

1987 No. 1148

SEEDS

The Seeds (Fees) (Amendment) Regulations 1987

<i>Made - - - -</i>	<i>30th June 1987</i>
<i>Laid before Parliament</i>	<i>10th July 1987</i>
<i>Coming into force</i>	<i>1st August 1987</i>

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred by section 16(1), (1A)(e), (5)(a), (5A) and (8) of the Plant Varieties and Seeds Act 1964(a) and now vested in them (b), and of all other powers enabling them in that behalf, after consultation in accordance with section 16(1) of the said Act with representatives of such interests as appear to them to be concerned, hereby make the following Regulations:

Title and commencement

1. These Regulations may be cited as the Seeds (Fees) (Amendment) Regulations 1987 and shall come into force on 1st August 1987.

Amendment of principal Regulations

2. For Schedules 1 to 6 to the Seeds (Fees) Regulations 1985(c) there shall be substituted Schedules 1 to 6 to these Regulations.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 30th June 1987.

John MacGregor
Minister of Agriculture, Fisheries and Food.

30th June 1987.

Sanderson of Bowden
Minister of State, Scottish Office.

29th June 1987.

Peter Walker
Secretary of State for Wales.

(a) 1964 c. 14; section 16 was amended by the European Communities Act 1972 (c.68), section 4(1) and paragraph 5(1), (2) and (3) of Schedule 4 and subsection (5A) was inserted by section 2 of the Agriculture Act 1986 (c.49).
(b) In the case of the Secretary of State for Wales, by virtue of S.I. 1978/272.
(c) S.I. 1985/981, amended by S.I. 1986/1114.

SCHEDULE 1

MATTERS ARISING UNDER THE CEREAL SEEDS REGULATIONS 1985(a)

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	
		£	£(b)
A. Initial fees			
Initial fee per half-hectare or part thereof for crops intended to produce:	On application for registration		
(i) pre-basic or basic seed		10.20	<i>(9.85)</i>
(ii) certified seed of the first generation of wheat, durum wheat, spelt wheat, barley and oats or certified seed of rye and maize		2.90	<i>(2.55)</i>
(iii) certified seed of the second generation of wheat, durum wheat, spelt wheat, barley and oats		2.35	<i>(2.00)</i>
B. Crop inspection fees			
Fee for official examination or re-examination of crops per half hectare or part thereof examined	On application	3.90	<i>(3.70)</i>
C. Seed lot fee			
Fee for the issue of an official certificate in respect of a seed lot entered as:-	On application		
(i) breeder's seed		16.80	<i>(16.00)</i>
(ii) pre-basic or basic seed		42.45	<i>(39.70)</i>
(iii) certified seed of the first generation of wheat, durum wheat, spelt wheat, barley and oats or certified seed of rye and maize		33.35	<i>(30.60)</i>
(iv) certified seed of the second generation of wheat, durum wheat, spelt wheat, barley and oats		17.85	<i>(15.10)</i>
D. Sampling fees			
Fee for sampling or re-sampling of a seed lot for the purposes of an official examination, and for sampling or resampling imported seed intended for further multiplication	On application	19.45	<i>(18.50)</i>
E. Seed testing fees			
Fee for an official examination of seed for:-	Within one month of demand by or on behalf of the appropriate Minister		
(i) analytical purity, germination and other seed content except for wheat, durum wheat, spelt wheat, barley and oats at Higher Voluntary Standard		30.75	<i>(29.30)</i>
(ii) analytical purity, germination and other seed content of wheat, durum wheat, spelt wheat, barley and oats at Higher Voluntary Standard		38.95	<i>(37.10)</i>
(iii) loose smut infection of wheat, durum wheat, spelt wheat and barley (per thousand embryos examined)		21.65	<i>(20.60)</i>
F. Fees for additional tests			
(i) Fee for a special test to verify varietal identity	Within one month of demand by or on behalf of the appropriate Minister	90.65	<i>(86.35)</i>
(ii) Fee for a Tetrazolium seed viability test in CI Winter Wheat and CI Winter Barley		25.00	(—)

(a) S.I. 1985/976, amended by S.I. 1987/1091.

