

Transposition Note

The Seed, Propagating Material and Common Agricultural Policy (EU Exit) (Scotland) (Amendment) Regulations 2019

The Seed, Propagating Material and Common Agricultural Policy (EU Exit) (Scotland) (Amendment) Regulations 2019 (“the Regulations”) make amendments to, among other things, the Marketing of Vegetable Plant Material Regulations 1995.

The Regulations implement Council Directive 2008/72/EC on the marketing of vegetable propagating and planting material, other than seed (OJ L 205, 1.8.2008, p28-39) (“the Directive”), providing a derogation to authorise the marketing of plant material from any country outside the European Union under certain conditions. Implementation of the derogation ensures Scotland’s vegetable breeders will be able to import new varieties of a high quality to be used in their own breeding programmes.

The table below sets out how the Regulations transpose the relevant Article of the Directive.

Article	Requirement	Provision
Article 16	Derogation	Regulation 2 of the Regulations, which inserts regulation 4A to the Marketing of Vegetable Plant Material Regulations 1995.