

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

CHAPTER II

PREVENTION

Article 7

Restrictions

- 1 Invasive alien species [<sup>F1</sup>of special concern] shall not be intentionally:
- a brought into the territory of [<sup>F2</sup>Great Britain], including transit under customs supervision;
  - b kept, including in contained holding;
  - c bred, including in contained holding;
  - d transported to, from or within [<sup>F2</sup>Great Britain], except for the transportation of species to facilities in the context of eradication;
  - e placed on the market;
  - f used or exchanged;
  - g permitted to reproduce, grown or cultivated, including in contained holding; or
  - h released into the environment.
- 2 [<sup>F3</sup>The appropriate authority] shall take all necessary steps to prevent the unintentional introduction or spread, including, where applicable, by gross negligence, of invasive alien species [<sup>F1</sup>of special concern].

**Textual Amendments**

- F1** Words in Regulation substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **4(2)(e)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **2(2)(e)** (with reg. 1(2))
- F2** Words in Regulation substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **4(2)(a)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)(3)(a)); 2020 c. 1, Sch. 5 para. 1(1); and Regulation: By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **2(2)(a)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the word “Scotland” is substituted for the words “the Union”
- F3** Words in Art. 7(2) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(2)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art 7(2): By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(2)** (with reg. 1(2)), it is provided that the words “The Scottish Ministers” are substituted for the words “Member States”

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**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EU) No 1143/2014 of the European Parliament and of the Council, CHAPTER II. (See end of Document for details)

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## Article 8

### Permits

1 By way of derogation from the restrictions set out in points (a), (b), (c), (d), (f) and (g) of Article 7(1), and subject to paragraph 2 of this Article, [F<sup>4</sup>the appropriate authority] shall establish a permit system allowing establishments to carry out research on, or ex-situ conservation of, invasive alien species [F<sup>1</sup>of special concern]. Where the use of products derived from invasive alien species [F<sup>1</sup>of special concern] is unavoidable to advance human health, [F<sup>4</sup>the appropriate authority] may also include scientific production and subsequent medicinal use within their permit system.

2 [F<sup>5</sup>The appropriate authority may] issue the permits referred to in paragraph 1 for activities carried out in contained holding that fulfil all of the following conditions:

- a the invasive alien species [F<sup>1</sup>of special concern] is kept in and handled in contained holding in accordance with paragraph 3;
- b the activity is to be carried out by appropriately qualified personnel as laid down by the [F<sup>6</sup>appropriate authority];
- c transport to and from contained holding is carried out under conditions that exclude escape of the invasive alien species as established by the permit;
- d in the case of invasive alien species [F<sup>1</sup>of special concern] that are animals, they are marked or otherwise effectively identified where appropriate, using methods that do not cause avoidable pain, distress or suffering;
- e the risk of escape or spread or removal is effectively managed, taking into account the identity, biology and means of dispersal of the species, the activity and the contained holding envisaged, the interaction with the environment and other relevant factors;
- f a continuous surveillance system and a contingency plan covering possible escape or spread is drawn up by the applicant, including an eradication plan. The contingency plan shall be approved by the [F<sup>7</sup>appropriate authority]. If an escape or spread occurs, the contingency plan shall be implemented immediately and the permit may be withdrawn, temporarily or permanently.

The permit referred to in paragraph 1 shall be limited to a number of invasive alien species and specimens that does not exceed the capacity of the contained holding. It shall include the restrictions necessary to mitigate the risk of escape or spread of the species concerned. It shall accompany the invasive alien species to which it refers at all times when those species are kept, brought into and transported within [F<sup>2</sup>Great Britain].

3 Specimens shall be considered to be kept in contained holding if the following conditions are fulfilled:

- a the specimens are physically isolated and they cannot escape or spread or be removed by unauthorised persons from the holdings where they are kept;
- b cleaning, waste handling and maintenance protocols ensure that no specimens or reproducible parts can escape, spread or be removed by unauthorised persons;
- c the removal of the specimens from the holdings, disposal or destruction or humane cull is done in such way as to exclude propagation or reproduction outside of the holdings.

