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STATUTORY INSTRUMENTS

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**1993 No. 429**

**SEEDS**

**The Seeds (Fees) (Amendment) Regulations 1993**

*Made* - - - - *25th February 1993*  
*Laid before Parliament* *10th March 1993*  
*Coming into force* - - *1st June 1993*

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 on them by sections 16(1), (1A)(e) and (8) and 36 of the Plant Varieties and Seeds Act 1964(1) and of all other powers enabling them in that behalf, after consultation in accordance with the said section 16(1) 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 1993 and shall come into force on 1st June 1993.

**Amendment**

2. For Schedules 1 to 6 to the Seeds (Fees) Regulations 1985(2) there shall be substituted the Schedules set out in the Schedule to these Regulations.

**Revocation**

3. The Seeds (Fees) (Amendment) Regulations 1992(3) are revoked.

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(1) 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; see section 38(1) (as amended by S.I.1978/272) for the definition of “the Ministers”.  
(2) S.I. 1985/981; relevant amending instrument is S.I. 1992/1085.  
(3) S.I. 1992/1085.

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In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on

L.S.

25th February 1993.

*John Selwyn Gummer*  
Minister of Agriculture, Fisheries and Food

17th February 1993

*Hector Monro*  
Parliamentary Under Secretary of State, Scottish  
Office

24th February 1993

*David Hunt*  
Secretary of State for Wales

## SCHEDULE

Regulation 2

PROVISIONS TO BE SUBSTITUTED FOR THE  
SCHEDULES TO THE SEEDS (FEES) REGULATIONS 1985

## “SCHEDULE 1

Regulation 3

## MATTERS ARISING UNDER THE CEREAL SEEDS REGULATIONS 1985(4)

(1) Matter	(2) When Payable	(3) Fee £	£(5)
<b>Initial fees</b>	On application for registration		
<b>A. Initial fee per hectare or part thereof for crops intended to produce:</b>			
(i) pre-basic or basic seed		20.00	(20.00)
(ii) certified seed of the first generation of wheat, durum wheat, spelt wheat, barley, triticale and oats or certified seed of rye and maize		5.00	(5.00)
(iii) certified seed of the second generation of wheat, durum wheat, spelt wheat, barley and oats		4.50	(4.50)
<b>Crop inspection fees</b>	On application	10.00	(9.00)
<b>B. Fee for official examination or re-examination of crops intended to produce pre-basic or basic seed, per hectare or part thereof examined</b>			

(4) S.I. 1985/976, amended by S.I. 1987/1091, 1989/1311.

(5) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.

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(1) Matter	(2) When Payable	(3) Fee £	£(5)
<b>Seed lot fee</b>	On Application		
<b>C. Fee for the issue of an official certificate in respect of a seed lot entered as:—</b>			
(i) breeder's, pre-basic or basic seed, certified seed of the first generation of wheat, durum wheat, spelt wheat, barley, triticale, oats or certified seed of rye and maize		33.00	(32.00)
(ii) certified seed of the second generation of wheat, durum wheat, spelt wheat, barley and oats		16.50	(16.00)
<b>Seed testing fees</b>	Within one month of demand by or on behalf of the appropriate Minister	29.00	(28.00)
<b>D. Fee for an official examination of seed for loose smut infection of wheat, durum wheat, spelt wheat and barley (per thousand embryos examined)</b>			
<b>Fees for additional tests</b>	Within one month of demand by or on behalf of the appropriate Minister	34.00	(33.00)
<b>E. Fee for a Tetrazolium seed viability test in CI Winter Wheat and CI Winter Barley</b>			

(5) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.

