

## STATUTORY INSTRUMENTS

1976 No. 1389

## SEEDS

## The Seeds (Fees) Regulations 1976

*Made* - - - 24th August 1976

*Laid before Parliament* 3rd September 1976

*Coming into Operation* 24th September 1976

The Minister of Agriculture, Fisheries and Food and the Secretary of State for Scotland, acting jointly, in exercise of the powers vested in them by section 16(1A)(e) and (8) of the Plant Varieties and Seeds Act 1964 (a), as amended by section 4(1) of and paragraph 5(1), (2) and (3) of Schedule 4 to the European Communities Act 1972 (b), and of all other powers enabling them in that behalf, after consultation with representatives of such interests as appear to them to be concerned, hereby make the following regulations:—

*Citation and commencement*

1. These regulations may be cited as the Seeds (Fees) Regulations 1976 and shall come into operation on 24th September 1976.

*Revocation of previous regulations*

2. The Seeds (Fees) (No. 2) Regulations 1975 (c) are hereby revoked.

*Interpretation*

3. The Interpretation Act 1889(d) shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament and as if these regulations and the regulations hereby revoked were Acts of Parliament.

*Fees*

4. There shall be paid in respect of matters arising under the regulations referred to in the Schedules to these regulations or under any regulations amending or superseding the regulations so referred to the fees respectively specified in the second column of each of the said Schedules opposite the references to such matters.

5.—(1) Subject to paragraph (2) of this regulation any such fees in respect of matters arising in England and Wales shall be payable to the Minister of Agriculture, Fisheries and Food (hereinafter referred to as “the Minister”) and any such fees in respect of matters arising in Scotland shall be payable to the Secretary of State.

(a) 1964 c. 14  
(c) S.I. 1975/1665 (1975 III, p. 5723)

(b) 1972 c. 68.  
(d) 1889 c. 63.

(2) Where the inspection of a crop is undertaken by a licensed crop inspector, where the sampling of a seed lot is undertaken by a licensed seed sampler and where the testing of a sample of seeds is undertaken by a licensed seed testing station the fee for such inspection, sampling and testing shall be payable to the licensed crop inspector, the licensed seed sampler or the licensed seed testing station concerned.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 20th August 1976.

(L.S.)

*Frederick Peart,*  
Minister of Agriculture, Fisheries and Food

24th August 1976.

*Bruce Millan,*  
Secretary of State for Scotland

## SCHEDULE 1

*Matters arising under the Cereal Seeds Regulations 1976 (a)*

Matter	Fee
Certification	£
A. Basic seeds and prebasic seeds:—	
i) initial fee,	
a) per half-hectare or part thereof.....	5.50
b) per acre or part thereof.....	4.45
ii) final fee (excluding the cost of testing the seed), per seed lot .....	28.00
iii) fee for re-sampling, per sample.....	13.00
B. Certified seeds of the first generation of wheat, barley and oats; and certified seeds of rye and maize:—	
i) initial fee (excluding the cost of inspecting the crop),	
a) per half-hectare or part thereof.....	1.20
b) per acre or part thereof.....	0.97
ii) final fee (excluding the cost of sampling and testing the seed), per seed lot.....	15.00
iii) fee for inspection of the crop,	
a) per half-hectare or part thereof.....	1.50
b) per acre or part thereof.....	1.21
iv) fee for sampling, per sample.....	13.00
C. Certified seeds of the second generation of wheat, barley and oats:—	
i) initial fee for crops entered before 24th September 1976 (excluding the cost of inspecting the crop), per acre or part thereof.....	0.60
ii) initial fee for crops entered on or after 24th September 1976 (excluding the cost of inspecting the crop),	
a) per half-hectare or part thereof.....	1.00
b) per acre or part thereof.....	0.81
iii) final fee (excluding the cost of sampling and testing the seed), per seed lot.....	10.00
iv) fee for inspection of the crop,	
a) per half-hectare or part thereof.....	1.50
b) per acre or part thereof.....	1.21
v) fee for sampling, per sample.....	13.00
D. Additional charges:—	
i) test for purity, germination and other seed content	
a) Minimum Standard.....	8.10
b) Higher Voluntary Standard.....	10.20
ii) test of pre-basic seeds to verify varietal authenticity .....	25.00
iii) fee for official mixture labels, per thousand	
a) adhesive labels.....	5.00
b) card labels.....	12.00

Provided that if an application for certification of seeds is withdrawn before such a date as may be specified by the Minister or the Secretary of State or before the crop has been inspected (whichever is the earlier) one half of the initial fee paid will be repaid to the applicant.

(a) S.I.1976/1133/(1976 II, p. 3085).

