

UK MINISTERS ACTING IN DEVOLVED AREAS

172 - The Food (Amendment) (EU Exit) Regulations 2020

Laid in the UK Parliament: 8 October 2020

Sifting

Subject to sifting in UK Parliament?	No
Procedure:	Draft affirmative
Date of consideration by the House of Commons European Statutory Instruments Committee	NA
Date of consideration by the House of Lords Secondary Legislation Scrutiny Committee	NA
Date sifting period ends in UK Parliament	NA
Written statement under SO 30C:	Paper 38
SICM under SO 30A (because amends primary legislation)	Not required

Scrutiny procedure

Outcome of sifting	NA
Procedure	Draft affirmative
Date of consideration by the Joint Committee on Statutory Instruments	Not known
Date of consideration by the House of Commons Statutory Instruments Committee	Not known
Date of consideration by the House of Lords Secondary Legislation Scrutiny Committee	Not known

Commentary

These Regulations are proposed to be made by the UK Government under sections 8 and 8C of, and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018.

These Regulations implement the Ireland / Northern Ireland Protocol in relation to food law. The Regulations will ensure that relevant EU food law applies in Northern Ireland at the end of the Implementation Period on 31 December 2020, in accordance with the Protocol.

The Regulations also make some minor technical amendments to domestic regulations and retained direct EU legislation to ensure the operability of this legislation at the end of the Implementation Period.

Legal Advisers agree with the statement laid by the Welsh Government dated 9 October 2020 regarding the effect of these Regulations. Intergovernmental Agreement on the European Union (Withdrawal) Bill

The above summary and the content of the Explanatory Memorandum to these Regulations confirm their effect and the extent to which these Regulations would enact new policy in devolved areas.

Legal Advisers do not consider that any significant issues arise under paragraph 8 of the Memorandum on the European Union (Withdrawal) Bill and the Establishment of Common Frameworks in relation to these Regulations.