1978 No. 226

SEEDS

Seeds (Fees) Regulations (Northern Ireland) 1978

Made . . . . . *8th August* 1978

Coming into operation . . . *11th September* 1978

The Department(a) of Agriculture, in exercise of the powers conferred on it by sections 1(2) (as amended by Article 3 of and Schedule 3 to the European Communities (Agriculture) Order (Northern Ireland) 1972(b)) and 2(2) and (4) of the Seeds Act (Northern Ireland) 1965(c) and of every other power enabling it in that behalf, and after consultation with representatives of such interests as appear to it to be concerned and with the approval of the Department(a) of Finance with regard to the licensing fee for seed testing establishments, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Seeds (Fees) Regulations (Northern Ireland) 1978 and shall come into operation on 11th September 1978.

Revocation

2. The Seeds (Fees) Regulations (Northern Ireland) 1977(d) are hereby revoked.

Fees

3. There shall be paid in respect of matters arising under the regulations referred to in the Schedules being the matters specified in the first column of each of the said Schedules the fees respectively specified in the second column of each of the said Schedules opposite the respective references to such matters

Persons to whom fees are payable

4.—(1) Where—

(*a*) the inspection of a crop is undertaken by a licensed crop inspector, or

(*b*) the sampling of a seed lot is undertaken by a licensed seed sampler, or

(*c*) a testing of a sample of seeds is undertaken by a licensed seed testing establishment,

the fees for such inspection, sampling and testing shall be payable to the licensed crop inspector, the licensed seed sampler or the licensed testing establishment as the case may be.

(2) In paragraph (1) "licensed" means licensed under the appropriate provisions of the Seeds (Registration and Licensing) Regulations (Northern Ireland) 1974(e).

(a) Formerly Ministry: *see* 1973 c. 36 s. 40 and Sch. 5 para. 8(1)
(b) S.R. & O. (N.I.) 1972 No. 351 (p. 1740)
(c) 1965 c. 22 (N.I.)
(d) S.R. 1977 No. 187 (II, p. 1066)
(e) S.R. 1974 No. 146 (I, p. 533)

Exemption

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

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 8th August 1978.

(L.S.) *W. H. Parker*
Assistant Secretary

The Department of Finance hereby approves the foregoing regulations in regard to the licensing fee for seed testing establishments.

Sealed with the Official Seal of the Department of Finance for Northern Ireland on 8th August 1978.

(L.S.) *A. J. Green*
Assistant Secretary

SCHEDULE 1

Matters arising under the Cereal Seeds Regulations (Northern Ireland) 1976(f)

Matter	*Fee*
A. Initial fees	£
Initial fee payable on application for crops entered to produce:—	
(i) pre-basic or basic seed, per half-hectare or part thereof entered	7.10
(ii) certified seed of the first generation of wheat, barley and oats and certified seed of rye and maize (excluding the cost of inspecting the crop), per half-hectare or part thereof entered	1.50
(iii) certified seed of the second generation of wheat, barley and oats (excluding the cost of inspecting the crop), per half-hectare or part thereof entered	1.30
Provided that if an application for entry of crops to produce (i) (ii) or (iii) is withdrawn before such a date as may be specified by the Department or before the crop has been inspected (whichever is the earlier) one half of the initial fee paid will be repaid to the applicant.	
B. Crop inspection fees	
Fee on application for inspection of a crop entered to produce A(ii) or A(iii) above, per half-hectare or part thereof inspected	1.50
C. Seed lot fees	
Final fee payable on application for each seed lot entered for certification as:—	
(i) pre-basic and basic seed (excluding testing the seed)	33.00
(ii) certified seed of the first generation of wheat, barley and oats and certified seed of rye and maize (excluding sampling and testing the seed)	18.70
(iii) certified seed of the second generation of wheat, barley and oats (excluding sampling and testing the seed)	11.60
D. Sampling fees	
(i) Fee for re-sampling of seed lots entered for certification under C(i) above, per sample	13.00
(ii) Fee for sampling of seed lots entered for certification under C(ii) and (iii) above, per sample	13.00
E. Additional charges	
(i) Fee for a test of seeds for purity, germination and other seed content to:—	
(*a*) Minimum standard	12.10
(*b*) Higher Voluntary Standard	15.20
(ii) Fee for a special test of seeds to verify varietal authenticity	38.50
(iii) Fee for official mixture labels, per thousand	
(*a*) adhesive labels	8.00
(*b*) card labels	17.00

(f) S.R. 1976 No. 300 (II, p. 1479)

SCHEDULE 2

Matters arising under the Fodder Plant Seeds Regulations (Northern Ireland) 1976(g)

