
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2020 No.

**The Plant Health (EU Exit) (Scotland)
(Amendment etc.) Regulations 2020**

PART 2

Amendments made under section 2(2) of the European Communities Act 1972

The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014

3.—(1) The Plant Health (Import Inspection Fees) (Scotland) Regulations 2014⁽¹⁾ are amended in accordance with paragraphs (2) to (8).

(2) In regulation 2 (interpretation)—

(a) in paragraph (1)—

(i) omit the definition of “consignment”,

(ii) omit the definition of “the Directive”,

(iii) omit the definition of “documentary check”,

(iv) omit the definition of “identity check”,

(v) after the definition of “landed in Scotland” insert—

““lot” means a number of units of a single commodity, identifiable by its homogeneity of composition and origin and forming part of a consignment,”,

(vi) omit the definition of “plants”,

(vii) omit the definition of “plant health check”,

(viii) omit the definition of “plant products”,

(ix) in the definition of “third country” at the end insert—

“(c) Liechtenstein.”,

(b) after paragraph (2) insert—

“(3) Unless the context otherwise requires, words and expressions which are not defined in these Regulations and which appear in the EU Plant Health Regulation or the Official Controls Regulation have the same meaning in these Regulations as in the EU Plant Health Regulation or, as the case may be, in the Official Controls Regulation.”.

(3) In regulation 3(2)(b)(ii) (application of the import inspection fee) for “Regulation (EU) 2017/625” to the end substitute “the Official Controls Regulation”.

(4) In regulation 4 (fees)—

(a) for “plant health check” in both places it occurs substitute “physical check”,

(b) in paragraph (2), in the words before sub-paragraph (a) omit “or which, but for” to “required to be carried out”.

⁽¹⁾ S.S.I. 2014/338, relevant amending instruments are S.S.I. 2015/392, S.S.I. 2019/421 and S.S.I. 2019/425.

(5) In regulation 5 (additional fees in respect of potatoes originating in Egypt and Lebanon), in the heading omit “and Lebanon”.

(6) In schedule 1 (import inspections fees for plant health checks), in the heading, for “plant health checks” substitute “physical checks”.

(7) In schedule 2 (reduced import inspection fees for plant health checks), in the heading, for “plant health checks” substitute “physical checks”.

(8) In schedule 3 (additional fees), in item 1 at column 2 omit “or Lebanon”.