

2007 No. 3013

PLANT HEALTH, ENGLAND

**The Plant Health (Import Inspection Fees) (England)
(Amendment) (No. 2) Regulations 2007**

<i>Made</i> - - - -	<i>22nd October 2007</i>
<i>Laid before Parliament</i>	<i>25th October 2007</i>
<i>Coming into force</i> - -	<i>15th November 2007</i>

The Secretary of State, with the consent of the Treasury, makes the following Regulations in exercise of the powers conferred by section 56(1) of the Finance Act 1973(a):

Title and commencement

1. These Regulations may be cited as the Plant Health (Import Inspection Fees) (England) (Amendment) (No.2) Regulations 2007 and come into force—

- (a) for the purposes of regulation 2(3), on 1st January 2008; and
- (b) for all other purposes, on 15th November 2007.

Amendments to the Plant Health (Import Inspection Fees) (England) Regulations 2006

2.—(1) The Plant Health (Import Inspection Fees) (England) Regulations 2006(b) are amended as follows.

(2) For regulation 3, substitute—

“3. These Regulations apply in relation to consignments of—

- (a) plants, plant products and other objects of a description specified in the first column of Schedule 1 that are listed in Annex V, Part B of the Directive; and
- (b) seeds of *Solanaceae* whether or not listed in Annex V, Part B of the Directive,

which are landed in England from a third country or are the subject of an agreement made under article 12(6) of the Plant Health (England) Order 2005(c).”.

(3) For Schedule 2, substitute—

(a) 1973 c. 51.

(b) S.I. 2006/1879, amended by S.I. 2007/788.

(c) S.I. 2005/2530, to which there are amendments not relevant to these Regulations.

“SCHEDULE 2

Regulation 4

IMPORT INSPECTION FEES (REDUCED RATES)

<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>				
Dianthus	Per consignment			
	— up to 20,000 in number	Colombia	£0.40	£0.60
		Ecuador	£1.98	£2.97
		Turkey	£3.31	£4.96
		Israel	£4.63	£6.95
	— for each additional 1,000 units or part thereof	Colombia	£0.003	£0.004
		Ecuador	£0.01	£0.02
		Turkey	£0.02	£0.03
		Israel	£0.03	£0.05
	— maximum price	Colombia	£3.17	£4.75
		Ecuador	£15.88	£23.83
		Turkey	£26.48	£39.72
		Israel	£37.07	£55.60
Rosa	Per consignment			
	— up to 20,000 in number	Ecuador	£0.40	£0.60
		Colombia, Ethiopia, Kenya	£0.66	£0.99
		Uganda, Zambia	£1.32	£1.98
		Tanzania	£1.98	£2.97
		India, Zimbabwe	£6.62	£9.93
	— for each additional 1,000 units or part thereof	Ecuador	£0.003	£0.004
		Colombia, Ethiopia, Kenya	£0.005	£0.007
		Uganda, Zambia	£0.01	£0.015
		Tanzania	£0.01	£0.02
		India, Zimbabwe	£0.05	£0.07
	— maximum price	Ecuador	£3.17	£4.75
		Colombia, Ethiopia, Kenya	£5.29	£7.94
Uganda, Zambia		£10.59	£15.89	
Tanzania		£15.88	£23.83	
India, Zimbabwe		£52.96	£79.44	
<i>Fruit</i>				
Malus	Per consignment			
	— up to 25,000 kg in weight	Chile	£0.93	£1.39
		New Zealand, South Africa	£1.32	£1.98
		Argentina	£1.98	£2.97

		Brazil, USA	£3.31	£4.96
		China	£4.63	£6.95
	— for each additional 1,000 kg or part thereof	Chile	£0.03	£0.05
		New Zealand, South Africa	£0.05	£0.07
		Argentina	£0.07	£0.11
		Brazil, USA	£0.13	£0.19
		China	£0.18	£0.27
Mangifera	Per consignment			
	— up to 25,000 kg in weight	Brazil	£0.66	£0.99
		Peru	£6.62	£9.93
	— for each additional 1,000 kg or part thereof	Brazil	£0.02	£0.03
		Peru	£0.26	£0.39
Prunus	Per consignment			
	— up to 25,000 kg in weight	South Africa, Turkey	£1.32	£1.98
		Chile	£1.98	£2.97
		Argentina	£3.31	£4.96
		USA	£6.62	£9.93
	— for each additional 1,000 kg or part thereof	South Africa, Turkey	£0.05	£0.07
		Chile	£0.07	£0.11
		Argentina	£0.13	£0.19
		USA	£0.26	£0.39
Pyrus	Per consignment			
	— up to 25,000 kg in weight	South Africa	£1.98	£2.97
		Argentina	£3.31	£4.96
		Chile	£4.63	£6.95
		China	£6.62	£9.93
	— for each additional 1,000 kg or part thereof	South Africa	£0.07	£0.11
		Argentina	£0.13	£0.19
		Chile	£0.18	£0.27
		China	£0.26	£0.39
Citrus	Per consignment			
	— up to 25,000 kg in weight	Morocco, Turkey	£0.66	£0.99
		USA	£1.32	£1.98
		Uruguay	£1.98	£2.97
		Egypt, Israel, Mexico, Peru	£3.31	£4.96
	— for each additional 1,000 kg or part thereof	Morocco, Turkey	£0.02	£0.03
		USA	£0.05	£0.07
		Uruguay	£0.07	£0.11
		Egypt, Israel, Mexico, Peru	£0.13	£0.19
Momordica	Per consignment			
	— up to 25,000 kg in weight	Suriname	£6.62	£9.93
	— for each additional 1,000 kg or part thereof	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	£6.95	
	South Africa	£6.62	£9.93	
— for each additional 1,000 kg or part thereof	Kenya	£0.05	£0.07	
	Colombia	£0.07	£0.11	
	Zimbabwe	£0.18	£0.27	
	South Africa	£0.26	£0.39	
<i>Vegetables</i>				
Solanum melongena	Per consignment			
	— up to 25,000 kg in weight	Turkey	£3.31	£4.96
	— for each additional 1,000 kg or part thereof	Turkey	£0.13	£0.19

