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SCOTTISH STATUTORY INSTRUMENTS

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**2014 No. 338**

**PLANT HEALTH**

**The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014**

*Made* - - - - 26th November 2014  
*Laid before the Scottish Parliament* - - - - 1st December 2014  
*Coming into force* - - 15th January 2015

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 56(1) and (2) of the Finance Act 1973<sup>M1</sup> and section 2(2) of, and paragraph 1A of Schedule 2 to, the European Communities Act 1972<sup>M2</sup> and all other powers enabling them to do so.

These Regulations make provision for a purpose mentioned in section 2(2) of the European Communities Act 1972, and it appears to the Scottish Ministers that it is expedient for references to Annex V, Part B of Council Directive 2000/29/EC<sup>M3</sup>, to be a reference to those provisions of that instrument as amended from time to time.

**Marginal Citations**

- M1** 1973 c.51. The reference to a Government department in section 56(1) is to be read as a reference to the Scottish Administration by virtue of article 2(2) of the [Scotland Act \(Consequential Modifications\) \(No. 2\) Order 1999 \(S.I. 1999/1820\)](#) and the functions of the Minister transferred to the Scottish Ministers by virtue of section 53 of the [Scotland Act 1998 \(c.46\)](#). The requirement to obtain the consent of the Treasury was removed by section 55 of the Scotland Act 1998.
- M2** 1972 c.68 (“the 1972 Act”). Section 2(2) was amended by the [Scotland Act 1998 \(c.46\)](#), [Schedule 8, paragraph 15\(3\)](#) (which was amended by section 27(4) of the [Legislative and Regulatory Reform Act 2006 \(c.51\)](#) (“the 2006 Act”). Section 2(2) was also amended by section 27(1)(a) of the 2006 Act and by the [European Union Amendment Act 2008 \(c.7\)](#), [Schedule](#), Part 1. The functions conferred upon the Minister of the Crown under section 2(2) of the 1972 Act, in so far as within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998. The powers in section 2(2) are exercised in relation to regulation 6 of these Regulations. Paragraph 1A of Schedule 2 was inserted by section 28 of the 2006 Act and was amended by the 2008 Act, section 3(3) and Schedule, Part 1.
- M3** OJ L 169, 10.7.2000, p.1, as last amended by Regulation (EU) No 652/2014 (OJ L 189, 27.6.2014, p.1).

## Citation, commencement and extent

1.—(1) These Regulations may be cited as the Plant Health (Import Inspection Fees) (Scotland) Regulations 2014 and come into force on 15th January 2015.

(2) These Regulations extend to Scotland only.

## Interpretation

2.—(1) In these Regulations—

F1 ...

F2 ...

F3 ...

F4 ...

F5 ...

F6 ...

[<sup>F7</sup>“European Union” means the territories of the Member States <sup>F8</sup>... excluding Canary Islands, Ceuta, Melilla, Guadeloupe, French Guiana, Martinique, Réunion, Saint-Barthélemy and Saint-Martin]

F9 ...

F10 ...

“landed in Scotland” means introduced into Scotland by any means, including by post;

[<sup>F11</sup>“lot” means a number of units of a single commodity, identifiable by its homogeneity of composition and origin and forming part of a consignment,]

“normal working hours” means any time between the hours of 6 a.m. to 5 p.m. on any day except—

- (a) a Saturday;
- (b) a Sunday;
- (c) Easter Monday;
- (d) 26th December, if it is not a Saturday or Sunday;
- (e) 27th December, in a year in which 25th or 26th December is a Sunday; or
- (f) a day which is a bank holiday in Scotland under the Banking and Financial Dealings Act 1971 <sup>M4</sup>;

[<sup>F12</sup>“Official Controls Regulation” means Regulation (EU) 2017/625 of the European Parliament and of the Council on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products, amending Regulations (EC) No 999/2001, (EC) No 396/2005, (EC) No 1069/2009, (EC) No 1107/2009, (EU) No 1151/2012, (EU) No 652/2014, (EU) 2016/429 and (EU) 2016/2031 of the European Parliament and of the Council, Council Regulations (EC) No 1/2005 and (EC) No 1099/2009 and Council Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2008/119/EC and 2008/120/EC, and repealing Regulations (EC) No 854/2004 and (EC) No 882/2004 of the European Parliament and of the Council, Council Directives 89/608/EEC, 89/662/EEC, 90/425/EEC, 91/496/EEC, 96/23/EC, 96/93/EC and 97/78/EC and Council Decision 92/438/EEC, insofar as it applies to rules referred to Article 1(2)(g) of that Regulation;]

[<sup>F13</sup>“Plant Health Regulation” means Regulation (EU) 2016/2031 of the European Parliament of the Council on protective measures against pests of plants, amending Regulations (EU) No 228/2013, (EU) No 652/2014 and (EU) No 1143/2014 of the European Parliament and of the Council and repealing Council Directives 69/464/EEC, 74/647/EEC, 93/85/EEC, 98/57/EC, 2000/29/EC, 2006/91/EC and 2007/33/EC.]

F14 ...

F15 ...

F16 ...

F6 ...

[<sup>F17</sup>(2) A reference in these Regulations to anything done in writing or produced in written form includes a reference to an electronic communication, as defined in section 15(1) of the Electronic Communications Act 2000 <sup>M5</sup>, which has been recorded and is consequently capable of being reproduced.

[<sup>F18</sup>(3) Unless the context otherwise requires, words and expressions which are not defined in these Regulations and which appear in the <sup>F19</sup>... Plant Health Regulation or the Official Controls Regulation have the same meaning in these Regulations as in the <sup>F19</sup>... Plant Health Regulation or, as the case may be, in the Official Controls Regulation.]]

