1985 No. 219

SEEDS

Seeds (Fees) Regulations (Northern Ireland) 1985

Made . . . . . 14th August 1985

Coming into operation . . . 16th September 1985

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 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) 1985 and shall come into operation on 16th September 1985.

Revocation

2. The Seeds (Fees) Regulations (Northern Ireland) 1984(**c**) are hereby revoked.

Fees

3.—(1) There shall be paid in advance 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 such Schedules.

(2) The Department shall repay to an applicant one-half of any initial fee paid by an applicant in accordance with Schedules 1 to 5 if the application in respect of which the initial fee was paid is withdrawn by the applicant before the date of inspection of the crop in respect of which the appplication was made.

Persons to whom fees are payable

4.—(1) Where—

(*a*) the inspection of a crop is undertaken by a licensed crop inspector; or

(*b*) the sampling of a seed lot is undertaken by a licensed seed sampler; or

(*c*) a testing of a sample of seeds is undertaken by a licensed testing establishment;

the fees for such inspection, sampling or testing shall be payable to the licensed crop inspector, the licensed seed sampler or the licensed testing establishment as the case may be.

(2) In sub-paragraphs (*a*) and (*b*) of paragraph (1) "licensed" means licensed under regulation 8 of the Seeds (Registration and Licensing) Regulations (Northern Ireland) 1974(**d**).

(**a**) As inserted by S.R. & O. (N.I.) 1972 No. 351 Art. 3 and Sch. 3
(**b**) 1965 c. 22 (N.I.)
(**c**) S.R. 1984 No. 258
(**d**) S.R. 1974 No. 146

Exemption

5. 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.

Sealed with the Official Seal of the Department of Agriculture on 14th August 1985.

(L.S.) *K. E. Brady*
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 14th August 1985.

(L.S.) *R. G. Smartt*
Assistant Secretary

SCHEDULE 1

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

Matter	*Fee*	
A. Initial fees	£	£(b)
Initial fee per half-hectare or part thereof, payable on application for crops entered to produce:—		
(i) pre-basic or basic seed	9·50	(8·90)
(ii) certified seed of the first generation of wheat, barley and oats and certified seed of rye and maize	2·50	(2·35)
(iii) certified seed of the second generation of wheat, barley and oats	1·95	(1·85)
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 half-hectare or part thereof inspected	3·55	(3·30)
C. Seed lot fees		
Fee payable (excluding sampling and testing of seed) per application for each seed lot entered as:—		
(i) breeder's seed	15·45	(14·50)
(ii) pre-basic and basic seed	38·35	(36·00)
(iii) certified seed of the first generation of wheat, barley and oats and certified seed of rye and maize	29·55	(27·75)
(iv) certified seed of the second generation of wheat, barley and oats	14·60	(13·70)
D. Sampling fees		
Fee for sampling or re-sampling of seed lots entered as at C(i), (ii), (iii) or (iv) and for sampling or re-sampling of lots of imported seed intended to be sown to produce seed as set out in C(ii), (iii) or (iv), per sample	17·85	(16·75)
E. Additional charges		
(i) Fee for a test of seeds for purity, germination and other seed content to:—		
(*a*) Minimum standard	27·90	(26·80)
(*b*) Higher Voluntary Standard	35·30	(33·80)
(ii) Fee for a special test of seeds to verify varietal identity	82·20	(79·00)
(iii) Fee for embryo test for loose smut, per thousand embryos tested	19·60	(18·80)
(iv) Fee for tear resistant labels other than for mixtures per thousand	10·00	(9·40)
(v) Fee for official mixture labels, per thousand:—		
(*a*) adhesive labels	13·15	(12·35)
(*b*) card labels	21·60	(20·25)
(*c*) tear resistant labels	31·60	(29·65)

(a) S.R. 1976 No. 300 as amended by S.R. 1979 No. 419
(b) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1984 (S.R. 1984 No. 258)

SCHEDULE 2

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

Matter	*Fee*	
A. Initial fees	£	£(b)
Initial fee per half-hectare or part thereof, payable on application for crops entered to produce:—		
(i) pre-basic or basic seed of cruciferous varieties	4·80	(4·50)
(ii) pre-basic or basic seed of herbage varieties	4·25	(4·00)
(iii) pre-basic or basic seed of field peas and field beans	6·45	(6·05)
(iv) certified seed of herbage varieties	1·80	(1·70)
(v) certified seed of cruciferous varieties	4·25	(4·00)
(vi) certified seed of the first, second and third generation of field peas and field beans	2·65	(2·50)
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), (iii), (iv), (v) or (vi) per half-hectare or part thereof inspected	3·55	(3·30)
C. Seed lot fees		
Fee payable (excluding sampling and testing of seed) per application for each seed lot entered as:—		
(i) breeder's seed of herbage and cruciferous varieties	15·40	(14·45)
(ii) breeder's seed of field peas and field beans	15·40	(14·45)
(iii) pre-basic and basic seed of herbage and cruciferous varieties	28·55	(26·80)
(iv) pre-basic and basic seed of field peas and field beans	42·85	(40·20)
(v) certified seed of herbage and cruciferous varieties	27·75	(26·05)
(vi) certified seed of the first, second and third generation of field peas and field beans	39·55	(37·10)
(vii) commercial seeds	25·85	(24·25)
D. Sampling fees		
(i) Fee for sampling or re-sampling of seed lots entered as at C(i), (ii), (iii), (iv), (v) or (vi) and for sampling of lots of imported seed intended to be sown to produce seed as set out in C(iii), (iv), (v) or (vi), per sample	17·85	(16·75)
(ii) Fee for sampling or re-sampling of commercial seed of herbage, cruciferous and field bean varieties and for sampling of imported seed of herbage, cruciferous and field bean varieties intended to be sown to produce commercial seed, per sample	17·85	(16·75)
E. Additional charges		
(i) Fee for a test of seeds of field beans for *Ascochyta fabae*:—		
(*a*) pre-basic or basic seed	112·50	(108·00)
(*b*) certified seed of the first generation	56·25	(54·00)

(a) S.R. 1976 No. 299
(b) The figures in brackets are the fees which were charged by virtue of the Seeds (Fees) Regulations (Northern Ireland) 1984 (S.R. 1984 No. 258)

Matter	Fee	
	£	£(b)
(ii) Fee for a test of seeds of lupins of one colour for seeds of another colour	14·30	(13·75)
(iii) Fee for a test of seeds of sweet lupin for bitter seeds	14·30	(13·75)
(iv) Fee for a test of seeds of grasses (except Timothy) for purity, germination and other seed content	50·00	(48·00)
(v) Fee for a test of seeds of Timothy grass for purity, germination and other seed content	36·90	(35·40)
(vi) Fee for a test of seeds of clover for purity, germination and other seed content	35·00	(33·60)
(vii) Fee for a test of seeds of pulses for purity, germination and other seed content	28·30	(27·20)
(viii) Fee for a test of seeds of crucifers for purity, germination and other seed content	37·50	(36·00)
(ix) Fee for a special test of seeds to verify varietal identity	82·20	(79·00)
(x) Fee for examination of documents submitted with applications for imported seeds to be verified as being of a Higher Voluntary Standard	5·75	(5·40)
(xi) Fee for tear resistant labels other than that for mixtures per thousand	10·00	(9·40)
(xii) Fee for official mixture labels, per thousand:—		
(*a*) adhesive labels	13·15	(12·35)
(*b*) card labels	21·60	(20·25)
(*c*) tear resistant labels	31·60	(29·65)