

SCHEDULE 1

Transitional provisions and savings

PART 2

Existing MRLs etc. under Regulation (EC) No 396/2005

Existing default values for active substances in Annex 5 to Regulation (EC) No 395/2005

6.—(1) In accordance with this paragraph, a default value for an active substance which immediately before exit day is set out in an entry in the table in Annex 5 is taken to have been set by each competent authority in relation to its constituent territory under Article 18A(1) of Regulation (EC) No 396/2005.

(2) Sub-paragraph (3) applies where a default value to which sub-paragraph (1) applies is immediately before exit day subject to a requirement for the European Commission to take specified information into account when reviewing that default value if the information is submitted by a specified date, or the lack of that information if it is not submitted by that date.

(3) Where this sub-paragraph applies, on and after exit day the default value is taken to be subject to the requirement as modified as follows—

- (a) a reference in the requirement to the Commission is to be read as a reference to the competent authority;
- (b) if the specified date occurred before exit day and on or before that specified date—
 - (i) the specified information was submitted to the European Commission, the specified date is to be read as 1st January 2020;
 - (ii) the specified information was not submitted to the European Commission, the requirement is to be read as a requirement on each competent authority to take the lack of that information into account when reviewing the default value.

(4) In sub-paragraph (1), “Annex 5” means Annex 5 to Regulation (EC) No 396/2005 as it has effect immediately before exit day, read as if, in the table—

- (a) in table footnote (a)—
 - (i) after “apply” there were inserted “in relation to a constituent territory”;
 - (ii) for “Annex I” there were substituted “Part 1 of the MRLs register”;
 - (b) in table footnote (**), for “Annex III Part A” there were substituted “Part 3 of the MRLs register”;
- (5) In sub-paragraphs (2) and (3), “specified” means specified in the requirement.