Dear Minister,

The Equine (Records, Identification and Movement) (Amendment) (EU Exit) Regulations 2018

Thank you for your letter, dated 8 November 2018, attaching the consent notification for the above SI.

The Committee would appreciate some further information in relation to the following points. It would be helpful if a response could be provided before close of play on Monday 26 November.

The Committee notes the proposed SI would “make modifications to preserve in the UK the effective application of in particular...Regulation (EU) 2015/262”.

The Committee also notes the Regulation has been implemented in England by way of SI 2018/761 and that the Scottish Government consulted on the domestic implementation of Regulation 2015/262 in August 2016. It would appear, however, that the significant supplemental and enforcement provisions that would correspond with SI 2018/761 have not yet been made in Scotland.

It would assist the Committee’s consideration of the consent notification if further information could be provided about whether Regulation (EU) 2015/262 has been implemented in Scotland.

If Regulation (EU) 2015/262 has not been implemented in Scotland, the Committee would like further information about—

- why there has been a delay in the implementation of Regulation (EU) 2015/262;
- does the Scottish Government intend to make these Scottish enforcing Regulations and, if so, when;
- under which enabling powers will they be made; and
• whether the Scottish Government can indicate what derogations, options and costs under Regulation 2015/262 would be provided for in the domestic Regulations, in light of the consultation paper (Parts 3 and 4)?

Yours sincerely,

Gillian Martin MSP
Convener
Environment, Climate Change and Land Reform Committee