#### Textual Amendments

- F1** Words in reg. 2(1) omitted (22.2.2020) by virtue of *The Plant Health (Import Inspection Fees) (Scotland) Amendment (No. 2) Regulations 2019* (S.S.I. 2019/425), regs. 1(1), **2(2)(a)**
- F2** Words in reg. 2(1) omitted (31.12.2020) by virtue of *The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020* (S.S.I. 2020/466), regs. 1(1)(a), **3(2)(a)(i)** (with reg. 32)
- F3** Words in reg. 2(1) omitted (31.12.2020) by virtue of *The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020* (S.S.I. 2020/466), regs. 1(1)(a), **3(2)(a)(ii)** (with reg. 32)
- F4** Words in reg. 2(1) omitted (31.12.2020) by virtue of *The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020* (S.S.I. 2020/466), regs. 1(1)(a), **3(2)(a)(iii)** (with reg. 32)
- F5** Words in reg. 2(1) omitted (31.12.2020) by virtue of *The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020* (S.S.I. 2020/466), regs. 1(1)(c), **7(2)(a)(i)** (with regs. 31(b), 32)
- F6** Words in reg. 2 omitted (22.7.2022) by virtue of *The Plant Health (Fees) (Miscellaneous Amendment) (Scotland) Regulations 2022* (S.S.I. 2022/230), regs. 1(1), **2(2)**
- F7** Words in reg. 2(1) inserted (22.2.2020) by *The Plant Health (Import Inspection Fees) (Scotland) Amendment (No. 2) Regulations 2019* (S.S.I. 2019/425), regs. 1(1), **2(2)(b)**
- F8** Words in reg. 2(1) omitted (31.12.2020) by virtue of *The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020* (S.S.I. 2020/466), regs. 1(1)(c), **7(2)(a)(ii)** (with regs. 31(b), 32)
- F9** Words in reg. 2(1) omitted (31.12.2020) by virtue of *The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020* (S.S.I. 2020/466), regs. 1(1)(a), **3(2)(a)(iv)** (with reg. 32)
- F10** Words in reg. 2(1) omitted (14.12.2019) by virtue of *The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019* (S.S.I. 2019/421), reg. 1(1), **sch. 5 para. 8(2)(b)**
- F11** Words in reg. 2(1) inserted (31.12.2020) by *The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020* (S.S.I. 2020/466), regs. 1(1)(a), **3(2)(a)(v)** (with reg. 32)
- F12** Words in reg. 2(1) inserted (14.12.2019) by *The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019* (S.S.I. 2019/421), reg. 1(1), **sch. 5 para. 8(2)(c)**
- F13** Words in reg. 2(1) inserted (31.12.2020) by *The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020* (S.S.I. 2020/466), regs. 1(1)(c), **7(2)(a)(iii)** (with regs. 31(b), 32)
- F14** Words in reg. 2(1) omitted (31.12.2020) by virtue of *The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020* (S.S.I. 2020/466), regs. 1(1)(a), **3(2)(a)(vi)** (with reg. 32)

- F15** Words in reg. 2(1) omitted (31.12.2020) by virtue of The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/466), regs. 1(1)(a), **3(2)(a)(vii)** (with reg. 32)
- F16** Words in reg. 2(1) omitted (31.12.2020) by virtue of The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/466), regs. 1(1)(a), **3(2)(a)(viii)** (with reg. 32)
- F17** Words in reg. 2(1) substituted (22.2.2020) by The Plant Health (Import Inspection Fees) (Scotland) Amendment (No. 2) Regulations 2019 (S.S.I. 2019/425), regs. 1(1), **2(2)(c)**
- F18** Reg. 2(3) inserted (31.12.2020) by The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/466), regs. 1(1)(a), **3(2)(b)** (with reg. 32)
- F19** Word in reg. 2(3) omitted (31.12.2020) by virtue of The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/466), regs. 1(1)(c), **7(2)(b)** (with regs. 31(b), 32)

#### Marginal Citations

- M4** 1971 c.80.
- M5** 2000 c.7. Section 15(1) was amended by the Communications Act 2003 (c.21) section 406 and Schedule 17, paragraph 158.

#### Application of the import inspection fee

3.—<sup>F20</sup>(1) An importer of a consignment to which this regulation applies must pay to the Scottish Ministers the fees specified in regulation 4.]

(2) This regulation applies to a consignment, or to such part of a consignment, which—

(a) consists of—

- (i) plants, plant products and other objects of a description specified in the second column of Schedule 1 and that are listed [<sup>F21</sup>in Part A of Annex 11 or in Annex 12 to [<sup>F22</sup>the Phytosanitary Conditions Regulation], as amended from time to time;] or
- (ii) seeds of Solanaceae <sup>M6</sup>, and

[<sup>F23</sup>(b) is—

- (i) landed in Scotland from a third country, <sup>F24</sup>... or
- (ii) subject to any agreement made under the provisions of any legislation that establishes the cases where, and the conditions under which, identity checks and physical checks of transhipped consignments and of animals arriving by air or sea and staying on the same means of transport for onward travel may be performed at a border control post other than the one of first arrival under Article 51(1) (specific rules for official controls at border inspection posts) of the Official Controls Regulation.]

#### Textual Amendments

- F20** Reg. 3(1) substituted (22.2.2020) by The Plant Health (Import Inspection Fees) (Scotland) Amendment (No. 2) Regulations 2019 (S.S.I. 2019/425), regs. 1(1), **2(3)**
- F21** Words in reg. 3(2)(a)(i) substituted (14.12.2019) by The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019 (S.S.I. 2019/421), reg. 1(1), **sch. 5 para. 8(3)(a)**
- F22** Words in reg. 3(2)(a)(i) substituted (31.12.2020) by The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/466), regs. 1(1)(c), **7(3)(a)** (with regs. 31(b), 32)
- F23** Reg. 3(2)(b) substituted (1.4.2021) by The Plant Health (EU Exit) (Scotland) (Amendment) Regulations 2021 (S.S.I. 2021/159), regs. 1(1)(b), **2(2)**
- F24** Words in reg. 3(2)(b)(i) omitted (22.7.2022) by virtue of The Plant Health (Fees) (Miscellaneous Amendment) (Scotland) Regulations 2022 (S.S.I. 2022/230), regs. 1(1), **2(3)**

### Marginal Citations

- M6** Seeds of Solanaceae are not currently included in Annex V Part B of the Directive however they are included in Annex IV Part A (items 25.6 and 48), which means that plant health, documentary and identity checks (as described in Article 13a of the Directive) are required for the purposes of Article 13(1).

### <sup>F25</sup>Fees

<sup>F26</sup>4.—(1) <sup>F27</sup>Subject to paragraph (8), the fee specified for a physical check for a consignment, or such part of a consignment, consisting of plants, plant products or other objects—]

- (a) during normal working hours, is the fee specified in the <sup>F28</sup>fifth] column of schedule 1 and corresponding to the relevant plants, plant products or other objects as described in the second column of that schedule, or
- (b) outside normal working hours, is the fee specified in the <sup>F29</sup>sixth] column of schedule 1 and corresponding to the relevant plants, plant products or other objects as described in the second column of that schedule.

<sup>F30</sup>(2) .....

<sup>F30</sup>(3) .....

<sup>F30</sup>(4) .....

<sup>F30</sup>(5) .....

<sup>F31</sup>(6) Subject to paragraph (8), the fee specified for a documentary check for a consignment or such part of a consignment, consisting of any plants, plant products or other objects is the fee specified for that check in the third column of table 3 in schedule 2A.

