute of Agriculture Research</li> </ul>	Grass and legume species subject to national rules on varietal control	1, 3, 4, 5
9	New Zealand	Department of Agriculture	Grass and legume species subject to national rules on varietal control	1, 3, 4, 5
10	Poland	<ul style="list-style-type: none"> <li>— Wojewódzkich Inspektoratów Kontroli Materiału Siewnego (WIKMS) (District Inspection Authorities for Seed Control)</li> <li>— Bydgoszcz</li> <li>— Gdansk</li> <li>— Kraków</li> <li>— Poznań</li> <li>— Warszawa</li> <li>— Wrocław</li> <li>— Instytut Hodowli i Aklimatysacji Róślin, Zakład Metodyki, Oceny Nasion (Seed Testing Station of the Plant Improvement Institute), Sandomierz</li> </ul>	Beets	1, 3, 5, 6

Ref. No	Country	Authority	Species	Special conditions
1	2	3	4	5
10	Poland (Cont'd.)	<ul style="list-style-type: none"> <li>— Wojewódzkich Inspektoratów Kontroli Materiału Siewnego (WIKMS) (District Inspection Authorities for Seed Control)</li> <li>— Białystok</li> <li>— Bydgoszcz</li> <li>— Gdańsk</li> <li>— Katowice</li> <li>— Kielce</li> <li>— Koszalin</li> <li>— Kraków</li> <li>— Lublin</li> <li>— Łódź</li> <li>— Olsztyn</li> <li>— Opole</li> <li>— Poznań</li> <li>— Rzeszów</li> <li>— Szczecin</li> <li>— Warszawa</li> <li>— Wrocław</li> <li>— Zielona Góra</li> </ul>	<ul style="list-style-type: none"> <li>— Grass and legume species subject to national rules on varietal control</li> <li>— Swede cabbage, fodder kale, fodder radish</li> </ul>	<ul style="list-style-type: none"> <li>1, 3, 4, 5</li> <li>2, 3, 4, 5</li> </ul>
11	Portugal	Estacao de Ensaio de Sementes	<ul style="list-style-type: none"> <li>— Legume species subject to national rules on varietal control</li> <li>— Maize</li> </ul>	<ul style="list-style-type: none"> <li>1, 3, 4, 5</li> <li>2, 3, 4, 5</li> </ul>
12	Romania	Ministerul Agriculturii si Silviculturii, Bucuresti	<ul style="list-style-type: none"> <li>— Beets</li> <li>— Grass and legume species subject to national rules on varietal control</li> <li>— Swede cabbage, fodder raddish</li> <li>— Maize</li> <li>— Oil and fibre plants (swede rape, black and white mustard, hemp, caraway, sunflower, flax, opium poppy and soya bean)</li> </ul>	<ul style="list-style-type: none"> <li>1, 3, 5, 6</li> <li>1, 3, 4, 5</li> <li>2, 3, 4, 5</li> <li>2, 3, 4, 5</li> <li>2, 3, 4, 5</li> </ul>
13	South Africa	Department of Agricultural Technical Services, Division of Seed Control	<ul style="list-style-type: none"> <li>— Grass and legume species subject to national rules on varietal control</li> <li>— Fodder radish</li> <li>— Maize</li> <li>— Oil and fibre plants (groundnut, cotton, sunflower)</li> </ul>	<ul style="list-style-type: none"> <li>1, 3, 4, 5</li> <li>2, 3, 4, 5</li> <li>2, 3, 4, 5</li> <li>2, 3, 4, 5</li> </ul>
14	Spain	Instituto Nacional de Semillas y Plantas de Vivero, Madrid	<ul style="list-style-type: none"> <li>— Legume species subject to national rules on varietal control</li> <li>— Maize</li> </ul>	<ul style="list-style-type: none"> <li>1, 3, 4, 5</li> <li>2, 3, 4, 5</li> </ul>

Ref. No	Country	Authority	Species	Special conditions
1	2	3	4	5
15	Sweden	Statens Centrala Frökontrollanstalt, Solna	<ul style="list-style-type: none"> <li>— Grass and legume species subject to national rules on varietal control</li> <li>— Cereals, except canary grass, maize and rice</li> </ul>	1, 3, 4, 5  1, 3, 4, 5
16	Switzerland	<ul style="list-style-type: none"> <li>— Station fédérale de recherches agronomiques, Lausanne</li> <li>— Eidgenössische Landwirtschaftliche Forschungsanstalt, Zurich</li> </ul>	Maize	2, 3, 4, 5
17	Turkey	Tarım Bakanligi (Ministry of Agriculture)	Sugar beet	1, 3, 5, 6
18	United Kingdom	National Institute of Agricultural Botany, Cambridge  <ul style="list-style-type: none"> <li>— National Institute of Agricultural Botany, Cambridge</li> <li>— Department of Agriculture for Scotland</li> <li>— Ministry of Agriculture for Northern Ireland</li> </ul>	Beets  <ul style="list-style-type: none"> <li>— Grass and legume species subject to national rules on varietal control</li> <li>— Cereals, except canary grass, maize and rice</li> </ul>	1, 3, 5, 6  1, 3, 4, 5
19	United States of America	<ul style="list-style-type: none"> <li>— Alabama Crop Improvement Association, Inc.</li> <li>— Alaska Crop Improvement Association</li> <li>— Arizona Crop Improvement Association</li> <li>— Arkansas State Plant Board, Division of Seed Certification</li> <li>— California Crop Improvement Association</li> <li>— Colorado Seed Growers' Association</li> <li>— Delaware Crop Improvement Association</li> <li>— Florida Department of Agriculture</li> <li>— Georgia Crop Improvement Association, Inc.</li> <li>— Idaho Crop Improvement Association, Inc.</li> <li>— Illinois Crop Improvement Association, Inc.</li> <li>— Indiana Crop Improvement Association, Inc.</li> <li>— Iowa Crop Improvement Association</li> <li>— Kansas Crop Improvement Association</li> <li>— Kentucky Seed Improvement Association</li> </ul>	<ul style="list-style-type: none"> <li>— Grass and legume species subject to national rules on varietal control</li> <li>— Maize</li> </ul>	1, 3, 4, 5  2, 3, 4, 5

