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STATUTORY INSTRUMENTS

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**1992 No. 2621 (S.230)**

**PLANT HEALTH**

**The Import and Export (Plant Health Fees) (Scotland) Order 1992**

<i>Made</i>	- - - -	<i>19th October 1992</i>
<i>Laid before Parliament</i>		<i>30th October 1992</i>
<i>Coming into force</i>	- -	<i>20th November 1992</i>

The Secretary of State, in exercise of the powers conferred on him by sections 1(2)(b), 2, 3(1) and 4A of the Plant Health Act 1967(1), and of all other powers enabling him in that behalf, and with the consent of the Treasury, hereby makes the following Order:

**Citation, commencement and extent**

1.—(1) This Order may be cited as the Import and Export (Plant Health Fees) (Scotland) Order 1992 and shall come into force on 20th November 1992.

(2) This Order extends to Scotland only.

**Interpretation**

2.—(1) In this Order—

“certificate” means a phytosanitary certificate;

“import licence” means a licence issued by the Secretary of State under article 42 of the Plant Health (Great Britain) Order 1987(2);

“official label” has the same meaning as in regulation 2(1) of the Seed Potatoes Regulations 1984(3);

“phytosanitary certificate” means a phytosanitary certificate issued by an inspector or other officer of the Secretary of State under article 12 of the Plant Health (Great Britain) Order 1987;

“premises” includes any land, building, vessel, vehicle, aircraft, hovercraft or freight container;

“small consignment” means one package of a size and weight such that it is capable of being sent by post;

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(1) 1967 c. 8; sections 2(1) and 3(1) were amended by the European Communities Act 1972 (c. 68), section 4(1) and Schedule 4, paragraph 8, and section 4A was inserted by the Agriculture Act 1986 (c. 49), section 3.  
(2) S.I. 1987/1758.  
(3) S.I. 1984/412; the relevant amending instrument is S.I. 1987/547.

“soil” includes any medium used for the growing of plant material and “soil sample” shall be construed accordingly.

(2) Where a fee prescribed in this Order is prescribed in relation to an inspection, examination or test as well as the issue of a certificate, the refusal to issue a certificate by reason of the results of the inspection, examination or test being unsatisfactory shall not affect the amount of the fee otherwise payable.

(3) Any reference in this Order to a numbered article or Schedule shall be construed as a reference to the article or Schedule bearing that number in this Order.

#### **Fees for export certification services**

3. There shall be paid to the Secretary of State in respect of any service described in column 1 of Schedule 1 the fee specified in column 2 of that Schedule opposite the reference to that service.

#### **Fees for import licensing services**

4. There shall be paid to the Secretary of State in respect of any service described in column 1 of Schedule 2 the fee specified in column 2 of that Schedule opposite the reference to that service.

#### **Revocation**

5. The Import and Export (Plant Health Fees) (Scotland) Order 1990(4) is hereby revoked.

St. Andrew's House,  
Edinburgh  
9th October 1992

*Hector Monro*  
Parliamentary Under Secretary of State, Scottish  
Office

We consent,

19th October 1992

*Nicholas Baker*  
*T.J.R. Wood*  
Two of the Lords Commissioners of Her  
Majesty's Treasury

## SCHEDULE 1

Article 3

## FEES IN RESPECT OF EXPORT CERTIFICATION SERVICES

Column 1 Service	Column 2 Fee £	Column 3 Old Fee £
<b>1.</b> The taking of one soil sample from a field or part of a field comprising not more than 4 hectares, or from a glass-house or container—	69.00	69.00
(a) for the first sample taken on any day, where no other chargeable visit is being made		
(b) (b) for the first sample taken on any day, where another chargeable visit is being made	32.00	32.00
(c) (c) for the second and each subsequent sample taken on the same day as the first sample	32.00	32.00
<b>2.</b> Growing season inspection of—	45.00	45.00
(a) up to 0.5 of a hectare of bulbs, per day		
each additional 0.5 of a hectare of part thereof of bulbs up to 14 hectares, per day	23.00	23.00
(b) (b) up to 0.4 of a hectare of outdoor plants other than bulbs, per day	45.00	45.00
each additional 0.4 of a hectare or part thereof of outdoor plants other than bulbs up to 11 hectares, per day	23.00	23.00
(c) (c) up to 5,000 indoor plants, per day	45.00	45.00

