

2007 No. 3306 (W.293)

PLANT HEALTH, WALES

**The Plant Health (Import Inspection
Fees) (Wales) (Amendment) (No. 2)
Regulations 2007**

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Plant Health (Import Inspection Fees) (Wales) (No. 2) Regulations 2006 (S.I. 2006/2832 (W.253)) (“the principal Regulations”). The principal Regulations implement Article 13d of Council Directive 2000/29/EC (OJ No. L 169, 10.7.00, p. 1), which requires Member States to charge fees to cover the costs occasioned by the documentary checks, identity checks and plant health checks of certain imports of plants, plant products and other objects from third countries.

These Regulations: (a) extend the application of the principal Regulations to consignments consisting of goods in transit within the European Community in respect of which the Welsh Ministers have agreed with the official body of point of entry for those goods, in accordance with the Plant Health (Wales) Order 2006 (S.I. 2006/1643 (W.158)), that they the Welsh Ministers would be responsible for certain matters; and (b) substitute a new Schedule 2 instead of the current one in the principal Regulations, to give effect to the latest agreed reduced rates for inspections of certain material. (Schedule 2 to the principal Regulations includes provision for reduced rates for certain plants and plant products agreed under the procedure provided for in Articles 13d(2) and 18(2) of the Directive.) The changes to the fees made by these Regulations, which are set at a proportion of the standard fee (described in Schedule 1 to the principal Regulations) corresponding to the rate of inspection, are based on the agreed inspection rates set out below:

| Genus | Country of origin | Previous rate of inspection | Initial fee ⁽¹⁾ | New rate of inspection | Initial fee, specified in Schedule 2 |
|--------------------------|-------------------|-----------------------------|----------------------------|------------------------|--------------------------------------|
| Cut Flowers | | | | | |
| <i>Aster</i> | Zimbabwe | 50% | £6.62 | 100% ⁽²⁾ | - |
| <i>Dianthus</i> | Israel | 25% | £3.31 | 35% | £4.63 |
| <i>Dianthus</i> | Morocco | 50% | £6.62 | 100% | - |
| <i>Rosa</i> | Ecuador | 5% | £0.66 | 3% | £0.40 |
| <i>Rosa</i> | Ethiopia | 25% | £3.31 | 5% | £0.66 |
| <i>Rosa</i> | Israel | 10% | £1.32 | 100% | - |
| <i>Rosa</i> | Kenya | 1% | £0.13 | 5% | £0.66 |
| <i>Rosa</i> | Tanzania | 25% | £3.31 | 15% | £1.98 |
| <i>Rosa</i> | Uganda | 5% | £0.66 | 10% | £1.32 |
| <i>Rosa</i> | Zimbabwe | 25% | £3.31 | 50% | £6.62 |
| Fruit | | | | | |
| <i>Fortunella</i> | Israel | 50% | £6.62 | 100% | - |
| <i>Fortunella</i> | South Africa | 75% | £9.93 | 100% | - |
| <i>Malus</i> | USA | 15% | £1.98 | 25% | £3.31 |
| <i>Mangifera</i> | Brazil | 10% | £1.32 | 5% | £0.66 |
| <i>Passiflora</i> | South Africa | 75% | £9.93 | 50% | £6.62 |
| <i>Prunus</i> | Argentina | 15% | £1.98 | 25% | £3.31 |
| <i>Prunus</i> | Chile | 10% | £1.32 | 15% | £1.98 |
| <i>Prunus</i> | Turkey | 15% | £1.98 | 10% | £1.32 |
| <i>Prunus</i> | USA | 35% | £4.63 | 50% | £6.62 |
| <i>Pyrus</i> | Argentina | 15% | £1.98 | 25% | £3.31 |
| <i>Pyrus</i> | Chile | 25% | £3.31 | 35% | £4.63 |
| <i>Pyrus</i> | South Africa | 10% | £1.32 | 15% | £1.98 |
| <i>Citrus</i> | Israel | 15% | £1.98 | 25% | £3.31 |
| <i>Citrus</i> | Peru | 75% | £9.93 | 25% | £3.31 |
| <i>Citrus</i> | Turkey | 15% | £1.98 | 5% | £0.66 |
| <i>Citrus</i> | USA | 15% | £1.98 | 10% | £1.32 |
| <i>Citrus</i> | Zimbabwe | 75% | £9.93 | 100% | - |
| Vegetables | | | | | |
| <i>Solanum melongena</i> | Turkey | 75% | £9.93 | 25% | £3.31 |

⁽¹⁾ Initial fee per consignment for cut flowers (up to 20,000 in number) and fruit and vegetables (up to 25,000 kg in weight). Corresponding fees are set in the Regulations for additional quantities, maximum price per consignment and non-daytime working hours.

