
STATUTORY RULES OF NORTHERN IRELAND

1999 No. 379

SEEDS

Seeds (Fees) Regulations (Northern Ireland) 1999

Made - - - - 10th September 1999

Coming into operation 18th October 1999

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) 1999 and shall come into operation on 18th October 1999.

Revocation

2. The Seeds (Fees) Regulations (Northern Ireland) 1998(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. 1998 No. 322

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Sealed with the Official Seal of the Department of Agriculture on

L.S.

9th September 1999.

Liam 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

L.S.

10th September 1999.

J. G. Sullivan
Assistant Secretary

SCHEDULE 1

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

(1) Matter	(2) When Payable	(3) Fee £	£(6)
<i>Initial fees</i>	On application for registration	24.60	(23.45)
A. Initial fee per hectare or part thereof for crops intended to produce:—			
(i) pre-basic or basic seed			
(ii) certified seed of the first generation of wheat, durum wheat, spelt wheat, barley, triticale and oats or certified seed of rye and maize			
(iii) certified seed of the second generation of wheat, durum wheat, spelt wheat, barley and oats			
<i>Crop inspection fees</i>	Within one month of demand by the Department	12.30	(11.70)
B. 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			
<i>Seed lot fee</i>	On application	40.65	(38.70)
C. Fee for the issue of an official certificate			

(5) [S.R. 1994 No. 254](#) as amended by [S.R. 1995 No. 366](#) and [S.R. 1997 No. 240](#)(6) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 ([S.R. 1998 No. 322](#))

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(1) Matter	(2) When Payable	(3) Fee £	£(6)
in 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			
(ii) certified seed of the second generation of wheat, durum wheat, spelt wheat, barley and oats		20.30	(19.35)
<i>Seed testing fees</i>	Within one month of demand by the Department	35.70	(34.00)
D. Fee for an official examination of seed for loose smut infection of wheat, durum wheat, spelt wheat and barley (per thousand embryos examined)			

(6) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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(1) Matter	(2) When Payable	(3) Fee £	£(6)
<i>Seed lot re-entry fee</i>	On application	28.45	(—)
<p>E. Fee for the issue of an official certificate in respect of a seed lot which had been entered for one category and been withdrawn and is being re-entered as:—</p>			
	(i) pre-basic or basic seed, certified seed of the first generation of wheat, durum wheat, spelt wheat, barley, triticale and oats or certified seed of rye and maize		
	(ii) certified seed of the second generation of wheat, durum wheat, spelt wheat, barley and oats	14.20	(—)

(6) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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SCHEDULE 2

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

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £	£(8)
<i>Initial fees</i>	On application for registration	18.50	(17.60)
A. Initial fee per hectare or part thereof for crops intended to produce:—			
(i) pre-basic or basic seed of—			
(a) grasses, legumes (except field beans and field peas) and crucifers			
(b) field beans and field peas		16.00	(15.25)
(ii) certified seed of grasses, legumes (except field beans and field peas) and crucifers		8.65	(8.25)
(iii) certified seed of the first and second generation of field beans and field peas		7.40	(7.05)
<i>Crop inspection fees</i>	Within one month of demand by the Department	12.30	(11.70)
B. Fee for official examination or re-			

(7) [S.R. 1994 No. 252](#) as amended by [S.R. 1996 No. 311](#) and [S.R. 1997 No. 240](#)

(8) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 ([S.R. 1998 No. 322](#))

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(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £	£(8)
examination of crops intended to produce seed as set out in A(i), (ii) or (iii) per hectare or part thereof examined			
<i>Seed lot fee</i>	On application	33.30	(31.70)
C. Fee for the issue of an official certificate in respect of a seed lot entered as:—			
	(i) breeder's seed of—		
	(a) grasses, legumes (except field beans and field peas) and crucifers		
	(b) field beans and field peas	54.20	(51.60)
	(ii) pre-basic or basic seed of—	62.85	(59.85)
	(a) grasses, legumes (except field beans and field peas) and crucifers		
	(b) field beans and field peas	54.20	(51.60)
	(iii) certified seed of grasses, legumes (except field beans and	62.85	(59.85)

(8) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £	£(8)
field peas) and crucifers			
(iv) certified seed of the first and second generation of field beans and field peas		50.50	(48.10)
(v) commercial seed of the kinds for the time being specified in regulation 3(2) of the Fodder Plant Seeds Regulations (Northern Ireland) 1994			
55.45	(52.80)		
<i>Seed lot re-entry fee</i>	On application	44.00	(—)
<p>D. Fee for the issue of an official certificate in respect of a seed lot which had been entered for one category and been withdrawn and is being re-entered as:—</p> <p>(i) pre-basic or basic seed of—</p> <p>(a) grasses, legumes (except field beans and field peas) and crucifers</p>			

(8) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £	£(8)
(b) field beans and peas		37.95	(—)
(ii) certified seed of grasses, legumes (except field beans and field peas) and crucifers		44.00	(—)
(iii) certified seed of the first and second generation of field beans and peas		35.35	(—)
(iv) commercial seed of the kinds for the time being specified in regulation 3(2) of the Fodder Plant Seeds Regulations Northern Ireland) 1994		38.80	(—)

SCHEDULE 3

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

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £	£(10)
<i>Initial fees</i>	On application for registration	27.15	(25.85)
A. Initial fee per hectare or part thereof for crops intended to produce:—			
(i) pre-basic			

