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WELSH STATUTORY INSTRUMENTS

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**2019 No. 1407 (W. 248)**

**ENVIRONMENTAL PROTECTION, WALES**

**The Genetically Modified Organisms (Deliberate Release)  
(Amendment) (Wales) (Amendment) Regulations 2019**

*Made - - - - 28 October 2019*  
*Laid before the National*  
*Assembly for Wales - - 29 October 2019*  
*Coming into force in accordance with regulation 1(2)*

The Welsh Ministers are designated<sup>(1)</sup> for the purposes of section 2(2) of the European Communities Act 1972<sup>(2)</sup> in relation to measures relating to the control and regulation of the deliberate release, placing on the market and transboundary movements of genetically modified organisms.

The Welsh Ministers make the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972 and section 111(4) and (11) of the Environmental Protection Act 1990<sup>(3)</sup>, having consulted the Food Standards Agency in accordance with section 126(5) of the Environmental Protection Act 1990.

**Title and commencement**

1.—(1) The title of these Regulations is the Genetically Modified Organisms (Deliberate Release) (Amendment) (Wales) (Amendment) Regulations 2019.

(2) These Regulations come into force on the day after the day on which they are made.

**Amendment of the Genetically Modified Organisms (Deliberate Release) (Amendment) (Wales) Regulations 2019**

2. The Genetically Modified Organisms (Deliberate Release) (Amendment) (Wales) Regulations 2019<sup>(4)</sup> are amended in accordance with regulations 3 and 4.

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- (1) *S.I. 2003/2901*. By virtue of paragraphs 28(1) and 30 of Schedule 11 to the Government of Wales Act 2006 (c. 32), *S.I. 2003/2901* has effect as if made under section 59(1) of that Act.
- (2) *1972 c. 68*; section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c. 51), and section 3 of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 (c. 7).
- (3) *1990 c. 43*. Subsection (11) defines “prescribed”. Section 126 was substituted by paragraph 18 of Schedule 3 to the Food Standards Act 1999 (c. 28). The functions of the Secretary of State under these provisions were transferred to the National Assembly for Wales under article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Function) Order 1999 (*S.I. 1999/672*). By virtue of paragraph 30 of Schedule 11 to the Government of Wales Act 2006 these functions were then further transferred to the Welsh Ministers.
- (4) *S.I. 2019/1316 (W. 228)*.

### **Amendment of regulation 6**

3. In the Welsh language text of regulation 6 (amendment of Schedule 1), in paragraph (13), after “chwynnog,” insert “ neu”.

### **Amendment of regulation 7**

4. In regulation 7 (insertion of Schedule 1A)—

- (a) in the Welsh language text of the inserted text of paragraph 3, for “(e) enw cyffredin” substitute “(dd) enw cyffredin”,
- (b) in the inserted text of paragraph 15(c), for “14(f)” substitute “14(1)(g)”, and
- (c) in the Welsh language text of the inserted text of paragraphs 22(a) and 24(1)(a), omit “amgylcheddol”.

28 October 2019

*Lesley Griffiths*  
Minister for Environment, Energy and Rural  
Affairs, one of the Welsh Ministers

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## EXPLANATORY NOTE

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

These Regulations amend the Genetically Modified Organisms (Deliberate Release) (Amendment) (Wales) Regulations 2019 (S.I. 2019/1316 (W. 228)) (“the 2019 Regulations”).

Regulation 3 makes a minor amendment to the Welsh language text of regulation 6 of the 2019 Regulations to effect equivalence with the English language text.

Regulation 4 makes amendments to regulation 7 of the 2019 Regulations, to correct a cross-reference and effect equivalence between the English and Welsh language texts.

The Welsh Ministers’ Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with these Regulations.