Ref. No	Country	Authority	Species	Special conditions
1	2	3	4	5
19	United States of America (Cont'd.)	<ul style="list-style-type: none"> <li>— Louisiana Department of Agriculture, Division of Entomology</li> <li>— Maine Department of Agriculture, Division of Plant Industry</li> <li>— Maryland State Board of Agriculture, Department of Agronomy</li> <li>— Michigan Crop Improvement Association</li> <li>— Minnesota Crop Improvement Association</li> <li>— Mississippi Seed Improvement Association</li> <li>— Missouri Seed Improvement Association</li> <li>— Montana Seed Growers' Association</li> <li>— Nebraska Crop Improvement Association</li> <li>— Nevada Department of Agriculture, Division of Plant Industry</li> <li>— New Jersey Department of Agriculture, Division of Plant Industry</li> <li>— New Mexico Crop Improvement Association</li> <li>— New York Seed Improvement Coop., Inc.</li> <li>— North Carolina Crop Improvement Association, Inc.</li> <li>— North Dakota State Seed Department</li> <li>— Ohio Seed Improvement Association</li> <li>— Oklahoma Crop Improvement Association</li> <li>— Oregon State University, Extension Service</li> <li>— Pennsylvania State Department of Agriculture, Bureau of Plant Industry</li> <li>— South Carolina Crop Improvement Association</li> <li>— South Dakota Crop Improvement Association</li> <li>— Tennessee Crop Improvement Association</li> <li>— Texas Department of Agriculture</li> <li>— Utah Crop Improvement Association</li> <li>— Utah Agricultural Experiment Station</li> </ul>	<ul style="list-style-type: none"> <li>— Grass and legume species subject to national rules on varietal control</li> <li>— Maize</li> </ul>	<ul style="list-style-type: none"> <li>1, 3, 4, 5</li> <li>2, 3, 4, 5</li> </ul>

Ref. No	Country	Authority	Species	Special conditions
1	2	3	4	5
19	United States of America (Cont'd.)	<ul style="list-style-type: none"> <li>— Vermont Department of Agriculture</li> <li>— Virginia Crop Improvement Association</li> <li>— Washington State Crop Improvement Association, Inc.</li> <li>— Washington State Department of Agriculture, Seed Branch</li> <li>— West Virginia Associated Crop Growers' Association</li> <li>— Wisconsin Crop Improvement Association</li> <li>— Wyoming Seed Certification Service</li> </ul>	<ul style="list-style-type: none"> <li>— Grass and legume species subject to national rules on varietal control</li> <li>— Maize</li> </ul>	<ul style="list-style-type: none"> <li>1, 3, 4, 5</li> <li>2, 3, 4, 5</li> </ul>
20	Yugoslavia	<ul style="list-style-type: none"> <li>Institut za poljoprivredna istraživanja (Institute of Agricultural Research), Novi Sad</li> <li>— Institut za poljoprivredna istraživanja (Institute of Agricultural Research), Novi Sad</li> <li>— Zavod za krmno bilje (Animal Feedingstuff Research Station, Krusevac</li> <li>— Institut za poljoprivredna istraživanja (Institute of Agricultural Research), Sarajevo</li> <li>— Institut za oplemenjvanje i proizvodnju bilja poljoprivrednog fakulteto (University Institute for Plant Improvement and Production), Zagreb</li> <li>— Poljoprivredni institut (Agricultural Institute), Osijek</li> <li>— Kmetijski institut Slovenije (Slovenian Agricultural Institute), Ljubljana</li> <li>— Zemjedelski institut (Agriculture Institute), Skopje</li> </ul>	<ul style="list-style-type: none"> <li>Beets</li> <li>— Legume species subject to national rules on varietal control</li> <li>— Maize</li> </ul>	<ul style="list-style-type: none"> <li>1, 3, 5, 6</li> <li>1, 3, 4, 5</li> <li>2, 3, 4, 5</li> </ul>
21	Australia	Department of Primary Industries, Canberra	Grass and legume species subject to national rules on varietal control	1, 3, 4, 5

## SPECIAL CONDITIONS

1. Field inspection shall be carried out in accordance with national rules for the application of the scheme for the varietal certification of seed moving in international trade of the Organization for Economic Cooperation and Development (OECD).
2. Field inspection shall be carried out in accordance with national rules for the varietal control of seed.
3. Field inspection shall be carried out by State authorities or by any legal person, whether governed by public or by private law, acting under the responsibility of such authorities, provided that such person derives no private gain from the result of the inspection.
4. Harvested seed shall be packed in officially sealed containers which bear an official label giving the following information:
  - (a) authority responsible and country,
  - (b) species,
  - (c) variety,
  - (d) reference number of the basic seed and name of the Member State which certified the seed,
  - (e) reference number of the lot,
  - (f) declared net or gross weight,
  - (g) the words 'non-certified seed'.

All information shall be given in at least one of the official languages of the European Communities or in English.

5. An official notice shall give the following information:
  - area cultivated,
  - quantity of harvested seed,
  - an attestation that the crops from which the seed comes have satisfied an official field inspection.
6. Harvested seed shall be packed in an officially sealed container bearing the special label provided for by the OECD for seed which has not been finally certified; this label shall give the following additional information:
  - reference number of the basic seed,
  - name of the Member State which certified the seed.