

**2012 No. 285 (W. 49)**

**PLANT HEALTH, WALES**

**The Plant Health (Import Inspection  
Fees) (Wales) (Amendment)  
Regulations 2012**

**EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations amend the Plant Health (Import Inspection Fees) (Wales) Regulations 2010 (S.I. 2010/2917) (“the principal Regulations”).

The principal Regulations implement Article 13d of Council Directive 2000/29/EC (OJ No L 169, 10.7.2000, p1) (“the Directive”) which requires Member States to charge fees to cover the costs of documentary, identity and plant health checks of certain imports of plants, plant products and other objects from third countries set out in Annex V, Part B of the Directive.

Schedule 2 to the principal Regulations sets out reduced rate fees for certain plants and plant products subject to reduced frequency inspections agreed under the procedure provided for in Articles 13d(2) and 18(2) of the Directive. These Regulations substitute a new Schedule 2 to the principal Regulations to give effect to the latest agreement by the EU Standing Committee on Plant Health in respect of reduced rate fees. The inspection rate for *Malus* from China has increased from 25% to 50% with a matching increase in fees. *Mangifera* from Brazil and *Citrus* from Honduras are no longer eligible for reduced rate fees since these are subject to 100% inspection frequency and accordingly the fees in Schedule 1 to the principal Regulations are applied for these consignments. All other inspection rates and accordingly fees have decreased.

It is foreseen that these Regulations will have an impact on the private or voluntary sectors, but no regulatory impact assessment has been produced as they implement annual changes in fees in line with a predetermined level rather than fundamental changes to the regulatory regime itself.

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**The Plant Health (Import Inspection  
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Regulations 2012**

*Made* 2 February 2012

*Laid before the National Assembly for Wales*

7 February 2012

*Coming into force* 29 February 2012

The Welsh Ministers, with the consent of the Treasury, make these Regulations in exercise of the powers conferred by section 56(1) and (2) of the Finance Act 1973<sup>(1)</sup> and now vested in them by virtue of section 59(5) of the Government of Wales Act 2006<sup>(2)</sup>.

**Title application and commencement**

1. The title of these Regulations is the Plant Health (Import Inspection Fees) (Wales) (Amendment) Regulations 2012. They come into force on 29 February 2012 and apply in relation to Wales.

**Amendment of the Plant Health (Import Inspection Fees) (Wales) Regulations 2010**

2. For Schedule 2 to the Plant Health (Import Inspection Fees) (Wales) Regulations 2010<sup>(3)</sup>, substitute—

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(1) 1973 c. 51.  
(2) 2006 c. 32.  
(3) S.I. 2010/2917 (W..242).

“SCHEDULE 2 Regulation 4(1)(a)(ii) and 4(2)(b)

**Import Inspection Fees (Reduced Rates)**

<i>Column 1</i> <i>Genus</i>	<i>Column 2</i> <i>Quantity</i>	<i>Column 3</i> <i>Country of Origin</i>	<i>Column 4</i> <i>Fee for each consignment (daytime working hours) (£)</i>	<i>Column 5</i> <i>Fee for each consignment (non-daytime working hours) (£)</i>		
<b>Cut Flowers</b>						
<i>Dianthus</i>	—up to 20,000 in number	Colombia	0.71	1.06		
		Ecuador	1.42	2.14		
		Kenya	0.71	1.06		
		Turkey	3.57	5.35		
	—for each additional 1,000 units or part thereof	Colombia	Colombia	0.005	0.007	
			Ecuador	Up to a maximum of 5.71	Up to a maximum of 8.56	
		Kenya	Ecuador	0.01	0.02	
			Kenya	Up to a maximum of 11.42	Up to a maximum of 17.13	
		Turkey	Kenya	0.005	0.007	
			Turkey	Up to a maximum of 5.71	Up to a maximum of 8.56	
		Colombia	Turkey	0.03	0.04	
			Ecuador	Up to a maximum of 28.57	Up to a maximum of 42.85	
		<i>Rosa</i>	—up to 20,000 in number	Colombia	0.42	0.63
				Ecuador	0.42	0.63
Ethiopia	0.71			1.06		
Kenya	0.71			1.06		
Tanzania	1.42			2.13		
Uganda	3.57			5.35		
Zambia	3.57			5.35		
Colombia	0.003			0.004		
—for each additional 1,000 units or part thereof	Ecuador		Ecuador	Up to a maximum of 3.42	Up to a maximum of 5.13	
			Ethiopia	0.003	0.004	
	Ethiopia		Ethiopia	Up to a maximum of 3.42	Up to a maximum of 5.13	
			Kenya	0.005	0.007	
	Kenya		Kenya	Up to a maximum of 5.71	Up to a maximum of 8.56	
			Tanzania	0.005	0.007	
	Tanzania		Tanzania	Up to a maximum of 5.71	Up to a maximum of 8.56	
			Uganda	0.01	0.02	
Uganda	Uganda	Up to a maximum of 11.42	Up to a maximum of 17.13			
	Ecuador	0.02	0.03			
Ecuador	Up to a maximum of 28.57	Up to a maximum of 42.85				

