
SCOTTISH STATUTORY INSTRUMENTS

2021 No. 87

**The Plant Health and Plant Propagating Material
(Miscellaneous Amendments) (Scotland) Regulations 2021**

PART 3

Plant Health

The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019

4.—(1) The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019⁽¹⁾ have effect in relation to specified goods entering Great Britain from a relevant third country during the transitional staging period, subject to the following modifications.

(2) In regulation 2 (interpretation: general), after the definition of “the Phytosanitary Conditions Regulation”, insert—

““place of destination” in relation to any specified goods, means the first place where the goods are delivered for unloading in Great Britain, and for this purpose “specified goods” means plants, plants products and other objects specified in the schedule to the Official Controls and Phytosanitary Conditions (Amendment) Regulations 2021⁽²⁾.”

(3) In schedule 3 (offences in retained direct EU legislation), Part 2 (the Official Controls Regulation)—

- (a) in the entry relating to Article 47(5), in the second column, at the end insert “or place of destination or, where required, any other place specified in Article 44(3)”,
- (b) in the entry relating to Article 50(1), in the second column, at the end insert “or place of destination or, where required, any other place specified in Article 44(3)”,
- (c) after the entry relating to Article 56(4)—
 - (i) in the first column, insert “Article 56A”,
 - (ii) in the second column, insert—

“During the transitional staging period, requires the operators of relevant goods from a relevant third country, to give prior notification to the relevant competent authority before the expected time of arrival of the goods at a point of entry in Great Britain.”

(4) In this regulation—

“Official Controls Regulation” means Regulation (EU) 2017/625 of the European Parliament and of the Council on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products,

(1) [S.S.I. 2019/421](#), as amended by [S.S.I. 2020/176](#) and [S.S.I. 2020/466](#).

(2) [S.I. 2021/136](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“relevant third country” has the meaning set out in Annex 6 to the Official Controls Regulation, and

“transitional staging period” has the meaning set out in Annex 6 to the Official Controls Regulation.