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WELSH STATUTORY INSTRUMENTS

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**2023 No. 1332**

**The Retained EU Law (Revocation and Reform) Act 2023  
(Consequential Amendments) (Wales) Regulations 2023**

**PART 3**

Amendments to subordinate legislation

**The Food Supplements (Wales) Regulations 2003**

5. In regulation 5(2)(a) of the Food Supplements (Wales) Regulations 2003(1), for “retained EU” substitute “assimilated”.

**The Landfill Allowances Scheme (Wales) Regulations 2004**

6. Regulation 2 of the Landfill Allowances Scheme (Wales) Regulations 2004(2) is amended as follows—

- (a) in paragraph (4)(a)(i), for “retained EU” substitute “assimilated”;
- (b) in paragraph (6)(b), for “retained direct EU” substitute “assimilated direct”.

**The Environmental Assessment of Plans and Programmes (Wales) Regulations 2004**

7.—(1) The Environmental Assessment of Plans and Programmes (Wales) Regulations 2004(3) are amended as follows.

- (2) In regulation 12(4), for “retained EU” substitute “assimilated”.
- (3) In Schedule 1, in paragraph 1(e), for “retained EU” substitute “assimilated”.

**The Hazardous Waste (Wales) Regulations 2005**

8. Regulation 2A of the Hazardous Waste (Wales) Regulations 2005(4) is amended as follows—

- (a) in paragraph (3)(a)(i), for “retained EU” substitute “assimilated”;
- (b) in paragraph (6)(b), for “retained direct EU” substitute “assimilated direct”.

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(1) S.I. 2003/1719 (W. 186), amended by S.I. 2019/179 (W. 45). There are other amending instruments but none is relevant to these Regulations.

(2) S.I. 2004/1490 (W. 155), amended by S.I. 2019/414 (W. 96). (S.I. 2019/414 was amended prior to coming into force by S.I. 2020/1339 (W. 296); there are other amending instruments but none is relevant to these Regulations).

(3) S.I. 2004/1656 (W. 170), amended by S.I. 2019/245 (W. 60). There are other amending instruments, but none is relevant to these Regulations.

(4) S.I. 2005/1806 (W. 138), amended by S.I. 2019/414 (W. 96). (S.I. 2019/414 was amended prior to coming into force by S.I. 2020/1339 (W. 296); there are other amending instruments but none is relevant to these Regulations).

### **The Environmental Damage (Prevention and Remediation) (Wales) Regulations 2009**

9.—(1) The Environmental Damage (Prevention and Remediation) (Wales) Regulations 2009(5) are amended as follows.

- (2) In regulation 2(3)(a), for “retained EU” substitute “assimilated”.
- (3) In Schedule 2, in paragraph 1A, for “retained EU” substitute “assimilated”.

### **The Food for Particular Nutritional Uses (Addition of Substances for Specific Nutritional Purposes) (Wales) Regulations 2009**

10.—(1) The Food for Particular Nutritional Uses (Addition of Substances for Specific Nutritional Purposes) (Wales) Regulations 2009(6) are amended as follows.

- (2) In Schedule 1, in the “Subject-matter” column of the table—
  - (a) in the entry relating to Article 4(2), for “retained EU” substitute “assimilated”;
  - (b) in the entry relating to Article 4(3), for “retained EU” substitute “assimilated”.

### **The Beef and Veal Labelling (Wales) Regulations 2011**

11. Regulation 4 of the Beef and Veal Labelling (Wales) Regulations 2011(7) is amended as follows—

- (a) in the heading, for “retained direct EU” substitute “assimilated direct”;
- (b) in paragraph (1), for “retained direct EU” substitute “assimilated direct”.

### **The Recycling, Preparation for Re-use and Composting Targets (Monitoring and Penalties) (Wales) Regulations 2011**

12. Regulation 2 of the Recycling, Preparation for Re-use and Composting Targets (Monitoring and Penalties) (Wales) Regulations 2011(8) is amended as follows—

- (a) in paragraph (4)(a)(i), for “retained EU” substitute “assimilated”;
- (b) in paragraph (6)(b), for “retained direct EU” substitute “assimilated direct”.

### **The Poultrymeat (Wales) Regulations 2011**

13.—(1) The Poultrymeat (Wales) Regulations 2011(9) are amended as follows.

(2) In regulation 2(1), for ““retained EU poultrymeat provision” (“*darpariaeth cig dofednod yr UE a ddargedwir*”)” substitute ““assimilated poultrymeat provision” (“*darpariaeth cig dofednod a gymathwyd*”)”.

- (3) In regulation 9—
  - (a) in paragraph (1), for “retained EU” substitute “assimilated”;
  - (b) in paragraph (2)(a), for “retained EU” substitute “assimilated”.
- (4) In regulation 14(1)(a), for “a retained EU” substitute “an assimilated”.

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(5) S.I. 2009/995 (W. 81), amended by S.I. 2019/244 (W. 59). There are other amending instruments, but none is relevant to these Regulations.

(6) S.I. 2009/3254 (W. 283), amended by S.I. 2019/179 (W. 45). There are other amending instruments but none is relevant to these Regulations.

