

UK MINISTERS ACTING IN DEVOLVED AREAS

152 - The Animal Health and Genetically Modified Organisms (Amendment) (EU Exit) Regulations 2019

Laid in the UK Parliament: 5 September 2019

Sifting

Subject to sifting in UK Parliament?	No
Procedure:	Made affirmative
Date of consideration by the House of Commons European Statutory Instruments Committee	N/A
Date of consideration by the House of Lords Secondary Legislation Scrutiny Committee	N/A
Date sifting period ends in UK Parliament	N/A
Written statement under SO 30C:	Paper 8
SICM under SO 30A (because amends primary legislation)	N/A

Scrutiny procedure

Outcome of sifting	N/A
Procedure	Made 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	15 October 2019

Commentary

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.

The amendments made by regulations 2, 3 and 4 of this instrument ensure that the law on Transmissible Spongiform Encephalopathies and Animal By-Products function correctly after the UK has left the EU by including the following recent amendments to EU law that were settled in the EU too late to be included in earlier EU Exit legislation, namely:

- Commission Implementing Regulation (EU) 2019/1084 of 25 June 2019, amending Regulation (EU) No. 142/2011 as regards the harmonisation of the list of approved or registered establishments, plants and operators and the traceability of certain animal by-products and derived products.

- Commission Implementing Regulation (EU) 2019/1090 of 26 June 2019, amending Annex IV to Regulation (EC) No. 999/2001 of the European Parliament and of the Council as regards the requirements for export of products containing processed animal protein derived from ruminants and non-ruminants.
- Commission Implementing Regulation (EU) 2019/1177 of 10 July 2019 amending Regulation (EU) No 142/2011 as regards imports of gelatine, flavouring innards and rendered fats.

Regulation 5 contains relatively minor amendments dealing with the continued effective operation of retained EU legislation, and some corrections to inconsistencies in language used.

Legal Advisers agree with the statement laid by the Welsh Government dated 12 September 2019 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.