

2009 No. 2053

PLANT HEALTH, ENGLAND

**The Plant Health (Import Inspection Fees) (England)
(Amendment) Regulations 2009**

Made - - - - - *21st July 2009*

Laid before Parliament *28th July 2009*

Coming into force in accordance with regulation 1(2)

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.—(1) These Regulations may be cited as the Plant Health (Import Inspection Fees) (England) (Amendment) Regulations 2009.

(2) These Regulations come into force on 1st September 2009, except for regulation 4 which comes into force on 1st January 2010.

Amendments

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

Amendments coming into force on 1st September 2009

3. In Schedule 2—

- (a) for the entry for *Rosa*, substitute the entry for *Rosa* set out in the Schedule to these Regulations;
- (b) after the entry for *Prunus*, insert the entry for *Psidium* set out in the Schedule to these Regulations.

Amendment coming into force on 1st January 2010

4. For Schedule 2, substitute—

(a) 1973 c. 51.
(b) S.I. 2006/1879 as amended by S.I. 2007/788, 2007/3013 and 2008/3233.

“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>				
<i>Dianthus</i>	Per consignment			
	— up to 20,000 in number	Colombia	£0.39	£0.59
		Ecuador	£1.98	£2.97
		Kenya, Turkey	£3.31	£4.96
		Israel	£6.62	£9.93
	— for each additional 1,000 units or part thereof	Colombia	£0.003	£0.004
		Ecuador	£0.01	£0.02
		Kenya, Turkey	£0.02	£0.03
		Israel	£0.05	£0.07
	— maximum price	Colombia	£3.17	£4.76
		Ecuador	£15.88	£23.83
		Kenya, Turkey	£26.48	£39.72
		Israel	£52.96	£79.44
	<i>Rosa</i>	Per consignment		
— up to 20,000 in number		Ecuador	£0.39	£0.59
		Colombia	£0.66	£0.99
		Ethiopia, Kenya	£1.32	£1.98
		Tanzania	£1.98	£2.97
		Zambia	£6.62	£9.93
— for each additional 1,000 units or part thereof		Ecuador	£0.003	£0.004
		Colombia	£0.005	£0.007
		Ethiopia, Kenya	£0.01	£0.015
		Tanzania	£0.01	£0.02
— maximum price		Zambia	£0.05	£0.07
		Ecuador	£3.17	£4.76
		Colombia	£5.30	£7.94
		Ethiopia, Kenya	£10.59	£15.88
	Tanzania	£15.88	£23.83	
Zambia	£52.96	£79.44		
<i>Fruit</i>				
<i>Citrus</i>	Per consignment			
	— up to 25,000 kg in weight	Turkey	£0.39	£0.59
		Morocco	£0.66	£0.99
		Israel, Uruguay, USA	£1.98	£2.97
		Egypt, Mexico	£3.31	£4.96
		Peru	£4.63	£6.95
		Honduras	£6.62	£9.93
		Turkey	£0.01	£0.02
	— for each additional 1,000 kg or part	Morocco	£0.02	£0.03
		Israel, Uruguay,	£0.07	£0.11

	thereof	USA		
		Egypt, Mexico	£0.13	£0.19
		Peru	£0.18	£0.27
		Honduras	£0.26	£0.39
<i>Malus</i>	Per consignment			
	— up to 25,000 kg in weight	Chile	£0.92	£1.39
		Argentina, New Zealand, South Africa	£1.32	£1.98
		Brazil	£1.98	£2.97
		China, USA	£3.31	£4.96
	— for each additional 1,000 kg or part thereof	Chile	£0.03	£0.05
		Argentina, New Zealand, South Africa	£0.05	£0.07
		Brazil	£0.07	£0.11
		China, USA	£0.13	£0.19
<i>Mangifera</i>	Per consignment			
	— up to 25,000 kg in weight	Brazil	£1.32	£1.98
	— for each additional 1,000 kg or part thereof	Brazil	£0.05	£0.07
<i>Passiflora</i>	Per consignment			
	— up to 25,000 kg in weight	Columbia, Kenya	£1.32	£1.98
		Zimbabwe	£4.63	£6.95
		South Africa	£6.62	£9.93
	— for each additional 1,000 kg or part thereof	Columbia, Kenya	£1.32	£1.98
		Zimbabwe	£0.18	£0.27
		South Africa	£0.26	£0.39
<i>Prunus</i>	Per consignment			
	— up to 25,000 kg in weight	Chile, South Africa, Turkey	£1.32	£1.98
		Argentina	£4.63	£6.95
		USA	£6.62	£9.93
	— for each additional 1,000 kg or part thereof	Chile, South Africa, Turkey	£0.05	£0.07
		Argentina	£0.18	£0.27
		USA	£0.26	£0.39
<i>Psidium</i>	Per consignment			
	— up to 25,000 kg in weight	Brazil	£9.93	£14.89
	— for each additional 1,000 kg or part thereof	Brazil	£0.39	£0.58

