
WELSH STATUTORY INSTRUMENTS

2016 No. 1084 (W. 259)

PLANT HEALTH, WALES

**The Plant Health (Export Certification)
(Wales) (Amendment) Order 2016**

<i>Made</i>	- - - -	<i>9 November 2016</i>
<i>Laid before the National Assembly for Wales</i>	- -	<i>14 November 2016</i>
<i>Coming into force</i>	- -	<i>7 December 2016</i>

The Welsh Ministers, with the consent of the Treasury, and in exercise of the powers conferred by sections 3(1) and 4A of the Plant Health Act 1967⁽¹⁾, make the following Order:

Title, commencement and application

1.—(1) The title of this Order is the Plant Health (Export Certification) (Wales) (Amendment) Order 2016.

(2) This Order comes into force on 7 December 2016 and applies in relation to Wales.

Amendment of the Plant Health (Export Certification) (Wales) Order 2006

2.—(1) The Plant Health (Export Certification) (Wales) Order 2006⁽²⁾ is amended as follows.

(2) For Schedule 3⁽³⁾ substitute—

(1) 1967 c. 8. Section 3(1) was amended by the European Communities Act 1972 (c. 68), section 4 and Schedule 4, paragraph 8 and was further amended by S.I. 2011/1043, Part 2, article 6(1). Section 4A was inserted by the Agriculture Act 1986 (c. 49), section 3. The powers conferred by sections 3 and 4A are conferred on a “competent authority”, which is defined in section 1(2), for Wales, as the Welsh Ministers. Section 1(2) was amended by the Natural Resources Body for Wales (Functions) Order 2013/755 (W. 90), Schedule 2, paragraph 43.

(2) S.I. 2006/1701 (W. 163), amended by S.I. 2013/1658 (W. 156) and S.I. 2014/1759 (W. 174).

(3) Schedule 3 was substituted by S.I. 2013/1658 (W. 156), article 2(3) and S.I. 2014/1759 (W. 174), article 2(3).

Status: This is the original version (as it was originally made).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

“SCHEDULE 3

Articles 3 and 5

Applications for certificates: fees

Services in respect of applications for certificates	Fee (£)	Fee (small exporter) (£)
(1) Services for consignments other than grain:		
(a) inspection and, where necessary, laboratory examination	65.24 for each quarter hour or part thereof with a minimum fee of 130.48	32.62 for each quarter hour or part thereof with a minimum fee of 65.24
(b) laboratory examination only	36.35	18.18
(c) issue of a certificate where no inspection or laboratory examination is required	13.87	6.94
(2) Services of consignments of grain:		
Monitoring of inspections carried out by a person authorised under article 3(3) and, where necessary, laboratory examination carried out by an authorised officer	59.53	29.74”.

(3) For Schedule 4(4) substitute—

“SCHEDULE 4

Article 5

Pre-export service fees

Service	Fee (£)	Fee (small exporter) (£)
Pre-export service	49.68 for each quarter hour or part thereof with a minimum fee of 99.36	24.84 for each quarter hour or part thereof with a minimum fee of 49.68.”

9 November 2016

Lesley Griffiths
Cabinet Secretary for Environment and Rural
Affairs, one of the Welsh Ministers

(4) Schedule 4 was substituted by S.I. 2013/1658 (W. 156), article 2(4) and by S.I. 2014/1759 (W. 174), article 2(4).

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Plant Health (Export Certification) (Wales) Order 2006 ([S.I. 2006/1701 \(W. 163\)](#)) (“the 2006 Order”).

This Order provides for a 10.7% increase to the fees specified in the 2006 Order for services in respect of applications for certificates (article 2(2)) and pre-export services (article 2(3)).

The fee levels provided for in this Order form the third and final part of a move towards full cost recovery of fees.

The Regulatory Impact Assessment applicable to this Order is obtainable from the Welsh Government at: Cathays Park, Cardiff, CF10 3NQ and on the Welsh Government website at www.gov.wales.