## SCHEDULE 2

Regulation 3

## MATTERS ARISING UNDER THE FODDER PLANT SEEDS REGULATIONS 1985(7)

(1) Matter	(2) When Payable	(3) Fee £	£(6)
<b>Initial fees</b>	On application for registration		
<b>A. Initial fee per hectare or part thereof for crops intended to produce:</b>			
(i) pre-basic or basic seed of—			
(a) grasses, legumes (except field beans and field peas) and crucifers		15.00	(15.00)
(b) field beans and field peas		13.00	(13.00)
(ii) certified seed of grasses, legumes (except field beans and field peas) and crucifers		7.00	(7.00)
(iii) certified seed of the first and second generation of field beans and field peas	6.00	(6.00)	
<b>Crop inspection fee</b>	On application	10.00	(9.00)
<b>B. Fee for official examination or re-examination of crops intended to produce pre-basic or basic seed, per hectare or part thereof examined</b>			

(7) S.I. 1985/975, amended by S.I. 1987/1092, 1989/1312, 1990/1352, 1991/1601, 1992/1614.

(6) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.

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(1) Matter	(2) When Payable	(3) Fee £	£(6)
<b>Seed lot fee</b>	On application		
<b>C. Fee for the issue of an official certificate in respect of a seed lot entered as:—</b>			
(i) breeder's seed of—			
(a) grasses, legumes (except field beans and field peas) and crucifers		27.00	(26.00)
(b) field beans and field peas		44.00	(43.00)
(ii) pre-basic or basic seed of—			
(a) grasses, legumes (except field beans and field peas) and crucifers		51.00	(50.00)
(b) field beans and field peas		44.00	(43.00)
(iii) certified seed of grasses, legumes (except field beans and field peas) and crucifers		51.00	(50.00)
(iv) certified seed of the first and second generation of field beans and field peas		41.00	(40.00)
(v) commercial seed of the kinds for the time being specified in regulation 3(3) of the Fodder		45.00	(45.00)

(6) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.

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(1) Matter	(2) When Payable	(3) Fee £	£(6)
Plant Seeds Regulations 1985			
<b>Seed testing fees</b>			
<b>D.</b> Fee for an official examination of seed for:—		Within one month of demand by or on behalf of the appropriate Minister	
(i) <i>Ascochyta fabae</i> in:—			
(a) pre-basic and basic seed of field beans		150.00	(150.00)
(b) certified seed of the first generation of field beans		80.00	(80.00)
(ii) <i>Pseudomonias syringae</i> p.v. <i>pisi</i> (pea bacterial blight) in field peas			

## SCHEDULE 3

Regulation 3

## MATTERS ARISING UNDER THE OIL AND FIBRE PLANT SEEDS REGULATIONS 1985(8)

(1) Matter	(2) When Payable	(3) Fee £	£(9)
<b>Initial fees</b>			
<b>A</b>			
Initial fee per hectare or part thereof for crops intended to produce:	On application for registration		
(i) pre-basic or basic seed		22.00	(22.00)

(6) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.

(8) S.I. 1985/977, amended by S.I. 1987/1097, 1989/1313, 1991/1062, 1992/1613.

(9) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.

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(1) Matter	(2) When Payable	(3) Fee £	£(9)
(ii) all other categories of seed		10.50	(10.00)
<b>Crop inspection fee</b>	On application	10.00	(9.00)
<b>B. Fee for official examination or re-examination of crops intended to produce pre-basic or basic seed, per hectare or part thereof examined</b>			
<b>Seed lot fee</b>	On application		
<b>C. Fee for the issue of an official certificate in respect of a seed lot entered as:—</b>			
(i) breeder's, pre-basic or basic seed		40.00	(39.00)
(ii) all other categories of seed		40.00	(39.00)
<b>Seed testing fees</b>	Within one month of demand by or on behalf of the appropriate Minister		
<b>D. Fee for an official examination of seed for:—</b>			
(i) sunflower for Botrytis spp		34.00	(33.00)
(ii) flax and linseed for:—			
(a) Alternaria spp			
(b) Phoma exiqua var. linicola			
(c) Colletotrichum lini			
(d) Fusarium spp			
(e) Botrytis spp		28.00	(27.00)

(9) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.



