Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Plant Health (Export Certification) (England) (Amendment) Order 2015. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

STATUTORY INSTRUMENTS

2015 No. 382

PLANT HEALTH, ENGLAND

The Plant Health (Export Certification) (England) (Amendment) Order 2015

Made - - - -	*23rd February 2015*
Laid before Parliament	*26th February 2015*
Coming into force - -	*6th April 2015*

The Secretary of State(**1**), with the consent of the Treasury, makes the following Order in exercise of the powers conferred by sections 3(1) and 4A of the Plant Health Act 1967(**2**).

Title and commencement

1. This Order may be cited as the Plant Health (Export Certification) (England) (Amendment) Order 2015 and comes into force on 6th April 2015.

Amendment of the Plant Health (Export Certification) (England) Order 2004

2.—(1) The Plant Health (Export Certification) (England) Order 2004(**3**) is amended as follows.

(2) For Schedule 3(**4**) substitute—

(**1**) The functions of the Minister of Agriculture, Fisheries and Food under the Plant Health Act 1967 (c.8) were, so far as exercisable in relation to Wales, transferred to the Secretary of State by article 2 of, and Schedule 1 to, the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272). Those functions were transferred from the Secretary of State to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the National Assembly for Wales were transferred to the Welsh Ministers by section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c.32). The remaining functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State by article 2(2) of the Ministry of Agriculture, Fisheries and Food (Dissolution) Order 2002 (S.I. 2002/794).

(**2**) 1967 c.8; section 3(1) was amended by the European Communities Act 1972 (c.68), section 4(1) and Schedule 4, paragraph 8 and further amended by S.I. 2011/1043, Part 2, article 6(1)(e); section 4A was inserted by the Agriculture Act 1986 (c.49), section 3.

(**3**) S.I. 2004/1404, amended by S.I. 2005/3480, 2013/572, 2014/609.

(**4**) Schedule 3 was substituted by S.I. 2013/572, article 2(2) and by S.I. 2014/609, article 2(3).

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"SCHEDULE 3 Articles 3 and 4

Applications for certificates: fees

Services in respect of applications for certificates	*Fee (£)*	*Fee (small exporter)(£)*
(1) Services for consignments other than grain:		
(a) inspection and, where necessary, laboratory examination	65.24 for each quarter hour or part thereof with a minimum fee of 130.48	32.62 for each quarter hour or part thereof with a minimum fee of 65.24
(b) laboratory examination only	36.35	18.18
(c) issue of a certificate where no inspection or laboratory examination is required	13.87	6.94
(2) Services for consignments of grain:		
monitoring of inspections carried out by a person authorised under article 3(3) and, where necessary, laboratory examination carried out by an authorised officer	59.53	29.74".

(3) For Schedule 4(**5**) substitute—

"SCHEDULE 4 Article 4

Pre-export service fees

Service	*Fee (£)*	*Fee (small exporter) (£)*
Pre-export service	49.68 for each quarter hour or part thereof with a minimum fee of 99.36	24.84 for each quarter hour or part thereof with a minimum fee of 49.68".

de Mauley
Parliamentary Under Secretary of State
Department for Environment, Food and Rural Affairs

16th February 2015

(**5**) Schedule 4 was inserted by S.I. 2005/3480, article 2(6). It was substituted by S.I. 2013/572, article 2(3) and by S.I. 2014/609, article 2(4).