⁽²⁾ Consignments subject to an inspection rate of 100% are excluded from the reduced rate inspection scheme and are subject to the import inspection fees specified in Schedule 1 to the principal Regulations.

A regulatory impact assessment was prepared in respect of the predecessor to the principal Regulations (S.I. 2006/171 (W.22)). This can be obtained from the Department for Environment, Planning and Countryside, Welsh Assembly Government, Cathays Park, Cardiff, CF10 3NQ.

2007 No. 3306 (W.293)

PLANT HEALTH, WALES

**The Plant Health (Import Inspection
Fees) (Wales) (Amendment) (No.2)
Regulations 2007**

Made 22 November 2007

Laid before the National Assembly for Wales
23 November 2007.

Coming into force 18 December 2007

The Welsh Ministers, with the consent of the Treasury, make the following Regulations in exercise of the powers conferred by section 56(1) of the Finance Act 1973⁽¹⁾ and now vested in them⁽²⁾:

Title and commencement

1. The title of these Regulations are the Plant Health (Import Inspection Fees) (Wales) (Amendment) (No.2) Regulations 2007 and come into force—

- (a) for the purposes of regulation 2(3), on 1 January 2008; and
- (b) for all other purposes, on 18 December 2007

Amendments to the Plant Health (Import Inspection Fees) (Wales) (No. 2) Regulations 2006

2.—(1) The Plant Health (Import Inspection Fees) (Wales) (No. 2) Regulations 2006⁽³⁾ are amended as follows.

(2) For regulation 3, substitute—

“**3.** These Regulations apply in relation to consignments of—

- (a) plants, plant products and other objects of a description specified in the first

⁽¹⁾ 1973 c. 51.

⁽²⁾ section 59(5) of the Government of Wales Act 2006 (c.32).

⁽³⁾ S.I. 2006/2832 (W.253), amended by S.I. 2007/1763 (W.153).

column of Schedule 1 that are listed in Annex V, Part B of the Directive; and

- (b) seeds of *Solanaceae* whether or not listed in Annex V, Part B of the Directive,

which are landed in Wales from a third country or are the subject of an agreement made under article 12(6) of the Plant Health (Wales) Order 2006⁽¹⁾.”.

- (3) For Schedule 2, substitute—

⁽¹⁾ S.I. 2006/1643 (W.158), to which there are amendments not relevant to these Regulations.

“SCHEDULE 2

Regulation 4

IMPORT INSPECTION FEES (REDUCED RATES)

| <i>Genus</i> | <i>Quantity</i> | <i>Country of origin</i> | <i>Fee</i> | <i>Fee (non-daytime working hours)</i> |
|---------------------------|---|---------------------------|------------|--|
| <i>Cut flowers</i> | | | | |
| Dianthus | Per consignment | | | |
| | — up to 20,000 in number | Colombia | £0.40 | £0.60 |
| | | Ecuador | £1.98 | £2.97 |
| | | Turkey | £3.31 | £4.96 |
| | | Israel | £4.63 | £6.95 |
| | — for each additional 1,000 units or part thereof | Colombia | £0.003 | £0.004 |
| | | Ecuador | £0.01 | £0.02 |
| | | Turkey | £0.02 | £0.03 |
| | | Israel | £0.03 | £0.05 |
| | — maximum price | Colombia | £3.17 | £4.75 |
| | | Ecuador | £15.88 | £23.83 |
| | | Turkey | £26.48 | £39.72 |
| | | Israel | £37.07 | £55.60 |
| Rosa | Per consignment | | | |
| | — up to 20,000 in number | Ecuador | £0.40 | £0.60 |
| | | Colombia, Ethiopia, Kenya | £0.66 | £0.99 |
| | | Uganda, Zambia | £1.32 | £1.98 |
| | | Tanzania | £1.98 | £2.97 |
| | | India, Zimbabwe | £6.62 | £9.93 |
| | — for each additional 1,000 units or part thereof | Ecuador | £0.003 | £0.004 |
| | | Colombia, Ethiopia, Kenya | £0.005 | £0.007 |
| | | Uganda, Zambia | £0.01 | £0.015 |
| | | Tanzania | £0.01 | £0.02 |
| | | India, Zimbabwe | £0.05 | £0.07 |
| | — maximum price | Ecuador | £3.17 | £4.75 |
| | | Colombia, Ethiopia, Kenya | £5.29 | £7.94 |
| Uganda, Zambia | | £10.59 | £15.89 | |
| Tanzania | | £15.88 | £23.83 | |
| India, Zimbabwe | | £52.96 | £79.44 | |

