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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2019 No.**

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

**PART 2**

**Amendment of the Plant Health (Forestry) Order 2005**

**39.** After article 30 insert—

**“Emergency measures: Scotland**

**30B.**—(1) Where a regulated tree pest is found to be present in Scotland, the Scottish Ministers may by notice—

- (a) demarcate an area in relation to that infestation for the purpose of eradicating or containing that tree pest; and
  - (b) specify the prohibitions and restrictions which are to apply in the demarcated area for that purpose.
- (2) A notice under paragraph (1)—
- (a) must be in writing;
  - (b) must describe the extent of the demarcated area;
  - (c) must specify the date on which any such prohibitions or restrictions are to commence;
  - (d) must be published in a manner appropriate to bring it to the attention of the public; and
  - (e) may be amended or revoked, in whole or in part, by further notice.
- (3) This article is subject to article 37A and schedules 12A to 12G.”