

2007 No. 21

PLANT HEALTH

**Plant Health (Import Inspection Fees) (Amendment)
Regulations (Northern Ireland) 2007**

Made - - - - - *11th January 2007*

Coming into operation - *14th February 2007*

The Department of Agriculture and Rural Development(a), being a Department designated(b) for the purposes of section 2(2) of the European Communities Act(c) in relation to the Common Agricultural Policy of the European Community, in exercise of the powers conferred on it by the said section 2(2), section 56(1), (2) and (5) of the Finance Act 1973(d), with the consent of the Department of Finance and Personnel, makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Plant Health (Import Inspection Fees) (Amendment) Regulations (Northern Ireland) 2007 and shall come into operation on 14th February 2007.

(2) In these Regulations—

“the principal Regulations” means the Plant Health (Import Inspection Fees) Regulations (Northern Ireland) 2005.

(3) The Interpretation Act (Northern Ireland) 1954(e) shall apply to these Regulations as it applies to an Act of the Northern Ireland Assembly.

Amendment of the Plant Health (Import Inspection Fees) Regulations (Northern Ireland) 2005

2. The principal Regulations shall be amended in accordance with regulations 3 to 5.

3. In regulation 2(1) in the definition of “the Directive” for the words “Commission Directive 2005/15/EC of 28 February 2005” substitute “Commission Directive 2006/35/EC of 24 March 2006(f)”.

4. For regulation 3 substitute—

“3. These Regulations apply to consignments of plants, plant products and other objects of a description specified in the first column of Schedule 1 that are landed in Northern Ireland from a third country and are:

(a) Formerly the Department of Agriculture for Northern Ireland; see S.I. 1999/283 (N.I.1), Art. 3(4).

(b) S.I. 2000/2812.

(c) 1972 c. 68.

(d) 1973 c. 51.

(e) 1954 c. 33 (N.I.)

(f) O.J. No. L 88, 25.3.2006, p.9.

- (a) listed in Annex V, Part B of the Directive; or
- (b) seeds of *Solanaceae* whether or not listed in Annex V, Part B of the Directive.”.

5. For Schedule 2 to the principal Regulations there shall be substituted the Schedule set out in the schedule to these Regulations.

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 10th January 2007.



David Small

A senior officer of the Department of Agriculture and Rural Development

The Department of Finance and Personnel consents to the foregoing Regulations.

Sealed with the Official Seal of the Department of Finance and Personnel on 11th January 2007.



Jack Layberry

A senior officer of the Department of Finance and Personnel

SCHEDULE 1

Regulation 5

New Schedule 2 to be inserted in the Plant Health (Import Inspection Fees) Regulations (Northern Ireland) 2005

“SCHEDULE 2

Regulation 4(3)

REDUCED IMPORT INSPECTION FEES FOR PLANT HEALTH CHECKS

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>	<i>Column 5</i>
<i>Genus</i>	<i>Quantity</i>	<i>Country of origin</i>	<i>Fee</i>	<i>Fee (non-daytime working hours)</i>
<i>Cut flowers</i>				
Aster	Per consignment			
	— up to 20,000 in number	Zimbabwe	£3.31	£4.96
	— for each additional 1,000 units	Zimbabwe	£0.02	£0.03
	— maximum price	Zimbabwe	£26.48	£39.72
Dianthus	Per consignment			
	— up to 20,000 in number	Colombia	£0.40	£0.60
		Ecuador	£1.98	£2.97
		Israel, Morocco, Turkey	£3.31	£4.96
	— for each additional 1,000 units	Colombia	£0.003	£0.004
		Ecuador	£0.01	£0.015
		Israel, Morocco, Turkey	£0.02	£0.03
	— maximum price	Colombia	£3.17	£4.75
		Ecuador	£15.88	£23.82
Israel, Morocco, Turkey		£26.48	£39.72	
Rosa	Per consignment			
	— up to 20,000 in number	Ecuador, Kenya, Uganda, Zimbabwe	£0.66	£0.99
		Colombia, Israel, Zambia	£1.32	£1.98
		Tanzania, Ethiopia	£3.31	£4.96
		India	£6.62	£9.93