Matter	*Fee*
A. Initial fees	£
Initial fee payable on application for crops entered to produce:—	
(i) pre-basic or basic seed of herbage and cruciferous varieties, per half-hectare or part thereof entered	4.10
(ii) pre-basic or basic seed of field peas and field beans, per half-hectare or part thereof entered	3.10
(iii) certified seed of herbage varieties, per half-hectare or part thereof entered	2.60
(iv) certified seed of cruciferous varieties (excluding the cost of inspecting the crop), per half-hectare or part thereof entered	2.55
(v) certified seed of the first, second and third generation of field peas and field beans (excluding the cost of inspecting the crop), per half-hectare or part thereof entered	1.70
Provided that if an application for entry of crops to produce (i) (ii) (iii) (iv) or (v) is withdrawn before such a date as may be specified by the Department or before the crop has been inspected (whichever is the earlier) one half of the initial fee paid will be repaid to the applicant.	
B. Crop inspection fees	
Fee on application for inspection of a crop entered to produce A(iv) or A(v) above, per half-hectare or part thereof inspected	1.50
C. Seed lot fees	
Final fee payable on application for each seed lot entered for certification as:—	
(i) pre-basic and basic seed of herbage and cruciferous varieties (excluding testing the seed)	27.50
(ii) pre-basic and basic seed of field peas and field beans (excluding testing the seed)	30.00
(iii) certified seed of herbage and cruciferous varieties and certified seed of the first, second and third generation of field peas and field beans (excluding sampling and testing the seed)	17.00
(iv) commercial seeds (excluding sampling and testing the seed)	16.50
D. Sampling fees	
(i) Fee for re-sampling of seed lots entered for certification under C(i) above, per sample	10.00
(ii) Fee for re-sampling of seed lots entered for certification under C(ii) above, per sample	13.00
(iii) Fee for sampling of seed lots of herbage and cruciferous varieties entered for certification under C(iii) above, per sample	10.00
(iv) Fee for sampling of seed lots of field beans and field peas entered for certification under C(iii) above, per sample	13.00

(g) S.R. 1976 No. 299 (II, p. 1448)

SCHEDULE 2 (*continued*)

Matter	*Fee*
E. Additional charges	£
(i) Fee for a test of seeds of pre-basic or basic field beans for *Ascochyta fabae*	54.00
(ii) Fee for a test of seeds of lupins of one colour for seeds of another colour	6.15
(iii) Fee for a test of seeds of sweet lupin for bitter seeds	6.15
(iv) Fee for a test of seeds of fodder grasses for purity, germination and other seed content	18.25
(v) Fee for a test of seeds of fine grasses for purity, germination and other seed content	25.75
(vi) Fee for a test of seeds of clover for purity, germination and other seed content	15.20
(vii) Fee for a test of seeds of pulses for purity, germination and other seed content	10.80
(viii) Fee for a test of seeds of crucifers for purity, germination and other seed content	18.25
(ix) Fee for a special test of seeds to verify varietal authenticity	38.50
(x) Fee for examination of documents submitted with applications for imported seeds to be verified as being of Higher Voluntary Standard	4.00
(xi) Fee for official mixture labels, per thousand	
(*a*) adhesive labels	8.00
(*b*) card labels	17.00

SCHEDULE 3

Matters arising under the Beet Seeds Regulations (Northern Ireland) 1976(h)

Matter	*Fee*
A. Initial fees	£
Initial fee payable on application for crops entered to produce:—	
(i) pre-basic or basic seed, per half-hectare or part thereof entered	6.60
(ii) certified seed, per half-hectare or part thereof entered	2.55
Provided that if an application for entry of crops to produce (i) or (ii) is withdrawn before such a date as may be specified by the Department or before the crop has been inspected (whichever is the earlier) one half of the initial fee paid will be repaid to the applicant.	
B. Crop inspection fees	
Fee on application for inspection of a crop entered to produce A(ii) above, per half-hectare or part thereof inspected	1.50
C. Seed lot fees	
Final fee payable on application for each seed lot entered for certification as:—	
(i) pre-basic and basic seed (excluding testing the seed)	27.50
(ii) certified seed (excluding sampling and testing the seed)	16.50
D. Sampling fees	
(i) Fee for re-sampling of seed lots entered for certification under C(i) above, per sample	10.00
(ii) Fee for sampling of seed lots entered for certification under C(ii) above, per sample	10.00
E. Additional charges	
(i) Fee for a test of monogerm seed or precision seeds for the number of seedlings germinating from a cluster	9.00
(ii) Fee for a test of seeds for moisture content	1.45
(iii) Fee for a test of seeds for purity, germination and other seed content	13.65
(iv) Fee for a special test of seeds to verify varietal authenticity	38.50

(h) S.R. 1976 No. 296 (II, p. 1384)

SCHEDULE 4

Matters arising under the Oil and Fibre Plant Seeds Regulations (Northern Ireland) 1976(i)

