STATUTORY INSTRUMENTS

1971 No. 1102

PLANT BREEDERS' RIGHTS

The Plant Breeders' Rights (Fees) (Amendment) Regulations 1971

Made - - -	*8th July* 1971
Laid before Parliament	*14th July* 1971
Coming into Operation	*15th July* 1971

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for the Home Department (being the Secretary of State concerned with agriculture in Northern Ireland), acting jointly, in exercise of the powers vested in them by sections 9 and 36 of the Plant Varieties and Seeds Act 1964(**a**) (extended to Northern Ireland by the Plant Varieties and Seeds (Northern Ireland) Order 1964(**b**) and to the Isle of Man by the Plant Varieties and Seeds (Isle of Man) Order 1969(**c**)) and of all other powers enabling them in that behalf, with the approval of the Treasury, hereby make the following Regulations:—

Citation and Commencement

1. These Regulations may be cited as the Plant Breeders' Rights (Fees) (Amendment) Regulations 1971 and shall come into operation on 15th July 1971.

Amendment of Principal Regulations

2. The Plant Breeders' Rights (Fees) Regulations 1968(**d**), as amended (**e**), are hereby further amended—

(*a*) by substituting in the third column of Schedule 2, opposite the item "(*c*) a rose variety", for the figures "20 0 0" the figures "30·00";

(*b*) by adding in the second column of Schedule 2, at the end of the entry numbered 20, the following further items—

"(*y*) a lettuce variety

(*z*) a runner bean variety"

and in the fourth column of the said Schedule opposite each of the items so added, the figures "40·00".

(**a**) 1964 c. 14.
(**b**) S.I. 1964/1574 (1964 III, p. 3543).
(**c**) S.I. 1969/1829 (1969 III, p. 5701).
(**d**) S.I. 1968/619 (1968 I, p. 1444).
(**e**) The relevant amending instrument is S.I. 1970/454 (1970 I, p. 1530).

(*c*) by inserting in Schedule 2, following the entry numbered 20, a further entry as follows (the heading of the columns in the said Schedule being repeated below for reference only)—

No.	*Matter*	*When Payable*	*Amount*
"20A	The examination of a cymbidium variety which is the subject of an application for a grant of plant breeders' rights.	Within 14 days of demand made by the Controller	£ p 20·00

"

In Witness whereof the official seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 28th June 1971.

(L.S.)

J. M. L. Prior,
Minister of Agriculture, Fisheries and Food.

2nd July 1971.

Gordon Campbell,
Secretary of State for Scotland.

6th July 1971.

R. Maudling,
Secretary of State for the Home Department.

Approved on 8th July 1971.

V. H. Goodhew,
P. L. Hawkins,
Two of the Lords Commissioners of Her Majesty's Treasury.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations further amend the Plant Breeders' Rights (Fees) Regulations 1968 by prescribing the fees payable for trials or examination of three further classes of plant varieties for which plant breeders' rights may be granted. They also provide for an increase in the fee payable for the trials of a rose variety.