(8) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

(9) S.R. 1994 No. 255 as amended by S.R. 1996 No. 312 and S.R. 1997 No. 240

(10) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £	£(10)
	or basic seed		
(ii) all other categories of seed		12.95	(12.35)
<i>Crop inspection fees</i>	Within one month of demand by the Department	12.30	(11.70)
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			
<i>Seed lot fee</i>	On application	49.30	(46.95)
C. Fee for the issue of an official certificate in respect of a seed lot entered as:—			
	(i) breeder's, pre- basic or basic seed		
(ii) all other categories of seed		49.30	(46.95)
<i>Seed testing fees</i>	Within one month of demand by the Department	41.85	(39.85)
D. Fees for an official examination of seed for:—			
	(i) sunflower for <i>Botrytis</i> spp		
(ii) flax and linseed for—	34.45	(32.80)	
	(a) <i>Alternaria</i> spp		
	(b) <i>Phoma</i> <i>exigua</i>		

(10) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	£(10)
		£	
var. <i>linicola</i>			
(c) <i>Colletotrichum</i> <i>lini</i>			
(d) <i>Fusarium</i> spp			
(e) <i>Botrytis</i> spp			
(iii) soya bean for <i>Pseudomonas</i> <i>syringae</i> pv. <i>glycinea</i> spp for one sub-sample test		60.00	(—)
for five sub- sample tests		200.00	(—)
(iv) soya bean for <i>Diaporthe</i> <i>phaselorum</i> spp		37.50	(—)
<i>Seed lot re-entry fee</i>	On application	34.50	(—)
E. Fee for the issue of an official certificate in respect of a seed lot which had been entered for one category and been withdrawn and is being re-entered as:—			
(i) pre- basic or basic seed			
(ii) all other categories of seed		34.50	(—)

(10) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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SCHEDULE 4

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

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £	<i>£(12)</i>
<i>Initial fees</i>	On application for registration	32.05	(30.50)
A. Initial fee per hectare or part thereof for crops intended to produce:—			
(i) pre-basic or basic seed			
(ii) certified seed		14.80	(14.10)
<i>Crop inspection fees</i>	Within one month of demand by the Department	12.30	(11.70)
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			
<i>Seed lot fee</i>	On application	60.40	(57.50)
C. Fee for the issue of an official certificate in respect of a seed lot entered as:—			
(i) pre-basic or basic seed			
(ii) certified seed		59.10	(56.30)
<i>Seed lot re-entry fee</i>	On application	42.30	(—)
D. Fee for the issue of an official certificate in respect of a seed lot which had been entered for one category and			

(11)

S.R. 1994 No. 251 as amended by S.R. 1997 No. 240

(12) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	
		£	£(12)
been withdrawn and is being re-entered as:—			
(i) pre-basic or basic seed			
(ii) certified seed		41.40	(—)

SCHEDULE 5

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

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	
		£	£(14)
<i>Initial fees</i>	On application for registration	43.10	(41.05)
A. Initial fee for crops intended to produce:—			
(i) pre-basic or basic seed of—			
(a) all kinds, except peas, broad beans, cucumber, gherkin and tomato, per hectare or part			

(12) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

(13) S.R. 1994 No. 250 as amended by S.R. 1996 No. 313 and S.R. 1997 No. 240

(14) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £	£(14)
	thereof entered		
(b) peas and broad beans per hectare or part thereof entered		27.15	(25.85)
(c) cucumber, gherkin and tomato, per crop entered		43.10	(41.05)
(ii) certified seed of—		23.35	(22.25)
(a) all kinds, except peas, broad beans, cucumber, gherkin and tomato, per hectare or part thereof entered			
(b) peas and broad beans per hectare or part thereof entered		11.10	(10.55)
(c) cucumber, gherkin and tomato, per crop entered		23.35	(22.25)
<i>Crop inspection fees</i>	Within one month of demand by the Department	12.30	(11.70)
B. Fee for official examination or re-examination of crops intended to produce:—			
(i) A(i)			
(a) or			

(14) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £	£(14)
	(b) and A(ii) (a) or (b) above, per hectare or part thereof examined		
(ii) A(i)(c) and A(ii) (c) above, per crop examined		12.30	(11.70)
<i>Seed lot fee</i>	On application	98.55	(93.85)
C. Fee for the issue of an official certificate in respect of a seed lot entered			
<i>Seed lot re-entry fee</i>	On application	69.00	(—)
D. Fee for the issue of an official certificate in respect of a seed lot which had been entered for one category and been withdrawn and is being re-entered			

SCHEDULE 6

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

(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i> £	£(16)
<i>Representations by, and hearings of, a seed</i>	On making representations	30.80	(29.35)

(14) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

(15) [S.R. 1994 No. 253](#)

(16) The figures in brackets are the equivalent fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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(1) <i>Matter</i>	(2) <i>When Payable</i>	(3) <i>Fee</i>	£(16)
<i>merchant, processor or packer</i>			
	(i) Fee for making written representations to the Department		
	(ii) Fee for being heard by a person appointed by the Department	On applying to be heard	61.60 (58.65)
<i>Licensed Seed Testing Establishments</i>	Within one month of demand by the Department, annually in advance		2,033.00 (1,936.00)
	(i) Annual fee payable during the currency of the licence (or a proportion thereof in respect of a part of a year)		
	(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	8.75 (4.65)

(16) The figures in brackets are the equivalent fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1998 (S.R. 1998 No. 322)

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) 1998 are indicated in brackets. The tests on soya bean set out in Schedule 3 paragraph D and the seed lot re-entry fees in Schedules 1 to 5 are new and so no fee is set out in the column for fees payable before these Regulations come into operation.

The fee payable by a Licensed Seed Testing Station in respect of an official examination of seed has been increased from £4£65 to £8£75. A uniform increase of 5% has been applied to all other 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) 1998 (regulation 2).