	— for each additional 1,000 units	Ecuador, Kenya, Uganda, Zimbabwe	£0.005	£0.007
		Colombia, Israel, Zambia	£0.01	£0.015
		Ethiopia, Tanzania	£0.02	£0.03
		India	£0.05	£0.07
	— maximum price	Ecuador, Kenya, Uganda, Zimbabwe	£5.29	£7.94
		Colombia, Israel, Zambia	£10.59	£15.89
		Ethiopia, Tanzania	£26.48	£39.72
		India	£52.96	£79.44
<i>Fruit</i>				
Malus	Per consignment			
	— up to 25,000 kg in weight	Chile, South Africa	£1.32	£1.98
		Argentina, New Zealand, USA	£1.98	£2.97
		Brazil	£3.31	£4.96
		China	£6.62	£9.93
	— for each additional 1,000 kg	Chile, South Africa	£0.05	£0.07
		Argentina, New Zealand, USA	£0.07	£0.10
		Brazil	£0.13	£0.19
		China	£0.26	£0.39
	Mangifera	Per consignment		
— up to 25,000 kg in weight		Brazil	£1.32	£1.98
		Peru, South Africa	£6.62	£9.93
— for each additional 1,000 kg		Brazil	£0.05	£0.07
		Peru, South Africa	£0.26	£0.39
Prunus	Per consignment			
	— up to 25,000 kg in weight	Chile, South Africa, Turkey,	£1.32	£1.98
		Argentina	£1.98	£2.97
		USA	£4.63	£6.94
	— for each additional 1,000 kg	Chile, South Africa, Turkey,	£0.05	£0.07
		Argentina	£0.07	£0.10
		USA	£0.18	£0.27
Pyrus	Per consignment			
	— up to 25,000 kg in weight	South Africa	£1.32	£1.98
		Argentina	£1.98	£2.97
		Chile	£3.31	£4.96
		China	£6.62	£9.93
	— for each additional 1,000	South Africa	£0.05	£0.07
		Argentina	£0.07	£0.10

	kg	Chile	£0.13	£0.19
		China	£0.26	£0.39
Citrus	Per consignment			
	— up to 25,000 kg in weight	Morocco	£0.66	£0.99
		Turkey	£0.92	£1.38
		USA,	£1.32	£1.98
		Israel, Mexico, Uruguay	£1.98	£2.97
		Egypt	£3.31	£4.96
		Peru, Zimbabwe	£9.93	£14.89
	— for each additional 1,000 kg	Morocco	£0.02	£0.03
		Turkey	£0.03	£0.04
		USA,	£0.05	£0.07
	Israel, Mexico, Uruguay	£0.07	£0.10	
	Egypt	£0.13	£0.19	
	Peru, Zimbabwe	£0.39	£0.58	
Fortunella	Per consignment			
	— up to 25,000 kg in weight	South Africa	£9.93	£14.89
		Israel	£6.62	£9.93
	— for each additional 1,000 kg	South Africa	£0.39	£0.58
	Israel	£0.26	£0.39	
Momordica	Per consignment			
	— up to 25,000 kg in weight	Suriname	£6.62	£9.93
	— for each additional 1,000 kg	Suriname	£0.26	£0.39
Passiflora	Per consignment			
	— up to 25,000 kg in weight	Kenya	£1.32	£1.98
		Colombia	£1.98	£2.97
		Zimbabwe	£4.63	£6.94
		South Africa	£9.93	£14.89
	— for each additional 1,000 kg	Kenya	£0.05	£0.07
		Colombia	£0.07	£0.10
		Zimbabwe	£0.18	£0.27
	South Africa	£0.39	£0.58	
Vegetables				
Solanum melongena	Per consignment			
	— up to 25,000 kg in weight	Turkey	£9.93	£14.89
	— for each additional 1,000 kg	Turkey	£0.39	£0.58

Where the total amount of any fee comprises an amount of less than £0.01, that amount shall be excluded.”

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend The Plant Health (Import Inspection Fees) Regulations (Northern Ireland) 2005 (S.R. 2005 No. 373), which implemented Article 13(d) of Council Directive 2000/29/EC (O.J. No. L 169, 10.7.00, p. 1) (“the Directive”). The Directive requires Member States to charge fees to cover the costs occasioned by the documentary checks, identity checks and plant health checks of certain import plants, plant products and other objects from third countries. These Regulations also implement reduced rates for certain plants and plant products agreed under the procedure provided for in Articles 13(d)(2) and 18(2) of the Directive.

These Regulations provide for charging fees for checks on *Solanaceae* seeds and also include additional trades subject to reduced checks as agreed by the EC.