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

9th October 2007

Jeff Rooker
Minister of State
Department for Environment, Food and Rural Affairs

We consent,

22nd October 2007

Alan Campbell
Frank Roy
Two of the Lords Commissioners
of Her Majesty’s Treasury

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Plant Health (Import Inspection Fees) (England) Regulations 2006 (S.I. 2006/1879) (“the principal Regulations”). The principal Regulations implement Article 13d of Council Directive 2000/29/EC (OJ No. L 169, 10.7.00, p. 1), which requires member States to charge fees to cover the costs occasioned by the documentary checks, identity checks and plant health checks of certain imports of plants, plant products and other objects from third countries.

These Regulations: (a) extend the application of the principal Regulations to consignments consisting of goods in transit within the European Community in respect of which the Secretary of State has agreed with the official body of point of entry for those goods, in accordance with the Plant Health (England) Order 2005 (S.I. 2005/2530), to be responsible for certain matters; and (b) substitute a new Schedule 2 to the principal Regulations, to give effect to the latest agreed reduced rates for inspections of certain material. (Schedule 2 to the principal Regulations includes provision for reduced rates for certain plants and plant products agreed under the procedure provided for in Articles 13d(2) and 18(2) of the Directive.) The changes to the fees made by these Regulations, which are set at a proportion of the standard fee (described in Schedule 1 to the principal Regulations) corresponding to the rate of inspection, are based on the agreed inspection rates set out below:

Genus	Country of origin	Previous rate of inspection	Initial fee ⁽¹⁾	New rate of inspection	Initial fee, specified in Schedule 2
Cut Flowers					
<i>Aster</i>	Zimbabwe	50%	£6.62	100% ⁽²⁾	-
<i>Dianthus</i>	Israel	25%	£3.31	35%	£4.63
<i>Dianthus</i>	Morocco	50%	£6.62	100%	-
<i>Rosa</i>	Ecuador	5%	£0.66	3%	£0.40
<i>Rosa</i>	Ethiopia	25%	£3.31	5%	£0.66
<i>Rosa</i>	Israel	10%	£1.32	100%	-
<i>Rosa</i>	Kenya	1%	£0.13	5%	£0.66
<i>Rosa</i>	Tanzania	25%	£3.31	15%	£1.98
<i>Rosa</i>	Uganda	5%	£0.66	10%	£1.32
<i>Rosa</i>	Zimbabwe	25%	£3.31	50%	£6.62
Fruit					
<i>Fortunella</i>	Israel	50%	£6.62	100%	-
<i>Fortunella</i>	South Africa	75%	£9.93	100%	-
<i>Malus</i>	USA	15%	£1.98	25%	£3.31
<i>Mangifera</i>	Brazil	10%	£1.32	5%	£0.66
<i>Passiflora</i>	South Africa	75%	£9.93	50%	£6.62
<i>Prunus</i>	Argentina	15%	£1.98	25%	£3.31
<i>Prunus</i>	Chile	10%	£1.32	15%	£1.98
<i>Prunus</i>	Turkey	15%	£1.98	10%	£1.32
<i>Prunus</i>	USA	35%	£4.63	50%	£6.62
<i>Pyrus</i>	Argentina	15%	£1.98	25%	£3.31
<i>Pyrus</i>	Chile	25%	£3.31	35%	£4.63
<i>Pyrus</i>	South Africa	10%	£1.32	15%	£1.98
<i>Citrus</i>	Israel	15%	£1.98	25%	£3.31
<i>Citrus</i>	Peru	75%	£9.93	25%	£3.31
<i>Citrus</i>	Turkey	15%	£1.98	5%	£0.66
<i>Citrus</i>	USA	15%	£1.98	10%	£1.32
<i>Citrus</i>	Zimbabwe	75%	£9.93	100%	-
Vegetables					

<i>Solanum melongena</i>	Turkey	75%	£9.93	25%	£3.31
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⁽¹⁾ Initial fee per consignment for cut flowers (up to 20,000 in number) and fruit and vegetables (up to 25,000 kg in weight). Corresponding fees are set in the Regulations for additional quantities, maximum price per consignment and non-daytime working hours.

⁽²⁾ Consignments subject to an inspection rate of 100% are excluded from the reduced rate inspection scheme and are subject to the import inspection fees specified in Schedule 1 to the principal Regulations.

The regulatory impact assessment which was prepared in respect of the predecessor to the principal Regulations (S.I. 2005/906) foresaw changes to the fees for plant health import inspections to which these Regulations apply. This was placed in the Library of each House of Parliament. Copies can be obtained from Plant Health Division, Defra, Foss House, Kings Pool, Peasholme Green, York YO1 7PX.

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(Amendment) (No. 2) Regulations 2007**

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