
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

32.—(1) In article 12 (plant health discharge)—

(a) at the beginning, insert—

“(A1) This article applies to any notifiable relevant material, other than notified EU material, which is brought into a point of entry that is located in Scotland and is not in the course of its consignment to an approved place of inspection in another UK territory.”,

(b) in paragraph(1), for “article 10(1)” substitute “article 10(3)”.

(c) in paragraph (2)—

(i) for “Subject to paragraphs (5) and (6), an inspector” substitute “An inspector”,

(ii) for sub-paragraph (a) substitute—

“(a) that the relevant material meets the applicable requirements prescribed by article 5,”,

(iii) omit sub-paragraphs (b) to (e),

(iv) in sub-paragraph (f), after “re-export” insert “which accompanied the relevant material on entry”,

(v) in sub-paragraph (g), for the words “certificate” in the first place it occurs, to the end, substitute “correct phytosanitary certificate”,

(d) in paragraph (3), omit “to (e)”,

(e) omit paragraphs (5) and (6),

(f) in paragraph (7)—

(i) after “paragraph (2)” omit “(g)”,

(ii) in sub-paragraph (a) for “the date the certificate was delivered in accordance with article 9(1)” substitute “date it”,

(iii) omit sub-paragraph (b) and the preceding “and”,

(g) in paragraph (8), for “a plant health check” substitute “an examination under paragraph (3)”.