STATUTORY INSTRUMENTS

1985 No. 438

SEEDS

The Seed Potatoes (Fees) Regulations 1985

Made - - - - -	15*th March* 1985
Laid before Parliament	26*th March* 1985
Coming into Operation	16*th April* 1985

The Minister of Agriculture, Fisheries and Food in relation to England and the Secretary of State in relation to Wales, in exercise of the powers conferred by section 16(1) and (1A)(*e*) of the Plant Varieties and Seeds Act 1964**(a)** and now vested in them**(b)**, and of all other powers enabling them in that behalf, after consultation in accordance with section 16(1) of the said Act 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 Seed Potatoes (Fees) Regulations 1985 and shall come into operation on 16th April 1985.

Revocation of previous regulations

2. The Seed Potatoes (Fees) Regulations 1984**(c)** are hereby revoked.

Fees

3. There shall be paid in advance, in respect of the matters referred to in the first column of the Schedule hereto arising under the Seed Potatoes Regulations 1984**(d)**, the fees respectively specified in the second column of the said Schedule opposite the references to those matters.

4. The said fees shall be payable to the Minister of Agriculture, Fisheries and Food (hereinafter referred to as "the Minister").

5. If an application for the classification of a crop of seed potatoes is withdrawn before the arrival of an inspector for the purpose of inspecting the crop for the first time any fee paid in respect of that crop in accordance with regulation 3 of these regulations, less an amount of £5 in respect of each half-hectare or part thereof of that crop, shall be repaid to the applicant.

(a) 1964 c. 14; section 16 was amended by the European Communities Act 1972 (c. 68), Schedule 4, paragraph 5(1) and (2).

(b) In the case of the Secretary of State by virtue of S.I. 1978/272.

(c) S.I. 1984/445.

(d) S.I. 1984/412.

6. The Minister may refund in whole or in part fees paid under regulation 3 of these regulations if, in his opinion, an effective health assessment of a crop or part of a crop is not possible for reasons beyond the control of the grower.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 11th March 1985.

L.S.

Michael Jopling,
Minister of Agriculture, Fisheries and Food.

Nicholas Edwards,
Secretary of State for Wales.

15th March 1985.

Regulation 3 SCHEDULE

Matter	Total fee New fee	Total fee Old fee
Crop inspection and provision of seals and labels in respect of crops entered to produce:	£	£(a)
A. Basic Seed Potatoes		
(a) VTSC grade per half-hectare or part thereof	37.00	(36.00)
(b) Super Elite grade per half-hectare or part thereof	33.00	(32.00)
Minimum fee	66.00	(64.00)
(c) Elite grade per half-hectare or part thereof	32.00	(31.00)
Minimum fee	64.00	(62.00)
(d) AA grade per half-hectare or part thereof	22.00	(21.00)
Minimum fee	44.00	(42.00)
B. Certified Seed Potatoes per half-hectare or part thereof	22.00	(21.00)
Minimum fee	44.00	(42.00)

(a) The figures in parenthesis are the fees which were charged under the Seed Potatoes (Fees) Regulations 1984 which are revoked by these regulations.

EXPLANATORY NOTE

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

These regulations, which revoke and supersede the Seed Potatoes (Fees) Regulations 1984, prescribe the fees payable in respect of certain matters arising under the Seed Potatoes Regulations 1984. The fees for crop inspections have been increased by £1 per half-hectare or part thereof inspected, and the minimum fee for an inspection has been increased by £2. The registration fee to be retained by the Minister of Agriculture, Fisheries and Food in respect of applications for the classification of crops of seed potatoes which are withdrawn remains £5.

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