4 When applying for a permit, the applicant shall provide all necessary evidence to allow the [F<sup>8</sup>appropriate authority] to assess whether the conditions set out in paragraphs 2 and 3 are fulfilled.

5 [F<sup>9</sup>The appropriate authority may] withdraw the permit at any point in time, temporarily or permanently, if unforeseen events with an adverse impact on biodiversity or related ecosystem services occur. Any withdrawal of a permit shall be justified on scientific grounds and, where scientific information is insufficient, on the grounds of the precautionary principle and having due regard to national administrative rules.

F<sup>10</sup>6 .....

7 For all permits issued in accordance with paragraph 1 of this Article, [F<sup>11</sup>the appropriate authority must], without delay, make publicly available on the internet at least the following:

- a the scientific and common names of the invasive alien species [F<sup>1</sup>of special concern] for which the permit has been issued;
- b the number or the volume of specimens concerned;
- c the purpose for which the permit has been issued; and
- d the codes of Combined Nomenclature as provided by Regulation (EEC) No 2658/87.

8 [F<sup>12</sup>The appropriate authority] shall ensure that inspections are carried out F<sup>13</sup> ... to ensure that the establishments comply with the conditions set out in those permits issued.

#### Textual Amendments

- F1** Words in Regulation substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **4(2)(e)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **2(2)(e)** (with reg. 1(2))
- F2** Words in Regulation substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **4(2)(a)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)(3)(a)); 2020 c. 1, Sch. 5 para. 1(1); and Regulation: By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **2(2)(a)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the word “Scotland” is substituted for the words “the Union”
- F4** Words in Art. 8(1) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(3)(a)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 8(1): By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(3)(a)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “the Scottish Ministers” are substituted for the words “Member States”
- F5** Words in Art. 8(2) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(3)(b)(i)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 8(2): By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(3)(b)(i)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “The Scottish Ministers may” are substituted for the words “Member States shall empower their competent authorities to”
- F6** Words in Art. 8(2)(b) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(3)(b)(ii)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 8(2)(b): By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(3)(b)(ii)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “Scottish Ministers” are substituted for the words “competent authorities”
- F7** Words in Art. 8(2)(f) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(3)(b)(iii)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 8(2)(f): By [The Invasive](#)

**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EU) No 1143/2014 of the European Parliament and of the Council, CHAPTER II. (See end of Document for details)

- Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(3)(b)(iii)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “Scottish Ministers” are substituted for the words “competent authority”
- F8** Words in Art. 8(4) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(3)(c)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 8(4): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(3)(c)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “Scottish Ministers” are substituted for the words “competent authority”
- F9** Words in Art. 8(5) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(3)(d)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 8(5): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(3)(d)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “The Scottish Ministers may” are substituted for the words “Member States shall empower their competent authorities to”
- F10** Art. 8(6) omitted (31.12.2020) by virtue of The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(3)(e)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(3)(e)** (with reg. 1(2))
- F11** Words in Art. 8(7) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(3)(f)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 8(7): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(3)(f)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “the Scottish Ministers must” are substituted for the words “Member States, shall”
- F12** Words in Art. 8(8) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(3)(g)(i)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 8(8): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(3)(g)(i)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “The Scottish Ministers” are substituted for the words “Member States”
- F13** Words in Art. 8(8) omitted (31.12.2020) by virtue of The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(3)(g)(ii)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by virtue of The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(3)(g)(ii)** (with reg. 1(2))

## Article 9

### Authorisations

1 In exceptional cases, for reasons of compelling public interest, including those of a social or economic nature, [<sup>F14</sup>the appropriate authority] may issue permits allowing establishments to carry out activities other than those set out in Article 8(1) <sup>F15</sup>..., in accordance with the procedure laid down in this Article and subject to the conditions set out in Article 8(2) and (3).

<sup>F16</sup>2 .....