(7) Subject to paragraph (8), the fee specified for an identity check for a consignment or such part of a consignment, consisting of any plants, plant products or other objects is the fee specified for that check in the seventh column of the table in schedule 1.

(8) No fee is payable under paragraphs (1), (6) or (7) in respect of any consignment originating in an EU Member state, Liechtenstein or Switzerland, where it would be payable in respect of any plants or plant products specified in schedule 2 that are contained in that consignment.]]

### Textual Amendments

- F25** Reg. 4 heading expressed to be re-inserted (22.7.2022) by [The Plant Health \(Fees\) \(Miscellaneous Amendment\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/230\)](#), regs. 1(1), **2(4)(a)**
- F26** Reg. 4 substituted (1.4.2021 except for the insertion of reg. 4(5)(6)(d), 1.7.2021 in so far as not already in force) by [The Plant Health \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2021 \(S.S.I. 2021/159\)](#), regs. 1(1)(2), **2(3)**
- F27** Words in reg. 4(1) substituted (22.7.2022) by [The Plant Health \(Fees\) \(Miscellaneous Amendment\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/230\)](#), regs. 1(1), **2(4)(b)(i)**
- F28** Word in reg. 4(1)(a) substituted (22.7.2022) by [The Plant Health \(Fees\) \(Miscellaneous Amendment\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/230\)](#), regs. 1(1), **2(4)(b)(ii)**
- F29** Word in reg. 4(1)(b) substituted (22.7.2022) by [The Plant Health \(Fees\) \(Miscellaneous Amendment\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/230\)](#), regs. 1(1), **2(4)(b)(iii)**
- F30** Reg. 4(2)-(5) omitted (22.7.2022) by virtue of [The Plant Health \(Fees\) \(Miscellaneous Amendment\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/230\)](#), regs. 1(1), **2(4)(c)**
- F31** Reg. 4(6)-(8) substituted for reg. 4(6) (22.7.2022) by [The Plant Health \(Fees\) \(Miscellaneous Amendment\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/230\)](#), regs. 1(1), **2(4)(d)**

### Additional fees in respect of Potatoes Originating in Egypt <sup>F32</sup>...

5.—(1) Where paragraph (2) <sup>F33</sup>... applies, an importer must pay to the Scottish Ministers the fee specified in the fourth column of Schedule 3, in addition to any fee payable in accordance with regulations 3 and 4.

(2) This paragraph applies where potatoes originating in Egypt are landed in Scotland and a sample of those potatoes is taken in order to ascertain whether, for the purposes of [<sup>F34</sup>point 26 of Annex 7 of the Phytosanitary Conditions Regulation], those potatoes are infected with *Ralstonia solanacearum* (Smith) Yabuuchi et al..

<sup>F35</sup>(3) .....

#### Textual Amendments

- F32** Words in reg. 5 heading omitted (31.12.2020) by virtue of The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/466), regs. 1(1)(a), **3(5)** (with reg. 32)
- F33** Words in reg. 5(1) omitted (14.12.2019) by virtue of The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019 (S.S.I. 2019/421), reg. 1(1), **sch. 5 para. 8(4)(a)**
- F34** Words in reg. 5(2) substituted (31.12.2020) by The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/466), regs. 1(1)(c), **7(4)** (with regs. 31(b), 32)
- F35** Reg. 5(3) omitted (14.12.2019) by virtue of The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019 (S.S.I. 2019/421), reg. 1(1), **sch. 5 para. 8(4)(b)**

#### Revocations

6.—(1) Subject to paragraph (2), the following regulations are revoked:—

- <sup>F36</sup>(a) .....
- (b) the Plant Health (Import Inspection Fees) (Scotland) Regulations 2005 <sup>M7</sup>;
- (c) the Plant Health (Import Inspection Fees) (Scotland) Amendment Regulations 2007 <sup>M8</sup>;
- (d) the Plant Health (Import Inspection Fees) (Scotland) Amendment (No. 2) Regulations 2007 <sup>M9</sup>;
- (e) the Plant Health (Import Inspection Fees) (Scotland) Amendment Regulations 2009 <sup>M10</sup>;
- (f) the Plant Health (Import Inspection Fees) (Scotland) Amendment (No. 2) Regulations 2009 <sup>M11</sup>;
- (g) the Plant Health (Import Inspection Fees) (Scotland) Amendment Regulations 2010 <sup>M12</sup>; and
- (h) the Plant Health (Import Inspection Fees) (Scotland) Amendment Regulations 2011 <sup>M13</sup>.

(2) Despite paragraph (1), an importer must pay to the Scottish Ministers any fee which is payable under <sup>F37</sup>... regulation 4 of the Plant Health (Import Inspection Fees) (Scotland) Regulations 2005 in respect of a consignment, or part of a consignment, which was landed in Scotland prior to the coming into force of these Regulations.

#### Textual Amendments

- F36** Reg. 6(1)(a) omitted (27.6.2020) by virtue of The Plant Health (Official Controls and Miscellaneous Provisions) (Miscellaneous Amendments) (Scotland) Regulations 2020 (S.S.I. 2020/176), regs. 1(1), **24(a)**

**F37** Words in reg. 6(2) omitted (27.6.2020) by virtue of *The Plant Health (Official Controls and Miscellaneous Provisions) (Miscellaneous Amendments) (Scotland) Regulations 2020* (S.S.I. 2020/176), regs. 1(1), **24(b)**

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**Marginal Citations**

**M7** S.S.I. 2005/216.  
**M8** S.S.I. 2007/138 .  
**M9** S.S.I. 2007/499.  
**M10** S.S.I. 2009/8.  
**M11** S.S.I. 2009/305.  
**M12** S.S.I. 2010/405.  
**M13** S.S.I. 2011/311.

