Seed and Plant Propagating Material Act

Passed 13 May 1998

(RT I 1998, 52/53, 771),

entered into force 1 July 1998,

amended by the following Act:

19.06.2002 entered into force 01.09.2002 - RT I 2002, 63, 387;

19.06.2002 entered into force 01.08.2002 - RT I 2002, 61, 375;

17.03.2000 entered into force 17.04.2000 - RT I 2000, 29, 169;

08.12.1999 entered into force 01.01.2000 - RT I 1999, 95, 843.

Chapter 1

General Provisions

§ 1. Scope of application of Act

(1) This Act regulates the use of plant varieties, the production and packaging of the seed and propagating material of species of agricultural and horticultural plants and the cultivating material of forestry plants for marketing purposes; the marketing, import and export thereof; and state supervision and liability for violation of this Act or legislation established on the basis thereof.

(2) This Act applies to seed intended for sowing and to planting material which are used for production.

(3) Special requirements for the use of the seed and propagating material of varieties protected in Estonia shall be provided for in the Plant Variety Rights Act (RT I 1998, 36/37, 553; 2000, 10, 56; 2001, 93, 565; 2002, 53, 336; 61, 375; 63, 387) and legislation established on the basis thereof.

(4) The provisions of the Administrative Procedure Act (RT I 2001, 58, 354; 2002, 53, 336; 61, 375) apply to the administrative proceedings prescribed in this Act, taking account of the specifications provided for in this Act.

(19.06.2002 entered into force 01.08.2002 - RT I 2002, 61, 375)

§ 2. Seed

(1) In this Act, "seed" means the part of a plant which is capable of producing identical descendants.

(2) The seed of any category shall conform to the requirements set for the given category. The categories of seed are the following:

1) "pre-basic seed" means the seed which has been produced by or under the responsibility of the owner of the variety according to the methods prescribed for the maintenance of the variety and which is intended for the production of seed of subsequent categories;