



GUERNSEY STATUTORY INSTRUMENT

2015 No. 84

**The Registered Plant Breeders' Rights (Farm Saved Seed)  
(Discontinuation of Prior Use Exemption) (Bailiwick of  
Guernsey) Order, 2015**

*Made*

*22nd October, 2015*

*Coming into operation*

*23rd October, 2015*

*Laid before the States*

*, 2015*

**THE COMMERCE AND EMPLOYMENT DEPARTMENT**, in exercise of the powers conferred on it by section 18(6) of the Registered Plant Breeders' Rights (Bailiwick of Guernsey) Ordinance, 2007<sup>a</sup> and all other powers enabling it in that behalf, hereby orders:-

**Discontinuation of prior use exemption.**

1. Section 18(5) of the Ordinance shall cease to have effect.

**Interpretation.**

2. (1) In these Regulations, unless the context requires otherwise –

"**enactment**" means any Law, Ordinance or subordinate legislation,

"**the Ordinance**" means the Registered Plant Breeders' Rights (Bailiwick of Guernsey) Ordinance, 2007,

"**subordinate legislation**" means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any

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<sup>a</sup> Ordinance No. IV of 2005; as amended by Order in Council No. XIV of 2012.

enactment and having legislative effect,

and other expressions have the same meanings as in the Ordinance.

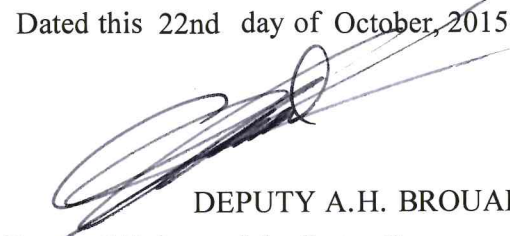
(2) The Interpretation (Guernsey) Law, 1948<sup>b</sup> applies to the interpretation of this Order.

(3) Any reference in this Order to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

**Citation and commencement.**

3. This Order may be cited as the Registered Plant Breeders' Rights (Farm Saved Seed) (Discontinuation of Prior Use Exemption) (Bailiwick of Guernsey) Order, 2015 and shall come into force on the 23rd October, 2015.

Dated this 22nd day of October, 2015



DEPUTY A.H. BROUARD  
Deputy Minister of the States Commerce and Employment  
Department  
For and on behalf of the Department

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EXPLANATORY NOTE

*(This note is not part of the Regulations)*

This Order, made in pursuance of section 18(6) of the Registered Plant Breeders' Rights (Bailiwick of Guernsey) Ordinance, 2007, discontinues section 18(5) of that Ordinance which enabled a farmer who had, before commencement of the Ordinance, used propagating material of a protected variety without paying any

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<sup>b</sup> Ordres en Conseil Vol. XIII, p. 355.

remuneration to the proprietor of the rights, to continue to do so.

This Order comes into force on the 23rd day of October, 2015.

