WELSH STATUTORY INSTRUMENTS

2006 No. 2961 (W.267)

SEEDS, WALES

The Seed Potatoes (Fees) (Wales) (No 2) Regulations 2006

Made - - - -	*7 November 2006*
Coming into force - -	*16 November 2006*

The National Assembly for Wales makes the following Regulations in exercise of the powers conferred by section 16(1) and (1A)(e) of the Plant Varieties and Seeds Act 1964(**1**) and now vested in it(**2**).

In accordance with section 16(1) of that Act it has consulted with representatives of such interests as appear to it to be concerned by the following Regulations:

Title, commencement and application

1.—(1) The title of these Regulations is the Seed Potatoes (Fees) (Wales) (No 2) Regulations 2006.

(2) These regulations come into force on 16 November 2006.

(3) These Regulations apply in relation to Wales.

Fees

2.—(1) An applicant for—

(a) certification of seed potatoes in accordance with regulation 9 of the Seed Potatoes (Wales) Regulations 2006(**3**), or

(b) authorisation to market seed potatoes in accordance with regulation 8 of those Regulations,

must pay to the National Assembly for Wales in respect of any of its functions under the Seed Potatoes (Wales) Regulations 2006 or to any person authorised by it to carry out such functions on its behalf the fees listed in the Schedule in respect of such functions.

(2) The fee specified in the Schedule as payable in respect of each function is subject to any minimum fee specified in relation to that function.

(**1**) 1964 c. 14; section 16 was amended by section 4(1) of, and paragraph 5(1), (2) and (3) of Schedule 4 to, the European Communities Act 1972 (c. 68), S.I.1977/1112, and section 2 of the Agriculture Act 1986 (c. 49); *see* section 38(1) for a definition of "the Minister".

(**2**) Under the National Assembly for Wales (Transfer of Functions) Order 1999 S.I. 1999/672 the functions of the Minister of Agriculture, Fisheries and Food under the Plant Varieties and Seeds Act 1964, which had been transferred to the Secretary of State by the Transfer of Functions (Wales) (No. 1) Order 1978, were transferred to the National Assembly for Wales.

(**3**) S.I. 2006/2929 (W.264)

Revocations

3. The Seed Potatoes (Fees) (Wales) Regulations 2006(**4**) are revoked.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(**5**).

D. Elis-Thomas
7 November 2006 — The Presiding Officer of the National Assembly

(**4**) S.I. 2006/519 (W. 63).
(**5**) 1998 c. 38.