(b) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into operation of these Regulations.

SCHEDULE 1—continued

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	
		£	£(a)
G. Official label fees			
Additional fee for the issue of official labels of the following types:-	On application		
(i) tear-resistant labels, other than for mixtures, per thousand		10.90	(10.35)
(ii) sprocket punched adhesive labels, other than for mixtures, per thousand		7.60	(7.25)
(iii) mixture labels, per thousand:-			
(a) adhesive labels		14.30	(13.60)
(b) card labels		23.45	(22.35)
(c) tear-resistant labels		34.35	(32.70)
(d) sprocket punched adhesive labels		21.90	(20.85)

SCHEDULE 2

MATTERS ARISING UNDER THE FODDER PLANT SEEDS REGULATIONS 1985(b)

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	
		£	£(a)
A. Initial fees			
Initial fee per half-hectare or part thereof for crops intended to produce:-	On application for registration		
(i) pre-basic or basic seed of			
(a) grasses and legumes (except field beans and field peas)		4.75	(4.40)
(b) field beans and field peas		7.05	(6.70)
(c) crucifers		5.30	(4.95)
(ii) certified seed of			
(a) grasses and legumes (except field beans and field peas)		2.20	(1.85)
(b) crucifers		4.75	(4.40)
(iii) certified seed of the first and second generation of field beans and field peas		3.10	(2.75)
B. Crop inspection fees			
Fee for official examination or re-examination of crops, per half-hectare or part thereof examined	On application	3.90	(3.70)
C. Seed lot fee			
Fee for the issue of an official certificate in respect of a seed lot entered as:-	On application		
(i) breeder's seed		16.75	(15.95)
(ii) pre-basic or basic seed of			
(a) grasses, legumes (except field beans and field peas) and crucifers		32.30	(29.55)
(b) field beans and field peas		47.10	(44.35)
(iii) certified seed of grasses, legumes (except field beans and field peas) and crucifers		31.50	(28.75)
(vi) certified seed of the first, second and third generation of field beans and field peas		43.70	(40.95)
(v) commercial seed of the kinds for the time being specified in regulation 3(3) of the Fodder Plant Seeds Regulations 1985		29.50	(26.75)

(a) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into operation of these Regulations.

(b) S.I. 1985/975, amended by S.I. 1987/1092.

SCHEDULE 2—*continued*

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	
		£	£(a)
D. <i>Sampling fees</i>			
Fee for sampling or re-sampling of a seed lot for the purposes of an official examination, and for sampling or re-sampling imported seed intended for further multiplication	On application	19.45	<i>(18.50)</i>
E. <i>Seed testing fees</i>			
Fee for an official examination of seed for:—	Within one month of demand by or on behalf of the appropriate Minister		
(i) analytical purity, germination and other seed content of:			
(a) grasses, except Timothy		55.15	<i>(52.50)</i>
(b) Timothy		40.70	<i>(38.75)</i>
(c) large seeded legumes		31.25	<i>(29.75)</i>
(d) small seeded legumes		38.60	<i>(36.75)</i>
(e) crucifers		41.40	<i>(39.40)</i>
(ii) <i>Ascochyta fabae</i> in:—			
(a) pre-basic and basic seed of field beans		124.10	<i>(118.20)</i>
(b) certified seed of the first generation of field beans		62.05	<i>(59.10)</i>
(iii) lupins of one colour for seeds of another colour			
(iv) sweet lupins for bitter seeds		15.80	<i>(15.05)</i>
(v) <i>Pseudomonias syringae p.v.pisi</i> (pea bacterial blight) in field peas		50.00	(—)
F. <i>Fees for additional tests</i>			
Fee for a special test to verify varietal identity	Within one month of demand by or on behalf of the appropriate Minister	90.65	<i>(86.35)</i>
G. <i>Official label fees</i>			
Additional fee for the issue of official labels of the following types:—	On application		
(i) tear-resistant labels, other than for mixtures, per thousand			
		10.90	<i>(10.35)</i>
(ii) sprocket punched adhesive labels, other than for mixtures, per thousand			
		7.60	<i>(7.25)</i>
(iii) mixture labels, per thousand			
(a) adhesive labels		14.30	<i>(13.60)</i>
(b) card labels		23.45	<i>(22.35)</i>
(c) tear-resistant labels		34.35	<i>(32.70)</i>
(d) sprocket punched adhesive labels		21.90	<i>(20.85)</i>
H. <i>Higher Voluntary Standard fees</i>			
Fee for examination of documents for verification of imported seed as meeting the Higher Voluntary Standard	On application	6.30	<i>(6.00)</i>

