
STATUTORY RULES OF NORTHERN IRELAND

1996 No. 409

SEEDS

Seeds (Fees) Regulations (Northern Ireland) 1996

Made - - - - 5th September 1996

Coming into operation 7th October 1996

The Department of Agriculture, in exercise of the powers conferred on it by sections 1(1), 1(2A)(1), 2(2) and (4) of the Seeds Act (Northern Ireland) 1965(2) 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(3) 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) 1996 and shall come into operation on 7th October 1996.

Revocation

2. The Seeds (Fees) Regulations (Northern Ireland) 1993(4) are hereby revoked.

Fees

3. Subject to the provisions of these Regulations there shall be paid to the Department in respect of matters arising under the Regulations referred to in Schedules 1 to 6 the fees set out in Column (3) of each of those Schedules opposite the respective references to such matters in Column (1), and in accordance with Column (2), of each of those Schedules.

Exemption

4. The Department may exempt any person or class of persons, or persons generally, from compliance with any of the provisions of these Regulations and the exemptions may be made subject to conditions.

(1) As inserted by S.R. & O. (N.I.) 1972 No. 351 Art. 3 and Sch. 3
(2) 1965 c. 22 (N.I.)
(3) Formerly the Department of Finance: see S.I.1982/338 (N.I. 6) Art. 3
(4) S.R. 1993 No. 255

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Ireland Statutory Rules are not carried in their revised form on this site.*

Sealed with the Official Seal of the Department of Agriculture on 5th September 1996.

L. G. McKibben
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 on 5th September 1996.

D. W. Thomson
Assistant Secretary

SCHEDULE 1

Matters arising under the Cereal Seeds Regulations (Northern Ireland) 1994(5)

(1) Matter	(2) When Payable	(3) Fee £	£(6)
Initial fees			
A.			
Initial fee per hectare or part thereof for crops intended to produce:—	On application for registration		
(i) pre-basic or basic seed		21·80	(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		5·45	(5·00)
(iii) certified seed of the second generation of wheat, durum wheat, spelt wheat, barley and oats		4·90	(4·50)
Crop inspection fees Fee for official examination or re-examination of crops intended to produce seed as set out in A(i), (ii) or (iii) per hectare or part thereof examined	Within one month of demand by the Department	10·90	(10·00)
B.			
Seed lot fee			
C.			
Fee for the issue of an official certificate in	On application		

(1) Matter	(2) When Payable	(3) Fee £	£(6)
respect of a seed lot entered as:—			
(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		35.95	(33.00)
(ii) certified seed of the second generation of wheat, durum wheat, spelt wheat, barley and oats		18.00	(16.50)
Seed testing fees			
D.			
Fee for an official examination of seed for loose smut infection of wheat, durum wheat, spelt wheat and barley (per thousand embryos examined)	Within one month of demand by the Department	31.60	(29.00)

SCHEDULE 2

Matters arising under the Fodder Plant Seeds Regulations (Northern Ireland) 1994(7)

(1) Matter	(2) When Payable	(3) Fee £	£(8)
Initial fees			
A.			

(6) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1993 (S.R. 1993 No. 255)

(7) S.R. 1994 No. 252 as amended by S.R. 1996 No. 311

(1) Matter	(2) When Payable	(3) Fee £	£(8)
Initial fee per hectare or part thereof for crops intended to produce:—	On application for registration		
(i) pre-basic or basic seed of—			
(a) grasses, legumes (except field beans and field peas) and crucifers		16·35	(15·00)
(b) field beans and field peas		14·15	(13·00)
(ii) certified seed of grasses, legumes (except field beans and field peas) and crucifers		7·65	(7·00)
(iii) certified seed of the first and second generation of field beans and field peas			
Crop inspection fees Fee for official examination or re-examination of crops intended to produce seed as set out in A(i), (ii) or (iii) per hectare or part thereof examined	Within one month of demand by the Department	6·55 10·90	(6·00) (10·00)
B.			
Seed lot fee			
C.			
Fee for the issue of an official certificate in respect of a seed lot entered as:—	On application		

(1) Matter	(2) When Payable	(3) Fee £	£(8)
(i) breeder's seed of —			
(a) grasses, legumes (except field beans and field peas) and crucifers		29.45	(27.00)
(b) field beans and field peas		47.95	(44.00)
(ii) pre-basic or basic seed of—			
(a) grasses, legumes (except field beans and field peas) and crucifers		55.60	(51.00)
(b) field beans and field peas		47.95	(44.00)
(iii) certified seed of grasses, legumes (except field beans and field peas) and crucifers		55.60	(51.00)
(iv) certified seed of the first and second generation of field beans and field peas		44.70	(41.00)
(v) commercial seed of the kinds for the time being specified in regulation 3(2) of the Fodder Plant Seeds Regulations (Northern Ireland) 1994		49.05	(45.00)

SCHEDULE 3

Matters arising under the Oil and Fibre Plant Seeds Regulations (Northern Ireland) 1994(9)

(1) Matter	(2) When Payable	(3) Fee £	£(10)
Initial fees			
A.			
Initial fee per hectare or part thereof for crops intended to produce:—	On application for registration		
(i) pre-basic or basic seed		24·00	(22·00)
(ii) all other categories of seed		11·45	(10·50)
Crop inspection fees			
B.			
Fee for official examination or re-examination of crops intended to produce seed as set out in A(i) or (ii) per hectare or part thereof examined	Within one month of demand by the Department	10·90	(10·00)
Seed lot fee			
C.			
Fee for the issue of an official certificate in respect of a seed lot entered as:—	On application		
(i) breeder's pre-basic or basic seed		43·60	(40·00)
(ii) all other categories of seed		43·60	(40·00)

