

UK MINISTERS ACTING IN DEVOLVED AREAS

186 - The Plant Health (Phytosanitary Conditions) (Amendment) (EU Exit) Regulations 2020

Laid in the UK Parliament: 15 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 95
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

Background

These Regulations are proposed to be made by the UK Government pursuant to section 8(1) of, and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018.

Summary

The purpose of this instrument is to protect biosecurity and support trade by ensuring that effective phytosanitary controls continue to operate within GB and between GB and the EU at the end of the Transition Period on 31 December 2020.

The Plant Health (Phytosanitary Conditions) (Amendment) (EU Exit) Regulations 2020 make operability changes and other consequential amendments to Commission Implementing Regulation (EU) 2019/2072 establishing uniform conditions for the implantation of Regulation (EU) 2016/2031 on protective measures against pests of plants to ensure the

continued functioning of plant health phytosanitary controls within GB and between GB and the EU at the end of the Transition Period.

Statement by Welsh Government

Legal Advisers agree with the statement laid by the Welsh Government dated 19 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.

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.