(a) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into operation of these Regulations.

SCHEDULE 3

MATTERS ARISING UNDER THE OIL AND FIBRE PLANT SEEDS REGULATIONS 1985(a)

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	
		£	£(b)
A. Initial fees			
Initial fee per half-hectare or part thereof for crops intended to produce:-	On application for registration		
(i) pre-basic or basic seed		12.10	<i>(11.75)</i>
(ii) certified seed of turnip rape, swede rape, brown mustard, black mustard, white mustard and sunflower		5.30	<i>(4.95)</i>
(iii) certified seed of the first and second generation of soya bean, flax and linseed, or certified seed of the third generation of flax		5.30	<i>(4.95)</i>
B. Crop inspection fees			
Fee for official examination or re-examination of crops, per half-hectare or part thereof examined	On application	3.90	<i>(3.70)</i>
C. Seed lot fee			
Fee for the issue of an official certificate in respect of a seed lot entered as:-	On application		
(i) breeder's seed		16.75	<i>(15.95)</i>
(ii) pre-basic or basic seed		42.70	<i>(39.95)</i>
(iii) certified seed of turnip rape, swede rape, brown mustard, black mustard, white mustard and sunflower		40.45	<i>(37.70)</i>
(iv) certified seed of the first and second generation of soya bean, flax and linseed, or certified seed of the third generation of flax		40.45	<i>(37.70)</i>
(v) commercial seed of brown mustard, black mustard and white mustard		40.45	<i>(37.70)</i>
D. Sampling fees			
Fee for sampling or re-sampling of a seed lot for the purposes of an official examination, and for sampling or re-sampling imported seed intended for further multiplication	On application	19.45	<i>(18.50)</i>
E. Seed testing fees			
Fee for an official examination of seed for:-	Within one month of demand by or on behalf of the appropriate Minister		
(i) analytical purity, germination and other seed content, including an examination of sunflower, swede rape, turnip rape and white mustard for <i>Sclerotinia sclerotiorum</i>		34.95	<i>(33.30)</i>
(ii) flax, linseed and sunflower for <i>Botrytis</i> spp		24.85	<i>(23.65)</i>
(iii) flax and linseed for:-		24.85	<i>(23.65)</i>
(a) <i>Alternaria</i> spp			
(b) <i>Phoma exigua</i> var. <i>linicola</i>			
(c) <i>Colletotrichum lini</i>			
(d) <i>Fusarium</i> spp			
F. Fees for additional tests			
Fee for a special test to verify varietal identity	Within one month of demand by or on behalf of the appropriate Minister	90.65	<i>(86.35)</i>

(a) S.I. 1985/977, amended by S.I. 1987/1097.

(b) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into operation of these Regulations.

