
STATUTORY INSTRUMENTS

2022 No. 1367

**The Plant Health and Trade in Animals and
Related Products (Amendment) Regulations 2022**

PART 2

Amendment of legislation relating to plant health

**Amendment of the Official Controls (Plant Health and Genetically Modified Organisms)
(England) Regulations 2019**

3.—(1) The Official Controls (Plant Health and Genetically Modified Organisms (England) Regulations 2019⁽¹⁾ are amended as follows.

(2) In regulation 17—

- (a) in paragraph (1), for “This regulation” substitute “Paragraph (2)”;
- (b) after paragraph (2) insert—

“(2A) Paragraph (2B) applies where the competent authority in relation to another territory of Great Britain—

- (a) has officially confirmed the presence in its territory of a plant pest to which Article 18 of the Plant Health Regulation applies; and
- (b) has notified the competent authority in relation to England, in accordance with Article 18(4A) of the Plant Health Regulation, that a demarcated area should extend to or be established in England.

(2B) The competent authority may by notice—

- (a) demarcate an area for the purpose of eradicating or containing the plant pest, or for the purpose of preventing the establishment of the pest in England; or
- (b) confirm the proposed demarcation of an area in England previously notified to the competent authority by another competent authority in accordance with Article 18(4A) of the Plant Health Regulation.

(2C) A notice under paragraph (2B) may specify the prohibitions or restrictions which are to apply to the demarcated area for any of the purposes specified in that paragraph.”;

- (c) in paragraph (3), after “paragraph (2)” insert “or (2B)”;
- (d) at the end insert—

“(4) In this regulation, “competent authority” has the meaning given by Article 2(6) of the Plant Health Regulation.”.