STATUTORY RULES OF NORTHERN IRELAND

2006 No. 187

AGRICULTURE

The Seed Potatoes (Tuber Inspection Fees) Regulations (Northern Ireland) 2006

Made - - - -	*19th April 2006*
Coming into operation -	*28th August 2006*

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

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as The Seed Potatoes (Tuber Inspection Fees) Regulations (Northern Ireland) 2006 and shall come into operation on 28th August 2006.

(2) In these Regulations:

"official document" means a document which complies with the requirements set out in Part II of Schedule 4 and which is supplied by or on behalf of either the Department or the authority concerned;

"official label" shall have the meaning assigned to it in regulation 2 of the Seed Potatoes Regulations (Northern Ireland) 2001(**c**);

"the Seed Potatoes Regulations" refers to the Seed Potatoes Regulations (Northern Ireland) 2001.

Revocation

2. The following are revoked—

(a) The Seed Potatoes (Tuber and Label Fees) Regulations (Northern Ireland) 1982(**d**); and

(b) The Seed Potatoes (Tuber and Label Fees) (Amendment) Regulations (Northern Ireland) 2005(**e**).

Fees

3. There shall be paid in respect of matters arising under the Seed Potatoes Regulations:

(a) on demand, fees referred to at 1 in the Schedule;

(**a**) Formerly the Department of Agriculture for Northern Ireland; see S.I. 1999/283 (N.I.1), Article 3(4)
(**b**) 1965 c.22 (N.I.) as amended by S.R. & O.(N.I.) 1972 No. 351 Art.3 and Schedule 3
(**c**) S.R. 2001 No.188
(**d**) S.R. 1982 No.236 as last amended by S.R. 2005 No.370
(**e**) S.R. 2005 No.370

(i) from the person exporting seed potatoes as indicted on the package or container in accordance with regulation 10(2) and Schedule 5, Part II of the Seed Potatoes Regulations when seed potatoes are intended for export from Northern Ireland; or

(ii) from the person requesting the inspection when the potatoes are not intended for export from Northern Ireland; or

(b) in advance, by the person, to who the official labels or official documents, are supplied.

4. The fees as specified in regulation 3 shall be payable to the Department.

5. Where the fees for tuber inspection and labels were separate in previous Regulations, these have now been combined, as per the Schedule.

Exemptions

6. The Department may exempt any class of person or persons generally from compliance in whole or in part with the provisions of these Regulations; in relation to payment of fees any exemptions so made may be subject to conditions.

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 19th April 2006.

L.S.

Liam McKibben
A senior officer of the Department of Agriculture and Rural Development

SCHEDULE

regulation 3

Seed Potatoes Inspection Tuber and Label Fees

Matter	*Fee*
1. Fee for the inspection of seed potato tubers prior to their being sealed under regulation 14(2) of the Seed Potatoes Regulations (Northern Ireland) 2001 and for the provision of an appropriate number of labels for packages per tonne	£4.40 per tonne or part of a tonne

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations revoke the Seed Potatoes (Tuber and Label Fees) Regulations (Northern Ireland) 1982 (S.R. 1982/236) and the Seed Potatoes (Tuber and Label Fees) (Amendment) Regulations (Northern Ireland) 2005 (S.R. 2005/370).

These Regulations—

(a) increase the tuber inspection fee from £3.90 per tonne to £4.40 per tonne or part therefore (regulation 3 and Schedule);

(b) include the former label fees within the charge for the tuber inspections (regulation 5 and Schedule); and

(c) provide for exemptions for classes of person or persons generally in relation to the payment of fees. The Department will notify the seed potato industry when such exemptions are to be granted (regulation 6).

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Stationery Office Limited
under the authority and
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Her Majesty's Stationery
Office being the Government
Printer for Northern Ireland and
the Officer appointed to print the
Acts of the Northern Ireland Assembly

Dd. N2648. C2. 4/06. Gp. 130. 14567.
£3·00