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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2019 No.**

**The Plant Health (EU Exit) (Scotland)  
(Amendment etc.) Regulations 2019**

**PART 3**

Amendment of the Plant Health (Scotland) Order 2005: exiting the European Union

**CHAPTER 2**

Amendment of Part 2

**36.** In article 16 (requirements to be met by relevant material prior to inspection at its place of country of destination)—

- (a) for the heading to the article and for paragraphs (1) and (2)(1) substitute—

**“Requirements to be met by relevant material destined for an approved place of inspection**

**16.—(1)** This article applies to notifiable relevant material, other than notified EU material, which is destined for an approved place of inspection.

(2) No person may, in relation to any relevant material to which this article applies move such relevant material within Scotland, or where applicable, from Scotland to an approved place of inspection in another UK territory, unless it is accompanied by a copy of the phytosanitary certificate or phytosanitary certificate for re-export which accompanied the material on its entry into Scotland and—

- (a) its packaging and the vehicle in which it is transported is sealed in such a way that there is no risk of the relevant material causing infestation, infection or contamination or a change occurring in the identity of the material, or
- (b) where the material is destined for an approved place of inspection in Scotland, its movement has been authorised by the Scottish Ministers.”,

- (b) in paragraph (3)—

(i) in the words before sub-paragraph (a)—

(aa) for “to which this article applies” to “European Union” substitute “which is destined for an approved place of inspection in Scotland”, and

(bb) for “five” substitute “three”,

(ii) in sub-paragraph (a) omit “or other area of plant health control”,

(iii) in sub-paragraph (b) for “place referred to in paragraph (a)” substitute “approved place of inspection”,

(iv) omit sub-paragraphs (c) and (d).

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**Draft Legislation:** This is a draft item of legislation and has not yet been made as a Scottish Statutory Instrument. This draft has been replaced by a new draft, The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2019 ISBN 978-0-11-104137-6

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