

1979 No. 285

SEEDS

Seeds (Fees) Regulations (Northern Ireland) 1979

Made 21st August 1979

Coming into operation 27th September 1979

The Department(a) of Agriculture, after consultation with representatives of such interests as appear to it to be concerned, in exercise of the powers conferred on it by sections 1(b) and 2(2) and (4) of the Seeds Act (Northern Ireland) 1965(c) and of every other power enabling it in that behalf, with the approval of the Department(a) of Finance with regard to the licensing fee for seed testing establishments, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Seeds (Fees) Regulations (Northern Ireland) 1979 and shall come into operation on 27th September 1979.

Revocation

2. The Seeds (Fees) Regulations (Northern Ireland) 1978(d) are hereby revoked.

Fees

3.—(1) There shall be paid in advance in respect of matters arising under the regulations referred to in the Schedules the fees respectively set out opposite the references to such matters in such Schedules.

(2) The Department shall repay one-half of any initial fee paid in accordance with the Schedules if the application in respect of which the initial fee was paid is withdrawn by the applicant before:

- (a) the date of inspection of the crop in respect of which the application was made; or
- (b) the date set out by the Department for notification of withdrawal of such applications;

whichever is the earlier date.

Persons to whom fees are payable

4.—(1) Where:

- (a) the inspection of a crop is undertaken by a licensed crop inspector, or
- (b) the sampling of a seed lot is undertaken by a licensed seed sampler, or
- (c) a testing of a sample of seeds is undertaken by a licensed seed testing establishment,

the fees for such inspection, sampling and testing shall be payable to the licensed crop inspector, the licensed seed sampler or the licensed seed testing establishment as the case may be.

(a) Formerly Ministry: see 1973 c. 36 s. 40 and Sch. 5 para. 8(1)

(b) As amended by S.R. & O. (N.I.) 1972 No. 351 (p. 1740) Art. 3 and Sch. 3

(c) 1965 c. 22 (N.I.)

(d) S.R. 1978 No. 226 (I, p. 719)

(2) In paragraph (1) "licensed" means licensed under the appropriate provisions of the Seeds (Registration and Licensing) Regulations (Northern Ireland) 1974(e).

Exemption

5. The Department may exempt any person or class of person or persons generally from compliance in whole or in part with the provisions of these regulations in relation to payment of fees and any exemptions so made may be subject to conditions.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 21st August 1979.

(L.S.)

D. J. Alexander

Assistant Secretary

The Department of Finance hereby approves the foregoing regulations in regard to the licensing fee for seed testing establishments.

Sealed with the Official Seal of the Department of Finance for Northern Ireland on 21st August 1979.

(L.S.)

H. Carson

Assistant Secretary

SCHEDULE I

MATTERS ARISING UNDER THE CEREAL SEEDS REGULATIONS
(NORTHERN IRELAND) 1976(f)

<i>Matter</i>	<i>Fee</i>
A. Initial fees	£
Initial fee per half-hectare or part thereof payable on application for crops entered to produce:	
(i) pre-basic or basic seed	5.60
(ii) certified seed of the first generation of wheat, barley and oats and certified seed of rye and maize	1.50
(iii) certified seed of the second generation of wheat, barley and oats	1.30
B. Crop inspection fees	
Fee on application for inspection or re-inspection of a crop entered to produce A(i), A(ii) or A(iii) above, per half-hectare or part thereof inspected	1.50
C. Seed lot fees	
Final fee payable (excluding sampling and testing of seed) per application for each seed lot entered for certification as:	
(i) pre-basic and basic seed	20.00
(ii) certified seed of the first generation of wheat, barley and oats and certified seed of rye and maize	18.70
(iii) certified seed of the second generation of wheat, barley and oats	11.60
D. Sampling fees	
Fee for sampling or re-sampling of seed lots entered for certification, per sample	13.00
E. Additional charges	
(i) Fee for a test of seeds for purity, germination and other seed content to:—	
(a) Minimum standard	13.15
(b) Higher voluntary standard	16.50
(ii) Fee for a special test of seeds to verify varietal authenticity	41.80
(iii) Fee for official mixture labels, per thousand:	
(a) adhesive labels	8.00
(b) card labels	17.00

SCHEDULE 2

MATTERS ARISING UNDER THE FODDER PLANT SEEDS REGULATIONS
(NORTHERN IRELAND) 1976(g)

