

**Information on the operating conditions for undertakings engaging in the production and marketing or the marketing of propagation material of agricultural plant species and on the registration procedure in the register of propagation material pursuant to Joint Ministerial Decision No 2078/80743/25.07.2017 (Government Gazette, Series II, No 2679)**

**Types of undertakings engaging in production and marketing:**

1. Seed production undertaking: seed production of all plant species, as well as of tubers, bulbs and rhizomes, and marketing exclusively of its production material.
2. Type A nursery undertaking: production of vegetative propagation material of trees and vines (including species used for aromatic or pharmaceutical purposes) and of seeds of shrubs and trees, as well as marketing exclusively of its production material.
3. Type B nursery undertaking: production of vegetative propagation material of agricultural, gardening and ornamental species (including species used for aromatic or pharmaceutical purposes) other than tubers, bulbs and rhizomes, as well as marketing exclusively of its production material.
4. Type C nursery undertaking: production of vegetative propagation material of all plant species other than tubers, bulbs and rhizomes, using tissue-culture methods, and marketing exclusively of its production material.

**Types of marketing undertakings:**

1. Type A marketing undertaking: marketing and packaging (packaging, sub-packaging and re-packaging) of propagation material of all groups and categories (other than improver material).
2. Type B marketing undertaking: marketing of propagation material of all groups and categories (other than improver material).

**Process steps**

**Submission of application**

- ✓ To launch the operations of all types of undertakings, the parties concerned (natural or legal persons) should submit to the local Rural Development and Control Department (TAAE), whether directly or through a Citizen Service Centre – Single Service Centre (KEP-EKE), a notice of launch of operations with physical presence, along with the necessary supporting documents.

**Registration in the register**

- ✓ As soon as it is established that the conditions are met, a Certificate of Fulfilment of Legal Conditions will be issued to the party concerned and the undertaking will be registered in the relevant register kept by the Ministry of Rural Development and Food for five years.

**Renewal of registration in the register**

- ✓ To carry on the operations of undertakings of all types, the parties concerned (natural or legal persons) should submit to the local Rural Development and Control Department (TAAE), whether directly or through a KEP-EKE, an application for reviewing whether the legal conditions for operation with physical presence are still met, along with the necessary supporting

documents. If it is established that the conditions are still met, a certificate will be issued to the undertaking, which will retain its registration in the register.

#### Changes to the undertaking

- ✓ Undertakings already registered in the register should submit a change of status application to the local TAAE concerning any change to their actual and legal status, within thirty (30) days of occurrence thereof, in order to have the register of undertakings updated, provided that the relevant conditions are met. They should also replace the scientist in charge within three (3) months of his/her severance for any reason whatsoever. The notice should be accompanied by the supporting documents required in each case (see below).

#### **Means of identity verification, identification and signature**

**Natural persons:** The documents (originals or photocopies) indicating the natural person's details (police ID card or passport).

**Legal persons:** The General Certificate from the General Commercial Register (GEMI) or the certificate or registration/clearance of the Agricultural Cooperative with the National Register of Agricultural Cooperatives and the other collective bodies referred to in Law 4384/2016 (Government Gazette, Series I, No 78), along with the legalising documents for the representation of the legal person (originals or photocopies).

#### **Necessary supporting documents**

1. Copy of payment of the fee referred to in Article 27(1) of Law 1564/1985 (e-paravolo).
2. Certificate of Pursuing the Occupation of Geotechnician from the Geotechnical Chamber of Greece (GEOTEE) or the diploma of the scientist in charge.
3. A detailed periodic declaration of the employment of the scientist in charge along with by proof of registration with the Single Social Security Organisation (EFKA) or, in the absence thereof, a copy of the notice of recruitment of the scientist in charge. Where a scientist in charge must be employed on the basis of an independent service agreement (type A and B nursery undertaking), a private independent service agreement along with proof of posting thereof on the online TAXIS application of the Independent Authority for Public Revenue (AADE).
4. The documents indicating the natural person's details or, in the case of a legal person, the General Certificate from the General Commercial (GEMI) or the certificate of registration/clearance of the Agricultural Cooperative with the National Register of Agricultural Cooperatives and the other collective bodies referred to in Law 4384/2016 (Government Gazette, Series I, No 78), along with the legalising documents for the representation of the legal person.
5. Proof of the right to use the facilities and mechanical equipment associated with the undertaking's activity (title, lease agreements, etc.).

