
SCOTTISH STATUTORY INSTRUMENTS

2019 No. 71

**The Animal Health (EU Exit) (Scotland)
(Amendment) Regulations 2019**

PART 2

AMENDMENT OF REFERENCES IN SECONDARY LEGISLATION

The Avian Influenza (H5N1 in Poultry) (Scotland) Order 2007

- 7.—(1) The Avian Influenza (H5N1 in Poultry) (Scotland) Order 2007(1) is amended as follows.
- (2) In article 2 (interpretation)—
- (a) omit the definition of “the Commission Decision”,
 - (b) in the definition of “competent authority”, for the words from “in a” to the end substitute “which, immediately before Commission Decision 2006/415 concerning certain protection measures in relation to highly pathogenic avian influenza of the subtype H5N1 in poultry in the Community and repealing [Decision 2006/135/EC](#) ceased to have effect, was responsible for compliance with obligations provided for in that Decision(2)”,
 - (c) after the definition of “protection zone” insert—
““Regulation (EC) No. 853/2004” means Regulation (EC) No 853/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific hygiene rules for food of animal origin”.
- (3) Omit article 5 (areas A and B).
- (4) In article 11(2)(b)(i) (restrictions on the movement of wild game bird products) omit the words from “of the European Parliament” to the end.

(1) [S.S.I. 2007/62](#), relevant amending instruments are [S.S.I. 2011/171](#), [S.S.I. 2013/173](#), [S.S.I. 2013/307](#) and [S.S.I. 2018/391](#). The amendments made by [S.S.I. 2018/391](#) come into force on 28 February 2019.

(2) OJ L 164, 16.6.2006, p.51 (“the Decision”). The Decision was last amended by Commission Implementing Decision (EU) 2017/2410 of 20 December 2017 amending Decisions [2006/415/EC](#) and [2007/25/EC](#) and Implementing [Decision 2013/657/EU](#) concerning certain protection measures in relation to highly pathogenic avian influenza (OJ L 342, 21.12.2017, p. 13) which in particular amended Article 12 of the Decision to provide that the Decision was to apply until 31 December 2018.