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**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

<sup>F38</sup>SCHEDULE 1

Regulations 3 and 4(1)

IMPORT INSPECTION FEES FOR PHYSICAL AND IDENTITY CHECKS

**Textual Amendments**  
**F38** Sch. 1 substituted (22.7.2022) by The Plant Health (Fees) (Miscellaneous Amendment) (Scotland) Regulations 2022 (S.S.I. 2022/230), regs. 1(1), 2(5)

Item	Product, plant or other object	Quantity	Country of Origin	Fees		
				Physical check		Identity check
				Normal working hours	Outside normal working hours	
<b>Plants for planting</b>						
1	Cuttings, seedlings (except forestry reproductive material), young plants of strawberries or of vegetables  All genera	Up to 10,000 in number	Any third country	£30.00	£54.00	£6.00
		for each additional 1,000 units (or part thereof)		£0.80 up to a maximum of £168	£1.50 up to a maximum of £318	
2	Shrubs, trees (other than cut Christmas trees), other woody nursery plants including forest reproductive material (other than seed)  All genera	Up to 1,000 in number	Any third country	£30.00	£54.00	£6.00
		for each additional 100 units (or part thereof)		£0.50 up to a maximum of £168	£1.00 up to a maximum of £318	
3	Dormant bulbs, corms, rhizomes, tubers, onion, garlic, shallots, leeks and other alliaceus vegetables (other than tubers of potatoes), not intended for final consumers** or to produce plants	Per consignment – up to 200kg in weight	Any third country	£30.00	£54.00	£6.00
		for each additional 10kg (or part thereof)		£0.20 up to a maximum of £168	£0.40 up to a maximum of £318	



Item	Product, plant or other object	Quantity	Country of Origin	Fees		
				Physical check		Identity check
				Normal working hours	Outside normal working hours	
	for commercial flower production  All genera					
4	Dormant bulbs, corms, rhizomes, tubers, onion, shallots, garlic, leeks and other alliaceous vegetables not in substrate intended for planting (other than tubers of potatoes) and intended for final consumers** or commercial flower production only  All genera	Per consignment – up to 200kg in weight  for each additional 10kg (or part thereof)	Any third country	£13.80  £0.02 up to a maximum of £26.40	£21.60  £0.04 up to a maximum of £46.80	£0.60
5	Non-woody plants (other than seed) for sale to final consumers**. Excludes shrubs, trees, other woody nursery plants, forest reproductive material  All genera	Per consignment – up to 1,000 in number  for each additional 100 units (or part thereof)	Any third country	£17.40  £0.06 up to a maximum of £55.20	£28.80  £0.12 up to a maximum of £104.40	£1.80
6	*Indoor plants (including plants for use in aquaria) for final consumers**  All genera	Per consignment - up to 1,000 in number  for each additional 100 units (or part thereof)	Any third country	£12.90  £0.01 up to a maximum of £19.20	£19.80  £0.02 up to a maximum of £32.40	£0.30

**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

Item	Product, plant or other object	Quantity	Country of Origin	Fees		
				Physical check		Identity check
				Normal working hours	Outside normal working hours	
7	Plants intended for planting (other than cut Christmas trees) not specified or included elsewhere in this table  All genera	Per consignment - up to 5,000 in number  for each additional 100 units (or part thereof)	Any third country	£30.00  £0.20 up to maximum of £168	£54.00  £0.40 up to maximum of £318	£6.00
<b>Seeds</b>						
8	For trials or testing  All genera	Per consignment – up to 100kg in weight  for each additional 10kg (or part thereof)	Any third country	£13.80  £0.05 up to maximum of £26.40	£21.60  £0.09 up to maximum of £46.80	£0.60
9	<i>Brassicaceae</i> spp., <i>Poaceae</i> spp. and <i>Trifolium</i> spp.	Per consignment - up to 100kg in weight  for each additional 10kg (or part thereof)	Any third country other than Argentina, Australia, Bolivia, Brazil, Chile, New Zealand or Uruguay	£12.90  £0.02 up to maximum of £19.20	£19.80  £0.04 up to maximum of £32.40	£0.30
		Per consignment - up to 100kg in weight  for each additional 10kg (or part thereof)	Argentina, Australia, Bolivia, Brazil, Chile, New Zealand or Uruguay	£30.00  £0.50 up to maximum of £168	£54.00  £0.90 up to maximum of £318	£6.00
10	<i>Capsicum</i> spp., <i>Solanum lycopersicum</i> L., <i>Solanum tuberosum</i> (“true potato seed”)	Per consignment - up to 100kg in weight	Any third country	£30.00	£54.00	£6.00

Item	Product, plant or other object	Quantity	Country of Origin	Fees		
				Physical check		Identity check
				Normal working hours	Outside normal working hours	
		for each additional 10kg (or part thereof)		£0.50 up to maximum of £168	£0.90 up to maximum of £318	
11	<i>Triticum</i> L., <i>Secale</i> L. and X <i>Triticosecale</i>	Per consignment - up to 100kg in weight	Any third country other than Afghanistan, India, Iran, Iraq, Mexico, Nepal, Pakistan, South Africa or the USA	£12.90	£19.80	£0.30
		for each additional 10kg (or part thereof)		£0.02 up to a maximum of £19.20	£0.04 up to a maximum of £32.40	
		Per consignment - up to 100kg in weight	Afghanistan, India, Iran, Iraq, Mexico, Nepal, Pakistan, South Africa or the USA	£30.00	£54.00	£6.00
		for each additional 10kg (or part thereof)		£0.50 up to maximum of £168	£0.90 up to maximum of £318	
12	Other seeds not specified or included elsewhere in this table  <i>All genera</i>	Per consignment – up to 100kg in weight	Any third country	£12.90	£19.80	£0.30
		for each additional 10kg (or part thereof)		£0.02 up to a maximum of £19.20	£0.04 up to a maximum of £32.40	
<b>Grain (other than seed for sowing)</b>						
13	<i>Secale</i> L., <i>Triticum</i> L. and  x <i>Triticosecale</i> Wittm. ex A. Camus	Per consignment - up to 25,000kg in weight	Any third country other than Afghanistan, India, Iran, Iraq, Mexico, Nepal, Pakistan, South Africa or the USA	£12.90	£19.80	£0.30
		for each additional 1,000kg (or part thereof)		£0.04 up to a maximum of £19.20	£0.07 up to a maximum of £32.40	

**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

Item	Product, plant or other object	Quantity	Country of Origin	Fees		
				Physical check		Identity check
				Normal working hours	Outside normal working hours	
		Per consignment - up to 25,000kg in weight	Afghanistan, India, Iran, Iraq, Mexico, Nepal, Pakistan, South Africa or the USA	£30.00	£54.00	£6.00
		for each additional 1,000kg (or part thereof)		£0.80 up to a maximum of £168	£1.50 up to a maximum of £318	
14	Other grain not specified or included elsewhere in this table  All genera	Per consignment - up to 25,000kg in weight	Any third country	£12.90	£19.80	£0.30
		for each additional 1,000kg (or part thereof)		£0.04 up to a maximum of £19.20	£0.07 up to a maximum of £32.40	
<b>Cut Flowers</b>						
15	<i>Chrysanthemum</i> L. and <i>Dendranthema</i> (DC.) Des Moul.	Per consignment - up to 20,000 in number	Any third country other than an EU Member State, Colombia, Ecuador, Liechtenstein or Switzerland	£12.90	£19.80	£0.30
			Colombia or Ecuador	£21.00	£36.00	£3.00
			Any EU Member State, Liechtenstein or Switzerland	£12.54	£19.08	£0.18
		for each additional 1,000 units	Any third country other than an EU Member State, Colombia, Ecuador, Liechtenstein or Switzerland	£0.01 up to a maximum of £19.20	£0.01 up to a maximum of £32.40	

