
DRAFT STATUTORY INSTRUMENTS

2019 No.

The Agriculture (Legislative
Functions) (EU Exit) Regulations 2019

PART 4

Amendments to Rural Development Regulations

Amendment of Regulation (EU) No 1305/2013

72. For Articles 83 and 84 substitute—

“Article 83

Regulations

1. Regulations made by the Secretary of State or the Welsh Ministers under this Regulation are to be made by statutory instrument.
2. For regulations made under this Regulation by the Scottish Ministers, see section 27 of the Interpretation and Legislative Reform (Scotland) Act 2010.
3. Any power of the Department of Agriculture, Environment and Rural Affairs to make regulations under this Regulation is exercisable by statutory rule for the purposes of the Statutory Rules (Northern Ireland) Order 1979.
4. Regulations under this Regulation may:
 - (a) contain consequential, incidental, supplementary, transitional or saving provision (including provision amending, repealing or revoking enactments);
 - (b) make different provision for different purposes.
5. Before making any regulations under this Regulation, the person or Department making the regulations must consult:
 - (a) such bodies or persons as appear to the person or Department to be representative of the interests likely to be substantially affected by the regulations, and
 - (b) such other bodies or persons as the person or Department may consider appropriate.

Article 84

Regulations: parliamentary procedure

1. A statutory instrument containing regulations made by the Secretary of State under this Regulation is subject to annulment in pursuance of a resolution of either House of Parliament.

2. A statutory instrument containing regulations made by the Welsh Ministers under this Regulation is subject to annulment in pursuance of a resolution of the National Assembly for Wales.

3. Regulations made by the Scottish Ministers under this Regulation are subject to the negative procedure (see section 28 of the Interpretation and Legislative Reform (Scotland) Act 2010).

4. Regulations made by the Department of Agriculture, Environment and Rural Affairs under this Regulation are subject to negative resolution within the meaning of section 41(6) of the Interpretation Act (Northern Ireland) 1954 as if they were a statutory instrument within the meaning of that Act.”.