STATUTORY INSTRUMENTS

2008 No. 3233

PLANT HEALTH, ENGLAND

The Plant Health (Import Inspection Fees) (England) (Amendment) Regulations 2008

Made - - - -	*16th December 2008*
Laid before Parliament	*17th December 2008*
Coming into force - -	*7th January 2009*

The Secretary of State, with the consent of the Treasury, makes the following Regulations in exercise of the powers conferred by section 56(1) of the Finance Act 1973(**a**).

Title and commencement

1. These Regulations may be cited as the Plant Health (Import Inspection Fees) (England) (Amendment) Regulations 2008 and come into force on 7th January 2009.

Amendments to the Plant Health (Import Inspection Fees) (England) Regulations 2006

2.—(1) The Plant Health (Import Inspection Fees) (England) Regulations 2006(**b**) are amended as follows.

(2) In regulation 4(1)(a)(ii) omit "the fee specified".

(3) For Schedule 2, substitute—

"SCHEDULE 2 Regulation 4

IMPORT INSPECTION FEES (REDUCED RATES)

Genus	*Quantity*	*Country of origin*	*Fee*	*Fee (non-daytime working hours)*
Cut flowers				
Dianthus	Per consignment			
	— up to 20,000 in number	Colombia	£0.40	£0.60
		Kenya	£1.32	£1.98
		Ecuador	£1.98	£2.97
		Turkey	£3.31	£4.96
		Israel	£4.63	£6.95

(**a**) 1973 c. 51.
(**b**) S.I. 2006/1879, amended by S.I. 2007/3013, which substituted Schedule 2. There are other amendments but none is relevant.

	— for each additional 1,000 units or part thereof	Colombia	£0.003	£0.004
		Kenya	£0.01	£0.015
		Ecuador	£0.01	£0.02
		Turkey	£0.02	£0.03
		Israel	£0.03	£0.05
	— maximum price	Colombia	£3.17	£4.75
		Kenya	£10.59	£15.89
		Ecuador	£15.88	£23.83
		Turkey	£26.48	£39.72
		Israel	£37.07	£55.60
Rosa	Per consignment			
	— up to 20,000 in number	Ecuador	£0.40	£0.60
		Colombia	£0.66	£0.99
		Ethiopia, Kenya	£1.32	£1.98
		Tanzania	£1.98	£2.97
		Zambia	£3.31	£4.96
		India, Uganda	£6.62	£9.93
	— for each additional 1,000 units or part thereof	Ecuador	£0.003	£0.004
		Colombia	£0.005	£0.007
		Ethiopia, Kenya	£0.01	£0.015
		Tanzania	£0.01	£0.02
		Zambia	£0.02	£0.03
		India, Uganda	£0.05	£0.07
	— maximum price	Ecuador	£3.17	£4.75
		Colombia	£5.29	£7.94
		Ethiopia, Kenya	£10.59	£15.89
		Tanzania	£15.88	£23.83
		Zambia	£26.48	£39.72
		India, Uganda	£52.96	£79.44
Fruit				
Malus	Per consignment			
	— up to 25,000 kg in weight	Chile	£0.93	£1.39
		Argentina, New Zealand, South Africa	£1.32	£1.98
		Brazil	£1.98	£2.97
		China, USA	£3.31	£4.96
	— for each additional 1,000 kg or part thereof	Chile	£0.03	£0.05
		Argentina, New Zealand, South Africa	£0.05	£0.07
		Brazil	£0.07	£0.11
		China, USA	£0.13	£0.19
Mangifera	Per consignment			
	— up to 25,000 kg in weight	Brazil	£0.66	£0.99
	— for each additional 1,000 kg or part thereof	Brazil	£0.02	£0.03