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Column 1 Service	Column 2 Fee £	Column 3 Old Fee £
each additional 5,000 indoor plants up to 70,000 per day	23.00	23.00
3. Consideration of an application for official labels in connection with the issue of one certificate for the export of seed potatoes, per tonne or part thereof	3.00	2.80
4. Consideration of an application for the issue of one certificate for the export of—	11.00	10.00
(a) grain, per 100 tonnes or part thereof		
(i) in bulk form		
(ii) in bags	15.00	15.00
(b) (b) frozen vegetables, frozen fruit, tea and seed samples, per consignment	17.00	17.00
(c) (c) plants or plant products, where no inspection is required	11.00	11.00
5. Pre-export inspection of and the issue of one certificate for the export of a consignment of bulbs and other plants and plant products, including seed potatoes where an official label is not required, where an inspection at the premises of the grower or exporter is necessary and where—	1.00	1.00
(a) the value of the consignment is up to and including £10 whether or not the consignment comprises items for botanical research		
(b) (b) but the value of the consignment is more than £10 but not more than	7.50	6.00

Column 1 Service	Column 2 Fee £	Column 3 Old Fee £
£50.00 whether or not the consignment comprises items		
(c) (c) the value of the consignment is more than £50.00 but not more than £150.00 whether or not the consignment comprises items for botanical research	20.00	16.00
(d) (d) the value of the consignment is more than £150.00 and the consignment comprises items for botanical research	26.00	21.00
(e) (e) the value of the consignment is more than £150.00 but not more than £300.00 and the consignment does not comprise items for botanical research	32.50	26.00
(f) (f) the value of the consignment is more than £300 and the consignment does not comprise items for botanical research	62.00	50.00
<b>6.</b> Pre-export inspection of and the issue of one certificate for the export of a small consignment of plants and plant products where no inspection at the premises of the grower or exporter is necessary and where—	1.00	1.00
(a) the value of the consignment is up to and including £10 whether or not the consignment comprises items for botanical research		

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Column 1 Service	Column 2 Fee £	Column 3 Old Fee £
(b) (b) the value of the consignment is more than £10 but not more than £50.00 whether or not the consignment comprises items for botanical research	7.50	6.00
(c) (c) the value of the consignment is more than £50.00 but not more than £150.00 whether or not the consignment comprises items for botanical research	20.00	16.00
(d) (d) the value of the consignment is more than £150.00 and the consignment comprises items for botanical research	26.00	21.00
7. Pre-export inspection of and the issue of one certificate for the export of used agricultural machinery (such inspection being for traces of soil or plant debris)	62.00	50.00
8. Pre-export testing of one soil sample for the issue of one certificate for the export of a consignment of seed potatoes where such testing is necessary	22.50	—
9. Pre-export inspection and the issue of one certificate for the export of a consignment of seed potatoes	16.00	—

## SCHEDULE 2

Article 4

## FEES IN RESPECT OF IMPORT LICENSING SERVICES

Column 1 Service	Column 2 Fee £	Column 3 Old Fee £
1. Consideration of an application for the issue of an import licence and the performance of any connected service, including the issue of a licence for articles imported for the following purposes, whether or not an inspection is required:—	40.00	40.00
(a) scientific		
(b) (b) commercial	40.00	40.00
(i) potato breeders' and other quarantine material		
(ii) other plant material	30.00	30.00
(c) (c) private	25.00	25.00
2. The inspection of articles for import, per day	40.00	40.00
(a) up to and including the first 30 minutes		
(b) (b) thereafter, for each additional 30 minutes or part thereof	20.00	20.00

Note: The figures in Column 3 are the fees which were charged under the Import and Export (Plant Health Fees) (Scotland) Order 1990 (S.I.1990/1960) before the coming into force of this Order.

**EXPLANATORY NOTE***(This note is not part of the Order)*

This Order, which applies to Scotland only, and which revokes and replaces the Import and Export (Plant Health Fees) (Scotland) Order 1990, prescribes fees in respect of the services listed in Schedules 1 and 2 to the Order (articles 3 and 4).

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The services are performed in connection with applications received for the issue of phytosanitary certificates or licences in accordance with the provisions of the Plant Health (Great Britain) Order 1987.

Phytosanitary certificates are required to accompany exports of certain plants, plant products, etc and licences are issued to permit the importation of those articles which would otherwise be prohibited.

The fees prescribed by this Order reflect the increases necessary to recover the costs expected to be incurred in the provision of some of the export services. This Order also introduces new charges in respect of services carried out in connection with the export of seed potatoes, the cost of which will be fully recovered. The fees prescribed in respect of import licensing are unchanged from the 1990 Order.