

---

STATUTORY INSTRUMENTS

---

**1998 No. 3168**

**PLANT HEALTH**

**The Potatoes Originating in The Netherlands  
(Amendment) Regulations 1998**

*Made* - - - - *16th December 1998*  
*Laid before Parliament* *17th December 1998*  
*Coming into force* - - *18th December 1998*

The Minister of Agriculture, Fisheries and Food and the Secretary of State, being Ministers designated<sup>(1)</sup> for the purposes of section 2(2) of the European Communities Act 1972<sup>(2)</sup> in relation to the common agricultural policy of the European Community, acting jointly, in exercise of the powers conferred by the said section 2(2) and of all other powers enabling them in that behalf, hereby make the following Regulations:

**Title and commencement**

1. These Regulations may be cited as the Potatoes Originating in The Netherlands (Amendment) Regulations 1998 and shall come into force on 18th December 1998.

**Amendment of the Potatoes Originating in The Netherlands Regulations 1997**

2.—(1) The Potatoes Originating in The Netherlands Regulations 1997<sup>(3)</sup> shall be amended in accordance with the following paragraphs of this regulation.

(2) In regulation 3 (interpretation) for the definition of “originating in The Netherlands” there shall be substituted—

““originating in The Netherlands” means grown in 1998 in The Netherlands;”.

(3) In regulation 4(3)—

(a) for the words “before the commencement of these Regulations” there shall be substituted the words “before the commencement of the Potatoes Originating in The Netherlands (Amendment) Regulations 1998”; and

(b) for the words “31st October 1997” there shall be substituted the words “31st December 1998”.

---

(1) S.I.1972/1811.  
(2) 1972 c. 68.  
(3) S.I. 1997/2441.

---

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

---

(4) In regulation 4(4)–

- (a) for the words “before the commencement of these Regulations” there shall be substituted the words “before the commencement of the Potatoes Originating in The Netherlands (Amendment) Regulations 1998”; and
- (b) for the words “31st October 1997” there shall be substituted the words “31st December 1998”.

(5) In regulation 6(1) (charges in respect of the sampling of imports of seed potatoes) for the words “a fee of £116” there shall be substituted the words “a fee of £118”.

16th December 1998

*Jeff Rooker*  
Minister of State, Ministry of Agriculture,  
Fisheries and Food

15th December 1998

*Calum Macdonald*  
Parliamentary Under Secretary of State, Scottish  
Office

---

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations implement Commission Decision of 9th December 1998 amending Decision [95/506/EC](#) authorizing Member States temporarily to take additional measures against the dissemination of *Pseudomonas solanacearum* (Smith) Smith as regards the Kingdom of the Netherlands by amending the Potatoes Originating in The Netherlands Regulations 1997 so that they apply to potatoes grown in 1998 in The Netherlands (regulation 2(2), (3) and (4)).

These Regulations also amend the Potatoes Originating in The Netherlands Regulations 1997 to increase the fee for sampling potatoes from £116 to £118 (regulation 2(5)).

A Regulatory Appraisal (now known as a Regulatory Impact Assessment) was prepared in relation to the Potatoes Originating in The Netherlands Regulations 1997. A separate Assessment has not been prepared in relation to these Regulations which increase the fee for sampling potatoes by less than the rate of inflation. Copies of the original Regulatory Appraisal can be obtained from the Plant Health Division of the Ministry of Agriculture, Fisheries and Food, Foss House, Kings Pool, 1–2 Peasholme Green, York YO1 7PX.