(7) S.I. 2011/991 (W. 145), amended by S.I. 2019/732 (W. 137). There are other amending instruments but none is relevant to these Regulations.)

(8) S.I. 2011/1014 (W. 152), amended by S.I. 2019/414 (W. 96). (S.I. 2019/414 was amended prior to coming into force by S.I. 2020/1339 (W. 296); there are other amending instruments but none is relevant to these Regulations).

(9) S.I. 2011/1719 (W. 195), amended by S.I. 2019/732 (W. 137). There are other amending instruments but none is relevant to these Regulations.

- (5) In the heading of Schedule 1, for “retained EU” substitute “assimilated”.

### **The Trade in Animals and Related Products (Wales) Regulations 2011**

**14.**—(1) The Trade in Animals and Related Products (Wales) Regulations 2011<sup>(10)</sup> are amended as follows.

(2) In regulation 15—

(a) in paragraph (1), for “retained direct EU” substitute “assimilated direct”;

(b) in paragraph (4)—

(i) in sub-paragraph (a), for “retained direct EU” substitute “assimilated direct”;

(ii) in sub-paragraph (c), for “retained direct EU” substitute “assimilated direct”;

(iii) in sub-paragraph (e), for “retained direct EU” substitute “assimilated direct”.

(3) In Schedule 2, in paragraph 11A(1), for “retained direct minor EU legislation” substitute “assimilated direct minor legislation”.

### **The Natural Resources Body for Wales (Establishment) Order 2012**

**15.**—(1) The Natural Resources Body for Wales (Establishment) Order 2012<sup>(11)</sup> is amended as follows.

(2) In article 11(3)(a), for “retained EU” substitute “assimilated”.

(3) In article 11A—

(a) in paragraph (2)(b)(i), for “retained EU law” substitute “assimilated”;

(b) in paragraph (4)(a), for “retained EU law” substitute “assimilated”.

### **The Food Additives, Flavourings, Enzymes and Extraction Solvents (Wales) Regulations 2013**

**16.**—(1) The Food Additives, Flavourings, Enzymes and Extraction Solvents (Wales) Regulations 2013<sup>(12)</sup> are amended as follows.

(2) In regulation 2(1), for ““the retained EU Regulations” (*“Rheoliadau'r UE a ddargedwir”*)” substitute ““the specified food Regulations” (*“y Rheoliadau bwyd penodedig”*)”.

(3) In regulation 16, for “retained EU” substitute “specified food”.

(4) In regulation 19(2), in the words before sub-paragraph (a), for “retained EU” substitute “specified food”.

### **The Welfare of Animals at the Time of Killing (Wales) Regulations 2014**

**17.** In Schedule 2, paragraph 3(2) to the Welfare of Animals at the Time of Killing (Wales) Regulations 2014<sup>(13)</sup>, for “retained EU” substitute “assimilated”.

<sup>(10)</sup> S.I. 2011/2379 (W. 252). Relevant amending instruments are S.I. 2020/44 (W. 5), 2020/1348 (W. 271), 2020/1612 (W. 337), 2020/1639 (W. 344).

<sup>(11)</sup> S.I. 2012/1903 (W. 230), amended by S.I. 2020/1215 (W. 274). There are other amending instruments but none is relevant to these Regulations.

<sup>(12)</sup> S.I. 2013/2591 (W. 255). Relevant amending instruments are S.I. 2022/1362 (W. 273), S.I. 2023/343 (W. 50).

<sup>(13)</sup> S.I. 2014/951 (W. 92), amended by S.I. 2019/684 (W. 131). There are other amending instruments but none is relevant.

### **The Animal Feed (Composition, Marketing and Use) (Wales) Regulations 2016**

**18.**—(1) The Animal Feed (Composition, Marketing and Use) (Wales) Regulations 2016(**14**) are amended as follows.

(2) In regulation 2(2), for “the retained EU Regulation concerned” substitute “Regulation 178/2002, Regulation 1831/2003 or Regulation 767/2009, respectively”.

(3) In regulation 15A(4)(c), for “retained direct EU” substitute “assimilated direct”.

### **The Town and Country Planning (Environmental Impact Assessment) (Wales) Regulations 2017**

**19.**—(1) The Town and Country Planning (Environmental Impact Assessment) (Wales) Regulations 2017(**15**) are amended as follows.

(2) In regulation 5—

(a) in paragraph (8)(b), for “retained EU” substitute “assimilated”;

(b) in paragraph (13)(b)(ii), for “retained EU” substitute “assimilated”.

(3) In regulation 6(4), for “retained EU” substitute “assimilated”.

(4) In regulation 17(4)(e), for “retained EU” substitute “assimilated”.

(5) In regulation 25(3)(c), for “retained EU” substitute “assimilated”.

(6) In regulation 31(3), for “retained EU” substitute “assimilated”.

(7) In Schedule 3, paragraph 2(c)(vi), for “retained EU” substitute “assimilated”.

(8) In Schedule 4, paragraph 8, for “retained EU” substitute “assimilated”.