[<sup>F17</sup>3 Before issuing a permit under paragraph 1 of this Article, the appropriate authority must consult and have regard to the opinions of—

- a the Committee;
- b the Scientific Forum;
- c the other responsible authorities.]

4 An application for [<sup>F18</sup>a permit under paragraph 1 of this Article] shall include the following:

- a details of the establishment or groups of establishments including their name and address;
- b the scientific and common names of the invasive alien species [<sup>F1</sup>of special concern] for which [<sup>F19</sup>an authorisation][<sup>F19</sup>a permit] is requested;
- c the codes of Combined Nomenclature as provided by Regulation (EEC) No 2658/87;
- d the number or the volume of specimens concerned;
- e the reasons for the requested [<sup>F20</sup>authorisation][<sup>F20</sup>permit];
- f a detailed description of the envisaged measures to ensure that escape or spread are not possible from contained holding facilities in which the invasive alien species [<sup>F1</sup>of special concern] is to be kept in and handled, as well as of the measures to ensure that any transport of the species that may be necessary is carried out under conditions that exclude escape;
- g an assessment of the risk of escape of the invasive alien species [<sup>F1</sup>of special concern] for which [<sup>F19</sup>an authorisation][<sup>F19</sup>a permit] is requested, accompanied by a description of the risk mitigation measures to be put in place;
- h a description of the surveillance system planned and of the contingency plan drawn to cater for possible escape or spread, including an eradication plan where necessary;
- i a description of relevant <sup>F21</sup>... law applicable to those establishments.

5 [<sup>F22</sup>Permits granted by the appropriate authority under paragraph 1 of this Article] shall be notified to the [<sup>F23</sup>other responsible authorities]. [<sup>F24</sup>A permit issued under paragraph 1] shall be specific to an individual establishment, irrespective of the application procedure followed in accordance with point (a) of paragraph 4, and shall include the information referred to in paragraph 4 and the duration of [<sup>F25</sup>the permit]. [<sup>F24</sup>A permit issued under paragraph 1] shall also include provisions regarding the supply to the establishment of additional or replacement specimens for use in the activity for which [<sup>F26</sup>that permit] is requested.

6 [<sup>F27</sup>The appropriate authority] may issue the permit referred to in paragraph 1 of this Article in accordance with Article 8(4) to (8). <sup>F28</sup>...

7 [<sup>F29</sup>The appropriate authority] shall reject an application for [<sup>F30</sup>a permit under paragraph 1] if any relevant obligations set out in this Regulation are not complied with.

8 [<sup>F31</sup>The appropriate authority] shall, as soon as possible, inform the [<sup>F32</sup>other responsible authorities] of any rejection of an application pursuant to paragraph 7 and shall specify the reason for the rejection.

#### Textual Amendments

- F1** Words in Regulation substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **4(2)(e)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **2(2)(e)** (with reg. 1(2))
- F14** Words in Art. 9(1) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(4)(a)(i)** (with reg. 2(1)(a)) (as amended

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- by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 9(1): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(a)(i)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “the Scottish Ministers” are substituted for the words “Member States”
- F15** Words in Art. 9(1) omitted (31.12.2020) by virtue of The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(a)(ii)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by virtue of The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(a)(ii)** (with reg. 1(2))
- F16** Art. 9(2) omitted (31.12.2020) by virtue of The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(b)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by virtue of The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(b)** (with reg. 1(2))
- F17** Art. 9(3) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(c)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)(5)(a)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 9(3): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(c)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) “3. Before issuing a permit under paragraph 1 of this Article, the Scottish Ministers must consult and have regard to the opinions of— (a) the Committee, (b) the Scientific Forum, (c) the Secretary of State, the Welsh Ministers and the Department of Agriculture, Environment and Rural Affairs.” is substituted for Art. 9(3)
- F18** Words in Art. 9(4) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(d)(i)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 9(4): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(d)(i)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “a permit” are substituted for the words “an authorisation”
- F19** Words in Art. 9(4) substituted (S.) (31.12.2020) by The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(d)(i)** (with reg. 1(2))
- F20** Word in Art. 9(4)(e) substituted (S.) (31.12.2020) by The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(d)(ii)** (with reg. 1(2))
- F21** Word in Art. 9(4)(i) omitted (31.12.2020) by virtue of The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(d)(ii)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); (S.) (31.12.2020) by virtue of The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(d)(iii)** (with reg. 1(2))
- F22** Words in Art. 9(5) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(e)(i)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 9(5): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(e)(i)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “Permits granted by the Scottish Ministers under paragraph 1” are substituted for the words “Authorisations granted by the Commission”
- F23** Words in Art. 9(5) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(e)(ii)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 9(5): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(e)(ii)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “Secretary of State, the Welsh Ministers and the Department of Agriculture, Environment and Rural Affairs” are substituted for the words “competent authority of the Member State concerned”