## SCHEDULE 2

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

Matter	Fee
	£
<b>Certification</b>	
<b>A. Basic and pre-basic seeds of herbage and cruciferous species:—</b>	
i) initial fee,	
a) per half-hectare or part thereof .. .. .	3.00
b) per acre or part thereof .. .. .	2.43
ii) final fee (excluding the cost of testing the seed), per seed lot .. .. .	24.00
iii) fee for re-sampling, per sample .. .. .	10.00
<b>B. Basic and pre-basic seeds of field peas and field beans:—</b>	
i) initial fee,	
a) per half-hectare or part thereof .. .. .	2.00
b) per acre or part thereof .. .. .	1.62
ii) final fee (excluding the cost of testing the seed), per seed lot .. .. .	26.00
iii) fee for re-sampling, per sample .. .. .	13.00
<b>C. Certified seeds of herbage species:—</b>	
i) initial fee for crops entered before 24th September 1976, per acre or part thereof .. .. .	1.20
ii) initial fee for crops entered on or after 24th September 1976,	
a) per half-hectare or part thereof .. .. .	2.00
b) per acre or part thereof .. .. .	1.62
iii) final fee (excluding the cost of sampling and testing the seed), per seed lot .. .. .	13.00
iv) fee for sampling, per sample .. .. .	10.00
<b>D. Certified seeds of cruciferous species:—</b>	
i) initial fee for crops entered before 24th September 1976 (excluding the cost of crop inspection), per acre or part thereof .. .. .	1.20
ii) initial fee for crops entered on or after 24th September 1976 (excluding the cost of crop inspection),	
a) per half-hectare or part thereof .. .. .	2.00
b) per acre or part thereof .. .. .	1.62
iii) final fee (excluding the cost of sampling and testing the seed), per seed lot .. .. .	13.00
iv) fee for crop inspection,	
a) per half-hectare or part thereof .. .. .	1.50
b) per acre or part thereof .. .. .	1.21
v) fee for sampling, per sample .. .. .	10.00

(a) S.I. 1976/1283 (1976 II, p. 3612).

Matter	Fee
E. Certified seeds of field peas and field beans:—	£
i) initial fee (excluding the cost of crop inspection),	
a) per half-hectare or part thereof .. .. .	1.00
b) per acre or part thereof .. .. .	0.81
ii) final fee (excluding the cost of sampling and testing the seed), per seed lot .. .. .	13.00
iii) fee for crop inspection,	
a) per half-hectare or part thereof .. .. .	1.50
b) per acre or part thereof .. .. .	1.21
iv) fee for sampling, per sample .. .. .	13.00
F. Commercial seeds:—	
i) fee (excluding the cost of sampling and testing the seed), per seed lot .. .. .	13.00
ii) fee for sampling, per sample .. .. .	13.00
G. Additional charges:—	
i) test of field beans for <i>Ascochyta fabae</i> on basic and pre-basic seeds .. .. .	35.50
ii) test of lupin seeds of one colour for seeds of another colour .. .. .	4.10
iii) test of sweet lupin seeds for bitter seeds .. .. .	4.10
iv) test of seeds of field peas and field beans for purity, germination and other seed content .. .. .	7.10
v) fee for official mixture labels, per thousand	
a) adhesive labels .. .. .	5.00
b) card labels .. .. .	12.00

Provided that if an application for certification of seeds is withdrawn before such a date as may be specified by the Minister or the Secretary of State or before the crop has been inspected (whichever is the earlier) one half of the initial fee paid will be repaid to the applicant.

## SCHEDULE 3

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

Matter	Fee
	£
<b>Certification</b>	
<b>A. Basic and pre-basic seeds:—</b>	
i) initial fee,	
a) per half-hectare or part thereof.....	5.00
b) per acre or part thereof.....	4.05
ii) final fee (excluding the cost of testing the seed), per seed lot .....	24.00
iii) fee for re-sampling, per sample.....	10.00
<b>B. Certified seed:—</b>	
i) initial fee for crops entered before 24th September 1976 (excluding the cost of inspecting the crop), per acre or part thereof.....	1.00
ii) in t al fee for crops entered on or after 24th September 1976 (excluding the cost of inspecting the crop),	
a) per half-hectare or part thereof.....	2.00
b) per acre or part thereof.....	1.62
iii) final fee (excluding the cost of sampling and testing the seed), per seed lot .....	13.00
iv) fee for inspection of the crop,	
a) per half-hectare or part thereof .....	1.50
b) per acre or part thereof .....	1.21
v) fee for sampling, per sample.....	10.00
<b>C. Additional charges:—</b>	
i) test of monogerm seeds or precision seeds for the number of seedlings germinating from a cluster .....	6.10
ii) test for moisture content.....	1.00

Provided that if an application for certification of seeds is withdrawn before such a date as may be specified by the Minister or the Secretary of State or before the crop has been inspected (whichever is the earlier) one half of the initial fee paid will be repaid to the applicant.

