

1982 No. 223

SEEDS

Seeds (Fees) Regulations (Northern Ireland) 1982

Made 26th July 1982

Coming into operation 30th August 1982

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

Citation and commencement

1. These regulations may be cited as the Seeds (Fees) Regulations (Northern Ireland) 1982 and shall come into operation on 30th August 1982.

Revocation

2. The Seeds (Fees) Regulations (Northern Ireland) 1981(f) are hereby revoked.

Fees

3.—(1) There shall be paid in advance in respect of matters arising under the regulations referred to in Schedules 1 to 6 the fees set out in the second column of each of those Schedules opposite the respective references to such matters in the first column of each of such Schedules.

(2) The Department shall repay to an applicant one-half of any initial fee paid by an applicant in accordance with Schedules 1 to 5 if the application in respect of which the initial fee was paid is withdrawn by the applicant before: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 date is the earlier.

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 testing establishment,

(a) Formerly Ministry: see Northern Ireland Constitution Act 1973 (c. 36) Sch. 5 para. 8(1)

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

(c) As inserted by S.R. & O. (N.I.) 1972 No. 351 Art. 3 and Sch. 3

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

(e) Formerly Ministry of Finance: see Northern Ireland Constitution Act 1973 (c. 36) Sch. 5 para. 8(1) and S.I. 1982/338 (N.I. 6) Art. 3

(f) S.R. 1981 No. 226

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

(2) In sub-paragraphs (a) and (b) of paragraph (1) "licensed" means licensed under regulation 8 of the Seeds (Registration and Licensing) Regulations (Northern Ireland) 1974(a).

Exemption

5. The Department may exempt any person or class of persons 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 26th July 1982.

(L.S.)

W. H. Parker

Assistant Secretary

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

Sealed with the Official Seal of the Department of Finance and Personnel for Northern Ireland on 26th July 1982.

(L.S.)

N. R. Cowling

Assistant Secretary

SCHEDULE 1

Matters arising under the Cereal Seeds Regulations (Northern Ireland) 1976(a)

<i>Matter</i>	<i>Fee</i>
A. Initial fees	
	£
Fee on application, per half-hectare or part thereof, for crops entered to produce:	
(i) pre-basic seed and basic seed	7.90
(ii) certified seed of the first generation of wheat, barley and oats and certified seed of rye and maize	2.10
(iii) certified seed of the second generation of wheat, barley and oats	1.65
B. Crop inspection fees	
Fee on application for inspection or re-inspection of a crop entered to produce seed as set out in A(i), (ii) or (iii), per half-hectare or part thereof inspected .	2.90
C. Seed lot fees	
Fee (excluding sampling and testing of seed), per application for each seed lot entered as:	
(i) breeder's seed	10.50
(ii) pre-basic seed and basic seed	31.50
(iii) certified seed of the first generation of wheat, barley and oats and certified seed of rye and maize	24.70
(iv) certified seed of the second generation of wheat, barley and oats	12.20
D. Sampling fees	
Fee for sampling or re-sampling of seed lots entered as at C(i), (ii), (iii) or (iv) and for sampling of lots of imported seed intended to be sown to produce seed as set out in C(i), (ii), (iii) or (iv), per sample.....	14.70
E. Additional charges	
(i) Fee for a test of seeds for purity, germination and other seed content to:	
(a) Minimum standard	23.00
(b) Higher voluntary standard	28.80
(ii) Fee for a special test of seeds to verify varietal identity	70.70
(iii) Fee for embryo test for loose smut, per thousand embryos tested	16.00
(iv) Fee for official mixture labels, per thousand:	
(a) adhesive labels	11.00
(b) card labels	18.00

SCHEDULE 2

Matters arising under the Fodder Plant Seeds Regulations (Northern Ireland) 1976(a)