<i>Column 1</i> <i>Genus</i>	<i>Column 2</i> <i>Quantity</i>	<i>Column 3</i> <i>Country of Origin</i>	<i>Column 4</i> <i>Fee for each consignment (daytime working hours) (£)</i>	<i>Column 5</i> <i>Fee for each consignment (non-daytime working hours) (£)</i>
		Zambia	0.02	0.03
			Up to a maximum of 28.57	Up to a maximum of 42.85
<i>Citrus</i>	—up to 25,000 kg in weight	Egypt	2.14	3.21
		Israel	1.42	2.14
		Mexico	2.14	3.21
		Morocco	0.71	1.06
		Peru	3.57	5.35
		Turkey	0.42	0.63
		Uruguay	2.14	3.21
		USA	2.14	3.21
	—for each additional 1,000 kg or part thereof	Egypt	0.08	0.12
		Israel	0.05	0.08
		Mexico	0.08	0.12
		Morocco	0.02	0.03
		Peru	0.14	0.21
		Turkey	0.01	0.02
		Uruguay	0.08	0.12
		USA	0.08	0.12
<i>Malus</i>	—up to 25,000 kg in weight	Argentina	1.42	2.13
		Brazil	2.14	3.21
		Chile	0.71	1.07
		China	7.14	10.71
		New Zealand	1.42	2.13
		South Africa	0.71	1.07
		USA	3.57	5.35
	—for each additional 1,000 kg or part thereof	Argentina	0.05	0.08
		Brazil	0.08	0.12
		Chile	0.02	0.04
		China	0.28	0.42
		New Zealand	0.05	0.08
		South Africa	0.02	0.04
		USA	0.14	0.21
<i>Passiflora</i>	—up to 25,000 kg in weight	Colombia	1.42	2.13
		Kenya	1.42	2.13
		South Africa	7.14	10.71
		Zimbabwe	4.99	7.48
	—for each additional 1,000 kg or part thereof	Colombia	0.05	0.08
		Kenya	0.05	0.08
		South Africa	0.28	0.42
		Zimbabwe	0.19	0.28
<i>Phoenix</i>	—up to 100 kg in weight	Costa Rica	4.99	7.49
	—for each additional 100 kg or part thereof	Costa Rica	0.49	0.74
			Up to a maximum of 39.98	Up to a maximum of 59.97
<i>Prunus</i>	—up to 25,000	Argentina	4.99	7.48

<i>Column 1</i> <i>Genus</i>	<i>Column 2</i> <i>Quantity</i>	<i>Column 3</i> <i>Country of Origin</i>	<i>Column 4</i> <i>Fee for each consignment (daytime working hours) (£)</i>	<i>Column 5</i> <i>Fee for each consignment (non-daytime working hours) (£)</i>
	kg in weight	Chile	1.42	2.13
		South Africa	1.42	2.13
		Turkey	1.42	2.13
		USA	1.42	2.13
	—for each additional 1,000 kg or part thereof	Argentina	0.19	0.28
		Chile	0.05	0.08
		South Africa	0.05	0.08
		Turkey	0.05	0.08
		USA	0.05	0.08
<i>Pyrus</i>	—up to 25,000 kg in weight	Argentina	1.42	2.13
		Chile	3.57	5.35
		China	4.99	7.48
		South Africa	1.42	2.13
	—for each additional 1,000 kg or part thereof	Argentina	0.05	0.08
		Chile	0.14	0.21
		China	0.19	0.28
		South Africa	0.05	0.08
<i>Solanum melongena</i>	—up to 25,000 kg in weight	Turkey	1.42	2.13
	—for each additional 1,000 kg or part thereof	Turkey	0.05	0.08 <sup>2)</sup> .

*John Griffiths*

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2 February 2012