Prunus	Per consignment			
	— up to 25,000 kg in weight	Chile, South Africa, Turkey	£1.32	£1.98
		Argentina	£3.31	£4.96
		USA	£6.62	£9.93
	— for each additional 1,000 kg or part thereof	Chile, South Africa, Turkey	£0.05	£0.07
		Argentina	£0.13	£0.19
		USA	£0.26	£0.39
Pyrus	Per consignment			
	— up to 25,000 kg in weight	South Africa	£1.98	£2.97
		Argentina	£3.31	£4.96
		Chile	£4.63	£6.95
		China	£6.62	£9.93
	— for each additional 1,000 kg or part thereof	South Africa	£0.07	£0.11
		Argentina	£0.13	£0.19
		Chile	£0.18	£0.27
		China	£0.26	£0.39
Citrus	Per consignment			
	— up to 25,000 kg in weight	Turkey	£0.39	£0.58
		Morocco	£0.66	£0.99
		Uruguay, USA	£1.98	£2.97
		Egypt, Israel, Mexico, Peru	£3.31	£4.96
		Honduras	£9.93	£14.89
	— for each additional 1,000 kg or part thereof	Turkey	£0.01	£0.02
		Morocco	£0.02	£0.03
		Uruguay, USA	£0.07	£0.11
		Egypt, Israel, Mexico, Peru	£0.13	£0.19
		Honduras	£0.39	£0.58
Passiflora	Per consignment			
	— up to 25,000 kg in weight	Colombia, Kenya	£1.32	£1.98
		Zimbabwe	£4.63	£6.95
		South Africa	£6.62	£9.93
	— for each additional 1,000 kg or part thereof	Colombia, Kenya	£0.05	£0.07
		Zimbabwe	£0.18	£0.27
		South Africa	£0.26	£0.39
Vegetables				
Solanum melongena	Per consignment			
	— up to 25,000 kg in weight	Turkey	£1.98	£2.97
	— for each additional 1,000 kg or part thereof	Turkey	£0.07	£0.11

Where the total amount of any fee comprises an amount of less than £0.01, that amount is to be excluded.”.

Jane Kennedy
Minister of State
14th December 2008 Department for Environment, Food and Rural Affairs

We consent,

Dave Watts
Tony Cunningham
Two of the Lords Commissioners
16th December 2008 of Her Majesty's Treasury

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Plant Health (Import Inspection Fees) (England) Regulations 2006 (S.I. 2006/1879) ("the principal Regulations"). The principal Regulations implement Article 13d of Council Directive 2000/29/EC (OJ No L 169, 10.7.00, p1), which requires member States to charge fees to cover the costs occasioned by the documentary checks, identity checks and plant health checks of certain imports of plants, plant products and other objects from third countries.

These Regulations substitute a new Schedule 2 to the principal Regulations, to give effect to the latest agreed reduced rates for inspections of certain material. (Schedule 2 to the principal Regulations includes provision for reduced rates for certain plants and plant products agreed under the procedure provided for in Articles 13d(2) and 18(2) of the Directive.) The changes to the fees made by these Regulations, which are set at a proportion of the standard fee (described in Schedule 1 to the principal Regulations) corresponding to the rate of inspection, are based on the agreed inspection rates set out below:

Genus	Country of origin	Previous rate of inspection	Initial fee[(1)]	New rate of inspection	Initial fee, specified in Schedule 2
Cut Flowers					
Dianthus	Kenya	100%[(2)]	-	10%	£1.32
Rosa	Ethiopia	5%	£0.66	10%	£1.32
Rosa	Kenya	5%	£0.66	10%	£1.32
Rosa	Uganda	10%	£1.32	50%	£6.62
Rosa	Zambia	10%	£1.32	25%	£3.31
Rosa	Zimbabwe	50%	£6.62	100%[(2)]	-
Fruit					
Malus	Argentina	15%	£1.98	10%	£1.32
Malus	Brazil	25%	£3.31	15%	£1.98
Malus	China	35%	£4.63	25%	£3.31
Mangifera	Peru	50%	£6.62	100%[(2)]	-
Passiflora	Colombia	15%	£1.98	10%	£1.32
Prunus	Chile	15%	£1.98	10%	£1.32
Citrus	Honduras	100%[(2)]	-	75%	£9.93
Citrus	Turkey	5%	£0.66	5%	£0.66
Citrus	USA	10%	£1.32	10%	£1.32
Momordica	Suriname	50%	£6.62	100%[(2)]	-
Vegetables					
Solanum melongena	Turkey	75%	£9.93	25%	£3.31

[(1)] Initial fee per consignment for cut flowers (up to 20,000 in number) and fruit and vegetables (up to 25,000 kg in weight). Corresponding fees are set in the Regulations for additional quantities, maximum price per consignment and non-daytime working hours.

[(2)] Consignments subject to an inspection rate of 100% are excluded from the reduced rate inspection scheme and are subject to the import inspection fees specified in Schedule 1 to the principal Regulations.

The regulatory impact assessment which was prepared in respect of the predecessor to the principal Regulations (S.I. 2005/906) foresaw changes to the fees for plant health import inspections to which these Regulations apply. This was placed in the Library of each House of Parliament. Copies can be obtained from Plant Health Division, Defra, Foss House, Kings Pool, Peasholme Green, York YO1 7PX.

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