6. Proof of acquisition or lease of the laboratory equipment.
7. Results of laboratory nematode soil and/or soil substratum testing carried out (types A, B and C nursery undertakings).

The forms used to notify the launch of operations and to request a review of whether the legal conditions are still met or to declare a change of status for the undertaking are posted on the Ministry's website:

(<http://www.minagric.gr/index.php/el/for-farmer-2/crop-production/polylikomenu>, entry No 8)

### **Applicable fees and online payment method**

Fees:

- ✓ launch of operations of a seed production undertaking: **EUR 400**
- ✓ launch of operations of a type A, B or C nursery undertaking: **EUR 200**
- ✓ launch of operations of a type A marketing undertaking: **EUR 600**
- ✓ launch of operations of a type B marketing undertaking: **EUR 200**
- ✓ review of whether the legal conditions for the operation of a seed production undertaking are still met: **EUR 150**
- ✓ review of whether the legal conditions for the operation of a type A, B or C nursery undertaking are met: **EUR 50**
- ✓ review of whether the legal conditions for the operation of a type A marketing undertaking are met: **EUR 200**
- ✓ review of whether the legal conditions for the operation of a type B marketing undertaking are met: **EUR 50**
- ✓ Changes to the undertaking: **free of charge**

Payment should be made using the e-paravolo application of the Independent Authority for Public Revenue (AADE)

<https://www.aade.gr/epiheiriseis/forologikes-ypiresies/e-parabolo/e-parabolo-me-kodikoyis-taxisnet> or

<https://www1.gsis.gr/sgsisapps/eparavolo/public/welcome.htm>,

choose the public body: Rural Development / Plant Production Inputs – Processing, Packaging and Product Control for Plant Production;

choose the fee category: issuance of a certificate of registration or review/ update/ renewal of registration, as appropriate.

and choose the type of fee: SEED PRODUCTION or TYPE A NURSERY or TYPE B NURSERY or TYPE C TISSUE-CULTURE or TYPE A PROPAGATION MATERIAL MARKETING or TYPE B PROPAGATION MATERIAL MARKETING, as the case may be.

**Conditions for the launch of operations of undertakings engaging in the production and marketing of propagation material of agricultural plant species and registration in the register:**

- A. Seed production undertaking
  1. A responsible scientist should be employed.
  2. Appropriate infrastructure should be available.

3. Appropriate laboratory equipment should be available.
  4. A chamber should be available for preserving stocks of basic propagation material and previous generations, where pre-basic and basic material reproduction is carried out.
- B. Type A nursery undertaking
1. A responsible scientist should be employed.
  2. The nursery should be set up on irrigated land that is free from any developed trees or shrubs, where there are favourable climate conditions. In terms of plant health, the soil must not be in a zone that is affected by communicable diseases and pests and must be free from nematodes.
  3. Appropriate infrastructure should be available.
- C. Type B nursery undertaking
1. A responsible scientist should be employed.
  2. The nursery should be set up on irrigated land that is free from any developed trees or shrubs, where there are favourable climate conditions. In terms of plant health, the soil must not be in a zone that is affected by communicable diseases and pests and must be free from nematodes.
  3. Appropriate infrastructure should be available.
- D. Type C nursery undertaking
1. A tissue-culture laboratory should be available.
  2. A scientist in charge should be employed
  3. The nursery should be set up on irrigated land that is free from any developed trees or shrubs, where there are favourable climate conditions. In terms of plant health, the soil must not be in a zone that is affected by communicable diseases and pests and must be free from nematodes.
  4. Appropriate infrastructure should be available.
- E. Type A marketing undertaking
1. A responsible scientist should be employed.
  2. Storage and packaging facilities and mechanical equipment should be available in accordance with its activities.
  3. Appropriate laboratory equipment should be available.
- F. Type B marketing undertaking
1. A responsible scientist should be employed.
  2. Appropriate storage facilities should be available in accordance with its activities.