Item	Product, plant or other object	Quantity	Country of Origin	Fees		
				Physical check		Identity check
				Normal working hours	Outside normal working hours	
			Colombia or Ecuador	£0.10 up to a maximum of £84.00	£0.15 up to a maximum of £162.00	
			Any EU Member State, Liechtenstein or Switzerland	£0.01 up to a maximum of £16.32	£0.01 up to a maximum of £26.64	
16	<i>Eryngium Tournier ex or Linnaeus Solidago L.</i>	Per consignment - up to 20,000 in number	Any third country other than an EU Member State, Liechtenstein or Switzerland	£13.80	£21.60	£0.60
			Any EU Member State, Liechtenstein or Switzerland	£12.54	£19.08	£0.18
		for each additional 1,000 units	Any third country other than an EU Member State, Liechtenstein or Switzerland	£0.02 up to a maximum of £26.40	£0.03 up to a maximum of £46.80	
			Any EU Member State, Liechtenstein or Switzerland	£0.01 up to a maximum of £16.32	£0.01 up to a maximum of £26.64	
17	<i>Lisianthus L.</i>	Per consignment - up to 20,000 in number	Any third country	£13.80	£21.60	£0.60
		for each additional 1,000 units	Any third country	£0.02 up to a maximum of £26.40	£0.30 up to a maximum of £46.80	
18	<i>Rosa L.</i>	Per consignment - up to 20,000 in number	Any third country other than an EU Member State, Canada, Colombia, Ecuador,	£12.90	£19.80	£0.30

**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

<i>Item</i>	<i>Product, plant or other object</i>	<i>Quantity</i>	<i>Country of Origin</i>	<i>Fees</i>		
				<i>Physical check</i>		<i>Identity check</i>
				<i>Normal working hours</i>	<i>Outside normal working hours</i>	
			India, Liechtenstein, Mexico, Switzerland or the USA			
			Canada, India, Mexico, or the USA	£21.00	£36.00	£3.00
			Any EU Member State, Colombia, Ecuador, Liechtenstein or Switzerland	£12.54	£19.08	£0.18
		for each additional 1,000 units	Any third country other than an EU Member State, Canada, Colombia, Ecuador, India Liechtenstein, Mexico Switzerland or the USA	£0.01 up to a maximum of £19.20	£0.01 up to a maximum of £32.40	
			Canada, India, Mexico, or the USA	£0.10 up to a maximum of £84.00	£0.15 up to a maximum of £162.00	
			Any EU Member State, Colombia, Ecuador, Liechtenstein or Switzerland	£0.01 up to a maximum of £16.32	£0.01 up to a maximum of £26.64	
19	Other cut flowers not specified or included elsewhere in this table  All <i>genera</i>	Per consignment - up to 20,000 in number	Any third country other than an EU Member State, Liechtenstein, or Switzerland	£12.90	£19.80	£0.30
			Any EU Member State,	£12.54	£19.08	£0.18

Item	Product, plant or other object	Quantity	Country of Origin	Fees		
				Physical check		Identity check
				Normal working hours	Outside normal working hours	
			Liechtenstein or Switzerland			
		for each additional 1,000 units	Any third country other than an EU Member State, Liechtenstein or Switzerland	£0.01 up to a maximum of £19.20	£0.01 up to a maximum of £32.40	
			Any EU Member State, Liechtenstein or Switzerland	£0.01 up to a maximum of £16.32	£0.01 up to a maximum of £26.64	
<b>Fruit and vegetables (not leafy vegetables)</b>						
20	<i>Momordica</i> L. and <i>Solanaceae</i> Juss. (excluding <i>Solanum tuberosum</i> L.)	Per consignment - up to 100kg in weight	Any third country other than an EU Member State, Liechtenstein or Switzerland	£21.00	£36.00	£3.00
			Any EU Member State, Liechtenstein or Switzerland	£12.54	£19.08	£0.18
		for each additional 1,000kg (or part thereof)	Any third country other than an EU Member State, Liechtenstein or Switzerland	£0.04	£0.07	
			Any EU Member State, Liechtenstein or Switzerland	£0.02	£0.04	
21	<i>Solanum melongena</i> L.	Per consignment - up to 100kg in weight	Any third country other than an EU Member State, Liechtenstein, Switzerland or Turkey	£12.90	£19.80	£0.30
			Turkey	£17.40	£28.80	£1.80



**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

Item	Product, plant or other object	Quantity	Country of Origin	Fees		
				Physical check		Identity check
				Normal working hours	Outside normal working hours	
			Any EU Member State, Liechtenstein or Switzerland	£12.54	£19.08	£0.18
		for each additional 1,000kg (or part thereof)	Any third country other than an EU Member State, Liechtenstein, Switzerland or Turkey	£0.04	£0.07	
			Turkey	£0.24	£0.45	
			Any EU Member State, Liechtenstein or Switzerland	£0.02	£0.04	
22	Other fruit and vegetables (other than leafy vegetables) not specified or included elsewhere in this table	Per consignment - up to 25,000kg in weight	Any third country other than an EU Member State, Liechtenstein or Switzerland	£12.90	£19.80	£0.30
			Any EU Member State, Liechtenstein or Switzerland	£12.54	£19.08	£0.18
		for each additional 1,000kg (or part thereof)	Any third country other than an EU Member State, Liechtenstein or Switzerland	£0.04	£0.07	
			Any EU Member State, Liechtenstein or Switzerland	£0.02	£0.04	

#### Leaves of plants and leafy vegetables

23	<i>Ocimum L.</i>	Per consignment -	Any third country other than an EU	£21.00	£36.00	£3.00
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**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

