

EXPLANATORY MEMORANDUM TO
THE BEE DISEASES AND PESTS CONTROL (ENGLAND) (AMENDMENT)
ORDER 2021

2021 No. 420

1. Introduction

- 1.1 This Explanatory Memorandum has been prepared by the Department for Environment, Food and Rural Affairs and is laid before Parliament by Command of Her Majesty.

2. Purpose of the instrument

- 2.1 This instrument amends the Bee Pests and Diseases Order 2006 to require that notice is given to the Secretary of State of the presence of Varroa.

3. Matters of special interest to Parliament

Matters of special interest to the Joint Committee on Statutory Instruments

- 3.1 None.

Matters relevant to Standing Orders Nos. 83P and 83T of the Standing Orders of the House of Commons relating to Public Business (English Votes for English Laws)

- 3.2 As this instrument is subject to negative resolution procedure there are no matters relevant to Standing Orders Nos. 83P and 83T of the Standing Orders of the House of Commons relating to Public Business at this stage.

4. Extent and Territorial Application

- 4.1 The territorial extent of this instrument is England and Wales.
4.2 The territorial application of this instrument is England.

5. European Convention on Human Rights

- 5.1 As this instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

6. Legislative Context

- 6.1 To amend the Bee Pests and Diseases Order 2006 to require the notification of Varroa.

7. Policy background

What is being done and why?

- 7.1 This SI amends the Bee Diseases and Pests Control (England) Order 2006, which is made under the Bee Act 1980.
7.2 The Bee Diseases and Pests Control (England) Order 2006 is amended to require the notification of Varroa as this is covered by the EU Animal Health Regulation and not currently subject to any notification requirements in England. There is a requirement that any country exporting live animals to the EU make those terrestrial animal

diseases covered by the legislation notifiable. The EU Animal Health Regulation comes into application in the EU and Northern Ireland on 21st April 2021.

8. European Union (Withdrawal) Act/Withdrawal of the United Kingdom from the European Union

8.1 This instrument does not directly relate to withdrawal from the European Union.

9. Consolidation

9.1 There are no plans to consolidate this legislation.

10. Consultation outcome

10.1 No formal consultation was required for these changes due to the technical nature of the amendments and the requirement to make additional diseases notifiable for ongoing trade in live animals with the European Union and Northern Ireland.

11. Guidance

11.1 Guidance on the diseases added to the list of notifiable diseases will be added to GOV.UK page on [notifiable diseases](#).

12. Impact

12.1 There is a minimal impact on business, charities or voluntary bodies.

12.2 There is no, or no significant, impact on the public sector.

12.3 Because of the low impact on business, a full impact assessment has not been prepared for this instrument.

13. Regulating small business

13.1 The legislation applies to activities that are undertaken by small businesses.

13.2 Given the limited impact, no specific action is proposed to minimise regulatory burdens on small businesses.

14. Monitoring & review

14.1 The approach to monitoring of this instrument is through the course of normal departmental business as no substantive changes to current practices are being introduced.

15. Contact

15.1 Eleanor Glendenning at the Department for Environment, Food and Rural Affairs Telephone: 02082256111 or email: Eleanor.Glendenning@defra.gov.uk can be contacted with any queries regarding the instrument.

15.2 Catherine Harrold, Deputy Director for Exotic and Endemic Disease Control, at the Department for Environment, Food and Rural Affairs can confirm that this Explanatory Memorandum meets the required standard.

15.3 Lord Gardiner of Kimble at the Department for Environment, Food and Rural Affairs can confirm that this Explanatory Memorandum meets the required standard.