**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EU) No 1143/2014 of the European Parliament and of the Council, CHAPTER II. (See end of Document for details)

- F24** Words in Art. 9(5) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(e)(iii)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(e)(iii)** (with reg. 1(2))
- F25** Words in Art. 9(5) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(e)(iv)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(e)(iv)** (with reg. 1(2))
- F26** Words in Art. 9(5) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(e)(v)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(e)(v)** (with reg. 1(2))
- F27** Words in Art. 9(6) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(f)(i)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 9(6): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(f)(i)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “The Scottish Ministers” are substituted for the words “Following an authorisation by the Commission, the competent authority”
- F28** Words in Art. 9(6) omitted (31.12.2020) by virtue of The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(f)(ii)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by virtue of The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(f)(ii)** (with reg. 1(2))
- F29** Words in Art. 9(7) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(g)(i)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 9(7): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(g)(i)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “The Scottish Ministers” are substituted for the words “The Commission”
- F30** Words in Art. 9(7) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(g)(ii)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(g)(ii)** (with reg. 1(2))
- F31** Words in Art. 9(8) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(h)(i)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 9(8): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(h)(i)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “The Scottish Ministers” are substituted for the words “The Commission”
- F32** Words in Art. 9(8) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(4)(h)(ii)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 9(8): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(4)(h)(ii)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “applicant, the Secretary of State, the Welsh Ministers and the Department of Agriculture, Environment and Rural Affairs” are substituted for the words “Member State concerned”

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Article 10

Emergency measures

1 Where [F33the appropriate authority] has evidence concerning the presence in, or imminent risk of introduction into [F34Great Britain] of an invasive alien species, which is not included on the [F35list of species of special concern] but which the [F36Scientific Forum has] found, on the basis of preliminary scientific evidence, to be likely to meet the criteria set out in Article 4(3), [F37the appropriate authority may by regulations] immediately take emergency measures, consisting of any of the restrictions set out in Article 7(1).

[F382 When introducing emergency measures under paragraph 1, the appropriate authority must notify the Scientific Forum and the Committee.]

3 [F39The Scientific Forum must] without delay carry out a risk assessment pursuant to Article 5 for the invasive alien species subject to the emergency measures, given the available technical and scientific information, and in any case within 24 months from the date [F40on which the emergency measures come into force].

[F413A Emergency measures may not apply for a period exceeding 2 years.]

F424 .....

F425 .....

[F436 Where the Secretary of State includes the invasive alien species on the list of species of special concern before the end of the period referred to in paragraph 3A, the appropriate authority must repeal or amend the emergency measures.]

F447 .....

