
STATUTORY INSTRUMENTS

1996 No. 1486

SEEDS

The Seeds (Fees) (Amendment) Regulations 1996

<i>Made</i>	- - - -	<i>5th June 1996</i>
<i>Laid before Parliament</i>		<i>10th June 1996</i>
<i>Coming into force</i>	- -	<i>1st July 1996</i>

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred by sections 16(1), (1A)(e) and (8) and 36 of the Plant Varieties and Seeds Act 1964⁽¹⁾ and now vested in them⁽²⁾ and of all other powers enabling them in that behalf, after consultation in accordance with the said section 16(1) with representatives of such interests as appear to them to be concerned, hereby make the following Regulations:

Title and Commencement

1. These Regulations may be cited as the Seeds (Fees) (Amendment) Regulations 1996 and shall come into force on 1st July 1996.

Amendment

2. For Schedules 1 to 6 to the Seeds (Fees) Regulations 1985⁽³⁾ there shall be substituted the Schedules set out in the Schedule to these Regulations.

Revocation

3. The Seeds (Fees) (Amendment) Regulations 1993⁽⁴⁾ are revoked.

(1) 1964 c. 14; section 16 was amended by section 4(1) of and paragraph 5(1), (2) and (3) of Schedule 4 to the European Communities Act 1972 (c. 68); see section 38(1) for a definition of "the Ministers".
(2) In the case of the Secretary of State for Wales, by virtue of S.I. 1978/272.
(3) S.I. 1985/981; relevant amending instruments are S.I. 1990/610, 1993/429.
(4) S.I. 1993/429.

Status: This is the original version (as it was originally made).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

5th June 1996

Tim Boswell
Parliamentary Secretary, Ministry of Agriculture,
Fisheries and Food

5th June 1996

Lindsay
Parliamentary Under Secretary of State, Scottish
Office

Signed by authority of the Secretary of State for Wales

24th May 1996

Gwilym Jones
Parliamentary Under Secretary of State, Welsh
Office

Status: This is the original version (as it was originally made).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

SCHEDULE

Regulation 2

PROVISIONS TO BE SUBSTITUTED FOR THE
SCHEDULES TO THE SEEDS (FEES) REGULATIONS 1985

“SCHEDULE 1

Regulation 3

MATTERS ARISING UNDER THE CEREAL SEEDS REGULATIONS 1993(5)

(1) Matter	(2) When payable	(3) Fee £	£(6)
<i>Initial fees</i>			
On application for registration			
A. Initial fee per hectare or part thereof for crops intended to produce:			
(i) pre-basic or basic seed		21.80	(20.00)
(ii) certified seed of the first generation of wheat, durum wheat, spelt wheat, barley, triticale and oats or certified seed of rye and maize		5.45	(5.00)
(iii) certified seed of the second generation of wheat, durum wheat, spelt wheat, barley and oats		4.90	(4.50)
<i>Crop inspection fees</i>	On application	10.90	(10.00)
B. Fee for official examination or re-examination of crops intended to produce pre-basic or basic seed, per hectare or part thereof examined			

(5) S.I. 1993/2005, amended by S.I. 1995/1482.

(6) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.

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(1) Matter	(2) When payable	(3) Fee £	£(6)
<i>Seed lot fee</i>	On application		
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, certified seed of the first generation of wheat, durum wheat, spelt wheat, barley, triticale, oats or certified seed of rye and maize		35.95	<i>(33.00)</i>
(ii) certified seed of the second generation of wheat, durum wheat, spelt wheat, barley and oats		18.00	<i>(16.50)</i>
<i>Seed testing fees</i>	Within one month of demand by or on behalf of the appropriate Minister	31.60	<i>(29.00)</i>
D. Fee for an official examination of seed for loose smut infection of wheat, durum wheat, spelt wheat and barley (per thousand embryos examined)			
M	Within one month of demand by or on behalf of the appropriate Minister	37.05	<i>(34.00)</i> "
<i>Fees for additional tests</i>			
E. Fee for a Tetrazolium seed viability test in C1 Winter Wheat and C1 Winter Barley			

(6) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.

