

CYPRUS

SEEDS

CHAPTER 90 OF THE LAWS

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CHAPTER 90.

SEEDS.

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A LAW TO REGULATE THE SALE OF SEEDS FOR SEED PURPOSES AND TO MAKE PROVISION FOR THE TESTING THEREOF AND FOR MATTERS CONNECTED THEREWITH AND INCIDENTAL THERETO.

53 of 54.

[4th November, 1954.]

Short title.

1. This Law may be cited as the Seeds Law.

Interpretation.

2. In this Law, unless the context otherwise requires—
“ Director ” means the Director of Agriculture and includes any person appointed by him in writing for the purposes of this Law;

“ germination ” means the percentage by number of pure seed which germinate to produce normal seedlings during a laboratory germination test, including, in the case of lucerne seed, all hard seed, and in the case of other legumes, one-third of all hard seed;

“germination capacity” means the product of the percentage germination and percentage purity divided by one hundred;

“impurities” means all seeds (other than pure seeds) and other matter, and includes—

- (a) all whole-seeds of crop plants (not being seed of the kind the container or heap purports to consist) including any such seeds which are sprouted, shrivelled, cracked, insect damaged, diseased, or otherwise injured, and pieces of such seeds larger than one-half of the original size of the whole-seed;
- (b) weed-seeds, being seeds or bulbils or pieces of plants commonly regarded as weeds;
- (c) inert matter, being all pieces of seed not exceeding one-half of the original size of whole-seed including similarly sized of broken, sprouted, shrivelled, cracked, insect damaged, diseased or otherwise injured seed; seed or pieces of seed of legumes and crucifers with the seed coats entirely removed; empty glumes and sterile florets and, in the case of beet and swiss-chard clusters wholly devoid of seed and all seeds which pass through a sieve having circular holes 2.5 millimetres diameter, weed-seeds of legumes and crucifers from which seed coats are entirely removed and empty glumes and sterile florets of such seeds; soil, sand, grit, stones; fragments of roots, stems, leaves, flowers, chaff, broken cones, scale and seed wings, bodies of insects and remnants of diseases;

“licensed dealer” means the holder of a licence under section 3 and includes the duly authorized agent or representative of such person;

“prescribed seed” means the seed of the crops set out in the First Schedule;

First
Schedule.

“pure seed” means, with the exception of seeds, or pieces of seed of legumes and crucifers from which the seed coat is entirely removed, whole-seeds of the kind of which the container or heap purports to consist

including any such seeds which are sprouted, shrivelled, cracked, insect damaged, diseased or otherwise injured, and pieces of such seeds larger than one-half of the original size of the whole-seed;

“purity” means the percentage by weight of pure seed which the sample purports to contain;

“variety” means a category of individuals within a species which differ in constant transmissible characteristics from the type but which can be traced back to the type by a complete series of gradations.

Licensing of
dealers in
prescribed
seeds.

3. (1) Subject to the provisions of subsection (7), no person shall sell, expose or offer for sale, exchange or advertise the sale or exchange of, any prescribed seed unless he is the holder of a licence issued by the Director in that behalf (hereinafter referred to as a “dealer’s licence”) under the provisions of this section.

(2) Every dealer’s licence shall be subject to such terms and conditions as the Director may deem fit to impose and, unless previously revoked under the provisions of this section, shall expire on the 31st day of December, in the year in which it is issued.

(3) A fee of two hundred and fifty mils shall be paid in respect of every dealer’s licence.

(4) The Director may refuse to issue a dealer’s licence if, in his opinion, the applicant for such licence is not competent to comply with the provisions and requirements of this Law.

(5) The Director may revoke a dealer’s licence upon the conviction of the holder thereof for any offence under this Law.

(6) Any person aggrieved by the refusal of the Director to issue a dealer’s licence or by the revocation of a dealer’s licence by the Director, may within ten days from the date of such refusal or revocation appeal to the Governor in Council whose decision thereon shall be final and conclusive.

(7) The provisions of subsection (1) shall not apply to—

(a) any sale of prescribed seeds by the producer thereof to a licensed dealer;

(b) any sale of prescribed seeds, the sale of which has not been publicly advertised, by a farmer to a

farmer if such seeds are delivered on the farm premises of the producer;

- (c) any sale of prescribed seeds for any purpose other than for use as seeds;
- (d) the exportation of seeds for sale outside the Colony.