<i>Pyrus</i>	Per consignment			
	— up to 25,000 kg in weight	Argentina, South Africa	£1.98	£2.97
		Chile, China	£4.63	£6.95
	— for each additional 1,000 kg or part thereof	Argentina, South Africa	£0.07	£0.11
		Chile, China	£0.18	£0.27
Vegetables				
<i>Solanum melongena</i>	Per consignment			
	— up to 25,000 kg in weight	Turkey	£1.32	£1.98
		Turkey	£0.05	£0.07
— for each additional 1,000 kg or part thereof				

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

21st July 2009

Bryan Davies
Parliamentary Under Secretary of State
Department for Environment, Food and Rural Affairs

We consent,

21st July 2009

Dave Watts
Tony Cunningham
Two of the Lords Commissioners of Her Majesty’s Treasury

SCHEDULE

Regulation 3

<i>Genus</i>	<i>Quantity</i>	<i>Country of origin</i>	<i>Fee</i>	<i>Fee (non-daytime working hours)</i>
<i>Rosa</i>	Per consignment			
	— up to 20,000 in number	Ecuador	£0.40	£0.60
		Colombia	£0.66	£0.99
		Ethiopia, Kenya	£1.32	£1.98
		Tanzania	£1.98	£2.97
		Zambia	£3.31	£4.96
	— for each additional 1,000 units or part thereof	Ecuador	£0.003	£0.004
		Colombia	£0.005	£0.007
		Ethiopia, Kenya	£0.01	£0.015
		Tanzania	£0.01	£0.02

		Zambia	£0.02	£0.03
— maximum price		Ecuador	£3.17	£4.75
		Colombia	£5.29	£7.94
		Ethiopia, Kenya	£10.59	£15.89
		Tanzania	£15.88	£23.83
		Zambia	£26.48	£39.72
<i>Psidium</i>	Per consignment			
	— up to 25,000 kg in weight	Brazil	£9.93	£14.89
	— for each additional 1,000 kg or part thereof	Brazil	£0.39	£0.58

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, p1) (“the Directive”), 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.

The Directive contains a procedure (Articles 13a(2), 13d(2) and 18(2)) for setting reduced rates of inspection for imports of certain plants and plant products and for charging fees at a proportionately reduced rate. Schedule 2 to the principal Regulations sets out the fees for reduced rate inspections and these Regulations amend that Schedule to set out the fees corresponding to the latest rates of inspection. 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>Dianthus</i>	Israel	35%	£4.63	50%	£6.62
<i>Dianthus</i>	Kenya	10%	£1.32	25%	£3.31
<i>Rosa</i>	India	50%	£6.62	100% ^{(2) (3)}	-
<i>Rosa</i>	Uganda	50%	£6.62	100% ^{(2) (3)}	-
<i>Rosa</i>	Zambia	25%	£3.31	50%	£6.62
Fruit					
<i>Mangifera</i>	Brazil	5%	£0.66	10%	£1.32
<i>Psidium</i>	Brazil	100%	£13.24	75%	£9.93
<i>Prunus</i>	Argentina	25%	£3.31	35%	£4.63
<i>Pyrus</i>	Argentina	25%	£3.31	15%	£1.98
<i>Pyrus</i>	China	50%	£6.62	35%	£4.63
<i>Citrus</i>	Honduras	75%	£9.93	50%	£6.62
<i>Citrus</i>	Israel	25%	£3.31	15%	£1.98
<i>Citrus</i>	Peru	25%	£3.31	35%	£4.63
Vegetables					
<i>Solanum melongena</i>	Turkey	15%	£1.98	10%	£1.32

⁽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.

⁽³⁾ New rates apply from 1st September 2009. Other changes apply from 1st January 2010.

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 the Food and Environment Research Agency, Sand Hutton, York YO41 1LZ.

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STATUTORY INSTRUMENTS

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(Amendment) Regulations 2009

£5.50