Matter	*Fee*
A. Initial fees	£
Initial fee payable on application for crops entered to produce:—	
(i) pre-basic or basic seed, per half-hectare or part thereof entered	6.60
(ii) certified seed, per half-hectare or part thereof entered	2.55
Provided that if an application for entry of crops to produce (i) or (ii) is withdrawn before such a date as may be specified by the Department or before the crop has been inspected (whichever is the earlier) one half of the initial fee paid will be repaid to the applicant.	
B. Crop inspection fees	
Fee on application for inspection of a crop entered to produce A(ii) above, per half-hectare or part thereof inspected	1.50
C. Seed lot fees	
Final fee payable on application for each seed lot entered for certification as:—	
(i) pre-basic and basic seed (excluding testing the seed)	27.50
(ii) certified seed (excluding sampling and testing the seed)	16.50
(iii) commercial seed (excluding sampling and testing the seed)	16.50
D. Sampling fees	
(i) Fee for re-sampling of seed lots entered for certification under C(i) above, per sample	10.00
(ii) Fee for sampling of seed lots entered for certification under C(ii) and (iii) above, per sample	10.00
E. Additional charges	
(i) Fee for a test of seeds for purity, germination and other seed content (including a test of sunflower or swede rape for *Sclerotinia sclerotiorum*)	13.65
(ii) Fee for a test of seeds of flax, linseed or sunflower for *Botrytis*	10.80
(iii) Fee for a test of seeds of flax or linseed for other diseases	10.80
(iv) Fee for a special test of seeds to verify varietal authenticity	38.50

(i) S.R. 1976 No. 298 (II, p. 1426)

SCHEDULE 5

Matters arising under the Vegetable Seeds Regulations (Northern Ireland) 1976(j)

Matter	*Fee*
A. Initial fees	£
Initial fee payable on application for crops entered to produce:—	
(i) pre-basic and basic seed, other than that of cucumber, gherkin and tomato, per half-hectare or part thereof entered	6.60
(ii) pre-basic and basic seed of cucumber, gherkin and tomato (excluding testing the seed), per crop entered	38.50
(iii) certified seed, other than that of cucumber, gherkin and tomato (excluding the cost of inspecting the crop), per half-hectare or part thereof entered	2.55
(iv) certified seed of cucumber, gherkin and tomato (excluding the cost of inspecting the crop, sampling and testing the seed), per crop entered	38.50
Provided that if an application for entry of crops to produce (i) (ii) (iii) or (iv) is withdrawn before such a date as may be specified by the Department or before the crop has been inspected (whichever is the earlier) one half of the crop entry 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.	
B. Crop inspection fees	
Fee on application for inspection of a crop entered to produce A(iii) or (iv) above, per half-hectare or part thereof entered	1.50
C. Seed lot fees	
Final fee payable on application for each seed lot entered for certification as:—	
(i) pre-basic and basic seed, other than that of cucumber, gherkin and tomato (excluding testing the seed)	27.50
(ii) certified seed, other than that of cucumber, gherkin and tomato (excluding sampling and testing the seed)	16.50
D. Sampling fees	
(i) Fee for re-sampling of seed lots entered for certification under C(i) above, per sample	10.00
(ii) Fee for sampling of seed lots entered for certification under C(ii) above, per sample	10.00
E. Additional charges	
(i) Fee for a test of seeds for purity, germination and other seed content	10.80
(ii) Fee for a test of basic seeds of brassicas for *Phoma lingam*	10.80
(iii) Fee for a test of basic seeds of beet for *Phoma betae*	10.80
(iv) Fee for a test of seeds of lettuce for lettuce mosaic virus	21.50
(v) Fee for a special test of seeds to verify varietal authenticity	38.50

(j) S.R. 1976 No. 297 (II, p. 1404)

SCHEDULE 6

Matters arising under the Seeds (Registration and Licensing) Regulations (Northern Ireland) 1974(k)

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) . . .	800.00
B. Fee for each statutory test of a sample of:—	
(i) cereal seeds	0.80
(ii) fodder plant seeds	1.65
(iii) beet seeds	2.00
(iv) oil and fibre plant seeds	1.50
(v) vegetable seeds	1.15

EXPLANATORY NOTE

(This note is not part of the regulations but is intended to indicate their general purport.)

These regulations supersede the Seeds (Fees) Regulations (Northern Ireland) 1977.

These regulations prescribe increased fees in respect of matters arising under the Vegetable Seeds Regulations (Northern Ireland) 1976, the Cereal Seeds Regulations (Northern Ireland) 1976, the Fodder Plant Seeds Regulations (Northern Ireland) 1976, the Beet Seeds Regulations (Northern Ireland) 1976, the Oil and Fibre Plant Seeds Regulations (Northern Ireland) 1976 and the Seeds (Registration and Licensing) Regulations (Northern Ireland) 1974.

(k) S.R. 1974 No. 146 (I, p. 533)