Textual Amendments

F33 Words in Art. 10(1) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), 6(5)(a)(i) (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 10(1): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), 4(5)(a)(i) (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “the Scottish Ministers have” are substituted for the words “a Member State has”

F34 Words in Art. 10(1) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), 6(5)(a)(ii) (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)(5)(b)(i)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 10(1): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), 4(5)(a)(ii) (with reg. 1(2)), it is provided that (S.) (31.12.2020) the word “Scotland” is substituted for the words “its territory”

F35 Words in Regulation substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), 4(2)(d) (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Regulation: By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), 2(2)(d) (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “Scottish list of species of special concern” are substituted for the words “Union list”

F36 Words in Art. 10(1) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), 6(5)(a)(iii) (with reg. 2(1)(a)) (as



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- amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(5)(a)(iii)** (with reg. 1(2))
- F37** Words in Art. 10(1) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(5)(a)(iv)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)(5)(b)(ii)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 10(1): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(5)(a)(iv)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “the Scottish Ministers may by regulations” are substituted for the words “it may”
- F38** Art. 10(2) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(5)(b)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 10(2): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(5)(b)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) “2. When introducing emergency measures under paragraph 1, the Scottish Ministers must notify the Committee and the Scientific Forum.” is substituted for Art. 10(2)
- F39** Words in Art. 10(3) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(5)(c)(i)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 10(3): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(5)(c)(i)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “The Scottish Ministers must request that the Scientific Forum or such other expert as the Scottish Ministers consider appropriate” are substituted for the words “The Member State concerned”
- F40** Words in Art. 10(3) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(5)(c)(ii)** (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)(5)(b)(iii)) 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(5)(c)(ii)** (with reg. 1(2))
- F41** Art. 10(3A) inserted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(5)(ca)** (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)(5)(b)(iv)) 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(5)(d)** (with reg. 1(2))
- F42** Art. 10(4)(5) omitted (31.12.2020) by virtue of The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(5)(d)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by virtue of The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(5)(e)** (with reg. 1(2))
- F43** Art. 10(6) substituted (31.12.2020) by The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(5)(e)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)(5)(b)(v)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 10(6): By The Invasive Non-native Species (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/473), regs. 1(1), **4(5)(f)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) “6. Where the Scottish Ministers include the invasive alien species on the Scottish list of species of special concern the Scottish Ministers must revoke or amend the emergency measures.” is substituted for Art. 10(6)
- F44** Art. 10(7) omitted (31.12.2020) by virtue of The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/223), regs. 1(1)(b), **6(5)(f)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)

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*Changes to legislation:* There are currently no known outstanding effects for the Regulation (EU) No 1143/2014 of the European Parliament and of the Council, CHAPTER II. (See end of Document for details)

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### <sup>F45</sup>Article 11

#### **Invasive alien species of regional concern and species native to the Union**

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##### **Textual Amendments**

**F45** Art. 11 omitted (31.12.2020) by virtue of [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(6)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by virtue of [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(6)** (with reg. 1(2))

### <sup>F46</sup>Article 12

#### **Invasive alien species of Member State concern**

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##### **Textual Amendments**

**F46** Art. 12 omitted (31.12.2020) by virtue of [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(6)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by virtue of [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(6)** (with reg. 1(2))

### Article 13

#### **Action plans on the pathways of invasive alien species**

1 <sup>F47</sup>The responsible authorities, acting jointly, must], within 18 months of <sup>F48</sup>IP completion day and in respect of] the adoption of the <sup>F35</sup>list of species of special concern] carry out a comprehensive analysis of the pathways of unintentional introduction and spread of invasive alien species <sup>F1</sup>of special concern] at least in <sup>F49</sup>Great Britain and the GB marine area], and identify the pathways which require priority action ('priority pathways') because of the volume of species or of the potential damage caused by the species entering <sup>F2</sup>Great Britain] through those pathways.

2 Within three years of <sup>F50</sup>IP completion day and in respect of] the adoption of the <sup>F35</sup>list of species of special concern], <sup>F51</sup>the responsible authorities, acting jointly, must] establish and implement one single action plan or a set of action plans to address the priority pathways it has identified pursuant to paragraph 1. Action plans shall include timetables for action and shall describe the measures to be adopted and, as appropriate, voluntary actions and codes of good practice, to address the priority pathways and to prevent the unintentional introduction and spread of invasive alien species into or within <sup>F2</sup>Great Britain].