## SCHEDULE 4

Regulation 3

MATTERS ARISING UNDER THE BEET SEEDS REGULATIONS 1985<sup>(10)</sup>

(1) Matter	(2) When Payable	(3) Fee £	<i>£(11)</i>
<b>Initial fees</b>	On application for registration		
<b>A. Initial fee per hectare or part thereof for crops intended to produce:</b>			
(i) pre-basic or basic seed		26.00	(26.00)
(ii) certified seed		12.00	(12.00)
<b>Crop inspection fee</b>	On application	10.00	(9.00)
<b>B. Fee for official examination or re-examination of crops intended to produce pre-basic or basic seed, per hectare or part thereof examined</b>			
<b>Seed lot fee</b>	On application		
<b>C. Fee for the issue of an official certificate in respect of a seed lot entered as:—</b>			
(i) pre-basic or basic seed		49.00	(48.00)
(ii) certified seed		48.00	(47.00)

<sup>(10)</sup> S.I. 1985/978, amended by S.I. 1989/1310.

<sup>(11)</sup> The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.

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## SCHEDULE 5

Regulation 3

## MATTERS ARISING UNDER THE VEGETABLE SEEDS REGULATIONS 1985(12)

(1) Matter	(2) When Payable	(3) Fee £	£(13)
<b>Initial fees</b>	On application for registration		
<b>A. Initial fee for crops intended to produce:</b>			
(i) pre-basic or basic seed of—			
(a) all kinds, except peas, broad beans, cucumber, gherkin and tomato, per hectare or part thereof entered		35.00	(35.00)
(b) peas and broad beans per hectare or part thereof entered		22.00	(22.00)
(c) cucumber, gherkin and tomato, per crop entered		35.00	(35.00)
(ii) certified seed of—			
(a) all kinds, except peas, broad beans, cucumber, gherkin and tomato, per hectare or part thereof entered		19.00	(19.00)
(b) peas and broad beans per hectare or		9.00	(9.00)

(12) S.I. 1985/979, amended by S.I. 1987/1093, 1989/1315.

(13) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.

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(1) Matter	(2) When Payable	(3) Fee £	<i>£(13)</i>
part thereof entered			
(c) cucumber, gherkin and tomato, per crop entered		19.00	(19.00)
<b>Crop inspection fees</b>	On application		
<b>B. Fee for official examination or re-examination of crops intended to produce:—</b>			
(i) A(i)(a) or (b) above, per hectare or part thereof examined		10.00	(9.00)
(ii) A(i)(c) above, per crop examined		10.00	(9.00)
<b>Seed lot fee</b>	On application	80.00	(80.00)
<b>C. Fee for the issue of an official certificate in respect of a seed lot entered</b>			

## SCHEDULE 6

Regulation 3

## MATTERS ARISING UNDER THE SEEDS (REGISTRATION, LICENSING AND ENFORCEMENT) REGULATIONS 1985(14)

(1) Matter	(2) When Payable	(3) Fee £	<i>£(15)</i>
<b>Representations by, and herings of, a seed merchant,</b>			

(13) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.

(14) S.I. 1985/980, amended by S.I. 1987/1098, 1990/611.

(15) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.

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(1) Matter	(2) When Payable	(3) Fee £	£(15)
<b>processor or packer</b>			
<b>A</b>			
(i) Fee for making written representations to the Minister	On making representations	25.00	(25.00)
(ii) Fee for being heard by a person appointed by the Minister	On applying to be heard	50.00	(50.00)
<b>Licensed Seed Testing Stations</b>			
<b>B</b>			
(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	1650.00	(1600.00)
(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	4.00	(4.00) <sup>15</sup>

## 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 (as amended), the Vegetable Seeds Regulations 1985 (as amended) and the Seeds (Registration, Licensing and Enforcement) Regulations 1985 (as amended) (regulation 2).

<sup>15</sup> The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1993 (S.I. 1993/429) on 1st June 1993.

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

The range of increases lies, for the most part, between 2.0 per cent and 3.8 per cent, with one rising by 5 per cent. The other exception is the crop inspection fee. This is payable only in association with other fees which have not been increased. The inspection fee alone increases by 11 per cent, but the effect when combined with the other fees is a global increase of between 2.2 per cent and 4.5 per cent.