

02 NCAC 48C .0113 RECORDING FLUE-CURED VARIETIES

(a) It shall be the duty of the Commissioner to accept annually for the purpose of recording only the flue-cured tobacco varieties which have been declared by the Tobacco Seed Committee (as identified in 2 NCAC 48C .0016) to have been correctly identified as carrying the true characteristics of the variety, based on the evidence presented by each grower of each variety being recorded. The recording must be made prior to December 1 preceding each growing season, using the same designation for each variety which was used when the variety was first sold, offered, or exposed for sale or recorded officially with an agency responsible for the enforcement of a state seed law.

(b) The Commissioner shall refuse to accept for recording any flue-cured tobacco variety, by any grower or distributor, which has not been declared by the Tobacco Seed Committee to be correctly identified. Nothing in this Rule shall be interpreted to prohibit two or more persons recording a variety if the same designation is used for the variety by all persons recording. Provided, that the grower of seed of a variety that is refused recording may appeal to the Board of Crop Seed Improvement. Notice of such appeal shall be given to the chairman of said board, including such evidence and pertinent documents bearing on the appeal.

*History Note: Authority G.S. 106-277.15;
 Eff. February 1, 1976;
 Transferred from T02.11C Eff. January 1, 1985.*