**Deadlines for or estimated time of completion of the procedure / Rules on the competent authority's failure to reply and legal consequences:**

The supporting documents should be submitted along with the notice (no deadline).

**Processing time:**

- 1) REGISTRATION OF AN UNDERTAKING IN THE REGISTER OF UNDERTAKINGS**
  - ✓ Within three months of submission of the notice, the undertaking will be registered in the register of undertakings engaging in the production and marketing of propagation material of the cultivated plant species referred to in Article 6 and, after verifying that the relevant conditions are met, a Certificate of Fulfilment of Legal Conditions will be issued for engaging in the relevant activity, whereupon the undertaking will launch its operations

lawfully. The certificate will remain in force for five (5) years of issue date. If the relevant conditions are not met, the competent agencies will instruct the party concerned in writing to comply with one (1) month of receipt of the relevant notice. If the party concerned fails to comply within the above deadline, it will be notified in writing that the undertaking is not allowed to launch its operations. The party concerned may submit a new notice.

- ✓ If the request filed (for registration of the undertaking in the register) has not been processed within three months of submission, the undertaking will be free to launch its operations. If the competent agencies establish that the relevant conditions are met, the undertaking will be registered in the register and a Certificate of Fulfilment of Legal Conditions will be issued to it in order to engage in the relevant activity. The certificate will enter into force on the day following the date of completion of three (3) months of submission of the notice and will remain in force for five (5) years.

If the competent agencies establish that the relevant conditions are not met, the undertaking will be requested in writing to comply within one month of receipt of the relevant notice. If the undertaking concerned fails to comply with the above deadline, it will be notified in writing that it is not allowed to carry on its operations. The undertaking concerned may submit a new notice.

## **2) RENEWAL OF REGISTRATION OF THE UNDERTAKING IN THE REGISTER**

The registration of undertakings in the register referred to in Article 6 (register of undertakings) will remain in force for five (5) years. In the event that the party concerned wishes to carry on the operations of the undertaking for another five (5) years, it should, before lapse of five years, submit an application for reviewing whether the legal conditions for the operation of the undertaking are still met to the local TAAE, whether directly or through a KEP-EKE, along with a receipt of payment of the fee and the updated supporting documents. The undertaking may carry on its operations lawfully during the interim period between submission of the application and issuance of a Certificate of Fulfilment of Legal Conditions or of an order of closure of the undertaking.

### **Legal means of redress/appeal**

This refers to lodging an appeal against the deletion from the register of an already registered undertaking (Articles 5(3) and 15(6) of Law 1564/1985 [Government Gazette, Series I, No 164]). The undertaking will be deleted if:

1. it has ceased its operations for three consecutive months;
2. one of the conditions for registration in the register is no longer met;
3. the undertaking has repeatedly failed to comply with the provisions of the ministerial decisions that regulate the matters associated with the operation of such undertakings and the production and marketing of the propagation material that they produce and place on the market.

An appeal against the deletion of the undertaking from the register may be lodged by the party concerned before the Minister for Rural Development and Food within thirty days of notification of the relevant decision to said party.

A fee of EUR 25.00 should be paid for lodging the above appeal.

