

UK MINISTERS ACTING IN DEVOLVED AREAS

100 - The Sprouts and Seeds (Amendment) (EU Exit) Regulations 2019

Laid in the UK Parliament: 5 February 2019

Sifting

Subject to sifting in UK Parliament?	Yes
Procedure:	Proposed negative
Date of consideration by the House of Commons European Statutory Instruments Committee	Not known
Date of consideration by the House of Lords Secondary Legislation Scrutiny Committee	Not known
Date sifting period ends in UK Parliament	12 February 2019
Written statement under SO 30C:	Paper 31
SICM under SO 30A (because amends primary legislation)	Not required

Scrutiny procedure

Outcome of sifting	Not known
Procedure	Negative or 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 pursuant to section 8(1) of the European Union (Withdrawal) Act 2018. These Regulations make minor and technical amendments to a number of European Union Regulations that will become retained EU law following EU Exit, relating to the rules on the importation, production and handling of seeds for sprouting for human consumption. The Regulations apply to the whole of the United Kingdom.

The effect of the Regulations is limited to addressing deficiencies in the retained EU law arising from EU Exit, in order to ensure the continued safety of sprouts and seeds intended for sprouting supplied on the UK market.

Legal Advisers agree with the statement laid by the Welsh Government dated 6 February 2019 regarding the effect of these Regulations.

Legal Advisers note that the UK Government's explanatory memorandum, at paragraph 7.3 makes reference to a legislation review function being transferred from the European Commission to the Welsh Ministers (as

appropriate authority in relation to Wales), however, these particular Regulations do not appear to transfer such a function. The above summary of 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.