SCHEDULE 3—*continued*

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £ £(a)
G. <i>Official label fees</i>		
Additional fee for the issue of official labels of the following types:—	On application	
(i) tear-resistant labels, per thousand		10.90 (10.35)
(ii) sprocket punched adhesive labels, per thousand		7.60 (7.25)

SCHEDULE 4

MATTERS ARISING UNDER THE BEET SEEDS REGULATIONS 1985(b)

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £ £(a)
A. <i>Initial fees</i>		
Initial fee per half-hectare or part thereof for crops intended to produce:—	On application for registration	
(i) pre-basic or basic seed		12.10 (11.75)
(ii) certified seed		5.30 (4.95)
B. <i>Crop inspection fees</i>		
Fee for official examination or re-examination of crops, per half-hectare or part thereof examined	On application	3.90 (3.70)
C. <i>Seed lot fee</i>		
Fee for the issue of an official certificate in respect of a seed lot entered as:—	On application	
(i) pre-basic or basic seed		42.70 (39.95)
(ii) certified seed		40.45 (37.70)
D. <i>Sampling fees</i>		
Fee for sampling or re-sampling of a seed lot for the purposes of an official examination, and for sampling or re-sampling imported seed intended for further multiplication	On application	19.45 (18.50)
E. <i>Seed testing fees</i>		
Fee for an official examination of seed for:—	Within one month of demand by or on behalf of the appropriate Minister	
(i) analytical purity, germination and other seed content		37.95 (36.15)
(ii) number of seedlings germinating from a cluster in monogerm and precision seeds		23.05 (21.95)
(iii) moisture content		4.10 (3.90)
F. <i>Fees for additional tests</i>		
Fee for a special test to verify varietal identity	Within one month of demand by or on behalf of the appropriate Minister	90.65 (86.35)

(a) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into operation of these Regulations.

(b) S.I. 1985/978.

SCHEDULE 4—continued

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	
		£	£(a)
G. Official label fees			
Additional fee for the issue of official labels of the following types:-	On application		
(i) tear-resistant labels, per thousand		10.90	<i>(10.35)</i>
(ii) sprocket punched adhesive labels, per thousand		7.60	<i>(7.25)</i>

SCHEDULE 5

MATTERS ARISING UNDER THE VEGETABLE SEEDS REGULATIONS 1985(b)

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	
		£	£(a)
A. Initial fees			
Initial fee for crops intended to produce:-	On application for registration		
(i) pre-basic or basic seed of			
(a) all kinds, except peas, broad beans, cucumber, gherkin and tomato, per half-hectare or part thereof entered		12.10	<i>(11.75)</i>
(b) peas and broad beans per half-hectare or part thereof entered		7.05	<i>(6.70)</i>
(c) cucumber, gherkin and tomato, per crop entered		52.10	<i>(51.75)</i>
(ii) certified seed of			
(a) all kinds except peas, broad beans, cucumber, gherkin and tomato, per half-hectare or part thereof entered		5.30	<i>(4.95)</i>
(b) peas and broad beans, per half-hectare or part thereof entered		3.10	<i>(2.75)</i>
(c) cucumber, gherkin and tomato, per crop entered		52.10	<i>(51.75)</i>
B. Crop inspection fees			
Fee for official examination or re-examination of crops intended to produce:-	On application		
(i) A(i)(a) or (b) and A(ii)(a) or (b) above, per half-hectare or part thereof examined		3.90	<i>(3.70)</i>
(ii) A(i)(c) or A(ii)(c) above, per crop examined		3.90	<i>(3.70)</i>
C. Seed lot fee			
Fee for the issue of an official certificate in respect of a seed lot entered as:-	On application		
(i) pre-basic or basic seed of			
(a) all kinds except peas, broad beans, cucumber, gherkin and tomato		42.70	<i>(39.95)</i>
(b) peas and broad beans		47.10	<i>(44.35)</i>
(c) cucumber, gherkin and tomato		54.50	<i>(51.75)</i>
(ii) certified seed of			
(a) all kinds except peas, broad beans, cucumber, gherkin and tomato		40.45	<i>(37.70)</i>
(b) peas and broad beans		43.70	<i>(40.95)</i>
(c) cucumber, gherkin and tomato		54.50	<i>(51.75)</i>

(a) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into operation of these Regulations.

