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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**

**4. In article 2A—**

(a) in paragraph (1), omit sub-paragraphs (a) and (aa)<sup>(1)</sup>,

(b) after paragraph (1) insert—

“(1B) The functions of an inspector under articles 9, 10B, 12, 12B, 13, 23 and 31(1) to (3) are exercisable in relation to tree pests and relevant material which are brought into a point of entry that is located in Scotland, by an inspector authorised by the Scottish Ministers.”,

(c) in paragraph (3), omit sub-paragraphs (a) and (aa),

(d) after paragraph (3) insert—

“(3B) The functions of an inspector under articles 31(4) to (7), 32, 40 and 41B are exercisable in relation to premises or a free zone in Scotland, by an inspector authorised by the Scottish Ministers.”.

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(1) Sub-paragraph (aa) was inserted by the Forestry and Land Management (Scotland) Act 2018 (Consequential Provisions and Modifications) Order 2019 (S.I. 2019/XX).