

## UK MINISTERS ACTING IN DEVOLVED AREAS

### **71 - The Marketing of Seeds and Plant Propagating Material (Amendment etc.) (EU Exit) Regulations 2018**

*Laid in the UK Parliament: 20 December 2018*

#### **Sifting**

Subject to sifting in UK Parliament?	Yes
Procedure:	Proposed negative
Date of consideration by the House of Commons European Statutory Instruments Committee	15 January 2019
Date of consideration by the House of Lords Secondary Legislation Scrutiny Committee	w/c
Date sifting period ends in UK Parliament	8 January 2019
Written statement under SO 30C:	Paper 54
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) and paragraph 21 of Schedule 7 of the European Union (Withdrawal) Act 2018.

These Regulations amend the Seeds (National Lists of Varieties) Regulations 2001 ('the 2001 Regulations') and retained EU law on the marketing of seeds. The amendments made by these Regulations address operability issues so that the 2001 Regulations and retained EU law can continue to function after withdrawal. These Regulations are to ensure continuity of seed supply in the UK.

Legal Advisers agree with the statement laid by the Welsh Government dated 20 December 2018 regarding the effect of these Regulations. 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.

Legal Advisers have not identified any legal reason to seek a consent motion under Standing Order 30A.10 in relation to these Regulations.