| Fruit | | | | |
|--------------|--|-----------------------------|-------|-------|
| Malus | Per consignment | | | |
| | | Chile | £0.93 | £1.39 |
| | — up to 25,000 kg in weight | New Zealand, South Africa | £1.32 | £1.98 |
| | | Argentina | £1.98 | £2.97 |
| | | Brazil, USA | £3.31 | £4.96 |
| | | China | £4.63 | £6.95 |
| | — for each additional 1,000 kg or part thereof | Chile | £0.03 | £0.05 |
| | | New Zealand, South Africa | £0.05 | £0.07 |
| | | Argentina | £0.07 | £0.11 |
| | | Brazil, USA | £0.13 | £0.19 |
| | | China | £0.18 | £0.27 |
| Mangifera | Per consignment | | | |
| | — up to 25,000 kg in weight | Brazil | £0.66 | £0.99 |
| | | Peru | £6.62 | £9.93 |
| | — for each additional 1,000 kg or part thereof | Brazil | £0.02 | £0.03 |
| | | Peru | £0.26 | £0.39 |
| Prunus | Per consignment | | | |
| | — up to 25,000 kg in weight | South Africa, Turkey | £1.32 | £1.98 |
| | | Chile | £1.98 | £2.97 |
| | | Argentina | £3.31 | £4.96 |
| | | USA | £6.62 | £9.93 |
| | — for each additional 1,000 kg or part thereof | South Africa, Turkey | £0.05 | £0.07 |
| | | Chile | £0.07 | £0.11 |
| | | Argentina | £0.13 | £0.19 |
| | | USA | £0.26 | £0.39 |
| | | | | |
| Pyrus | Per consignment | | | |
| | — up to 25,000 kg in weight | South Africa | £1.98 | £2.97 |
| | | Argentina | £3.31 | £4.96 |
| | | Chile | £4.63 | £6.95 |
| | | China | £6.62 | £9.93 |
| | — for each additional 1,000 kg or part thereof | South Africa | £0.07 | £0.11 |
| | | Argentina | £0.13 | £0.19 |
| | | Chile | £0.18 | £0.27 |
| | | China | £0.26 | £0.39 |
| | | | | |
| Citrus | Per consignment | | | |
| | — up to 25,000 kg in weight | Morocco, Turkey | £0.66 | £0.99 |
| | | USA | £1.32 | £1.98 |
| | | Uruguay | £1.98 | £2.97 |
| | | Egypt, Israel, Mexico, Peru | £3.31 | £4.96 |
| | — for each additional 1,000 kg or part thereof | Morocco, Turkey | £0.02 | £0.03 |
| | | USA | £0.05 | £0.07 |
| | | Uruguay | £0.07 | £0.11 |
| | | Egypt, Israel, Mexico, Peru | £0.13 | £0.19 |
| | | | | |
| | | | | |

| | | | | |
|-------------------|--|--------------|-------|-------|
| Momordica | Per consignment | | | |
| | — up to 25,000 kg in weight | Suriname | £6.62 | £9.93 |
| | — for each additional 1,000 kg or part thereof | Suriname | £0.26 | £0.39 |
| Passiflora | Per consignment | | | |
| | — up to 25,000 kg in weight | Kenya | £1.32 | £1.98 |
| | | Colombia | £1.98 | £2.97 |
| | | Zimbabwe | £4.63 | £6.95 |
| | | South Africa | £6.62 | £9.93 |
| | — for each additional 1,000 kg or part thereof | Kenya | £0.05 | £0.07 |
| | | Colombia | £0.07 | £0.11 |
| | | Zimbabwe | £0.18 | £0.27 |
| South Africa | | £0.26 | £0.39 | |
| Vegetables | | | | |
| Solanum melongena | Per consignment | | | |
| | — up to 25,000 kg in weight | Turkey | £3.31 | £4.96 |
| | — for each additional 1,000 kg or part thereof | Turkey | £0.13 | £0.19 |

Where the total amount of any fee comprises an amount of less than £0.01, that amount is to be excluded.”.

Elin Jones

Minister for Rural Affairs, one of the Welsh Ministers

22 November 2007