Payment should be made using the e-paravolo application of the Independent Authority for Public Revenue (AADE)

<https://www.aade.gr/epiheiriseis/forologikes-ypiresies/e-parabolo/e-parabolo-me-kodikoyis-taxisnet> or

<https://www1.gsis.gr/sgsisapps/eparavolo/public/welcome.htm>

choose the public body: Rural Development / Plant Production Inputs – Processing, Packaging and Product Control for Plant Production;

choose the fee category: objection to the deletion;

and choose the type of fee: SEED PRODUCTION or TYPE A NURSERY or TYPE B NURSERY or TYPE C TISSUE-CULTURE or TYPE A PROPAGATION MATERIAL MARKETING or TYPE B PROPAGATION MATERIAL MARKETING, as the case may be.

#### **Competent authorities for registration of undertakings in the register**

- ✓ Ministry of Rural Development and Food / Directorate-General for Decentralised Structures / Directorates for Decentralised Agencies / Rural Development and Control Departments (TAAEs):
  1. for the receipt of applications/notices for the launch of operations of undertakings of all types, whether directly or through a KEP-EKE;
  2. for registration in the register of the following types of undertakings: Type A and B nursery undertaking, and type B marketing undertaking;
  3. for making a recommendation to the Directorate for propagation material of Cultivated Plant Species and Plant Genetic Resources that the conditions for registration in the register are met by the following types of undertakings: Seed production undertaking, type C nursery undertaking, and type A marketing undertaking.
- ✓ Ministry of Rural Development and Food / Directorate-General for Agriculture / Directorate for propagation material of Cultivated Plant Species and Plant Genetic Resources:

for registration in the register of the following types of undertakings: Seed production undertaking, type C nursery undertaking, and type A marketing undertaking, following a positive recommendation from TAAEs.

#### **Links:**

##### **Relevant legislation**

<http://www.minagric.gr/index.php/el/for-farmer-2/crop-production/polylikomenu>

<http://www.minagric.gr/index.php/el/for-farmer-2/crop-production/polylikomenu/551-nomothesia-polyliko/epixeirisis-polyliko-cat/2765-poll-yliko>

<http://www.minagric.gr/index.php/el/for-farmer-2/crop-production/polylikomenu/550-nomothesia-polyliko/emporika-polylikou/2763-antapodotikateli-polyliko>

##### **Competent authorities:**

Ministry of Rural Development and Food / Directorate-General for Agriculture / Directorate for propagation material of Cultivated Plant Species and Plant Genetic

Resources (competent authority for the content of and registration in the register of the following types of undertakings): Seed production undertaking, type C nursery undertaking, and type A marketing undertaking)

Contact details:

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Ministry of Rural Development and Food / Directorate-General for Decentralised Structures / Directorates for Decentralised Agencies / Rural Development and Control Departments (TAAEs) (competent authority for the receipt and checking of applications and registration in the register of the following types of undertakings): Type A and B nursery undertaking and type B marketing undertaking)

Contact details:

1. Directorate of Decentralised Agencies of East Macedonia & Thrace: Georgia Veneti (Tel.: 2510228450, email: [gveneti@minagric.gr](mailto:gveneti@minagric.gr))
2. Directorate of Decentralised Agencies of Attica and the Aegean Sea: Nestoras Petalas (Tel.: 2102125026, email: [npetalas@minagric.gr](mailto:npetalas@minagric.gr))
3. Directorate of Decentralised Agencies of Epirus and West Macedonia: Ioanna Chouliara (Tel.: 2651044055, email: [ichouliara@minagric.gr](mailto:ichouliara@minagric.gr))
4. Directorate of Decentralised Agencies of Thessaly and Continental Greece: Chrysoula Terzoudi (Tel.: 2410671061, email: [hrterzoudi@minagric.gr](mailto:hrterzoudi@minagric.gr))
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6. Directorate of Decentralised Agencies of Crete: Ioannis Troullakis (Tel.: 2810222428, email: [itroullakis@minagric.gr](mailto:itroullakis@minagric.gr))
7. Directorate of Decentralised Agencies of Peloponnese, West Greece and the Ionian Sea: Petros Orfanos (Tel.: 2610437120, email: [porfanos@minagric.gr](mailto:porfanos@minagric.gr))