STATUTORY INSTRUMENTS

1975 No. 1348

SEEDS

The Seeds (Fees) Regulations 1975

Made - - - -	8*th August* 1975
Laid before Parliament	19*th August* 1975
Coming into Operation	9*th September* 1975

The Minister of Agriculture, Fisheries and Food and the Secretary of State for Scotland, acting jointly, in exercise of the powers vested in them by section 16(1A)(*e*) and (8) of the Plant Varieties and Seeds Act 1964**(a)**, as amended by section 4(1) of and paragraph 5(1), (2) and (3) of Schedule 4 to the European Communities Act 1972**(b)**, and of all other powers enabling them in that behalf, after consultation with representatives of such interests as appear to them to be concerned, hereby make the following regulations:—

Citation and commencement

1. These regulations may be cited as the Seeds (Fees) Regulations 1975 and shall come into operation on 9th September 1975.

Revocation of previous regulations

2. The Seeds (Fees) Regulations 1974**(c)** and the Seeds (Fees) (No. 2) Regulations 1974**(d)** are hereby revoked.

Interpretation

3. The Interpretation Act 1889**(e)** shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament and as if these regulations and the regulations hereby revoked were Acts of Parliament.

Fees

4. There shall be paid in respect of matters arising under the regulations respectively referred to in Schedules 1, 2, 3, 4, 5 and 6 to these regulations, being the matters specified in the first column of each of the said Schedules, the fees specified in the second column of each of the said Schedules opposite the respective references to such matters.

(a) 1964 c. 14.
(b) 1972 c. 68.
(c) S.I. 1974/736 (1974 I, p. 2812).
(d) S.I. 1974/1343 (1974 II, p. 5138).
(e) 1889 c. 63.

5. Any such fees in respect of matters arising in England and Wales shall be payable to the Minister of Agriculture, Fisheries and Food and any such fees in respect of matters arising in Scotland shall be payable to the Secretary of State.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 4th August 1975.

(L.S.)

Frederick Peart,
Minister of Agriculture, Fisheries and Food.

8th August 1975.

William Ross,
Secretary of State for Scotland.

SCHEDULE 1

MATTERS ARISING UNDER THE CEREAL SEEDS REGULATIONS 1974**(a)**

Matter	Fee
	£
Certification of cereal seeds to which the regulations apply	
A. Basic seeds and pre-basic seeds:—	
(i) initial fee, per acre or part of an acre	3·80
(ii) final fee, per label	0·08
B. Certified seeds of the first generation:—	
(i) initial fee (excluding the cost of inspecting the crop) per acre or part of an acre	0·60
(ii) final fee (excluding the cost of sampling and testing) per label ...	0·06
C. Additional tests:—	
(i) test of barley for loose smut, for the Higher Voluntary Standard ...	10·25
(ii) test of seeds for other varieties of the same species, for the Higher Voluntary Standard	3·50

Provided that if an application for certification of seeds is withdrawn prior to inspection of the crop one half of the initial fee will be repaid to the applicant.

(a) S.I. 1974/900 (1974 II, p. 3479).

SCHEDULE 2

MATTERS ARISING UNDER THE FODDER PLANT SEEDS REGULATIONS 1974(a)

Matter	Fee
	£
Certification of fodder plant seeds to which the regulations apply	
A. Basic seeds and pre-basic seeds:—	
(i) initial fee, per acre or part of an acre	1·40
(ii) final fee, per label	0·25
B. Certified seeds of field peas and field beans:—	
(i) initial fee (excluding the cost of inspecting the crop), per acre or part of an acre	0·60
(ii) final fee, per label	0·20
C. Additional tests:—	
(i) test of field beans for *Ascochyta fabae* on basic and pre-basic seeds	25·75
(ii) test of lupin seeds of one colour for seeds of another colour ...	3·50
(iii) test of sweet lupin for bitter seeds	4·25

Provided that if an application for certification of seeds is withdrawn prior to inspection of the crop one half of the initial fee will be repaid to the applicant.

