

---

SCOTTISH STATUTORY INSTRUMENTS

---

**2019 No. 169**

**The Marketing of Horticultural Produce and Bananas  
(EU Exit) (Scotland) (Amendment) Regulations 2019**

**PART 3**

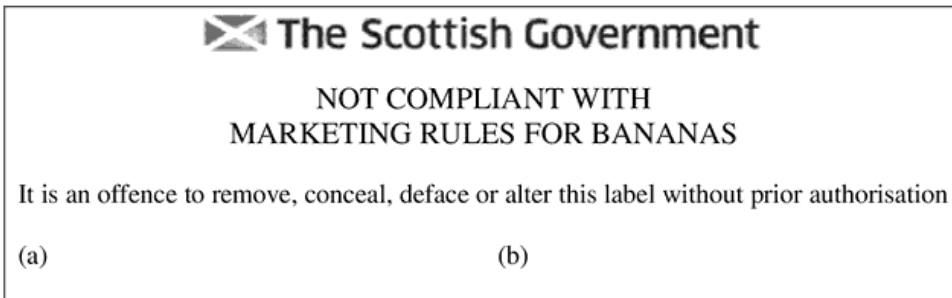
**AMENDMENT OF SECONDARY LEGISLATION RELATING  
TO WITHDRAWAL FROM THE EUROPEAN UNION**

**Amendment of the Marketing of Bananas (Scotland) Regulations 2012**

- 4.—**(1) The Marketing of Bananas (Scotland) Regulations 2012 are amended as follows.
- (2) In regulation 2(1) (interpretation)—
- (a) omit the definition of “EU marketing rules”,
  - (b) in the definition of “inspection body” omit “of a member State”,
  - (c) after the definition of “label” insert—
    - ““marketing rules” means any of the minimum requirements, classification, sizing, presentation and marking standards provided for in Article 1 and Annex I of Commission Regulation 1333/2011, subject to the tolerances in Point IV of that Annex;”,
  - (d) in the definition of “non compliance label” omit “EU”.
- (3) In regulation 3(2) (designations, provision of information and appointment of authorised officers)—
- (a) omit “EU”,
  - (b) omit “in other member States and”,
  - (c) omit “or” before sub-paragraph (b),
  - (d) omit sub-paragraph (b).
- (4) In regulation 4 (EU marketing rules: offences)—
- (a) in the heading omit “EU”,
  - (b) in paragraph (1) omit “EU”,
  - (c) in paragraph (3)(a) omit “EU”,
  - (d) in paragraph (4) omit “EU”,
  - (e) in paragraph (5) omit “EU”,
  - (f) in paragraph (6) omit “EU” in both places it occurs,
  - (g) in paragraph (7)—
    - (i) for “European Union” substitute “United Kingdom”,
    - (ii) omit “EU”.

- (5) In regulation 7(1)(f) (other powers) omit “EU”.
- (6) In regulation 8 (power to affix labels) omit “EU”.
- (7) In regulation 9 (power to affix a non compliance label)—
  - (a) in paragraph (1)(a) omit “EU”,
  - (b) in paragraph (2)(a) omit “EU”,
  - (c) in paragraph (3)(a) omit “EU”.
- (8) In regulation 10 (power to affix a non compliance label) omit “EU” in each place it occurs.
- (9) In regulation 11(2) (requirement to serve a notice in terms of regulation 9 or 10) omit “EU” in each place it occurs.
- (10) In regulation 12(2)(e) (powers to control the movement of bananas) omit “EU”.
- (11) In regulation 14(3)(a)(ii) (consents to the movement of controlled bananas) omit “EU”.
- (12) In schedule 1 (provisions under Commission Regulation 1333/2011), in column 2 of the table omit “Article 4,” in both places it occurs.
- (13) In schedule 2 (form and completion of labels), for the non compliance label in Part I (form of non compliance label) substitute—

“



”