(8) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1993 (S.R. 1993 No. 255)

(9) S.R. 1994 No. 255 as amended by S.R. 1996 No. 312

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(1) Matter	(2) When Payable	(3) Fee £	£(10)
Seed testing fees			
D.			
Fees for an official examination of seed for:—	Within one month of demand by the Department		
(i) sunflower for <i>Botrytis</i> spp		37·05	(34·00)
(ii) flax and linseed for—			
(a) <i>Alternaria</i> spp			
(b) <i>Phoma exigua</i> var. <i>linicola</i>			
(c) <i>Colletotrichum lini</i>			
(d) <i>Fusarium</i> spp			
(e) <i>Botrytis</i> spp		30·50	(28·00)

SCHEDULE 4

Matters arising under the Beet Seeds Regulations (Northern Ireland) 1994(11)

(1) Matter	(2) When Payable	(3) Fee £	£(12)
Initial fees			
A.			
Initial fee per hectare or part thereof for crops intended to produce:—	On application for registration		
(i) pre-basic or basic seed		28·35	(26·00)
(ii) certified seed		13·10	(12·00)

(10) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1993 (S.R. 1993 No. 255)

(11) S.R. 1994 No. 251

(1) Matter	(2) When Payable	(3) Fee £	£(12)
Crop inspection fees			
B.			
Fee for official examination or re-examination of crops intended to produce seed as set out in A(i) or (ii) per hectare or part thereof examined	Within one month of demand by the Department	10·90	(10·00)
Seed lot fee			
C.			
Fee for the issue of an official certificate in respect of a seed lot entered as:—	On application		
(i) pre-basic or basic seed		53·40	(49·00)
(ii) certified seed		52·30	(48·00)

SCHEDULE 5

Matters arising under the Vegetable Seeds Regulations (Northern Ireland) 1994(13)

(1) Matter	(2) When Payable	(3) Fee £	£(14)
Initial fees			
A.			
Initial fee for crops intended to produce:—	On application for registration		
(i) pre-basic or basic seed of—			
(a) all kinds, except peas, broad beans, cucumber, gherkin and		38·15	(35·00)

(12) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1993 (S.R. 1993 No. 255)

(13) S.R. 1994 No. 250 as amended by S.R. 1996 No. 313

(1) Matter	(2) When Payable	(3) Fee £	£(14)
tomato, per hectare or part thereof entered			
(b) peas and broad beans per hectare or part thereof entered		24·00	(22·00)
(c) cucumber, gherkin and tomato, per crop entered		38·15	(35·00)
(ii) certified seed of —			
(a) all kinds, except peas, broad beans, cucumber, gherkin and tomato, per hectare or part thereof entered		20·70	(19·00)
(b) peas and broad beans per hectare or part thereof entered		9·80	(9·00)
(c) cucumber, gherkin and tomato, per crop entered		20·70	(19·00)
Crop inspection fees			
B.			
Fee for official examination or re-examination of crops intended to produce:—	Within ond byne month of dema the Department		
(i) A(i)(a) or (b) and A(ii)(a) or (b) above, per		10·90	(10·00)

(1) Matter	(2) When Payable	(3) Fee £	£(14)
hectare or part thereof examined			
(ii) A(i)(c) and A(ii)(c) above, per crop examined		10.90	(10.00)
Seed lot fee			
C.			
Fee for the issue of an official certificate in respect of a seed lot entered	On application	87.20	(80.00)

SCHEDULE 6

Matters arising under the Seeds (Registration, Licensing and Enforcement) Regulations (Northern Ireland) 1994(15)

(1) Matter	(2) When Payable	(3) Fee £	£(16)
Representations by, and hearings of, a seed merchant, processor or packer			
A.			
(i) Fee for making written representations to the Department	On making representations	27.25	—
(ii) Fee for being heard by a person appointed by the Department	On apply to be heard	54.50	—

(14) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1993 (S.R. 1993 No. 255)

(15)

S.R. 1994 No. 253

(1) Matter	(2) When Payable	(3) Fee £	£(16)
Licensed Seed Testing Establishments			
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 Department, annually in advance	1,799.00	(1,650.00)
(ii) Fee payable by the owner or person in charge of a Licensed Seed Testing Station in respect of an official examination of seed	Within one month of demand by the Department, annually in arrears	4.35	(4.00)

EXPLANATORY NOTE

(This note is not part of the Regulations.)

Regulations controlling the marketing of cereal seeds, fodder plant seeds, beet seeds, oil and fibre plant seeds, and vegetable seeds (“seed regulations”) provide that, with certain exceptions, seeds of these categories may only be marketed if they are derived from crops which on inspection are found to meet certain standards and if upon subsequent testing samples of the seed also meet certain standards.

These Regulations which are made under the Seeds Act (Northern Ireland) 1965 prescribe fees for certain initial applications, crop inspection fees, seed lot fees, seed testing fees and fees in relation to licensed seed testing establishments. Fees are also prescribed in relation to the making of written representations by, and hearings involving, seed merchants, processors or packers.

The matters in respect of which the revised fees are prescribed are listed in Schedules 1 to 6, and the fees which were chargeable by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1993 are indicated in brackets.

(16) The figures in brackets are the equivalent fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1993 (S.R. 1993 No. 255)

A uniform increase of 9% has been applied to all fees and has been rounded to the nearest five pence except in the case of the annual fee for Licensed Seed Testing Stations, which has been rounded to the nearest £1.

The Regulations revoke and replace the Seeds (Fees) Regulations (Northern Ireland) 1993 (Regulation 2).