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SCOTTISH STATUTORY INSTRUMENTS

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**2020 No. 466**

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

**PART 3**

Amendment of secondary legislation relating to withdrawal from the European Union

**The Forestry (Environmental Impact Assessment) (Scotland) Regulations 2017**

**9.—**(1) The Forestry (Environmental Impact Assessment) (Scotland) Regulations 2017<sup>(1)</sup> are amended in accordance with paragraphs (2) to (4)—

(2) In regulation 2 (interpretation) omit paragraph (2).

(3) In regulation 9 (exemptions)—

(a) in paragraph (1) omit “, in accordance with Article 2(4) of the Directive (but without prejudice to Article 7 of the Directive),”;

(b) in paragraph (4) omit “, in accordance with Article 2(5) of the Directive (but without prejudice to Article 7 of the Directive),”.

(4) In regulation 31 (application to Court of Session by person aggrieved), after paragraph (4) insert—

“(4A) For the purpose of paragraph (4), Article 11(1) of the Directive is to be read as if—

(a) the reference to “Member States” were to “The Scottish Ministers”,

(b) the reference to “a Member State” were to “Scotland”.”.