STATUTORY INSTRUMENTS

1983 No. 293

SEEDS

The Seeds (National Lists of Varieties) (Fees) (Amendment) Regulations 1983

Made - - - -	*2nd March* 1983
Laid before Parliament	*11th March* 1983
Coming into Operation	*1st April* 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) Regulations 1983 and shall come into operation on 1st April 1983.

Amendment

2. For the Schedule to the Seeds (National Lists of Varieties) (Fees) Regulations 1980(**d**) there shall be substituted the Schedule to these regulations.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 25th February 1983.

L.S.

(**a**) 1964 c. 14; section 16 was amended by the European Communities Act 1972 (c. 68), section 4(1) and paragraph 5(1), (2) and (3) of Schedule 4.
(**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, amended by S.I. 1981/342.

Peter Walker,
Minister of Agriculture, Fisheries and Food.

George Younger,
Secretary of State for Scotland.

2nd March 1983.

John Stradling Thomas,
Minister of State for Wales.

1st March 1983.

James Prior,
Secretary of State for Northern Ireland.

28th February 1983.

SCHEDULE

Regulation 2

SCHEDULE TO BE SUBSTITUTED FOR THE SCHEDULE TO THE SEEDS (NATIONAL LISTS OF VARIETIES) (FEES) REGULATIONS 1980

"SCHEDULE

Regulation 4

PART I

Fees payable in the circumstances specified in these regulations in respect of tests of a plant variety which is the subject of an application for addition to a National List.

Matter	When payable	Amount	
		£	£(a)
Tests for distinctness, uniformity and stability of—	Within 14 days of demand by the Minister		
a cereal or potato variety			
(i) first year of a testing cycle		425.00	(*385.00*)
(ii) a subsequent year of a testing cycle		385.00	(*350.00*)
Tests for one year for distinctness, uniformity and stability of—	Within 14 days of demand by the Minister		
a field bean or field pea variety		175.00	(*160.00*)
a beet variety		330.00	(*300.00*)
a fodder plant variety (excluding a field bean or field pea variety) or an oil or fibre plant variety		330.00	(*300.00*)
Tests for one season for distinctness, uniformity and stability of—	Within 14 days of demand by the Minister		
a vegetable variety		175.00	(*160.00*)

(a) The figures in italics are the fees which were charged under the Seeds (National Lists of Varieties) (Fees) (Amendment) Regulations 1981 (S.I. 1981/342).

PART II

Fees payable for the continuance of the period during which a plant variety will remain in a National List.

Matter	When payable	Amount	
		£	£(a)
The continuance of the period during which a plant variety will remain in a National List being—	Before the beginning of the particular year of entry in a National List		
a cereal, beet or potato variety			
(i) for the second year		90.00	(*80.00*)
(ii) for the third year		100.00	(*90.00*)
(iii) for the fourth year		120.00	(*110.00*)
(iv) for the fifth year		155.00	(*140.00*)
(v) for the sixth year and each subsequent year		185.00	(*170.00*)
a fodder plant variety (excluding a swede, fodder kale or fodder radish variety), a grass variety not intended for fodder production or an oil or fibre plant variety			
(i) for the second year		75.00	(*70.00*)
(ii) for the third year		90.00	(*80.00*)
(iii) for the fourth year		110.00	(*100.00*)
(iv) for the fifth year		130.00	(*120.00*)
(v) for the sixth year and each subsequent year		155.00	(*140.00*)
a swede, fodder kale or fodder radish variety			
(i) for the second year		65.00	(*60.00*)
(ii) for the third year		75.00	(*70.00*)
(iii) for the fourth year		100.00	(*90.00*)
(iv) for the fifth year		110.00	(*100.00*)
(v) for the sixth year and each subsequent year		130.00	(*120.00*)

(a) The figures in italics are the fees which were charged under the Seeds (National Lists of Varieties) (Fees) (Amendment) Regulations 1981.

PART II—(continued)

Fees payable for the continuance of the period during which a plant variety will remain in a National List.

Matter	When payable	Amount	
		£	£(a)
a vegetable variety			
(i) for the second year		55.00	(*50.00*)
(ii) for the third year		65.00	(*60.00*)
(iii) for the fourth year		75.00	(*70.00*)
(iv) for the fifth year		90.00	(*80.00*)
(v) for the sixth year		100.00	(*90.00*)
(vi) for the seventh and each subsequent year		110.00	(*100.00*)

PART III

Fees payable in respect of other matters.

Matter	When payable	Amount	
		£	£(a)
Application for the substitution of a name in a National List	On making the application	17.00	(*15.00*)
Making written representations to the Ministers	On delivering the representations	2.00	(*2.00*)
Attending to be heard by a person appointed by the Ministers	Before the hearing	17.00	(*15.00*)
Inspection of the National List record	Before the inspection	1.00	(*1.00*)
Inspection of the file maintained for a plant variety in a National List	Before the inspection	1.00	(*1.00*)

(a) The figures in italics are the fees which were charged under the Seeds (National Lists of Varieties) (Fees) (Amendment) Regulations 1981.

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EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Seeds (National Lists of Varieties) (Fees) Regulations 1980 by substituting for the Schedule inserted into those Regulations by the Seeds (National Lists of Varieties) (Fees) (Amendment) Regulations 1981 the Schedule to these Regulations. The new Schedule prescribes increased fees for all matters for which fees were previously charged except those for which the fee was less than £5.

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