

SCHEDULE

Modification of [Directive 2006/88/EC](#)

1. Article 3 is to be read as if—

(a) in paragraph 1, after point (p) there were inserted—

“(q) ‘the appropriate authority’ means:

- (i) in relation to England, the Secretary of State;
- (ii) in relation to Wales, the Welsh Ministers;
- (iii) in relation to Scotland, the Scottish Ministers;

but “the appropriate authority” is the Secretary of State if consent is given:

- (i) in respect of functions exercisable in relation to Wales, by the Welsh Ministers;
- (ii) in respect of functions exercisable in relation to Scotland, by the Scottish Ministers;

(r) ‘the Aquatic Animal Health Regulations’ means—

- (i) in England and Wales, the Aquatic Animal Health (England and Wales) Regulations 2009⁽¹⁾;
- (ii) in Scotland, the Aquatic Animal Health (Scotland) Regulations 2009⁽²⁾;

(s) ‘Commission [Decision 2009/177/EC](#)’ means Commission [Decision 2009/177/EC](#) as regards surveillance and eradication programmes and disease-free status of Member States, zones and compartments⁽³⁾;

(t) ‘constituent GB territory’ means England, Wales or Scotland as the case may be;

(u) ‘Decision 2015/1554’ means Commission Implementing Decision (EU) 2015/1554 laying down rules for the application of [Directive 2006/88/EC](#) as regards requirements for surveillance and diagnostic methods⁽⁴⁾;

(v) ‘Regulation 1251/2008’ means [Commission Regulation \(EC\) No 1251/2008](#) implementing Council [Directive 2006/88/EC](#) as regards conditions and certification requirements for the placing on the market and the import into the Community of aquaculture animals and products thereof and laying down a list of vector species⁽⁵⁾.”.

(b) after paragraph 2 there were inserted—

“**3.** References to eradication programmes and surveillance programmes are to be read as references to eradication or surveillance programmes (as the case may be) established under Decision 2015/1554.”.

(1) [S.I. 2009/463](#); amended by [S.I. 2011/981](#) and [2019/1488](#).

(2) [S.S.I. 2009/85](#); amended by [S.S.I. 2011/259](#), [2011/427](#), [2015/100](#) and [2019/412](#), and prospectively amended by [S.S.I. 2019/9](#).

(3) [EUDN 2009/177](#).

(4) [EUDN 2015/1554](#).

(5) [EUR 1251/2008](#).