

## EXPLANATORY NOTE

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

These Regulations are made in exercise of the powers conferred by paragraph 1(1) and (3) of schedule 2 and paragraph 21(b) of schedule 7 of the European Union (Withdrawal) Act 2018 (c.16) in order to address failures of retained EU law to operate effectively and other deficiencies (in particular the deficiencies referred to in paragraphs (a) to (d) and (g) of section 8(2) of the European Union (Withdrawal) Act 2018) arising from the withdrawal of the United Kingdom from the European Union.

Part 2 makes amendments to the Plant Health Forestry Order 2005 (“the 2005 Order”) dealing with restrictions and requirements on the import and landing into Scotland of relevant plant material. Part 4 makes amendment to the Plant Health (Fees) (Forestry) (England and Scotland) Regulations 2015 (“the 2015 Regulations”). Part 5 makes amendment to the Forestry (Environmental Impact Assessment) (Scotland) Regulations 2017 (“the 2017 Regulations”).

The 2005 Order, 2015 Regulations and 2017 Regulations are retained EU law and the amendments in Parts 2, 4 and 5 adjust the operation of the 1994 Regulations after exit day.