
STATUTORY INSTRUMENTS

2022 No. 1090

The Animals, Food, Plant Health, Plant Propagating Material and Seeds (Miscellaneous Amendments etc.) Regulations 2022

PART 3

Amendment of retained direct EU legislation applying in relation to Great Britain

Commission Implementing Decision (EU) 2019/1614 authorising Member States to provide for derogations from certain provisions of Council Directive 2000/29/EC in respect of potatoes, other than potatoes intended for planting, originating in the regions of Akkar and Bekaa of Lebanon

14.—(1) Commission Implementing Decision (EU) 2019/1614 authorising Member States to provide for derogations from certain provisions of Council [Directive 2000/29/EC](#) in respect of potatoes, other than potatoes intended for planting, originating in the regions of Akkar and Bekaa of Lebanon⁽¹⁾ is amended as follows.

(2) For Article 1, substitute—

“Article 1

Authorisation to provide for derogation

1. By way of derogation from Article 40(1) of Regulation (EU) 2016/2031⁽²⁾, as read with entry 17 of the table in Part A of Annex 6 to Regulation (EU) 2019/2072⁽³⁾, competent authorities may authorise the introduction into their territory of potatoes specified in that table where they originate in the regions of Akkar and Bekaa of Lebanon, and satisfy the conditions set out in the Annex to this Decision.

2. In this Decision—

- (a) “competent authority” has the meaning given in Article 2(6) of Regulation (EU) 2016/2031;
- (b) “third country” means any country or territory outside of the United Kingdom;
- (c) “UK NPPO” has the meaning given in Article 2(43) of Regulation (EU) 2016/2031”.

(3) In Article 2—

- (a) in the opening paragraph, for “as set out in Article 13a(3) of [Directive 2000/29/EC](#)” substitute “as provided for in Article 76 of Regulation [\(EU\) 2016/2031](#)”;
- (b) in point (a), in the first place it occurs, omit “EU”.

(4) In Article 3—

- (a) in paragraph 1—

⁽¹⁾ EUDN 2019/1614.

⁽²⁾ EUR 2016/2031. Article 40 was amended by [S.I. 2020/1482](#).

⁽³⁾ EUR 2019/2072. Annex 6 was amended by [S.I. 2020/1527](#) and [2021/1171](#).

- (i) for “the Union” substitute “Great Britain”;
 - (ii) for “Member State” substitute “competent authority in relation to the territory of Great Britain”;
- (b) omit paragraph 2.
- (5) In Article 4—
 - (a) in the heading, for “Member States” substitute “competent authorities”;
 - (b) in paragraph 3, for the words from “point 1.1” to the end, substitute “EPPO PM 7/59”;
 - (c) in paragraph 4—
 - (i) in the first sentence, for “the Union” substitute “Great Britain”;
 - (ii) in the second sentence, for the words from “point 1.1” to the end, substitute “EPPO PM 7/59”.
 - (d) in paragraph 5—
 - (i) in the first sentence, for the words from “point 1.2” to the end, substitute “EPPO PM 7/59”;
 - (ii) in the last sentence, for “the Union” substitute “Great Britain”.
 - (e) at the end, insert as a new paragraph—

“(6) In this Article, “EPPO PM 7/59” (“EPPO PM 7/59”) means the standard describing a diagnostic protocol for *Clavibacter michiganensis* subsp. *sepedonicus* approved by the European and Mediterranean Plant Protection Organization⁽⁴⁾
- (6) In Article 5—
 - (a) for “Member States”, in both places it occurs, substitute “Competent authorities”;
 - (b) in both places it occurs, omit “the Commission and”.
- (7) In Article 6(1)—
 - (a) for “the Union”, in the first place it occurs, substitute “Great Britain”;
 - (b) omit “in one of the official languages of the Union”.
- (8) In Article 7, for “the Union” substitute “Great Britain”.
- (9) In Article 8, for the words from “responsible” to “concerned” substitute “competent authority with responsibility in relation to the relevant point of entry”.
- (10) In Article 9, omit the wording from “This Decision is addressed to” to the end.
- (11) In the Annex—
 - (a) in points (1) and (2), for “the Commission”, in both places it occurs, substitute “the UK NPPO”;
 - (b) in point (4)—
 - (i) in point (a), for “the Union”, substitute “the United Kingdom”;
 - (ii) in point (b), for “the Union” substitute “Great Britain”;
 - (iii) for “Annex 3 to [Directive 2000/29/EC](#)” substitute “Article 40(1) of Regulation (EU) 2016/2031”.
 - (c) in point (9), in both places it occurs, for “the Union” substitute “Great Britain”.

(4) Approved by the European and Mediterranean Plant Protection Organization in September 2005 and available from its Secretariat at 21 Boulevard Richard Lenoir, 75011, Paris, France and at https://www.eppo.int/RESOURCES/eppo_standards/pm7_diagnostics.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.