## SCHEDULE 4

*Matters arising under the Oil & Fibre Plant Seeds Regulations 1976 (a)*

Matter	Fee
Certification	£
A. Basic seeds and prebasic seeds:—	
i) initial fee,	
a) per half-hectare or part thereof.....	5.00
b) per acre or part thereof.....	4.05
ii) final fee (excluding the cost of testing the seed), per seed lot.....	24.00
iii) fee for resampling, per sample.....	10.00
B. Certified seed:—	
i) initial fee for crops entered before 24th September 1976 (excluding the cost of inspecting the crop), per acre or part thereof.....	1.00
ii) initial fee for crops entered on or after 24th September 1976 (excluding the cost of inspecting the crop),	
a) per half-hectare or part thereof.....	2.00
b) per acre or part thereof.....	1.62
iii) final fee (excluding the cost of sampling & testing the seed), per seed lot.....	13.00
iv) fee for inspecting the crop,	
a) per half-hectare or part thereof.....	1.50
b) per acre or part thereof.....	1.21
v) fee for sampling, per sample.....	10.00
C. Commercial seed:—	
i) fee (excluding the cost of sampling & testing the seed), per seed lot.....	13.00
ii) fee for sampling, per sample.....	10.00
D. Additional charges:—	
i) test of flax, linseed or sunflower for <i>Botrytis</i> .....	7.10
ii) test of flax or linseed for other diseases.....	7.10

Provided that if an application for certification of seeds is withdrawn before such a date as may be specified by the Minister or the Secretary of State or before the crop has been inspected (whichever is the earlier) one half of the initial fee paid will be repaid to the applicant.

## SCHEDULE 5

*Matters arising under the Vegetable Seeds Regulations 1975 (a)*

Matter	Fee
Certification	£
A. Basic and pre-basic seeds other than seeds of cucumber, gherkin and tomato:—	
i) initial fee,	
a) per half-hectare or part thereof .. .. .	5.00
b) per acre or part thereof .. .. .	4.05
ii) final fee (excluding the cost of testing the seed), per seed lot .. .. .	24.00
iii) fee for resampling, per sample .. .. .	10.00
B. Certified seeds other than seeds of cucumber, gherkin and tomato:—	
i) initial fee (excluding the cost of inspecting the crop),	
a) per half-hectare or part thereof .. .. .	2.00
b) per acre or part thereof .. .. .	1.62
ii) final fee (excluding the cost of sampling and testing the seed), per seed lot .. .. .	13.00
iii) fee for inspection of the crop,	
a) per half-hectare or part thereof .. .. .	1.50
b) per acre or part thereof .. .. .	1.21
iv) fee for sampling, per sample .. .. .	10.00
C. Seeds of cucumber, gherkin and tomato:—	
i) Basic seeds - fee (excluding the cost of testing the seeds), per crop entry .. .. .	32.00
ii) Certified seeds - fee (excluding the cost of inspecting the crop and sampling and testing the seed), per crop entry .. .. .	32.00
iii) fee for inspection of the crop,	
a) per half-hectare or part thereof .. .. .	1.50
b) per acre or part thereof .. .. .	1.21
iv) fee for sampling or resampling, per sample .. .. .	10.00
D. Additional charges:—	
i) tests for purity, germination and other seed content ..	7.10
ii) test for basic seeds of brassicas for <i>Phoma lingam</i> ..	7.10
iii) test of basic seeds of beets for <i>Phoma betae</i> .. ..	7.10
iv) test of basic seeds of lettuce for lettuce mosaic virus ..	14.20

Provided that if an application for certification of seeds is withdrawn before such a date as may be specified by the Minister or the Secretary of State or before the crop has been inspected (whichever is the earlier) one half of the initial fee paid will be repaid to the applicant.

(a) S.I. 1975/1694 (1975 III, p. 5785).



## SCHEDULE 6

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

Matter	Fee
	£
<i>Seed Testing Stations</i>	
A. Annual fee payable during the continuance of the licence (or a proportion thereof in respect of a fraction of a year) .....	700.00
B. Fee for each statutory test of a sample of:—	
i) cereal seeds .....	0.65
ii) fodder plant seeds.....	1.40
iii) beet seeds .....	1.80
iv) oil and fibre plant seeds.....	1.25
v) vegetable seeds.....	0.95

## EXPLANATORY NOTE

*(This Note is not part of the regulations)*

These regulations supersede the Seeds (Fees) (No 2) Regulations 1975 which are revoked.

These regulations supersede the Seeds (Fees) (No. 2) Regulations 1975. They prescribe fees in respect of matters arising under the Cereal Seeds Regulations 1976, the Fodder Plant Seeds Regulations 1976, the Beet Seeds Regulations 1976, the Oil and Fibre Plant Seeds Regulations 1976, the Vegetable Seeds Regulations 1975 and the Seeds (Registration and Licensing) Regulations 1974, or any regulations amending or superseding any of those regulations.

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