SCHEDULE 2

Regulation 3

MATTERS ARISING UNDER THE FODDER PLANT SEEDS REGULATIONS 1993(7)

(1) Matter	(2) When payable	(3) Fee £	£(8)
<i>Initial fees</i>	On application for registration		
A. Initial fee per hectare or part thereof for crops intended to produce:			
(i) pre-basic or basic seed of—		16.35	<i>(15.00)</i>
(a) grasses, legumes (except field beans and field peas) and crucifers			
(b) field beans and field peas		14.15	<i>(13.00)</i>
(ii) certified seed of grasses, legumes (except field beans and field peas) and crucifers		7.65	<i>(7.00)</i>
(iii) certified seed of the first and second generation of field beans and field peas		6.55	<i>(6.00)</i>
<i>Crop inspection fee</i>	On application	10.90	<i>(10.00)</i>
B. Fee for official examination or re-examination of crops intended to produce pre-basic or basic seed, per hectare or part thereof examined			

(7) S.I. 1993/2009, amended by S.I. 1993/2529, 1996/1453.

(8) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.

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(1) Matter	(2) When payable	(3) Fee £	£(8)
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(including crops of hybrid swede rape and hybrid turnip rape)			
<i>Seed lot fee</i>	On application		
C. Fee for the issue of an official certificate in respect of a seed lot entered as:—			
(i) breeder's seed of—		29.45	<i>(27.00)</i>
(a) grasses, legumes (except field beans and field peas) and crucifers			
(b) field beans and field peas		47.95	<i>(44.00)</i>
(ii) pre-basic or basic seed of—		55.60	<i>(51.00)</i>
(a) grasses, legumes (except field beans and field peas) and crucifers			
(b) field beans and field peas		47.95	<i>(44.00)</i>
(iii) certified seed of grasses, legumes (except field beans and field peas) and crucifers		55.60	<i>(51.00)</i>
(iv) certified seed of the first and second		44.70	<i>(41.00)</i>

(8) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.

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(1) Matter	(2) When payable	(3) Fee £	£(8)
generation of field beans and field peas			
(v) commercial seed of the kinds for the time being specified in regulation 3(3) of the Fodder Plant Seeds Regulations 1993		49.05	(45.00)

SCHEDULE 3

Regulation 3

MATTERS ARISING UNDER THE OIL AND FIBRE PLANT SEEDS REGULATIONS 1993(9)

(1) Matter	(2) When payable	(3) Fee £	£(10)
<i>Initial fees</i>	On application for registration		
A. Initial fee per hectare or part thereof for crops intended to produce:			
(i) pre-basic or basic seed		24.00	(22.00)
(ii) all other categories of seed		11.45	(10.50)
<i>Crop inspection fees</i>	On application	10.90	(10.00)
B. Fee for official examination or re-examination of crops intended to produce pre-basic or basic seed, per hectare or part thereof examined			

(8) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.

(9) S.I. 1993/2007, amended by S.I. 1994/1423, 1996/1451.

(10) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.

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(1) Matter	(2) When payable	(3) Fee £	£(10)
<i>Seed lot fee</i>	On application		
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		43.60	<i>(40.00)</i>
(ii) all other categories of seed		43.60	<i>(40.00)</i>
<i>Seed testing fees</i>	Within one month of demand by or on behalf of the appropriate Minister		
D. Fees for an official examination of seed for:—			
(i) sunflower for <i>Botrytis</i> spp		37.05	<i>(34.00)</i>
(ii) flax and linseed for:—		30.50	<i>(28.00)</i>
(a) <i>Alternaria</i> spp			
(b) <i>Phoma exigua</i> var. <i>linicola</i>			
(c) <i>Colletotrichum lini</i>			
(d) <i>Fusarium</i> spp			
(e) <i>Botrytis</i> spp			

(10) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.

SCHEDULE 4

Regulation 3

MATTERS ARISING UNDER THE BEET SEEDS REGULATIONS 1993⁽¹¹⁾

(1) Matter	(2) When payable	(3) Fee £	£ <i>(12)</i>
<i>Initial fees</i>	On application for registration		
A. Initial fee per hectare or part thereof for crops intended to produce:			
(i) pre-basic or basic seed		28.35	<i>(26.00)</i>
(ii) certified seed		13.10	<i>(12.00)</i>
<i>Crop inspection fees</i>	On application	10.90	<i>(10.00)</i>
B. Fee for official examination or re-examination of crops intended to produce pre-basic or basic seed, per hectare or part thereof examined			
<i>Seed lot fee</i>	On application		
C. Fee for the issue of an official certificate in respect of a seed lot entered as:—			
(i) pre-basic or basic seed		53.40	<i>(49.00)</i>
(ii) certified seed		52.30	<i>(48.00)</i>

⁽¹¹⁾

S.I. 1993/2006.