### **The Carcase Classification and Price Reporting (Wales) Regulations 2018**

**20.**—(1) The Carcase Classification and Price Reporting (Wales) Regulations 2018(**16**) are amended as follows.

(2) In regulation 2(1)—

(a) in the definition of “classification”, in both places it occurs, for “retained EU” substitute “assimilated”;

(b) for ““retained EU beef provision” (“*darpariaeth eidion yr UE a ddargedwir*”)” substitute ““assimilated beef provision” (“*darpariaeth cig eidion a gymathwyd*”)”;

(c) for ““retained EU pig provision” (“*darpariaeth moch yr UE a ddargedwir*”)” substitute ““assimilated pig provision” (“*darpariaeth moch a gymathwyd*”)”.

(3) In regulation 15, for “retained EU” substitute “assimilated”.

(4) In regulation 26—

(a) in the heading, for “retained EU” substitute “assimilated”;

(b) in paragraph (a), for “retained EU” substitute “assimilated”;

(c) in paragraph (b), for “retained EU” substitute “assimilated”.

(5) In regulation 27—

(a) in the heading, for “retained EU” substitute “assimilated”;

(b) in paragraph (1)—

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(14) S.I. 2016/386 (W. 120), amended by S.I. 2022/1362 (W. 273). There are other amending instruments but none is relevant.

(15) S.I. 2017/567 (W. 136), amended by S.I. 2019/245 (W. 60). There are other amending instruments but none is relevant to these Regulations.

(16) S.I. 2018/1215 (W. 248), amended by S.I. 2019/732 (W. 137). There is another amending instrument but it is not relevant.

- (i) in sub-paragraph (a), for “retained EU” substitute “assimilated”;
- (ii) in sub-paragraph (b), for “retained EU” substitute “assimilated”;
- (c) in paragraph (2), for “retained EU” substitute “assimilated”;
- (d) in paragraph (3), for “retained EU” substitute “assimilated”.
- (6) In regulation 36—
  - (a) in paragraph (1)(b), for “retained EU” substitute “assimilated”;
  - (b) in paragraph (1)(c), for “retained EU” substitute “assimilated”.
- (7) In Schedule 1—
  - (a) in the heading, for “Retained EU” substitute “Assimilated”;
  - (b) in the table, in the heading of the first column, for “retained EU” substitute “assimilated”.
- (8) In Schedule 2—
  - (a) in the heading, for “Retained EU” substitute “Assimilated”;
  - (b) in Part 1, in the table, in the heading of the first column, for “retained EU” substitute “assimilated”;
  - (c) in Part 2, in the table, in the heading of the first column, for “retained EU” substitute “assimilated”.

#### **The Animals and Animal Products (Examination for Residues and Maximum Residue Limits) (Wales) Regulations 2019**

21. In regulation 2(1) of the Animals and Animal Products (Examination for Residues and Maximum Residue Limits) (Wales) Regulations 2019(17), in the definition of “unauthorised substance”, for “retained EU” substitute “assimilated”.

#### **The Official Controls (Animals, Feed and Food, Plant Health Fees etc.) (Wales) Regulations 2020**

22. In regulation 2(1) of the Official Controls (Animals, Feed and Food, Plant Health Fees etc.) (Wales) Regulations 2020(18), in the definition of “relevant legislation”, for “retained direct EU” substitute “assimilated direct”.

#### **The Infant Formula and Follow-on Formula (Wales) Regulations 2020**

23. In Schedule 4, paragraph 11(3)(a), to the Infant Formula and Follow-on Formula (Wales) Regulations 2020(19), for “retained EU” substitute “assimilated”.

#### **The Official Controls (Plant Health and Genetically Modified Organisms) (Wales) Regulations 2020**

24.—(1) The Official Controls (Plant Health and Genetically Modified Organisms) (Wales) Regulations 2020(20) are amended as follows.

(2) In regulation 21(3), in the definition of “plant health derogation”, for “retained EU” substitute “assimilated”.

(3) In regulation 38(1)(f), for “retained direct EU” substitute “assimilated direct”.

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(17) S.I. 2019/569 (W. 125), amended by S.I. 2019/737 (W. 140).

(18) S.I. 2020/44 (W. 5), amended by S.I. 2020/1639 (W. 344).

(19) S.I. 2020/89 (W. 13), amended by S.I. 2021/955 (W. 219).

(20) S.I. 2020/206 (W. 48). Relevant amending instruments are S.I. 2020/1134 (W. 259) and S.I. 2020/1628 (W. 342).

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- (4) In regulation 43(2)(b), in both places it occurs, for “retained EU” substitute “assimilated”.
- (5) In the heading of Schedule 3, for “retained direct EU” substitute “assimilated direct”.

### **The Feed Additives (Authorisations) (Wales) Regulations 2022**

**25.** In regulation 2(2) of the Feed Additives (Authorisations) (Wales) Regulations 2022<sup>(21)</sup>, for “those retained EU Regulations” substitute “Regulation 1831/2003 or Regulation 767/2009, respectively”.

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<sup>(21)</sup> S.I. 2022/1118 (W. 233) to which there are amendments not relevant to these Regulations.