



**ADRODDIAD GAN Y
PWYLLGOR DEDDFAU**

**LEGISLATION COMMITTEE
REPORT**

The Rice Products (Restriction on First Placing on the Market) (Wales) Regulations 2006

The Regulations are required to implement a new European Commission Decision (Decision 2006/601/EC) on emergency measures regarding the non-authorised genetically modified organism "LL RICE 601" in rice products. Commission Decision 2006/754/EC was published in the Official Journal on 6 November 2006. It is expected to be notified imminently to Member States and will then come into effect immediately. Member States will be obliged to ensure that any consignments of relevant rice products are detained at the point of entry to the EU, pending official sampling and testing for the non-authorised genetically modified organism "LL RICE 601". The UK is required to bring forward domestic legislation to implement the Commission Decision as soon as possible. Because of the need to introduce these Regulations in Wales at the earliest opportunity, it was not possible to follow the normal Assembly legislative procedures. Consequently the Regulations were made in English only under the Executive procedure on 8 November 2006 and came into force on 9 November 2006.

Standing Order 11.7

The following points have been identified under Standing Order 11.7

Regulation 4 deals with enforcement. Feed authorities are under a duty to execute and enforce the Regulations in relation to feed. The drafting lawyer has confirmed that the duty place on food authorities by regulation 4(2) should be in relation to food and that the reference to feed is incorrect.

[Standing Order 11.7(v)].

This minor drafting error would have been suitable for correction by Memorandum of Correction had the Regulations not been made under the Executive procedure. Given that the point relates to enforcement it is recommended that suitable amending legislation be made as soon as possible.

The Regulations have been made in English only. [Standing Order 11.7(viii)]

Legal Advisers have been informed the Minister for Health and Social Services deemed that, given the urgency of these Regulations, it was not reasonably practical for them to be made bilingually within the timescale.

Observations

Nil.

David Melding AM

Chair, Legislation Committee

21 November 2006