4. Any prescribed seeds which are displayed for sale by a licensed dealer shall have on, or in, each container or heap in which such prescribed seeds are displayed for sale a label in English, Greek or Turkish, containing the particulars set out in the Second Schedule.

Particulars of prescribed seeds displayed for sale to be given.

Second Schedule.

5. Upon the sale of any prescribed seeds by a licensed dealer, the licensed dealer shall give to the purchaser, at the time of, or before, delivery thereof, a statement in writing in English, Greek or Turkish, signed by the licensed dealer and containing the particulars set out in the Second Schedule.

Particulars of prescribed seeds to be given to the purchaser.

Second Schedule.

6. No prescribed seeds, the germination capacity of which is less than the prohibitive germination capacity minima specified in the Third Schedule, shall be sold, or exposed or offered for sale, for use as seeds except with the written authority of the Director.

Minimum germination capacity.
Third Schedule.

7. Prescribed seeds, the germination capacity of which is less than the prohibitive germination capacity minima specified in the Third Schedule, and the screenings of prescribed seeds, and prescribed seeds which are exposed or offered for sale for any purpose other than for use as seeds, shall be deemed to be seeds exposed or offered for sale for use as seeds unless the container or heap in which such seeds or screenings are contained is labelled with the words "Not for seed purposes," in English, Greek or Turkish.

Labelling of prescribed seeds not for sale for seed purposes.

8. Prescribed seeds which have been treated with any material or substance poisonous to human beings, animals or birds shall be labelled in English, Greek and Turkish with the words "Treated with poison."

Prescribed seeds treated with poison.

9. (1) The Director may at all reasonable times enter upon the premises of any licensed dealer on which prescribed seeds are sold or displayed or offered for sale and may, without payment, take a sample of such seeds of such

Testing of seeds.

quantity as may be required for the purpose of testing such sample under the provisions of this section.

(2) A licensed dealer, if required to do so by the Director at the time a sample is taken, shall sign the label, or a copy thereof, which is affixed, under the provisions of section 4, to the container or heap of seeds from which a sample has been taken under this section.

(3) The Director on taking a sample under this section shall divide the sample into two equal parts and shall cause each part to be marked, fastened and sealed with the seal of the Department of Agriculture and shall deliver or tender one part to the licensed dealer and shall deliver or send by post to a Government Seed Testing Laboratory the other part of the sample for the purpose of its being tested there.

Fourth
Schedule.

(4) The Government Seed Analyst who has tested a sample sent to a Government Seed Testing Laboratory under this section shall certify in writing the result of such test in the form set out in the Fourth Schedule, and a copy of every such certificate shall be sent by the Director by registered post to the licensed dealer from whom the sample was taken.

(5) Every certificate given under this section shall be conclusive evidence of the facts stated therein in any proceedings against the licensed dealer, unless the licensed dealer within fourteen days of the date of the receipt by him of the copy of such certificate gives notice in writing to the Director, requiring that the second portion of the sample retained by the licensed dealer should be tested.

(6) Where a second portion of the sample is tested, and the result in respect of the two tests differ, the average of the result of the two tests shall be deemed to be the result of the test for the purposes of this Law and a certificate by the Director as to the average of the result of the two tests shall be conclusive evidence of the facts stated therein in any proceedings against the licensed dealer.

Limits of
variation
allowed.
Fifth
Schedule.

10. (1) The limits of variation allowed on the result of tests for ascertaining the germination of seeds shall be the limits set out in the Fifth Schedule.

Sixth
Schedule.

(2) The limits of variation allowed on the result of tests for ascertaining purity shall be the limits set out in the Sixth Schedule.

11. The Director may, by order published in the Gazette, prohibit the export for seed purposes of prescribed seeds or any class of prescribed seeds for any period or periods.

Restriction on export of prescribed seeds.

12. No person shall import prescribed seeds for use as seeds except under the authority of a permit issued by the Director and subject to such terms and conditions as the Director may deem fit to impose.

Restriction on import of prescribed seeds.

13. (1) Any person who acts in contravention of the provisions of subsection (1) of section 3 shall be guilty of an offence and shall be liable on conviction to a fine not exceeding fifty pounds.

Offences and penalties.

(2) Any licensed dealer who—

- (a) fails to comply with the provisions of sections 4, 5, 6 or 8; or
- (b) obstructs or impedes in the execution of his duties any person authorized to enter his premises under the provisions of this Law; or
- (c) refuses to sign and deliver a label under the provisions of subsection (2) of section 9,

shall be guilty of an offence and shall be liable on conviction to a fine not exceeding one hundred pounds.