Item	Product, plant or other object	Quantity	Country of Origin	Fees		
				Physical check		Identity check
				Normal working hours	Outside normal working hours	
		up to 100 kg in weight	Member State, Liechtenstein or Switzerland			
			Any EU Member State, Liechtenstein or Switzerland	£12.54	£19.08	£0.18
		for each additional 10kg (or part thereof)	Any third country other than an EU Member State, Liechtenstein or Switzerland	£0.90 up to maximum of £84.00	£0.75 up to maximum of £162.00	
			Any EU Member State, Liechtenstein or Switzerland	£0.05 up to a maximum of £16.32	£0.11 up to a maximum of £26.64	
24	Leaves of plants, such as herbs, spices and leafy vegetables not specified or included elsewhere in this table	Per consignment - up to 100kg in weight	Any third country other than an EU Member State, Liechtenstein or Switzerland	£12.90	£19.80	£0.30
			Any EU Member State, Liechtenstein or Switzerland	£12.54	£19.08	£0.18
		for each additional 10kg (or part thereof)	Any third country other than an EU Member State, Liechtenstein or Switzerland	£0.09 up to a maximum of £19.20	£0.18 up to a maximum of £32.40	
			Any EU Member State, Liechtenstein or Switzerland	£0.05 up to a maximum of £16.32	£0.11 up to a maximum of £26.64	
<b>Branches with foliage, parts of Conifers (other than bark)</b>						
25	All genera	Per consignment -	Any third country other than an EU	£12.90	£19.80	£0.30

**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

Item	Product, plant or other object	Quantity	Country of Origin	Fees		
				Physical check		Identity check
				Normal working hours	Outside normal working hours	
		up to 200kg in weight	Member State, Liechtenstein or Switzerland			
			Any EU Member State, Liechtenstein or Switzerland	£12.54	£19.08	£0.18
		for each additional 100kg (or part thereof)	Any third country other than an EU Member State, Liechtenstein or Switzerland	£0.09 up to a maximum of £19.20	£0.18 up to a maximum of £32.40	
			Any EU Member State, Liechtenstein or Switzerland	£0.05 up to a maximum of £16.32	£0.11 up to a maximum of £26.64	
<b>Tubers of potatoes</b>						
26	<i>Solanum tuberosum</i> L. (seed potatoes)	Per lot - up to 25,000kg in weight	Any third country	£64.00	£96.00	£6.00
		for each additional 25,000kg in weight or part thereof		£52.00	£78.00	
27	Tubers of <i>Solanum tuberosum</i> L. (ware potatoes)	Per lot - up to 25,000kg in weight	Any third country other than Egypt, Poland, Portugal, Romania or Spain	£13.56	£20.34	£0.18
			Egypt, Poland, Portugal or Romania	£38.00	£54.00	£3.00
			Spain	£64.00	£96.00	£6.00
		for each additional 25,000kg in	Any third country other than Egypt,	£1.56	£2.34	

**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

Item	Product, plant or other object	Quantity	Country of Origin	Fees		
				Physical check		Identity check
				Normal working hours	Outside normal working hours	
		weight or part thereof	Poland, Portugal, Romania or Spain			
			Egypt, Poland, Portugal or Romania	£26.00	£39.00	
			Spain	£52.00	£78.00	
<b>Cut Christmas trees</b>						
28	Cut Christmas trees (less than 3m height)  All genera	Per consignment - up to 1,000 in number	Any third country other than an EU Member State, Liechtenstein or Switzerland	£12.90	£19.80	£0.30
		for each additional 100 units (or part thereof)		£0.09 up to a maximum of £19.20	£0.18 up to a maximum of £32.40	
		Per consignment - up to 1,000 in number	Any EU Member State, Liechtenstein or Switzerland	£12.54	£19.08	£0.30
		for each additional 100 units (or part thereof)		£0.05 up to a maximum of £16.32	£0.11 up to a maximum of £26.64	
<b>Other objects</b>						
29	Machinery or vehicles which have been operated for agricultural or forestry purposes	Per consignment	Any third country	£12.90	£19.80	£0.30

\* “Indoor Plants” means clearly packed and ready for supply to final consumers, identifiable as being for indoor use or use in aquaria.

\*\* “Final consumers” means by evidence from the packaging, labelling or by other means, for direct sales to final consumers.

Note: Growing media and soil from third countries will be inspected at the frequency rate of the plants, plant products or other objects that it is attached to.]

**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

<sup>F39</sup>SCHEDULE 1A

Regulations 3 and 4(1)

IMPORT INSPECTION FEES FOR PHYSICAL CHECKS ON CONSIGNMENTS  
ORIGINATING IN THE EUROPEAN UNION, LIECHTENSTEIN OR SWITZERLAND

**Textual Amendments**

**F39** Sch. 1A omitted (22.7.2022) by virtue of The Plant Health (Fees) (Miscellaneous Amendment) (Scotland) Regulations 2022 (S.S.I. 2022/230), regs. 1(1), **2(6)**

<sup>F40</sup>SCHEDULE 2

Regulation 4(8)

LIST OF PLANTS AND PLANT PRODUCTS ORIGINATING IN AN EU  
MEMBER STATE, LIECHTENSTEIN OR SWITZERLAND NOT SUBJECT  
TO FEES FOR DOCUMENTARY, IDENTITY AND PHYSICAL CHECKS

**Textual Amendments**

**F40** Sch. 2 substituted (22.7.2022) by The Plant Health (Fees) (Miscellaneous Amendment) (Scotland) Regulations 2022 (S.S.I. 2022/230), regs. 1(1), **2(7)**

1. Branches with foliage, parts of Conifers other than bark or cut Christmas trees.
2. Cut Christmas trees.
3. Cut flowers.
4. Fruit.
5. Grain, other than seeds for sowing.
6. Leaves of plants, such as herbs, spices and leafy vegetables.
7. Seeds other than—
  - (a) seeds of—
    - (i) *Allium cepa* L.,
    - (ii) *Allium porrum* L.,
    - (iii) *Castanea* Mill.,
    - (iv) *Capsicum* spp. L.,
    - (v) *Helianthus annuus* L.,
    - (vi) *Medicago sativa* L.,
    - (vii) *Phaseolus cocineus*.,
    - (viii) *Phaseolus vulgaris* L.,
    - (ix) *Solanum lycopersicum* L.,
    - (x) *Solanum tuberosum* L., (true potato seed).
  - (b) Vegetable seeds of *Pisum sativum* L. and *Vicia faba* L.
  - (c) Seeds of oil and fibre plants of—

**Changes to legislation:** There are currently no known outstanding effects for the *The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014*. (See end of Document for details)

- (i) *Brassica napus* L.,
  - (ii) *Brassica rapa* L.,
  - (iii) *Sinapis alba* L.,
  - (iv) *Glycine max* (L.) Merrill,
  - (v) *Linum usitatissimum* L.
8. Tissue cultures.
9. Tubers of potatoes (except from Poland, Portugal, Romania and Spain).]

