1990 No. 80

AGRICULTURE

Seed Potatoes (Crop Fees) Regulations (Northern Ireland) 1990

Made	*5th March 1990*
Coming into operation . .	*18th April 1990*

The Department of Agriculture, in exercise of the powers conferred on it by section 1 of the Seeds Act (Northern Ireland) 1965(**a**) and of all powers enabling it in that behalf, after consultation with representatives of such interests as appear to it to be concerned, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Seed Potatoes (Crop Fees) Regulations (Northern Ireland) 1990 and shall come into operation on 18th April 1990.

(2) In these Regulations, "the Department" means the Department of Agriculture.

Revocation

2. The Seed Potatoes (Crop Fees) Regulations (Northern Ireland) 1989(**b**) are hereby revoked.

Fees

3.—(1) Subject to paragraph (2) every person who makes application to the Department for the certification of seed potato crops under regulation 5(1) of the Seed Potatoes Regulations (Northern Ireland) 1981(**c**) shall forward with that application the appropriate fee in accordance with the Schedule.

(2) For the purposes of determining the fee payable under paragraph (1) an application received by the Department after 18th May in any calendar year shall be treated as if it had been received on or before that date, where, in the opinion of the Department general weather conditions in Northern Ireland were unfavourable for the planting of seed potato crops before that date.

Sealed with the Official Seal of the Department of Agriculture on 5th March 1990.

(L.S.) *I. C. Henderson*
Assistant Secretary

(a) 1965 c. 22 (N.I.) relevant amending Order is S.R. & O. (N.I.) 1972 No. 351 Art. 3 and Sch. 3
(b) S.R. 1989 No. 52
(c) S.R. 1981 No. 243 relevant amending Rule is S.R. 1983 No. 244

SCHEDULE Regulation 3(1)

Fees for the certification of seed potato crops

Applications	*Fee*
1. In the case of applications received by the Department on or before 18th May in any calendar year—	
(*a*) when the total area of the crop does not exceed 1 hectare ...	£26·00
(*b*) when the total area of the crop exceeds 1 hectare ...	£13·00 per half hectare or part of a half hectare
2. In the case of applications received by the Department after 18th May in any calendar year—	
(*a*) when the total area of the crop does not exceed 1 hectare ...	£39·00
(*b*) when the total area of the crop exceeds 1 hectare ...	£19·50 per half hectare or part of a half hectare

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations increase fees payable to the Department of Agriculture in respect of the certification of seed potato crops arising under the Seed Potatoes Regulations (Northern Ireland) 1981 (Regulation 3 and the Schedule).

In the case of applications received by the Department on or before 18th May in any calendar year:

(*a*) when the total area of the crop does not exceed 1 hectare the fee is increased from £24·00 to £26·00; and

(*b*) when the total area of the crop exceeds 1 hectare the fee is increased from £12·00 to £13·00 per half hectare or part of a half hectare.

In the case of applications received by the Department after 18th May in any calendar year:

(*a*) when the total area of the crop does not exceed 1 hectare the fee is increased from £36·00 to £39·00; and

(*b*) when the total area of the crop exceeds 1 hectare the fee is increased from £18·00 to £19·50 per half hectare or part of a half hectare.

The Regulations provide for the reduction of fees payable in the case of applications received by the Department after 18th May in any calendar year where the planting of seed potato crops has been delayed by generally inclement weather conditions. In such case the fees payable will be the same as if the applications had been received by the Department before 18th May.

The Regulations also revoke the Seed Potatoes (Crop Fees) Regulations (Northern Ireland) 1989.

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This Order has been exempted from printing by the Statutory Rules (Northern Ireland) Order 1979. A summary is given in the List of Statutory Rules of a Local Character under the heading ROADS.