

[^{F1}SCHEDULE 5

Application of, derogations from, and modifications to, Part 3 in relation to certain territories subject to transitional import arrangements

Textual Amendments

- F1** Sch. 5 inserted (31.12.2020) by [The Trade in Animals and Related Products \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2020 \(S.S.I. 2020/458\)](#), regs. 1(3), **2(30)**

PART 2

Derogations from, and modifications to, Part 3 of these Regulations

Modification of regulation 18: action following non-compliance: products

[^{F27}—(1) Regulation 18 applies as if—

(a) for paragraph (1) there were substituted—

“(1) This regulation applies, subject to paragraph (1A), in relation to any consignment of a product if any checks carried out show that the consignment does not comply with—

- (a) the requirements of these Regulations, as they have effect subject to the transitional modifications specified in Schedule 5; or
- (b) the rules referred to in Article 1(2) of the Official Controls Regulation.

(1A) This paragraph applies where—

- (a) there is non-compliance with the rules referred to in paragraph (1); and
- (b) the official veterinarian or the official fish inspector (as appropriate) considers that the non-compliance is minor and technical and does not pose a risk to human, animal or plant health, or to the environment.

(1B) Where paragraph (1A) applies, paragraph (2) applies as if for “must” there were substituted “may”.”;]]

Textual Amendments

- F2** Sch. 5 para. 7 substituted (30.4.2024) by [The Official Controls \(Miscellaneous Amendments\) Regulations 2024 \(S.I. 2024/541\)](#), regs. 1, **16(4)(e)** (with reg. 5)

Changes to legislation:

There are currently no known outstanding effects for the The Trade in Animals and Related Products (Scotland) Regulations 2012, Paragraph 7.