14. (1) There shall be established and maintained one or more Government Seed Testing Laboratories in the Colony.

Government Seed Testing Laboratories.

(2) The Governor may appoint Seed Analysts for the purposes of this Law.

(3) Any person who wishes to have any samples of seeds tested for purity or germination at a Government Seed Testing Laboratory shall deliver with the sample of such seed a written statement containing particulars with regard to the origin, kind, variety and the quantity which the sample represents.

(4) A fee of such amount as the Director may from time to time direct shall be charged in respect of any test carried out in a Government Seed Testing Laboratory.

15. The Director may, by order published in the Gazette, add to, delete, vary or amend any of the Schedules to this Law.

Amendment of Schedules.

FIRST SCHEDULE.

(Section 2.)

1. Barley	Hordeum sativum
2. Beet	Beta vulgaris
3. Berseem	Trifolium alexandrinum
4. Broad-Beans	Vicia faba
5. Bitter Vetch (Rovi)	Vicia ervillia
6. Cabbage	Brassica oleracea, var. Capitata
7. Carrot	Daucus carota
8. Cauliflower	Brassica oleracea, var. Botrytis
9. Cotton	Gossypium spp.
10. Cowpeas	Vigna sinensis
11. Cucumber	Cucumis sativus
12. Dwarf-Beans	Phaseolus vulgaris
13. Kohl-Rabi	Brassica caulorapa
14. Linseed	Linum usitatissimum
15. Lucerne	Medicago sativa
16. Maize	Zea mays
17. Melon	Cucumis melo
18. Onion	Allium cepa
19. Peas	Pisum sativum
20. Radish	Raphanus sativus
21. Runner-Bean	Phaseolus coccineus
22. Spinach	Spinacia oleracea
23. Swiss-Chard	Beta vulgaris, var. Cicla.
24. Vetch (Vicos)	Vicia sativa
25. Watermelon	Citrullus vulgaris
26. Wheat	Triticum spp.

SECOND SCHEDULE.

(Sections 4 and 5.)

- (1) The name and address of the licensed dealer.
- (2) The kind of seed.
- (3) That the seed is being sold for use as seed.
- (4) The variety, or mixture of varieties, or if of unknown variety.
- (5) The country of origin.
- (6) The percentage purity.
- (7) The germination capacity or a statement that it is above the prohibitive minimum.
- (8) Whether or not the seed has been treated with any material or substance poisonous to human beings, animals or birds.

THIRD SCHEDULE.

(Section 6.)

<i>Seed.</i>	<i>Prohibitive germination capacity minima.</i>
Barley	85
Beet (of clusters)	50
Berseem	60
Broad-Beans	70
Bitter Vetch (Rovi)	70
Cabbage	60
Carrot	50
Cauliflower	60
Cotton	70
Cowpeas	70
Cumin	70
Cucumber	70
Dwarf-Beans	70
Kohl-Rabi	60
Linseed	70
Lucerne	60
Maize	70
Melon	70
Onion	60
Peas	70
Radish	70
Runner-Bean	70
Spinach	60
Swiss-Chard (of clusters)	50
Vetch (Vicos)	70
Watermelon	70
Wheat	85

FOURTH SCHEDULE.

(Section 9 (4).)

GOVERNMENT OF CYPRUS.

OFFICIAL SEED TESTING LABORATORY		CYPRUS :	
Sample No.	Register No.		
Description			
Taken on premises of			
Date of sampling			
Date received at station			
Purity per cent.	Germination per cent.		
	Hard seed added per cent.		
	Total		
Germination capacity of sample			
Minimum germination capacity allowed under the Law			
Other particulars (Weed-Seeds, etc.)			
		<i>Seed Analyst.</i>	

FIFTH SCHEDULE.

(Section 10 (1).)

At or between 100-95	plus or minus 4
At or over 90 but less than 95	plus or minus 6
At or over 85 but less than 90	plus or minus 7
At or over 75 but less than 85	plus or minus 8
At or over 55 but less than 75	plus or minus 9
At or over 45 but less than 55	plus or minus 10
At or over 25 but less than 45	plus or minus 9.

SIXTH SCHEDULE.

(Section 10 (2).)

At or between 100-98	plus or minus 1
At or over 90 but less than 98	plus or minus 2
At or over 80 but less than 90	plus or minus 4
Less than 80	plus or minus 5.