
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2019 No.

**The Plant Health (EU Exit) (Scotland)
(Amendment etc.) Regulations 2019**

PART 3

Amendment of the Plant Health (Scotland) Order 2005: exiting the European Union

CHAPTER 2

Amendment of Part 2

25. For article 6 (advance notification of landing) substitute—

“Advance notification of the bringing of relevant material into Scotland

6.—(1) Subject to articles 8(1) and 16 and to paragraph (4), no person may bring any notifiable relevant material into a point of entry that is located in Scotland, unless notice is given in accordance with this article.

(2) A notice must be given—

- (a) in accordance with the requirements of schedule 12,
- (b) to the Scottish Ministers at the specified address, and
- (c) in time to arrive at the specified address—

- (i) in the case of any relevant material brought by air, at least four working hours before the relevant material arrives in Scotland,

- (ii) in any other case, at least two working days before the relevant material arrives in Scotland.

(3) In the case of plants of *Castanea* Mill, *Fraxinus* L., *Olea europaea* L., *Pinus* L., *Platanus* L., *Prunus* L., *Quercus* L. or *Ulmus* L., intended for planting, originating in the European Union or Switzerland, the following information must be included under item 13 of the notice set out in schedule 12—

- (a) their intended destination,
- (b) their genus, species and quantity,
- (c) the identification number of the supplier of the plants.

(4) If a person can reasonably show that it was not possible to give notice on accordance with paragraph (2)(c) because the person was not aware that the material had been consigned, the person must give notice as soon as is reasonably practicable.

(5) In this article “specified address” means the address given by the Scottish Ministers from time to time for the purposes of this article, which may include an address for electronic communications.”.