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DRAFT STATUTORY INSTRUMENTS

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**2020 No.**

**The Common Fisheries Policy (Amendment  
etc.) (EU Exit) Regulations 2020**

**PART 4**

**OTHER AMENDMENTS TO EU EXIT REGULATIONS**

**The Common Fisheries Policy and Aquaculture (Amendment etc.) (EU Exit) Regulations  
2019**

**15.**—(1) The Common Fisheries Policy and Aquaculture (Amendment etc.) (EU Exit) Regulations 2019<sup>(1)</sup> are amended as follows.

(2) In regulation 26, for paragraph (2) substitute—

“(2) In Article 15 for paragraph 6 substitute—

“**6.** A fisheries administration may make regulations laying down a specific discard plan for a particular fishery containing the specifications referred to in points (a) to (e) of paragraph 5 of this Article.

**6A.** Subject to paragraph 6B, the Secretary of State may make regulations laying down a specific discard plan for a particular fishery containing the specifications referred to in points (a) to (e) of paragraph 5 of this Article.

**6B.** Where the exercise of the power to make regulations under paragraph 6 would be outside the jurisdiction of the Secretary of State under Article 1(7), before making such regulations under the power in paragraph 6A the Secretary of State must obtain the consent of—

- (a) the Scottish Ministers, to the extent that the exercise of the power would be within their jurisdiction under Article 1(3);
- (b) the Welsh Ministers, to the extent that the exercise of the power would be within their jurisdiction under Article 1(4);
- (c) the Department of Agriculture, Environment and Rural Affairs, in Northern Ireland, to the extent that the exercise of the power would be within its jurisdiction under Article 1(5).”.

(3) Omit Chapter 8 of Part 5.