1992 No. 277

SEEDS

Seeds (Fees) Regulations (Northern Ireland) 1992

Made	*18th June 1992*
Coming into operation . .	*21st July 1992*

The Department of Agriculture, in exercise of the powers conferred on it by sections 1(1), 1(2A)(**a**), 2(2) and (4) of the Seeds Act (Northern Ireland) 1965(**b**) and of every other power enabling it in that behalf, after consultation with representatives of such interests as appear to it to be concerned and with the approval of the Department of Finance and Personnel(**c**) with regard to the licensing fee for licensed testing establishments, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Seeds (Fees) Regulations (Northern Ireland) 1992 and shall come into operation on 21st July 1992.

Revocation

2. The Seeds (Fees) Regulations (Northern Ireland) 1991(**d**) are hereby revoked.

Fees

3. Subject to the provisions of these Regulations there shall be paid in advance to the Department in respect of matters arising under the Regulations referred to in Schedules 1 to 6 the fees set out in the second column of each of those Schedules opposite the respective references to such matters in the first column of each of those Schedules.

Exemption

4. The Department may exempt any person or class of persons or persons generally from compliance with any of the provisions of these Regulations and the exemptions may be made subject to conditions.

(**a**) As inserted by S.R. & O. (N.I.) 1972 No. 351 Art. 3 and Sch. 3
(**b**) 1965 c. 22 (N.I.)
(**c**) Formerly the Department of Finance: *see* S.I. 1982/338 (N.I. 6) Art. 3
(**d**) S.R. 1991 No. 173

Sealed with the Official Seal of the Department of Agriculture on 18th June 1992.

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

The Department of Finance and Personnel hereby approves the foregoing Regulations in regard to the licensing fee for licensed testing establishments.

Sealed with the Official Seal of the Department of Finance and Personnel on 18th June 1992.

(L.S.) *J. H. Caldwell*
Assistant Secretary

SCHEDULE 1

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

Matter	*Fee*	
A. *Initial fees*	£	£(b)
Initial fee per hectare or part thereof, payable on application for crops entered to produce:—		
(i) pre-basic or basic seed	20·00	(20·00)
(ii) certified seed of the first generation of wheat, barley and oats and certified seed of rye and maize	5·00	(5·00)
(iii) certified seed of the second generation of wheat, barley and oats	4·50	(4·50)
B. *Crop inspection fees*		
Fee on application for inspection or re-inspection of a crop entered to produce seed as set out in A(i), (ii) or (iii) per hectare or part thereof inspected	9·00	(8·00)
C. *Seed lot fees*		
Fee payable per application for each seed lot entered for certification as:—		
(i) breeder's, pre-basic, basic, certified seed of the first generation of wheat, barley and oats and certified seed of rye and maize	32·00	(32·00)
(ii) certified seed of the second generation of wheat, barley and oats	16·00	(15·00)
D. *Seed testing fees*		
Fee for an official examination of seed for loose smut infection of wheat and barley (per thousand embryos examined)	28·00	(28·00)

(a) S.R. 1976 No. 300 as amended by S.R. 1979 No. 419 and S.R. 1988 No. 317
(b) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1991 (S.R. 1991 No. 173)

SCHEDULE 2

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

Matter	*Fee*	
A. *Initial fees*	£	£(b)
Initial fee per hectare or part thereof, payable on application for crops entered to produce:—		
(i) pre-basic or basic seed of—		
(a) grasses, legumes (except field beans and field peas) and crucifiers	15·00	(15·00)
(b) field beans and field peas	13·00	(13·00)
(ii) certified seed of grasses, legumes (except field beans and field peas) and crucifers	7·00	(7·00)
(iii) certified seed of the first and second generation of field beans and field peas	6·00	(6·00)
B. *Crop inspection fees*		
Fee on application for inspection or re-inspection of a crop entered to produce seed as set out in A(i), (ii) or (iii) per hectare or part thereof inspected	9·00	(8·00)
C. *Seed lot fees*		
Fee payable per application for each seed lot entered for certification as:—		
(i) breeder's seed of grasses, legumes (except field beans and field peas) and crucifiers	26·00	(26·00)
(ii) breeder's seed of field beans and field peas	43·00	(43·00)
(iii) pre-basic or basic seed of grasses, legumes (except field beans and field peas) and crucifers	50·00	(50·00)
(iv) pre-basic or basic seed of field beans and field peas	43·00	(43·00)
(v) certified seed of grasses, legumes (except field beans and field peas) and crucifers	50·00	(50·00)
(vi) certified seed of the first and second generation of field beans and field peas	40·00	(40·00)
(vii) commercial seeds	45·00	(45·00)
D. *Seed testing fees*		
(i) Fee for a test of seeds of field beans for *Ascochyta fabae*:—		
(a) pre-basic or basic seed	150·00	(155·00)
(b) certified seed of the first generation	80·00	(83·00)
(ii) Fee for a test of seeds of field peas for *Pseudomonas syringae p.v. pisi*	60·00	(61·00)

