
DRAFT STATUTORY INSTRUMENTS

2020 No.

The Official Controls (Animals, Feed and Food, Plant Health etc.) (Amendment) (EU Exit) Regulations 2020

PART 3

Amendments to EU delegated and implementing acts

Amendments to Commission Delegated Regulation (EU) 2019/2122 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards certain categories of animals and goods exempted from official controls at border control posts, specific controls on passengers' personal luggage and on small consignments of goods sent to natural persons which are not intended to be placed on the market

35.—(1) Commission Delegated Regulation (EU) 2019/2122 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards certain categories of animals and goods exempted from official controls at border control posts, specific controls on passengers' personal luggage and on small consignments of goods sent to natural persons which are not intended to be placed on the market is amended as follows.

(2) In Article 2—

(a) in point (2), for “IMSOC” substitute “the appropriate computerised information management system”;

(b) after point (8), insert—

“(9) ‘entry into Great Britain’ or ‘entering Great Britain’ has the meaning given in Article 2(40) of Regulation (EU) 2017/625(1);

(10) ‘third country’ has the meaning given in Article 3(2D) of Regulation (EU) 2017/625(2);”;

(3) In Article 3(1)(b)—

(a) for “the Union” substitute “Great Britain”;

(b) for “Member State” substitute “constituent territory of Great Britain”.

(4) In Article 4—

(a) in paragraph 1—

(i) in point (a)—

(aa) for “Member State of destination” substitute “constituent territory of destination in Great Britain”;

(bb) for “the Union” substitute “Great Britain”;

(1) The definitions of ‘entry into Great Britain’ and ‘entering Great Britain’ in Article 3 of Regulation (EU) 2017/625 are inserted by regulation 3 of the Official Controls (Animals, Feed and Food, Plant Health etc) (Amendment) (EU Exit) Regulations 2020 (S.I. 2020/xxxx).

(2) The definition of ‘third country’ was inserted by regulation 3(2) of those Regulations.

- (ii) omit point (c);
- (b) omit paragraph 2.
- (5) In Article 5(3), for “IMSOC” in both places where it occurs, substitute “appropriate computerised information management system”.
- (6) In Article 6(1)(b) for “on Union territory” substitute “in Great Britain”.
- (7) In Article 8(1)—
 - (a) for “the Union”, in the first place where it occurs, substitute “Great Britain”;
 - (b) for the words from “at least” to “Union” substitute “English and may also be in Welsh”.
- (8) In Article 9(1), for “the Union” substitute “Great Britain”.
- (9) In Article 10(2), for “Member States” substitute “The competent authority”.
- (10) In Article 11—
 - (a) in the opening words, for “the Union” substitute “Great Britain”;
 - (b) in point (b)(i), for “Member States” substitute “the appropriate authority”;
 - (c) in point (c), for “the Union” substitute “Great Britain”.
- (11) In Article 12(1)—
 - (a) for “the Union”, in the first place where it occurs, substitute “Great Britain”;
 - (b) for the words from “at least” to “Union”, in the second place where it occurs, substitute “in English and may also be in Welsh”.
- (12) After Article 12, insert—

“Article 12A

Derogations and modifications: relevant goods entering Great Britain from a relevant third country

1. This Regulation applies subject to the derogations and modifications specified in Annex 6 to Regulation (EU) 2017/625(3) and in paragraph 3 of this Article during the transitional staging period, in relation to relevant goods entering Great Britain from a relevant third country.
2. In this Article ‘transitional staging period’, ‘relevant goods’ and ‘relevant third country’ have the meanings given in Annex 6 to that Regulation.
3. Article 7 of this Regulation applies with the following derogations and modifications—
 - (a) after “and which are” insert “relevant goods arriving from a relevant third country”;
 - (b) omit the words from “provided that” to the end.”.
- (13) In the words following Article 15, omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.
- (14) In Annex 2, in each model poster, for “the European Union”, in each place where it occurs, substitute “Great Britain”.
- (15) In Annex 3—
 - (a) for “the EU”, in each place where it occurs and unless otherwise indicated in this paragraph substitute “Great Britain”;
 - (b) in the opening words—

(3) Annex 6 to Regulation (EU) 2017/625 is inserted by regulation 29(4) of the Official Controls (Animals, Feed and Food, Plant Health etc) (Amendment) (EU Exit) Regulations 2020.

- (i) for “the European Union (EU)” substitute “Great Britain”;
- (ii) omit the words from “These procedures” to “Switzerland”;
- (c) in point 6—
 - (i) for “official EU” substitute “appropriate”;
 - (ii) for “a EU border” substitute “a border”.
- (16) In Annex 4, in the model poster, for “the EU” substitute “Great Britain”.