<sup>F41</sup>SCHEDULE 2ZA

Regulations 3 and 4(5)

REDUCED IMPORT INSPECTION FEES FOR OTHER CONSIGNMENTS  
ORIGINATING IN THE EUROPEAN UNION, LIECHTENSTEIN OR SWITZERLAND

**Textual Amendments**

- F41** Sch. 2ZA omitted (22.7.2022) by virtue of [The Plant Health \(Fees\) \(Miscellaneous Amendment\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/230\)](#), regs. 1(1), **2(8)**

<sup>F42</sup>SCHEDULE 2A

Regulations 3 and 4(6)

IMPORT INSPECTION [<sup>F43</sup>FEE FOR DOCUMENTARY CHECKS]

**Textual Amendments**

- F42** Sch. 2A substituted (1.4.2021 except for the insertion of Table 3, 1.7.2021 in so far as not already in force) by [The Plant Health \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2021 \(S.S.I. 2021/159\)](#), regs. 1(1)(2), **2(7)**
- F43** Words in sch. 2A heading substituted (22.7.2022) by [The Plant Health \(Fees\) \(Miscellaneous Amendment\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/230\)](#), regs. 1(1), **2(9)(a)**

<sup>F44</sup>Table 1

**Textual Amendments**

- F44** Sch. 2A table 1 omitted (22.7.2022) by virtue of [The Plant Health \(Fees\) \(Miscellaneous Amendment\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/230\)](#), regs. 1(1), **2(9)(b)**

**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

<sup>F45</sup>**Table 2**

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**Textual Amendments**

**F45** Sch. 2A table 2 omitted (22.7.2022) by virtue of The Plant Health (Fees) (Miscellaneous Amendment) (Scotland) Regulations 2022 (S.S.I. 2022/230), regs. 1(1), **2(9)(b)**

**Table 3**

Check	Quantity	Fee
Documentary check	Per consignment	£6.00]

[<sup>F46</sup>SCHEDULE 3

Regulation 5

ADDITIONAL FEES

**Textual Amendments**

**F46** Sch. 3 substituted (1.1.2016) by The Plant Health (Import Inspection Fees) (Scotland) Amendment Regulations 2015 (S.S.I. 2015/392), regs. 1(1), **2(b)**

<i>Item</i>	<i>Plants, plant products or other objects</i>	<i>Quantity<sup>1</sup></i>	<i>Fee</i>
1	Potatoes originating in Egypt <sup>F47</sup> ...	in up to 25,000 kg in weight	£158
		for each 25,000 kg (or part thereof)	£158

<sup>1</sup> A sample of 200 tubers will be taken for each 25,000 kg lot.]

**Textual Amendments**

**F47** Words in sch. 3 omitted (31.12.2020) by virtue of The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/466), regs. 1(1)(a), **3(8)** (with reg. 32)



## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations implement Article 13d of Council Directive [2000/29/EC](#) (OJ L 169, 10.7.2000, p.1) which requires a member State to ensure the collection of 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 which are required by Article 13a(1) of the Directive. These Regulations revoke and replace the Plant Health (Import Inspection Fees) (Scotland) Regulations 2005 (S.S.I. 2005/216) (“the 2005 Regulations”). These Regulations consolidate amendments made to the 2005 Regulations and also increase the level of the applicable fees. They also make provision for additional fees in respect of potatoes originating in Egypt or Lebanon.

Regulation 3 requires the payment of a fee for documentary, identity and plant health checks (“applicable checks”) performed on consignments, or parts of consignments, consisting of plants, plant products and other objects, which are landed in Scotland from a country outside the European Union, or which are in transit within the Union and in respect of which the Scottish Ministers have agreed with the official body of the point of entry of those goods to be responsible for certain matters (under article 12(6) of the Plant Health (Scotland) Order 2005 (S.S.I. 2005/613). The fees are specified in regulation 4. Except where reduced import inspection fees apply (regulation 4(2)), an importer is required to pay the fee specified in Schedule 1 for applicable checks carried out on those consignments (regulation 3(1), 4(1) and Schedule 1). The fee in Schedule 1 is a single fee. In the 2005 Regulations, the fees for plant health checks, documentary checks and identity checks were prescribed separately. The fees prescribed in Schedule 1 to these Regulations are also higher than the fees prescribed in Schedule 1 to the 2005 Regulations.

Table A provides a comparison of the fees:—

**TABLE A**

	Fee in 2005 Regulations (for plant health check only) <sup>1</sup>		New Fee (for applicable checks)	
	<b>Normal working hours</b>	<b>Outside normal working hours</b>	<b>Normal working hours</b>	<b>Outside normal working hours</b>
Tubers of potatoes	<b>£39.72</b> for each 25,000kg	<b>£59.58</b> for each 25,000kg	<b>£76</b> for the first 25,000kg and <b>£52</b> for each 25,000kg thereafter	<b>£108</b> for the first 25,000kg and <b>£78</b> for each 25,000kg thereafter
All other entries listed in Schedule 1	<b>£13.24</b> for a standard consignment size (specified per entry)	<b>£19.86</b> for a standard consignment size (specified per entry)	<b>£42</b> for a standard consignment size (specified per entry)	<b>£66</b> for a standard consignment size (specified per entry)

<sup>1</sup> Additional fees for documentary check (£5.29) and identity check (£5.29 for truck load size or £10.58 for larger load) require to be added to the plant health check fee on each consignment. These fees were prescribed in Schedule 3 to the 2005 Regulations.

<sup>2</sup> There is no maximum price for plants, plant products or other objects falling within the description “Fruits, vegetables (other than leafy vegetables)” in Schedule 1.

**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

Up to a maximum of <b>£105.92</b> may be charged for additional units <sup>2</sup>	Up to a maximum of <b>£158.88</b> may be charged for additional units	Up to a maximum of <b>£168</b> may be charged for additional units	Up to a maximum of <b>£318</b> may be charged for additional units
Additional fees per consignment (Schedule 3 of the 2005 Regulations): Documentary Check: <b>£5.29</b> Identity Check: <b>£5.29</b> (for up to truck load size) or <b>£10.58</b> (for larger load)			

<sup>1</sup> Additional fees for documentary check (£5.29) and identity check (£5.29 for truck load size or £10.58 for larger load) require to be added to the plant health check fee on each consignment. These fees were prescribed in Schedule 3 to the 2005 Regulations.

<sup>2</sup> There is no maximum price for plants, plant products or other objects falling within the description “Fruits, vegetables (other than leafy vegetables)” in Schedule 1.

