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STATUTORY INSTRUMENTS

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**2021 No. 426**

The Official Controls, Plant Health, Seeds and  
Seed Potatoes (Amendment etc.) Regulations 2021

PART 2

Modification of retained EU law

**Amendments to Commission Implementing Regulation (EU) 2020/1217**

4.—(1) Commission Implementing Regulation (EU) 2020/1217 on a derogation from Implementing Regulation (EU) 2019/2072 concerning the introduction into the Union of naturally or artificially dwarfed plants for planting of *Chamaecyparis* Spach, *Juniperus* L. and certain species of *Pinus* L., originating in Japan<sup>(1)</sup> is amended as follows.

(2) In Article 2—

- (a) for “point 1 of Annex VI” substitute “point 1 of Part A of Annex 6”;
- (b) for “the Union” substitute “Great Britain”.

(3) In Article 3, for “the Union” substitute “Great Britain”.

(4) In the words following Article 5, omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.

(5) In the Annex—

- (a) in the title, for “**the Union**” substitute “**Great Britain**”;
- (b) omit paragraph 2;
- (c) in paragraph 3—
  - (i) in both places where it occurs, for “the Union” substitute “Great Britain”;
  - (ii) for “the Commission”, substitute “the NPPO of Great Britain”;
- (d) in paragraph 4—
  - (i) in subparagraph (a)(v), for “the Union” substitute “Great Britain”;
  - (ii) in subparagraph (b)(ii), for “the Union” substitute “Great Britain”;
  - (iii) in subparagraph (c)(ix), omit “(non-European populations)”;
  - (iv) in subparagraph (c)(xiv), for “the Union” substitute “Great Britain”;
  - (v) in subparagraph (d)(xviii), for “the Union” substitute “Great Britain”;
- (e) in paragraph 5, in both places where it occurs, for “the Commission”, substitute “the NPPO of the UK”;
- (f) in paragraph 6 for “the Union” substitute “Great Britain”;
- (g) in paragraph 8, for “30” substitute “42”;

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(1) EUR 2020/1217.

- (h) in paragraph 9, at the end, for “Member States” substitute “The NPPO of the UK”;
- (i) for paragraph 12, substitute—

“If any contamination by the pests of concern is confirmed during the post-entry detention period, referred to in point 10, the relevant nursery in Japan shall be disqualified from the official registered nursery status. The NPPO of the UK shall immediately inform Japan thereof.”.

#### Commencement Information

**II** Reg. 4 in force at 20.4.2021, see [reg. 1\(2\)](#)

### Amendments to [Commission Implementing Regulation \(EU\) 2020/1231](#)

**5.—(1)** [Commission Implementing Regulation \(EU\) 2020/1231](#) on the format and instructions for the annual reports on the results of the surveys and on the format of the multiannual survey programmes and the practical arrangements, respectively provided for in Articles 22 and 23 of [Regulation \(EU\) 2016/2031](#) of the European Parliament and the Council<sup>(2)</sup> is amended as follows.

(2) In Article 1, in paragraph 1 for “by the Member States to the Commission” substitute “by the competent authority to the UK National Plant Protection Organisation”.

(3) In the words following Article 3, omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.

(4) In Annex 1—

- (a) in Part 1, omit “Member State”;
- (b) in Part 2—
  - (i) in the title of paragraph 1, for “Union” substitute “GB”;
  - (ii) in paragraph 1.1—
    - (aa) in the title of the template for “Union” substitute “GB”;
    - (bb) in the table, in the heading entitled “11. Survey details;”, in point H), at the end insert “, where appropriate”;
  - (iii) in paragraph 1.2, in the entry for column 6 for “the Member State” substitute “Great Britain”;
  - (iv) in the title of paragraph 2, for “Union” substitute “GB”;
  - (v) in paragraph 2.1 for “Union” substitute “GB”.

(5) In Annex 2—

- (a) in Part 1—
  - (i) in paragraph 1—
    - (aa) omit “Member State” in the first bullet point;
    - (bb) in the fifth bullet point, for “Union”, in both places where it occurs, substitute “GB”;
    - (cc) in the final bullet point, for “Member State”, substitute “Competent Authority”;
  - (ii) in paragraph 2(c) omit “Member State” and, at the end, insert “of GB”;
- (b) in Part 2—

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(2) [EUR 2020/1231](#).

- (i) in the title of paragraph 1, for “Union” substitute “GB”;
- (ii) in paragraph 1.1—
  - (aa) in the title of the template, for “Union” substitute “GB”;
  - (bb) in the table, in the heading entitled “10. Survey detail” at H) at the end insert “where appropriate”;
- (iii) in the title of paragraph 2 for “Union” substitute “GB”;
- (iv) in paragraph 2.1 for “Union” substitute “GB”.

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**Commencement Information**

**I2** Reg. 5 in force at 20.4.2021, see [reg. 1\(2\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Official Controls, Plant Health, Seeds and Seed Potatoes (Amendment etc.) Regulations 2021, PART 2.