<i>Matter</i>	<i>Fee</i>
A. Initial fees	£
Fee on application, per half-hectare or part thereof, for crops entered to produce:	
(i) pre-basic seed and basic seed of cruciferous varieties	4.00
(ii) pre-basic seed and basic seed of herbage varieties	3.55
(iii) pre-basic seed and basic seed of field peas and field beans	5.30
(iv) certified seed of herbage varieties	1.50
(v) certified seed of cruciferous varieties	3.55
(vi) certified seed of the first, second and third generation of field peas and field beans	2.20
B. Crop inspection fees	
Fee on application for inspection or re-inspection of a crop entered to produce seed as set out in A(i), (ii), (iii), (iv), (v) or (vi), per half-hectare or part thereof inspected	2.90
C. Seed lot fees	
Fee (excluding sampling and testing of seed), per application for each seed lot entered as:	
(i) breeder's seed of herbage and cruciferous varieties	10.50
(ii) breeder's seed of field peas and field beans	10.50
(iii) pre-basic seed and basic seed of herbage and cruciferous varieties	23.90
(iv) pre-basic seed and basic seed of field peas and field beans	35.70
(v) certified seed of herbage and cruciferous varieties	23.20
(vi) certified seed of the first, second and third generation of field peas and field beans	32.90
(vii) commercial seeds	21.60
D. Sampling fees	
(i) Fee for sampling or re-sampling of seed lots entered as at C(i), (ii), (iii), (iv), (v) or (vi) and for sampling of lots of imported seed intended to be sown to produce seed as set out in C(i), (ii), (iii), (iv), (v) or (vi), per sample	14.70
(ii) Fee for sampling or re-sampling of commercial seed of herbage, cruciferous and field bean varieties and for sampling of imported seed of herbage, cruciferous and field bean varieties intended to be sown to produce commercial seed, per sample	14.70
E. Additional charges	
(i) Fee for a test of field beans for <i>Ascochyta fabae</i> :	
(a) pre-basic seed and basic seed	90.00
(b) certified seed of the first generation	45.00
(ii) Fee for a test of seeds of lupins of one colour for seeds of another colour	11.70
(iii) Fee for a test of seeds of sweet lupin for bitter seeds	11.70
(iv) Fee for a test of seeds of grasses (except Timothy) for purity, germination and other seed content	40.00
(v) Fee for a test of seeds of Timothy grass for purity, germination and other seed content	30.00

SCHEDULE 2 (continued)

<i>Matter</i>	<i>Fee</i>
	£
(vi) Fee for a test of seeds of clover for purity, germination and other seed content	28.40
(vii) Fee for a test of seeds of pulses for purity, germination and other seed content	23.00
(viii) Fee for a test of seeds of crucifers for purity, germination and other seed content	32.00
(ix) Fee for a special test of seeds to verify varietal identity	70.70
(x) Fee for examination of documents submitted with applications for imported seeds to be verified as being of higher voluntary standard	4.75
(xi) Fee for official mixture labels, per thousand:	
(a) adhesive labels	11.00
(b) card labels	18.00

SCHEDULE 3

**Matters arising under the Beet Seeds Regulations
(Northern Ireland) 1976(a)**

<i>Matter</i>	<i>Fee</i>
A. Initial fees	£
Fee on application, per half-hectare or part thereof, for crops entered to produce:	
(i) pre-basic seed and basic seed	9.50
(ii) certified seed	4.00
B. Crop inspection fees	
Fee on application for inspection or re-inspection of a crop entered to produce seed as set out in A(i) or (ii), per half-hectare or part thereof inspected ...	2.90
C. Seed lot fees	
Fee (excluding sampling and testing of seed), per application for each seed lot entered as:	
(i) pre-basic seed and basic seed	32.30
(ii) certified seed	30.40
D. Sampling fees	
Fee for sampling or re-sampling of seed lots entered as at C(i) or (ii) and for sampling of lots of imported seed intended to be sown to produce seed as set out in C(i) or (ii), per sample	14.70
E. Additional charges	
(i) Fee for a test of monogerm seed or precision seeds for the number of seedlings germinating from a cluster	17.00
(ii) Fee for a test of seeds for moisture content	2.90
(iii) Fee for a test of seeds for purity, germination and other seed content	26.80
(iv) Fee for a special test of seeds to verify varietal identity	70.70

SCHEDULE 4

Matters arising under the Oil and Fibre Plant Seeds Regulations
(Northern Ireland) 1976(a)

<i>Matter</i>	<i>Fee</i>
A. Initial fees	£
Fee on application, per half-hectare or part thereof, for crops entered to produce:	
(i) pre-basic seed and basic seed	9.50
(ii) certified seed	4.00
B. Crop inspection fees	
Fee on application for inspection or re-inspection of a crop entered to produce seed as set out in A(i) or (ii), per half-hectare or part thereof inspected ...	2.90
C. Seed lot fees	
Fee (excluding sampling and testing of seed), per application for each seed lot entered as:	
(i) pre-basic seed and basic seed	32.30
(ii) certified seed	30.40
(iii) commercial seed	30.40
D. Sampling fees	
Fee for sampling or re-sampling of seed lots entered as at C(i), (ii) or (iii) and for sampling of lots of imported seed intended to be sown to produce seed as set out in C(i), (ii) or (iii), per sample.....	14.70
E. Additional charges	
(i) Fee for a test of seeds for purity, germination and other seed content (including a test for sunflower or swede rape for <i>Sclerotinia sclerotiorum</i>)	25.00
(ii) Fee for a test of seeds of flax, linseed or sunflower for <i>Botrytis</i>	18.00
(iii) Fee for a test of seeds of flax or linseed for other diseases.....	18.00
(iv) Fee for a special test of seeds to verify varietal identity	70.70

