

EXPLANATORY NOTE

(This note is not Part of the Regulations)

These Regulations are principally made in exercise of the powers conferred by paragraph 1(1) and (3) of schedule 2 and by paragraph 21 of schedule 7 of the European Union (Withdrawal) Act 2018 (c.16) (“the 2018 Act”) in order to address failures of retained EU law to operate effectively and other deficiencies (in particular, the deficiencies mentioned in section 8(2)(a) to (d) and (g) of the 2018 Act) arising from the withdrawal of the United Kingdom from the European Union.

Part 2 (regulations 2 to 5) is made in exercise of powers under the European Communities Act 1972 (c.68) and makes provision to amend the Plant Health (Fees) (Scotland) Regulations 2008, the Plant Health (Import Inspection Fees) (Scotland) Regulations 2014, the Plant Health (Fees) (Forestry) (England and Scotland) Regulations 2015 and the Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019, for the purpose of implementing and dealing with matters arising out of or related to EU obligations of the United Kingdom.

Part 3 (regulations 6 to 32) is made in exercise of the powers conferred by paragraph 1(1) and (3) of schedule 2 of the 2018 Act.

Part 4 (regulation 33) repeals legislation which is superseded by the amendments in these Regulations.

A business and regulatory impact assessment has not been produced for this instrument as no, or no significant, impact upon business, charities or voluntary bodies is foreseen.