STATUTORY INSTRUMENTS

1983 No. 1500

SEEDS

The Seeds (National Lists of Varieties) (Fees) (Amendment No. 2) Regulations 1983

Made - - - -	14*th October* 1983
Laid before Parliament	24*th October* 1983
Coming into Operation	14*th November* 1983

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland, the Secretary of State for Wales and the Secretary of State for Northern Ireland, acting jointly, in exercise of the powers conferred by section 16(1), (1A)(e) and (8) of the Plant Varieties and Seeds Act 1964(**a**) and now vested in them (**b**) and extended to Northern Ireland (**c**) and of all other powers enabling them in that behalf, after consultation with representatives of such interests as appear to them to be concerned in accordance with section 16(1) of the said Act, hereby make the following regulations:—

Title and commencement

1. These regulations may be cited as the Seeds (National Lists of Varieties) (Fees) (Amendment No. 2) Regulations 1983 and shall come into operation on 14th November 1983.

Amendment of principal regulations

2. The Seeds (National Lists of Varieties) (Fees) Regulations 1980(**d**) shall be amended as follows:—

(a) in the third line of regulation 4(4) (which makes provision in the case of non-payment of fees for the Minister to take no further steps in relation to tests) the words "or Part IA" shall be inserted immediately after the words "Part I";

(b) for the first matter in Part I of the Schedule (which prescribes fees for tests for distinctness, uniformity and stability of a cereal or potato variety) there shall be substituted the following matter—

(**a**) 1964 c. 14; section 16 was amended by the European Communities Act 1972 (c. 68), Schedule 4, paragraph 5(1), (2) and (3).
(**b**) In the case of the Secretary of State for Wales, by virtue of S.I. 1978/272.
(**c**) By the Plant Varieties and Seeds (Northern Ireland) Order 1973 (S.I. 1973/609).
(**d**) S.I. 1980/330; the relevant amending instrument is S.I. 1983/293.

Matter	When payable	Amount	
		£	£(a)
Tests for distinctness, uniformity and stability of—	Within 14 days of demand by the Minister		
a potato variety			
(i) first year of a testing cycle		425.00	*(425.00)*
(ii) a subsequent year of a testing cycle		385.00	*(385.00)*
a cereal variety			
(i) first year of a testing cycle		525.00	(425.00)
(ii) a subsequent year of a testing cycle		485.00	(385.00)

";

and

(c) after Part I of the Schedule there shall be inserted Part IA as set out in the Schedule to these regulations.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 30th September 1983.

L.S.

Michael Jopling,
Minister of Agriculture, Fisheries and Food.

George Younger,
Secretary of State for Scotland.

6th October 1983.

(a) The figures in italics are the fees which were charged under the Seeds (National Lists of Varieties) (Fees) (Amendment) Regulations 1983 (S.I. 1983/293).

Nicholas Edwards,
Secretary of State for Wales.

10th October 1983.

James Prior,
Secretary of State for Northern Ireland.

14th October 1983.

Regulation 2 SCHEDULE

PART TO BE INSERTED AFTER PART I OF THE SCHEDULE TO THE SEEDS (NATIONAL LISTS OF VARIETIES) (FEES) REGULATIONS 1980

"PART IA

Fees payable in respect of trials for value for cultivation and use of a plant variety which is the subject of an application for addition to a National List.

Matter	When payable	Amount
Trials for value for cultivation and use, in respect of the first year of a trials cycle, of— a wheat variety a barley variety an oats variety	Within 14 days of demand by the Minister	£ 1,000.00

"

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Seeds (National Lists of Varieties) (Fees) Regulations 1980 in two respects. Firstly, the fees for tests for distinctness, uniformity and stability are increased, in respect of cereal varieties only, by £100 for any year of a testing cycle.

Secondly, a new Part IA is inserted into the Schedule to the 1980 Regulations. This new Part introduces a fee of £1,000 for the first year of a trials cycle, in respect of wheat, barley and oat varieties only, for trials for value for cultivation and use. No fee is payable for these trials in respect of any subsequent years of a trials cycle.

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