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WELSH STATUTORY INSTRUMENTS

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**2002 No. 1728 (W.162)**

**FOOD, WALES**

**The Food (Peanuts from China) (Emergency Control) (Amendment) (Wales) Regulations 2002**

*Made* - - - - *4th July 2002*

*Coming into force* - - *5th July 2002*

The National Assembly for Wales, being designated<sup>(1)</sup> for the purposes of section 2(2) of the European Communities Act 1972<sup>(2)</sup> in relation to the Common Agricultural Policy of the European Community, in exercise of the powers conferred on it by that section, and all other powers enabling it in that behalf, makes the following Regulations:

**Citation, commencement and application**

- 1.—(1) These Regulations may be cited as the Food (Peanuts from China) (Emergency Control) (Amendment) (Wales) Regulations 2002 and shall come into force on 5th July 2002.
- (2) These Regulations extend to Wales only.

**Interpretation**

2. In these Regulations—
- “the principal Regulations” means the Food (Peanuts from China) (Emergency Control) (Wales) Regulations 2002<sup>(3)</sup>

**Amendment of the principal Regulations**

- 3.—(1) The principal Regulations shall be amended in accordance with paragraph (2) below.
- (2) The following paragraphs are substituted for paragraphs (1) and (2) of regulation 3 (prohibition of import)—
- “(1) Subject to paragraph (3), no person shall import into Wales any controlled Chinese peanuts.
- (2) Subject to paragraph (3), no person shall transport into Wales, from any other part of the United Kingdom, any controlled Chinese peanuts other than controlled Chinese peanuts

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(1) S.I.1999/2788.  
(2) 1972 (c. 68).  
(3) S.I. 2002/820 (W.96).

which have lawfully been imported into the United Kingdom through a point of entry listed in Annex II to the Commission Decision in accordance with the provisions in the legislation in force in relation thereto in that part of the United Kingdom in which that point of entry is situated.”.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(4).

4th July 2002

*D.Elis-Thomas*  
The Presiding Officer of the National Assembly

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations, which extend to Wales only, amend the Food (Peanuts from China) (Emergency Control) (Wales) Regulations 2002 (“the principal Regulations”) which implement Commission Decision [2002/79/EC](#) imposing special conditions on the import of peanuts and certain products derived from peanuts originating in, or consigned from, China (OJNo. L34, 5.2.2002, p.21) as amended by Commission Decision [2002/233/EC](#) (OJ No. L78, 21.3.2002, p.14). The categories of products which are subject to those conditions are specified in Article 1.1 of Decision [2002/79/EC](#).

The Regulations amend regulation 3 of the principal Regulations to clarify that the two conditions imposed by regulation 3 are cumulative.

No regulatory appraisal has been prepared in relation to these Regulations.

These Regulations have been made in English only as, given the urgency with which they have had to be made, it was not reasonably practicable in the time available to produce a Welsh text.