Regulation 4(2) and Schedule 2 prescribe the reduced import inspection fees which apply (whether or not a plant health inspection is in fact carried out) in respect of applicable checks of certain cut flowers, fruits and vegetables originating in the countries specified in Schedule 2. The fee in Schedule 2 to these Regulations is a single fee. In the 2005 Regulations the documentary, identity and plant health checks were subject to separate fees. Pursuant to Article 2 of Commission Regulation (EC) 1756/2004 (OJ L 313, 12.10.2004, p.6) the European Commission notifies member States of the items which should be subject to reduced inspection and of the rate of such inspection. Schedule 2 takes account of the most recent Commission Notification on reduced inspection rates as published on the following Website: [http://ec.europa.eu/food/plant/plant\\_health\\_biosafety/trade\\_non\\_eu/reduced\\_frequency\\_checks\\_en.htm](http://ec.europa.eu/food/plant/plant_health_biosafety/trade_non_eu/reduced_frequency_checks_en.htm). Schedule 2 also increases the fees which are payable. Table B provides a comparison of the fees:—

**TABLE B**

<b>Genus</b>	<b>Country of Origin</b>	<b>Reduced Rate Fee in 2005 Regulations<sup>1</sup> (for plant health check only)<sup>2</sup></b>	<b>New reduced Rate Fee<sup>3</sup> (for applicable checks)</b>	<b>Rate of Inspection in Period 01.10.2014 – 2015)</b>
Cut Flowers				
<i>Dianthus</i>	Columbia	£0.66	£24.60	3%
	Ecuador	£1.98	£26.70	15%
	Kenya	£0.66	£24.90	5%

<sup>1</sup> Fee is per consignment of up to 20,000 cut flowers and up to 25,000kg of fruit and vegetables and relate to checks carried out during normal working hours. Fees for additional quantities and the maximum fee per consignment are also prescribed in Schedule 2, together with corresponding fees for checks carried out outside normal working hours.

<sup>2</sup> Additional fees for documentary check (£5.29) and identity check (£5.29 for truck load size or £10.58 for larger load) require to be added to the plant health check fee on each consignment. These fees were prescribed in Schedule 3 to the 2005 Regulations.

<sup>3</sup> Fee is per consignment of up to 20,000 cut flowers and up to 25,000kg of fruit and vegetables and relate to checks carried out during normal working hours. Fees for additional quantities and the maximum fee per consignment are also prescribed in Schedule 2, together with corresponding fees for checks carried out outside normal working hours.

**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

	Turkey	£3.31	£28.50	25%
<i>Phoenix</i>	Costa Rica		£30.30	35%
<i>Rosa</i>	Columbia	£0.39	£24.60	3%
	Ecuador	£0.39	£24.60	3%
	Ethiopia	£0.66	£25.80	10%
	Kenya	£0.66	£24.90	5%
	Tanzania	£1.32	£26.70	15%
	Zambia	£3.31	£26.70	15%
Fruits				
<i>Citrus</i>	Egypt	£1.98	£26.70	15%
	Israel	£1.98	£25.80	10%
	Mexico	£3.31	£25.80	10%
	Morocco	£0.66	£24.90	5%
	Peru	£4.63	£25.80	10%
	Tunisia		£37.50	75%
	Turkey	£0.39	£24.60	3%
	Uruguay	£1.98	£37.50	75%
	USA	£1.98	£26.70	15%
<i>Malus</i>	Argentina	£1.32	£28.50	25%
	Brazil	£1.98	£28.50	25%
	Chile	£0.92	£24.90	5%
	New Zealand	£1.32	£25.80	10%
	South Africa	£1.32	£24.90	5%
	USA	£3.31	£33.00	50%
<i>Passiflora</i>	Colombia	£1.32	£25.80	10%
	Kenya	£1.32	£25.80	10%
	South Africa	£6.62	£30.30	35%
	Zimbabwe	£4.63	£37.50	75%
<i>Prunus</i>	Argentina	£4.63	£33.00	50%

<sup>1</sup> Fee is per consignment of up to 20,000 cut flowers and up to 25,000kg of fruit and vegetables and relate to checks carried out during normal working hours. Fees for additional quantities and the maximum fee per consignment are also prescribed in Schedule 2, together with corresponding fees for checks carried out outside normal working hours.

<sup>2</sup> Additional fees for documentary check (£5.29) and identity check (£5.29 for truck load size or £10.58 for larger load) require to be added to the plant health check fee on each consignment. These fees were prescribed in Schedule 3 to the 2005 Regulations.

<sup>3</sup> Fee is per consignment of up to 20,000 cut flowers and up to 25,000kg of fruit and vegetables and relate to checks carried out during normal working hours. Fees for additional quantities and the maximum fee per consignment are also prescribed in Schedule 2, together with corresponding fees for checks carried out outside normal working hours.

**Changes to legislation:** There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014. (See end of Document for details)

	Chile	£1.32	£25.80	10%
	Morocco		£33.00	50%
	South Africa	£1.32	£25.80	10%
	Turkey	£1.32	£25.80	10%
	USA	£3.31	£25.80	10%
<i>Psidium</i>	Brazil		£37.50	75%
<i>Pyrus</i>	Argentina	£1.98	£25.80	10%
	Chile	£4.63	£26.70	15%
	China	£4.63	£33.00	50%
	South Africa	£1.32	£25.80	10%
<i>Vaccinium</i>	Argentina		£28.50	25%
Vegetables				
<i>Capsicum</i>	Israel		£24.90	5%
	Morocco		£25.80	10%
<i>Momordica</i>	Surinam		£30.30	35%
<i>Solanum</i>	Kenya		£25.80	10%
<i>Melongena</i>	Turkey	£1.32	£25.80	10%

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The Regulations also make provision for two additional fees in respect of sampling of potatoes. Regulations 5(1) and (2) and Schedule 3 prescribe a fee for the taking of samples of potatoes originating in Egypt in order to test for the presence of *Ralstonia solanacearum* (Smith) Yabuuchi et al., in accordance with point 5 of the Annex to Commission Implementing Decision (EU) No 787/2011 (OJ L 319, 02.12.2011, p.112). This fee was formerly prescribed by regulation 6 of the Potatoes Originating in Egypt (Scotland) Regulations 2004 (S.S.I. 2004/111). Regulation 7(1)(a) and (2) of these Regulations revokes that provision with savings. Regulation 5(1) and (3) and Schedule 3 also introduce a fee for the taking of samples of potatoes originating in Lebanon in order to test for the presence of *Clavibacter michiganensis* (Smith) Davis et al. ssp. *sepedonicus* (Spieckermann and Kotthoff) Davis et al. in accordance with Article 4 of Commission Implementing Decision (EU) No 413/2013 (OJ L 205, 01.08.2013, p.13). Regulation 6 revokes the 2005 Regulations, and subsequent amending regulations, with savings. A business and regulatory impact assessment has been prepared, and placed in the Scottish Parliament Information Centre. A copy can be obtained from the Scottish Government Agriculture, Food and Rural Communities Directorate, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD.

**Changes to legislation:**

There are currently no known outstanding effects for the The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014.