
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2021 No.

**The Plant Health (EU Exit) (Scotland)
(Amendment) Regulations 2021**

The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019

4.—(1) The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019(1) are amended as follows.

(2) In regulation 2(1) (interpretation: general), after the definition of “plant health rule”, insert—
““plant passport” means a passport which is a UK plant passport or other permitted plant passport,”.

(3) In regulation 41 (improper use of UK plant passports or certificates)—

(a) in the heading omit “UK”,

(b) in paragraph (1)(b) and (c), omit “UK” in both places where it occurs.

(4) In schedule 3 (offences: relevant provisions in the Plant Health Regulation, Official Controls Regulation and other retained direct EU legislation), in Part 1 (the Plant Health Regulation) in the table—

(a) in the entry relating to Article 79(1), in the first column, for “and 92a” substitute “, 92a and 95a(2)”,

(b) in the entry relating to Article 80(1), in the first column, for “and 92a” substitute “, 92a and 95a(2)”,

(c) in the entry relating to Article 93(5), in the second column, for “replaced UK” substitute “certain”,

(d) after the entry relating to Article 93(5) insert—

“Article 95a(1)

Prohibits the introduction of a relevant NI trade unit into Great Britain from Northern Ireland unless it is accompanied by the plant passport which was required for its movement within Northern Ireland.”.