SCHEDULE 5

**Matters arising under the Vegetable Seeds Regulations
(Northern Ireland) 1976(a)**

<i>Matter</i>	<i>Fee</i>
A. Initial fees	£
Fee, on application, for crops entered to produce:	
(i) pre-basic seed and basic seed, other than that of peas, broad beans, cucumber, gherkin and tomato, per half-hectare or part thereof entered.....	9.50
(ii) pre-basic seed and basic seed of peas and broad beans, per half-hectare or part thereof entered.....	5.30
(iii) pre-basic seed and basic seed of cucumber, gherkin and tomato, per crop entered	99.80
(iv) certified seed, other than that of peas, broad beans, cucumber, gherkin and tomato, per half-hectare or part thereof entered	4.00
(v) certified seed of peas and broad beans, per half-hectare or part thereof entered	2.20
(vi) certified seed of cucumber, gherkin and tomato, per crop entered.	99.80
B. Crop inspection fees	
Fee on application for inspection or re-inspection of a crop entered to produce:	
(i) seed as set out in A(i), (ii), (iv) or (v), per half-hectare or part thereof entered	2.90
(ii) seed as set out in A(iii) or (vi), per crop.....	2.90
C. Seed lot fees	
Fee (excluding sampling and testing of seed), per application for each seed lot entered as:	
(i) pre-basic seed and basic seed, other than that of peas, broad beans, cucumber, gherkin and tomato	32.30
(ii) pre-basic seed and basic seed of peas and broad beans.....	35.70
(iii) certified seed, other than that of peas, broad beans, cucumber, gherkin and tomato.....	30.40
(iv) certified seed of peas and broad beans	32.90
D. Sampling fees	
Fee for sampling or re-sampling of seed lots entered as at C(i), (ii), (iii) or (iv) and for sampling of lots of imported seed intended to be sown to produce seed as set out in C(i), (ii), (iii) or (iv)	14.70
E. Additional charges	
Fee for a test for:	
(i) Purity, germination and other seed content	23.00
(ii) Varietal identity.....	70.70
(iii) <i>Phoma lingam</i> (Canker) in pre-basic or basic seeds of brassicas .	18.00
(iv) <i>Phoma betae</i> (Blackleg) in pre-basic or basic seeds of beet	21.00
(v) Lettuce mosaic virus in pre-basic, basic and certified seeds of lettuce.....	32.00

SCHEDULE 6

Matters arising under the Seeds (Registration and Licensing)
Regulations (Northern Ireland) 1974(a)

<i>Matter</i>	<i>Fee</i>
Seed Testing Stations	£
A. Annual fee payable during the continuance of the licence	1,150.00 (or a proportion thereof in respect of a fraction of a year)
B. Fee for each statutory test of a sample of:—	
(i) cereal seeds	2.40
(ii) fodder plant seeds	2.60
(iii) beet seeds	2.70
(iv) oil and fibre plant seeds	2.50
(v) vegetable seeds	2.30

EXPLANATORY NOTE

(This note is not part of the regulations.)

These regulations which are made under the Seeds Act (Northern Ireland) 1965 supersede the Seeds (Fees) Regulations (Northern Ireland) 1981.

The regulations prescribe revised fees in respect of matters arising under 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, the Vegetable Seeds Regulations (Northern Ireland) 1976 and the Seeds (Registration and Licensing) Regulations (Northern Ireland) 1974.

The regulations increase:—

- (a) initial, crop inspection, seed lot and sampling fees and fees for labels by an average of 5%,
- (b) the various testing fees (apart from those for cereal seed) by an average of 12%,
- (c) cereal seed testing fees by an average of 16%,
- (d) the annual fee payable for a seed testing station licence from £1,050 to £1,150,
- (e) throughput fees payable to the Department of Agriculture by a seed testing station licensee by an average of 17%.

1982 No. 224

Road Races (Ulster Grand Prix) Order (Northern Ireland) 1982

This Order, being of a temporary character, is not printed at length in this volume.

1982 No. 225

Road Races (Carrowdore 100) Order (Northern Ireland) 1982

This Order, being of a temporary character, is not printed at length in this volume.