<i>Matter</i>	<i>Fee</i>
A. Initial fees	£
Initial fee per half-hectare or part thereof payable on application for crops entered to produce:	
(i) pre-basic or basic seed of herbage and cruciferous varieties	2.60
(ii) pre-basic or basic seed of field peas and field beans ..	1.60
(iii) certified seed of herbage varieties	1.10
(iv) certified seed of cruciferous varieties	2.55
(v) certified seed of the first, second and third generation of field peas and field beans	1.70
B. Crop inspection fees	
Fee on application for inspection or re-inspection of a crop entered to produce A(i), A(ii), A(iii), A(iv) or A(v) above, per half-hectare or part thereof inspected	1.50
C. Seed lot fees	
Final fee payable (excluding sampling and testing of seed) per application for each seed lot entered for certification as:	
(i) pre-basic and basic seed of herbage and cruciferous varieties	17.50
(ii) pre-basic and basic seed of field peas and field beans ..	17.00
(iii) certified seed of herbage and cruciferous varieties and certified seed of the first, second and third generation of field peas and field beans	17.00
(iv) commercial seeds	16.50
D. Sampling fees	
(i) Fee for sampling or re-sampling of seed lots entered for certification under C(i) above, per sample	10.00
(ii) Fee for sampling or re-sampling of seed lots entered for certification under C(ii) above, per sample	13.00
(iii) Fee for sampling or re-sampling of seed lots of herbage and cruciferous varieties entered for certification under C(iii) above, per sample	10.00
(iv) Fee for sampling or re-sampling of seed lots of field beans and field peas entered for certification under C(iii) above, per sample	13.00
E. Additional charges	
(i) Fee for a test of seeds of field beans for <i>Ascochyta fabae</i> :	
(a) pre-basic or basic seed	58.75
(b) C1 seed	35.25
(ii) Fee for a test of seeds of lupins of one colour for seeds of another colour	6.70
(iii) Fee for a test of seeds of sweet lupin for bitter seeds ..	6.70
(iv) Fee for a test of seeds of fodder grasses for purity, germination and other seed content	19.80

SCHEDULE 2—(continued)

<i>Matter</i>	<i>Fee</i>
	£
(v) Fee for a test of seeds of fine grasses for purity, germination and other seed content	27.95
(vi) Fee for a test of seeds of clover for purity, germination and other seed content	16.50
(vii) Fee for a test of seeds of pulses for purity, germination and other seed content	11.75
(viii) Fee for a test of seeds of crucifers for purity, germination and other seed content	19.80
(ix) Fee for a special test of seeds to verify varietal authenticity	41.80
(x) Fee for examination of documents submitted with applications for imported seeds to be verified as being of higher voluntary standard	4.00
(xi) Fee for official mixture labels, per thousand	
(a) adhesive labels	8.00
(b) card labels	17.00

SCHEDULE 3

MATTERS ARISING UNDER THE BEET SEEDS REGULATIONS
(NORTHERN IRELAND) 1976(h)

<i>Matter</i>	<i>Fee</i>
A. Initial fees	£
Initial fee per half-hectare or part thereof payable on application for crops entered to produce:	
(i) pre-basic or basic seed	5.10
(ii) certified seed	2.55
B. Crop inspection fees	
Fee on application for inspection or re-inspection of a crop entered to produce A(i) or A(ii) above, per half-hectare or part thereof inspected	1.50
C. Seed lot fees	
Final fee payable (excluding sampling and testing of seed) per application for each seed lot entered for certification as:	
(i) pre-basic and basic seed	17.50
(ii) certified seed	16.50
D. Sampling fees	
Fee for sampling or re-sampling of seed lots entered for certification, per sample	10.00
E. Additional charges	
(i) Fee for a test of monogerm seed or precision seeds for the number of seedlings germinating from a cluster	9.80
(ii) Fee for a test of seeds for moisture content	1.60
(iii) Fee for a test of seeds for purity, germination and other seed content	14.80
(iv) Fee for a special test of seeds to verify varietal authenticity	41.80

SCHEDULE 4

MATTERS ARISING UNDER THE OIL AND FIBRE PLANT SEEDS REGULATIONS
(NORTHERN IRELAND) 1976(i)

