
SCOTTISH STATUTORY INSTRUMENTS

2020 No. 373 (C. 31)

AGRICULTURE

**The Agriculture (Retained EU Law and Data) (Scotland)
Act 2020 (Commencement No. 2) Regulations 2020**

Made - - - - 11th November 2020
Laid before the Scottish
Parliament - - - - 13th November 2020
Coming into force - - 1st December 2020

The Scottish Ministers make the following Regulations in exercise of the power conferred by section 26(2) of the Agriculture (Retained EU Law and Data) (Scotland) Act 2020(1).

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Agriculture (Retained EU Law and Data) (Scotland) Act 2020 (Commencement No. 2) Regulations 2020 and come into force on 1 December 2020.

(2) In these Regulations, “the Act” means the Agriculture (Retained EU Law and Data) (Scotland) Act 2020.

Appointed days

2.—(1) 1 December 2020 is the day appointed for the coming into force of the following provisions of the Act—

- (a) section 13 (Defined terms),
- (b) section 14 (Agri-food supply chains: requirement to provide information),
- (c) section 15 (Agricultural activity: requirement to provide information),
- (d) section 16 (Provision of information etc.),
- (e) section 17 (Purposes for which information may be required and processed),
- (f) section 18 (Limitations on the processing of required information),
- (g) section 19 (Enforcement of information requirements),
- (h) section 20 (Consequential repeals).

(2) 1 January 2021 is the day appointed for the coming into force of the following provisions of the Act—

- (a) section 6 (Power to modify CAP legislation on public intervention and private storage aid),
- (b) section 7 (Power to simplify or improve CAP legislation on aid for fruit and vegetable producer organisations),
- (c) section 8 (Power to revoke the EU Food Promotion Scheme),
- (d) section 9 (Marketing standards),
- (e) section 10 (Marketing standards: agricultural products),
- (f) section 11 (Carcass classification),
- (g) section 12 (Marketing standards and carcass classification: consequential amendments and savings), and
- (h) schedule 1 (Modifications of the CMO Regulation).

St Andrew's House,
Edinburgh
11th November 2020

FERGUS EWING
A member of the Scottish Government

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations bring into force sections 13 to 20 (Part 2) of the Agriculture (Retained EU Law and Data) (Scotland) Act 2020 (“the Act”) on 1 December 2020. Part 2 of the Act relates to the collection and processing of data.

These Regulations bring into force sections 6 to 12 and schedule 1 of the Act on 1 January 2021. Sections 6 to 11 provide Scottish Ministers with regulation making powers. These are to modify Common Agricultural Policy (“CAP”) legislation on public intervention and private storage aid (section 6); simplify or improve CAP legislation on aid for fruit and vegetable producer organisations (section 7); revoke the EU food promotion scheme (section 8); make provision about marketing standards for agricultural products (sections 9 and 10); and make provision about carcass classification (section 11). Section 12 gives effect to schedule 1, which makes consequential and saving provisions.

The Bill for the Act received Royal Assent on 1 October 2020. Section 5 and sections 21 to 27 came into force on the day after that.

The Act is now fully commenced.

NOTE AS TO EARLIER COMMENCEMENT REGULATIONS

(This note is not part of the Regulations)

The following provisions of the Agriculture (Retained EU Law and Data) (Scotland) Act 2020 have been brought into force by commencement regulations made before the date of these Regulations.

Provision	Date of Commencement	Instrument No.
Section 1	5 November 2020	S.S.I. 2020/315
Section 2	5 November 2020	S.S.I. 2020/315
Section 3	5 November 2020	S.S.I. 2020/315
Section 4	5 November 2020	S.S.I. 2020/315