(a) S.R. 1976 No. 299 as amended by S.R. 1977 No. 232

(b) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1991 (S.R. 1991 No. 173)

SCHEDULE 3

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

Matter	*Fee* £	£(b)
A. *Initial fees*		
Initial fee per hectare or part thereof, payable on application for crops entered to produce:—		
(i) pre-basic or basic seed	22·00	(22·00)
(ii) all other categories of seed.....	10·00	(10·00)
B. *Crop inspection fees*		
Fee on application for inspection or re-inspection of a crop entered to produce seed as set out in A(i) or (ii) per hectare or part thereof inspected.....	9·00	(8·00)
C. *Seed lot fees*		
Fee payable per application for each seed lot entered for certification as:—		
(i) breeder's, pre-basic or basic seed.....	39·00	(39·00)
(ii) all other categories of seed.....	39·00	(38·00)
D. *Seed testing fees*		
(i) Fee for a test of seeds of sunflower for *Botrytis* spp.....	33·00	(33·00)
(ii) Fee for a test of seeds of flax and linseed for:—		
(*a*) *Alternaria* spp		
(*b*) *Phoma exigua* var. *linicola*		
(*c*) *Colletotrichum lini*		
(*d*) *Fusarium* spp		
(*e*) *Botrytis* spp	27·00	(27·00)

(a) S.R. 1976 No. 298
(b) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1991 (S.R. 1991 No. 173)

SCHEDULE 4

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

Matter	*Fee*	
A. *Initial fees*	£	£(b)
Initial fee per hectare or part thereof, payable on application for crops entered to produce:—		
(i) pre-basic or basic seed	26·00	(26·00)
(ii) certified seed	12·00	(12·00)
B. *Crop inspection fees*		
Fee on application for inspection or re-inspection of a crop entered to produce seed as set out in A(i) or (ii) per hectare or part thereof inspected.....	9·00	(8·00)
C. *Seed lot fees*		
Fee payable per application for each seed lot entered for certification as:—		
(i) pre-basic or basic seed	48·00	(48·00)
(ii) certified seed	47·00	(45·00)

(a) S.R. 1976 No, 296
(b) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1991 (S.R. 1991 No. 173)

SCHEDULE 5

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

Matter	*Fee*	
A. *Initial fees*	£	£(b)
Initial fee payable on application for crops entered to produce:—		
(i) pre-basic or basic seed, other than that of peas, broad beans, cucumber, gherkin and tomato, per hectare or part thereof entered	35·00	(35·00)
(ii) pre-basic or basic seed of peas and broad beans, per hectare or part thereof entered	22·00	(22·00)
(iii) pre-basic or basic seed of cucumber, gherkin and tomato, per crop entered.....	35·00	(35·00)
(iv) certified seed, other than that of peas, broad beans, cucumber, gherkin and tomato, per hectare or part thereof entered	19·00	(19·00)
(v) certified seed of peas and broad beans, per hectare or part thereof entered.....	9·00	(9·00)
(vi) certified seed of cucumber, gherkin and tomato, per crop entered	19·00	(19·00)
B. *Crop inspection fees*		
Fee on application for inspection or re-inspection of a crop entered to produce:—		
(i) seed set out as in A(i), (ii), (iv), or (v) per hectare or part thereof entered.....	9·00	(8·00)
(ii) seed set out as in A(iii) or (vi) above per crop.....	9·00	(8·00)
C. *Seed lot fees*		
Fee payable per application for each seed lot entered for certification	80·00	(80·00)

(a) S.R. 1976 No. 297
(b) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1991 (S.R. 1991 No. 173)

SCHEDULE 6

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

	Matter	*Fee*	
	Licensed Testing Establishments	£	£(b)
A.	Annual fee payable during the currency of the licence (or a proportion thereof in respect of a fraction of a year)	1600·00	(1600·00)
B.	Fee payable by a person maintaining a Licensed Testing Establishment in respect of an official examination of seed	4·00	(4·00)

(a) S.R. 1974 No. 146 as amended by S.R. 1975 No. 152
(b) The figures in brackets are the equivalent fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1991 (S.R. 1991 No. 173)

EXPLANATORY NOTE

(This note is not part of the Regulations.)

Regulations controlling the marketing of cereal seeds, fodder plant seeds, beet seeds, oil and fibre plant seeds, and vegetable seeds ("seeds regulations") provide that, with certain exceptions, seeds of these categories may only be marketed if they are derived from crops which on inspection are found to meet certain standards and if upon subsequent testing samples of the seed also meet certain standards.

These Regulations which are made under the Seeds Act (Northern Ireland) 1965 prescribe revised fees for seed certification, seed testing and licences for seed testing establishments. They supersede the Seeds (Fees) Regulations (Northern Ireland) 1991.

The matters in respect of which the revised fees are prescribed are listed in Schedules 1 to 6 to these Regulations, and the fees which were chargeable before these Regulations came into force are indicated in brackets beside the revised fees.