SCHEDULE 3

MATTERS ARISING UNDER THE BEET SEEDS REGULATIONS 1974(b)

Matter	Fee
	£
Certification of basic seeds and pre-basic seeds	
A. General:—	
(i) initial fee, per acre or part of an acre	3·20
(ii) final fee, per label	0·18
B. Additional test:—	
test of monogerm seeds or precision seeds for the number of seedlings germinating from a cluster	4·25

Provided that if an application for certification of seeds is withdrawn prior to inspection of the crop one half of the initial fee will be repaid to the applicant.

SCHEDULE 4

MATTERS ARISING UNDER THE OIL AND FIBRE PLANT SEEDS REGULATIONS 1974(c)

Matter	Fee
	£
Certification of basic seeds and pre-basic seeds	
A. General:—	
(i) initial fee, per acre or part of an acre	3·20
(ii) final fee, per label	0·18
B. Additional tests:—	
(i) test of flax, linseed or sunflower for *Botrytis*	6·00
(ii) test of flax or linseed for other diseases	6·00

Provided that if an application for certification of seeds is withdrawn prior to inspection of the crop one half of the initial fee will be repaid to the applicant.

(a) S.I. 1974/897 (1974 II, p. 3414).
(b) S.I. 1974/898 (1974 II, p. 3442).
(c) S.I. 1974/899 (1974 II, p. 3459).

SCHEDULE 5

MATTERS ARISING UNDER THE VEGETABLE SEEDS REGULATIONS 1973(a)

Matter	Fee
	£
A. *Certification of vegetable seeds to which the regulations apply, other than seeds of cucumber, gherkin and tomato*	
Basic seeds:—	
(*a*) initial fee, per acre or part of an acre	3·40
(*b*) final fee, per label	0·15
Certified seeds:—	
(*a*) initial fee (excluding the cost of inspecting the crop), per acre or part of an acre	1·20
(*b*) final fee (excluding the cost of sampling and testing the seeds), per label	0·07
B. *Certification of cucumber, gherkin or tomato seeds*	
Basic seeds, per crop entry	27·00
Certified seeds (excluding the cost of inspecting the crop and sampling and testing the seeds), per crop	27·00
C. Test of basic seeds of brassicas for *Phoma lingam*	4·25
D. Test of basic seeds of beets for *Phoma betae*	7·75
E. Test of basic seeds of lettuce for lettuce mosaic virus	10·25

Provided that if an application for certification of seeds is withdrawn prior to the inspection of the crop one half of the certification fee in the case of cucumber, gherkin or tomato seeds and one half of the initial fee in the case of other seeds will be repaid to the applicant.

SCHEDULE 6

MATTERS ARISING UNDER THE SEEDS (REGISTRATION AND LICENSING) REGULATIONS 1974(b)

Matter	Fee
	£
Seed Testing Stations	
A. Annual fee payable during the continuance of the licence (or a proportion thereof in respect of a fraction of a year)	600·00
B. Fee for each statutory test of a sample of—	
(i) cereal seeds	0·50
(ii) fodder plant seeds	1·12
(iii) beet seeds	1·45
(iv) oil and fibre plant seeds	1·00
(v) vegetable seeds	0·75
C. Fees chargeable by licensed crop inspectors and licensed seed samplers	
(*a*) fee for inspection of crops to produce:—	
(i) certified first generation cereal seeds per acre or part of an acre	1·00
(ii) certified vegetable seeds per acre or part of an acre	1·20
(*b*) fee for statutory sampling of:—	
(i) certified first generation cereal seeds per sample	13·00
(ii) certified vegetable seeds per sample	10·00

(a) S.I. 1973/1049 (1973 II, p. 3142). (b) S.I. 1974/760 (1974 I, p. 2914).

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations supersede the Seeds (Fees) Regulations 1974 and the Seeds (Fees) (No. 2) Regulations 1974, which are revoked.

These Regulations prescribe fees in respect of matters arising under the Vegetable Seeds Regulations 1973 (S.I. 1973/1049), the Cereal Seeds Regulations 1974 (S.I. 1974/900), the Fodder Plant Seeds Regulations 1974 (S.I. 1974/897), the Beet Seeds Regulations 1974 (S.I. 1974/898), the Oil and Fibre Plant Seeds Regulations 1974 (S.I. 1974/899) and the Seeds (Registration and Licensing) Regulations 1974 (S.I. 1974/760).

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