(b) S.I. 1985/979, amended by S.I. 1987/1093.

SCHEDULE 5—continued

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £ £(a)
D. <i>Sampling fees</i>		
Fee for sampling or re-sampling of a seed lot for the purposes of an official examination, and for sampling or re-sampling imported seed intended for further multiplication	On application	19.45 (18.50)
E. <i>Seed testing fees</i>		
Fee for an official examination of seed for:—	Within one month of demand by or on behalf of the appropriate Minister	
(i) analytical purity, germination and other seed content		31.25 (29.75)
(ii) <i>Phoma lingam</i> (Canker) in pre-basic or basic seed of brassicas		24.85 (23.65)
(iii) <i>Phoma betae</i> (Blackleg) in pre-basic or basic seed of red beet and beetroot		28.85 (27.45)
(iv) Lettuce mosaic virus in pre-basic, basic and certified seed of lettuce		43.70 (41.60)
(v) <i>Septoria apiicola</i> (Leaf blight) and <i>Phoma apiicola</i> (Root rot) in pre-basic, basic and certified seed of celery		24.85 (23.65)
(vi) <i>Ascochyta pisi</i> , <i>Mycosphaeralla pinodes</i> and <i>Ascochyta pinodella</i> (Leaf and pod spot) in pre-basic, basic and certified seed of peas		24.85 (23.65)
(vii) <i>Colletotrichum lindemuthianum</i> (Anthracnose) in pre-basic and basic seed of French beans		74.45 (70.90)
(viii) <i>Pseudomonas phaseolicola</i> (Halo blight) in pre-basic and basic seed of French beans		44.80 (42.65)
(ix) <i>Ascochyta fabae</i> (Leaf and pod spot) in pre-basic and basic seed of broad beans		74.45 (70.90)
F. <i>Fees for additional tests</i>		
Fee for a special test to verify varietal identity	Within one month of demand by or on behalf of the appropriate Minister	90.65 (86.35)
G. <i>Official label fees</i>		
Additional fee for the issue of official labels of the following types:—	On application	
(i) tear-resistant labels, per thousand		10.90 (10.35)
(ii) sprocket punched adhesive labels, per thousand		7.60 (7.25)

(a) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into operation of these Regulations.

SCHEDULE 6

MATTERS ARISING UNDER THE SEEDS (REGISTRATION, LICENSING AND ENFORCEMENT) REGULATIONS 1985(a)

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	
		£	£(b)
A. <i>Representations by, and hearings of, a seed merchant, processor or packer</i>			
(i) fee for making written representations to the Minister	On making representations	3.00	<i>(3.00)</i>
(ii) fee for being heard by a person appointed by the Minister	On applying to be heard	21.00	<i>(20.00)</i>
B. <i>Licensed Seed Testing Stations</i>			
(i) Annual fee payable during the currency of the licence (or a proportion thereof in respect of a part of a year);	Within one month of demand by the Minister, annually in advance	1,538.25	<i>(1,465.00)</i>
(ii) fee payable by a Licensed Seed Testing Station in respect of an official examination of seed	Within one month of demand by the Minister, annually in arrears	3.40	<i>(3.25)</i>

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Seeds (Fees) Regulations 1985, by prescribing revised fees in respect of matters arising under the Cereal Seeds Regulations 1985 (as amended), the Fodder Plant Seeds Regulations 1985 (as amended), the Oil and Fibre Plant Seeds Regulations 1985 (as amended), the Beet Seeds Regulations 1985, the Vegetable Seeds Regulations 1985 (as amended) and the Seeds (Registration, Licensing and Enforcement) Regulations 1985 (as amended).

The matters in respect of which the revised fees are prescribed are listed in Schedules 1 to 6 to these Regulations, and the fees which were chargeable before these Regulations came into force, are printed in italics opposite the revised fees.

(a) S.I. 1985/980, amended by S.I. 1987/1098.

(b) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into operation of these Regulations.