
DRAFT SCOTTISH STATUTORY INSTRUMENTS

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.”