⁽¹²⁾ The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.

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

SCHEDULE 5

Regulation 3

MATTERS ARISING UNDER THE VEGETABLE SEEDS REGULATIONS 1993(13)

(1) Matter	(2) When payable	(3) Fee £	£(14)
<i>Initial fees</i>			
A. Initial fee for crops intended to produce:			
On application for registration			
(i) pre-basic or basic seed of—		38.15	<i>(35.00)</i>
(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		24.00	<i>(22.00)</i>
(c) cucumber, gherkin and tomato, per crop entered		38.15	<i>(35.00)</i>
(ii) certified seed of—		20.70	<i>(19.00)</i>
(a) all kinds, except peas, broad beans, cucumber,			

(13) S.I. 1993/2008, amended by S.I. 1996/1452.

(14) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.

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(1) Matter	(2) When payable	(3) Fee £	£(14)
	gherkin and tomato, per hectare or part thereof entered		
(b)	peas and broad beans per hectare or part thereof entered	9.80	<i>(9.00)</i>
(c)	cucumber, gherkin and tomato, per crop entered	20.70	<i>(19.00)</i>
<i>Crop inspection fees</i>	On application		
B. Fee for official examination or re-examination of crops intended to produce:			
(i)	A(i)(a) or (b) above, per hectare or part thereof examined	10.90	<i>(10.00)</i>
(ii)	A(i)(c) above, per crop examined	10.90	<i>(10.00)</i>
<i>Seed lot fee</i>	On application	87.20	<i>(80.00)</i>
C. Fee for the issue of an official certificate in respect of a seed lot entered			

(14) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.

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SCHEDULE 6

Regulation 3

MATTERS ARISING UNDER THE SEEDS (REGISTRATION,
LICENSING AND ENFORCEMENT) REGULATIONS 1985(15)

(1) Matter	(2) When payable	(3) Fee £	£(16)
<i>Representations by, and hearings of, a seed merchant, processor or packer</i>	On making representations	27.25	<i>(25.00)</i>
	(i) Fee for making written representations to the Minister		
	(ii) Fee for being heard by a person appointed by the Minister	54.50	<i>(50.00)</i>
<i>Licensed Seed Testing Stations</i>	Within one month of demand by the Minister, annually in advance	1,799.00	<i>(1,650.00)</i>
	(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 a Licensed Seed Testing Station in respect	4.35	<i>(4.00)</i>
	of demand by the Minister, annually in arrears		

(15) S.I. 1985/980, amended by S.I. 1987/1098, 1990/611, 1993/2530.

(16) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.

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(1) Matter	(2) When payable	(3) Fee	
		£	£(16)
of an official examination of seed			

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations, which come into force on 1st July 1996, amend the Seeds (Fees) Regulations 1985. They prescribe revised fees in respect of matters arising under the Cereal Seeds Regulations 1993 (as amended), the Fodder Plant Seeds Regulations 1993 (as amended), the Oil and Fibre Plant Seeds Regulations 1993 (as amended), the Beet Seeds Regulations 1993, the Vegetable Seeds Regulations 1993 (as amended) and the Seeds (Registration, Licensing and Enforcement) Regulations 1985 (as amended) (regulation 2). The Seeds (Fees) (Amendment) Regulations 1993 are revoked (regulation 3).

The matters in respect of which the revised fees are prescribed are listed in the Schedule to these Regulations, and the fees which were chargeable before these Regulations came into force are printed in italics beside the revised fees.

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

A Compliance Cost Assessment in relation to these Regulations has been placed in the libraries of both Houses of Parliament, and copies can be obtained from the Plant Variety Rights Office and Seeds Division of the Ministry of Agriculture, Fisheries and Food, White House Lane, Huntingdon Road, Cambridge CB3 0LF.

(16) The figures in italics are the fees which were charged under the Seeds (Fees) Regulations 1985 before the coming into force of the Seeds (Fees) (Amendment) Regulations 1996 (S.I. 1996/1486) on 1st July 1996.