<i>Matter</i>	<i>Fee</i>
A. Initial fees	£
Initial fee per half-hectare or part thereof payable on application for crops entered to produce:	
(i) pre-basic or basic seed	5.10
(ii) certified seed	2.55
B. Crop inspection fees	
Fee on application for inspection or re-inspection of a crop entered to produce A(i) or A(ii) above, per half-hectare or part thereof inspected	1.50
C. Seed lot fees	
Final fee payable (excluding sampling and testing of seed) per application for each seed lot entered for certification as:	
(i) pre-basic and basic seed	17.50
(ii) certified seed	16.50
(iii) commercial seed	16.50
D. Sampling fees	
Fee for sampling or re-sampling of seed lots entered for certification, per sample	10.00
E. Additional charges	
(i) Fee for a test of seeds for purity, germination and other seed content (including a test of sunflower or swede rape for <i>Sclerotinia sclerotiorum</i>)	14.80
(ii) Fee for a test of seeds of flax, linseed or sunflower for <i>Botrytis</i>	11.75
(iii) Fee for a test of seeds of flax or linseed for other diseases	11.75
(iv) Fee for a special test of seeds to verify varietal authenticity	41.80

SCHEDULE 5

MATTERS ARISING UNDER THE VEGETABLE SEEDS REGULATIONS
(NORTHERN IRELAND) 1976(j)

<i>Matter</i>	<i>Fee</i>
A. Initial fees	£
Initial fee payable on application for crops entered to produce:	
(i) pre-basic and basic seed, other than that of cucumber, gherkin and tomato, per half-hectare or part thereof entered	5.10
(ii) pre-basic and basic seed of cucumber, gherkin and tomato, per crop entered	37.00
(iii) certified seed, other than that of cucumber, gherkin and tomato, per half-hectare or part thereof entered	2.55
(iv) certified seed of cucumber, gherkin and tomato, per crop entered	38.50
B. Crop inspection fees	
Fee on application for inspection or re-inspection of a crop entered to produce:	
(i) A(i) or A(iii) above, per half-hectare or part thereof entered	1.50
(ii) A(ii) or A(iv) above, per crop	1.50
C. Seed lot fees	
Final fee (excluding sampling and testing of seed) payable per application for each seed lot entered for certification as:	
(i) pre-basic and basic seed, other than that of cucumber, gherkin and tomato	17.50
(ii) certified seed, other than that of cucumber, gherkin and tomato	16.50
D. Sampling fees	
Fee for sampling or re-sampling of seed lots entered for certification, per sample	10.00
E. Additional charges	
Fee for a test for:	
(i) Purity, germination and other seed content	11.75
(ii) Varietal authenticity	41.80
(iii) <i>Phoma lingam</i> (Canker) in pre-basic or basic seeds of brassicas	11.75
(iv) <i>Phoma betae</i> (Blackleg) in pre-basic or basic seeds of beet	11.75
(v) Lettuce mosaic virus in pre-basic, basic and certified seeds of lettuce	23.35

SCHEDULE 6

MATTERS ARISING UNDER THE SEEDS (REGISTRATION AND LICENSING) REGULATIONS
(NORTHERN IRELAND) 1974(k)

<i>Matter</i>	<i>Fee</i>
Seed Testing Stations	£
A. Annual fee payable during the continuance of the licence (or a proportion thereof in respect of a fraction of a year)	860-00
B. Fee for each statutory test of a sample of:	
(i) cereal seeds	0-95
(ii) fodder plant seeds	1-80
(iii) beet seeds	2-00
(iv) oil and fibre plant seeds	1-50
(v) vegetable seeds	1-20

EXPLANATORY NOTE

(This note is not part of the regulations but is intended to indicate their general purport.)

These regulations which are made under the Seeds Act (Northern Ireland) 1965 supersede the Seeds (Fees) Regulations (Northern Ireland) 1978.

The regulations set out increased fees in respect of matters arising under the Vegetable Seeds Regulations (Northern Ireland) 1976, the Cereal Seeds Regulations (Northern Ireland) 1976, the Fodder Plant Seeds Regulations (Northern Ireland) 1976, the Beet Seeds Regulations (Northern Ireland) 1976, the Oil and Fibre Plant Seeds Regulations (Northern Ireland) 1976 and the Seeds (Registration and Licensing) Regulations (Northern Ireland) 1974.