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STATUTORY INSTRUMENTS

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**2019 No. 583**

The Ozone-Depleting Substances and Fluorinated Greenhouse  
Gases (Amendment etc.) (EU Exit) Regulations 2019

PART 2

Ozone-depleting substances

SECTION 2

*Amendment and saving of retained direct EU legislation*

**Article 3 (definitions)**

4.—(1) Article 3 is amended as follows.

(2) After paragraph 3 insert—

“**3A.** ‘part of the United Kingdom’ means, as the case may be, England, Northern Ireland, Scotland or Wales;

**3B.** ‘Scotland’ is to be construed in accordance with section 126(1) and (2) of the Scotland Act 1998<sup>(1)</sup>;

**3C.** ‘Wales’ is to be construed in accordance with section 158(1), (3) and (4) of the Government of Wales Act 2006<sup>(2)</sup>;

**3D.** ‘Northern Ireland’ is to be construed in accordance with section 98(1) of the Northern Ireland Act 1998<sup>(3)</sup>;

**3E.** ‘appropriate authority’ means—

- (a) in relation to England, the Secretary of State;
- (b) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs ;
- (c) in relation to Scotland, the Scottish Ministers;
- (d) in relation to Wales, the Welsh Ministers;

**3F.** ‘appropriate regulator’—

- (a) in relation to England, means the Environment Agency;
- (b) in relation to Northern Ireland, means the Department of Agriculture, Environment and Rural Affairs ;
- (c) in relation to Scotland, is to be read in accordance with Article 3A;

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<sup>(1)</sup> 1998 c. 46.

<sup>(2)</sup> 2006 c. 32.

<sup>(3)</sup> 1998 c. 47.

- (d) in relation to Wales, is to be read in accordance with Article 3B;”;
- (3) In paragraph 13, for “the Community” substitute “any part of the United Kingdom”.
- (4) In paragraph 14 omit “and the Community”.
- (5) In paragraph 17, for “a Member State” substitute “any part of the United Kingdom”.
- (6) In paragraph 18, for the words from “customs territory of the Community” to the end substitute “United Kingdom”.
- (7) In paragraph 19, for the words from “customs territory of the Community” to the end, substitute “United Kingdom of substances, products and equipment covered by this Regulation;”.
- (8) In paragraph 20—
  - (a) for “the Community” in the first and third place it occurs substitute “any part of the United Kingdom”;
  - (b) omit the words from “, and includes the release” to “Regulation (EC) No 450/2008”.
- (9) After paragraph 25, insert—
  - “**25A** ‘third country’ means a country other than the United Kingdom;”.