

**L.N. 18 of 2011****PLANT QUARANTINE ACT  
(CAP. 433)****Examination of Varieties of Agricultural Plant Species  
(Amendment) Regulations, 2011**

IN exercise of the powers conferred by article 32 of the Plant Quarantine Act, the Minister for Resources and Rural Affairs, after consulting the Plant Health Directorate, has made the following regulations:-

**1.** (1) The title of these regulations is the Examination of Varieties of Agricultural Plant Species (Amendment) Regulations, 2011 and they shall be read and construed as one with the Examination of Varieties of Agricultural Plant Species Regulations, 2006, hereinafter referred to as “the principal regulations”.

Title and scope.

L.N. 246 of 2006.

(2) The scope of these regulations is to transpose Commission Directive 2010/46/EU amending Commission Directives 2003/90/EC and 2003/91/EC, as regards the minimum characteristics and the minimum conditions for examining certain varieties of agricultural plant species and vegetable species.

**2.** For Schedule I to the principal regulations, there shall be substituted the following:

Substitutes Schedule I to the principal regulations.

**“Schedule I**

**CPVO Guidelines**

**Regulation 3(1)(a)(i)**

Applicability of Community Plant Variety Office (CPVO) guidelines to the following list of the genera and species of Agricultural Plants

**I. Cereals**

Table 1.1:

<b>Scientific name</b>	<b>Common name</b>	<b>CPVO protocol</b>
<i>Avena nuda</i> L.	Small naked oat, Hulless oat	TP 20/1 of 6.11.2003
<i>Avena sativa</i> L. (includes <i>A. byzantina</i> K. Koch)	Oats and Red oat	TP 20/1 of 6.11.3003
<i>Hordeum vulgare</i> L.	Barley	TP 19/2 rev of 11.03.2010
<i>Secale cereale</i> L.	Rye	TP 58/1 of 31.10.2002
<i>Triticosecale</i> Wittm. ex A. Camus	Hybrids resulting from the crossing of a species of the genus <i>Triticum</i> and a species of the genus <i>Secale</i>	TP 121/2 of 22.1.2007
<i>Triticum aestivum</i> L.	Wheat	TP 3/4 rev of 28.10.2009
<i>Triticum durum</i> Desf.	Durum wheat	TP 120/2 of 6.11.2003
<i>Zea mays</i> L.	Maize	TP 2/3 of 11.3.2010

**II. Fodder Plants**

Table 1.2:

<b>Scientific name</b>	<b>Common name</b>	<b>CPVO protocol</b>
<i>Fabaceae (Leguminosae)</i>		
<i>Pisum sativum</i> L.	Field pea	TP 7/2 of 11.03.2010

**III. Potatoes**

Table 1.3:

<b>Scientific name</b>	<b>Common name</b>	<b>CPVO protocol</b>
<i>Solanum tuberosum</i> L.	Potato	TP 23/2 of 1.12.2005

3. For Schedule II to the principal regulations, there shall be substituted the following:

Substitutes Schedule II to the principal regulations.

**“Schedule II**

**UPOV Guidelines**

**Regulation 3(1)(a)(ii)**

Applicability of International Union for the Protection of New Varieties of Plants (UPOV) guidelines to the following list of the genera and species of agricultural plants

**I. Cereals**

Table 2.1:

Scientific name	Common name	UPOV protocol
<i>Sorghum bicolor</i> (L.) Moench	Sorghum	TG/122/3 of 6.10.1989

**II. Fodder Plants**

Table 2.2:

Scientific name	Common name	UPOV protocol
<b>Poaceae (Gramineae)</b>		
<i>Agrostis canina</i> L.	Velvet bent	TG/30/6 of 12.10.1990
<i>Agrostis capillaris</i> L.	Brown top	TG/30/6 of 12.10.1990
<i>Agrostis gigantea</i> Roth.	Red top	TG/30/6 of 12.10.1990
<i>Agrostis stolonifera</i> L.	Creeping bent	TG/30/6 of 12.10.1990
<i>Festuca filiformis</i> Pourr.	Fine-leaved sheep’s fescue	TG/67/5 of 05.04.2006
<i>Festuca ovina</i> L.	Sheep’s fescue	TG/67/5 of 05.04.2006
<i>Festuca pratensis</i> Huds.	Meadow fescue	TG/39/8 of 17.4.2002
<i>Festuca rubra</i> L.	Red fescue	TG/67/5 of 05.04.2006
<i>Festuca trachyphylla</i> (Hack.) Krajina	Hard fescue	TG/67/5 of 05.04.2006
<i>Lolium multiflorum</i> Lam.	Italian ryegrass	TG/4/8 of 05.04.2006
<i>Lolium perenne</i> L.	Perennial ryegrass	TG/4/8 of 05.04.2006
<i>Poa pratensis</i> L.	Smooth-stalked meadow grass	TG/33/6 of 12.10.1990
<b>Fabaceae (Leguminosae)</b>		
<i>Medicago sativa</i> L.	Lucerne	TG/6/5 of 6.4.2005
<i>Trifolium pratense</i> L.	Red clover	TG/5/7 of 4.4.2001
<i>Vicia faba</i> L.	Field Bean	TG/8/6/of 17.4.2002
<i>Vicia sativa</i> L.	Common vetch	TG/32/6 of 21.10.1988

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