

**2007 No. 1449**

**PLANT HEALTH, ENGLAND**

**The Marketing of Vegetable Plant Material (England)  
(Amendment) Regulations 2007**

<i>Made</i> - - - -	<i>12th May 2007</i>
<i>Laid before Parliament</i>	<i>18th May 2007</i>
<i>Coming into force</i> - -	<i>1st July 2007</i>

The Secretary of State is designated(a) for the purposes of section 2(2) of the European Communities Act 1972(b) in relation to the common agricultural policy of the European Community.

He makes the following Regulations under the powers conferred by that section.

**Title, commencement, extent and application**

1. These Regulations—

- (a) may be cited as the Marketing of Vegetable Plant Material (England) (Amendment) Regulations 2007;
- (b) come into force on 1st July 2007;
- (c) extend to England and Wales but only apply in England.

**Amendments to the Marketing of Vegetable Plant Material Regulations 1995**

2.—(1) The Marketing of Vegetable Plant Material Regulations 1995(c) are amended as follows.

(2) In regulation 2 (interpretation), in paragraph (1), for the definition of “Directive 92/33/EEC” substitute—

““Directive 92/33/EEC” means Council Directive 92/33/EEC on the marketing of vegetable propagating and planting material other than seed;”(d).

(3) In regulation 3 (plant material to which these Regulations apply)—

- (a) in paragraph (1)(a), for “Schedule 1” substitute “Annex II to Directive 92/33/EEC”;
- (b) in paragraph (1)(b), for “Schedule 1” substitute “that Annex”.

(4) In regulation 8 (information to accompany plant material)—

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(a) S.I. 1972/1811.

(b) 1972 c.68.

(c) S.I. 1995/2652.

(d) OJ No. L 157, 10.6.1992, p. 1, as last amended by Commission Directive 2006/124/EC, OJ No. L 339, 6.12.2006, p. 12.

- (a) in paragraph (2), for “Council Directive 77/93/EEC” substitute “Council Directive 2000/29/EC”(a);
  - (b) in paragraph (4), for “Schedule 1” substitute “Schedule 2”.
- (5) Omit Schedule 1 (genera and species to which Regulations apply).

*Jeff Rooker*

Minister of State

Department for Environment, Food and Rural Affairs

12th May 2007

### **EXPLANATORY NOTE**

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

These Regulations, which extend to England and Wales but apply only in England, come into force on 1st July 2007. They amend the Marketing of Vegetable Plant Material Regulations 1995 (S.I. 1995/2652) (“the principal Regulations”), to update the list of genera and species of plant material to which those Regulations apply. This gives effect to Article 1 of Commission Directive 2006/124/EC (OJ No. L 339, 6.12.2006, p.12) which amends Annex II to Council Directive 92/33/EEC (OJ No. L 157, 10.6.1992, p.1) on the marketing of vegetable propagating and planting material other than seed, by extending its scope to *Zea Mays* L. (popcorn and sweetcorn).

In addition to minor and drafting amendments, regulation 2 provides that the principal Regulations apply to the list of genera and species in Annex II to Council Directive 92/33/EEC.

A full regulatory impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.

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(a) OJ No. L 169, 10.7.2000, p.1, as last amended by Commission Directive 2006/35/EC, OJ No. L 88, 25.3.2006, p.9.

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