<sup>F52</sup>3 .....

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4 The action plans referred to in paragraph 2 of this Article shall include, in particular, measures based on an analysis of costs and benefits, in order to:

- a raise awareness;
- b minimise contamination of goods, commodities, vehicles and equipment by specimens of invasive alien species, including measures to tackle transportation of invasive alien species from [<sup>F53</sup>other] countries;
- [<sup>F54</sup>c ensure appropriate checks at [<sup>F55</sup>Great Britain's] borders, other than the official controls pursuant to Article 15.]

[<sup>F56</sup>5 The responsible authorities must review the action plans established under paragraph 2 at least every six years.]

[<sup>F57</sup>6 In this Article and Article 14, the date of adoption of the list of species of special concern is to be taken to be 2nd August 2016.]

### Textual Amendments

- F1** Words in Regulation substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **4(2)(e)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **2(2)(e)** (with reg. 1(2))
- F2** Words in Regulation substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **4(2)(a)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)(3)(a)); 2020 c. 1, Sch. 5 para. 1(1); and Regulation: By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **2(2)(a)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the word “Scotland” is substituted for the words “the Union”
- F35** Words in Regulation substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **4(2)(d)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Regulation: By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **2(2)(d)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “Scottish list of species of special concern” are substituted for the words “Union list”
- F47** Words in Art. 13(1) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(7)(a)(i)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 13(1): By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(7)(a)(i)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “The Scottish Ministers, after consulting the Secretary of State, the Welsh Ministers and the Department of Agriculture, Environment and Rural Affairs (as they consider appropriate), must” are substituted for the words “Member States shall”
- F48** Words in Art. 13(1) inserted (S.) (31.12.2020) by [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(7)(a)(ii)** (with reg. 1(2))
- F49** Words in Art. 13(1) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(7)(a)(ii)** (with reg. 2(1)(a)) (as amended by S.I. 2020/1590, regs. 1(1)(b)(i), 6(2)(5)(c)(i)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 13(1): By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(7)(a)(iii)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the word “Scotland” is substituted for the words from “their territory” to “Directive 2008/56/EC”
- F50** Words in Art. 13(2) inserted (S.) (31.12.2020) by [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(7)(b)(i)** (with reg. 1(2))

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- F51** Words in Art. 13(2) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(7)(b)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 13(2): By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(7)(b)(ii)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) the words “the Scottish Ministers, after consulting the Secretary of State, the Welsh Ministers and the Department of Agriculture, Environment and Rural Affairs (as appropriate) must” are substituted for the words “each Member State shall”
- F52** Art. 13(3) omitted (31.12.2020) by virtue of [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(7)(c)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by virtue of [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(7)(c)** (with reg. 1(2))
- F53** Word in Art. 13(4)(b) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(7)(d)(i)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and (S.) (31.12.2020) by [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(7)(d)** (with reg. 1(2))
- F54** Art. 13(4)(c) omitted (S.) (31.12.2020) by virtue of [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(7)(e)** (with reg. 1(2))
- F55** Words in Art. 13(4)(c) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(7)(d)(ii)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)(5)(c)(ii)); 2020 c. 1, Sch. 5 para. 1(1)
- F56** Art. 13(5) substituted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(7)(e)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1); and Art. 13(5): By [The Invasive Non-native Species \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/473\)](#), regs. 1(1), **4(7)(f)** (with reg. 1(2)), it is provided that (S.) (31.12.2020) “5. The Scottish Ministers must review the action plan or plans established under paragraph 2 at least every six years.” is substituted for Art. 13(5)
- F57** Art. 13(6) inserted (31.12.2020) by [The Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/223\)](#), regs. 1(1)(b), **6(7)(f)** (with reg. 2(1)(a)) (as amended by [S.I. 2020/1590](#), regs. 1(1)(b)(i), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)

**Changes to legislation:**

There are currently no known outstanding effects for the Regulation (EU) No 1143/2014 of the European Parliament and of the Council, CHAPTER II.