

SCHEDULE 4

Amendments

PART 1

Amendments to primary legislation

Wildlife and Countryside Act 1981

1.—(1) The Wildlife and Countryside Act 1981(1) is amended as follows.

(2) In section 14 (introduction of new species etc.), after subsection (4) insert—

“(4ZA) Subsection (1)(a) does not apply to species included on the list of invasive alien species of Union concern adopted by the European Commission in accordance with Articles 4(1) and 10(4) of Regulation (EU) No 1143/2014 of the European Parliament and of the Council of 22 October 2014 on the prevention and management of the introduction and spread of invasive alien species, as amended from time to time.”.

(3) In Schedule 9 (animals and plants to which section 14 applies)—

(a) in Part 1 (animals which are established in the wild) omit the following entries—

| <i>Common Name</i> | <i>Scientific Name</i> |
|-----------------------|---------------------------------|
| Crab, Chinese Mitten | <i>Eriocheir sinensis</i> |
| Crayfish, Red Swamp | <i>Procambarus clarkii</i> |
| Crayfish, Signal | <i>Pacifastacus leniusculus</i> |
| Crayfish, Spiny-cheek | <i>Orconectes limosus</i> |
| Deer, Muntjac | <i>Muntiacus reevesi</i> |
| Duck, Ruddy | <i>Oxyura jamaicensis</i> |
| Goose, Egyptian | <i>Alopochen aegyptiacus</i> |
| Squirrel, Grey | <i>Sciurus carolinensis</i> ; |

(b) in Part 2 (plants)—

(i) omit the following entries—

| <i>Common Name</i> | <i>Scientific Name</i> |
|----------------------------------------------------|---------------------------------|
| Balsam, Himalayan | <i>Impatiens glandulifera</i> |
| Fanwort (otherwise known as Carolina Water-Shield) | <i>Cabomba caroliniana</i> |
| Hogweed, Giant | <i>Heracleum mantegazzianum</i> |
| Hyacinth, Water | <i>Eichhornia crassipes</i> |

(1) 1981 c.69. Section 14 of the Act was amended by section 102 of, and Part 4 of Schedule 16 to, the Countryside and Rights of Way Act 2000 (c. 16) and sections 23 and 25 of the Infrastructure Act 2015 (c. 7). Section 14ZA was inserted by section 50 of the Natural Environment and Rural Communities Act 2006 (c. 16) and amended by section 25(3) of the Infrastructure Act 2015 (c. 7). Schedule 9 was amended by sections 24 and 25 of the Infrastructure Act 2015 (c. 7); S.I. 1992/320, 1992/2674, 1997/226, 1999/1002, 2010/609 and (in relation to Wales) 2015/1180. Schedule 9A was inserted by section 23(3) of the Infrastructure Act 2015 (c. 7). There are other amendments which are not relevant.

Status: This is the original version (as it was originally made).

| <i>Common Name</i> | <i>Scientific Name</i> |
|-----------------------------------------------------------|------------------------------------------------------------|
| Parrot’s feather | Myriophyllum aquaticum |
| Pennywort, Floating | Hydrocotyle ranunculoides |
| Primrose, Floating Water | Ludwigia peploides |
| Primrose, Water | Ludwigia grandiflora |
| Rhubarb, Giant | Gunnera tinctoria |
| Waterweed, Curly | Lagarosiphon major; |
| (ii) for the entry in respect of “Waterweeds” substitute— | |
| “Waterweeds (except Nuttall’s Waterweed) | All species of the genus Elodea, except Elodea nuttallii”. |

- (4) In Schedule 9A (species control agreements and orders)—
- (a) in sub-paragraph (2) of paragraph 1 (overview), for paragraphs (a) and (b) substitute—
 - “(a) a species of animal or plant included on the Union list,
 - (b) an invasive non-native species of animal or plant not falling within sub-paragraph (a), or
 - (c) a species of animal that is no longer normally present in Great Britain.”;
 - (b) in paragraph 2 (definitions relating to species), after sub-paragraph (5), insert—
 - “(6) The “Union list” means the list of invasive alien species of Union concern adopted by the European Commission in accordance with Articles 4(1) and 10(4) of Regulation (EU) No 1143/2014 of the European Parliament and of the Council of 22 October 2014 on the prevention and management of the introduction and spread of invasive alien species, as amended from time to time.”.