

SCHEDULE 2

Amendment of Schedule 2 to the 2019 Regulations

Amendments relating to Regulation (EU) No 649/2012 (“the PIC Regulation”)

45.—(1) Paragraph 152 (amendment of Article 8 of the PIC Regulation) is amended as follows.

(2) For sub-paragraph (2) substitute—

“(2) In paragraph 1—

(a) for “Annex I” substitute “the GB PIC list”;

(b) for the words from “importing Party” to the end substitute “importing Party, other country or Northern Ireland”.”.

(3) In sub-paragraph (3)—

(a) in paragraph (a)—

(i) for paragraph (i) substitute—

“(i) for “the Union” substitute “Great Britain”.”;

(ii) paragraphs (ii) to (iv) become paragraphs (iii) to (v);

(iii) after paragraph (i) insert a new paragraph (ii) as follows—

“(ii) for “to a Party or other country” substitute “to a Party, other country or Northern Ireland”.”;

(b) for paragraph (c) substitute—

“(c) in the third subparagraph—

(i) for “The Agency shall, on behalf of the Commission” substitute “The Designated National Authority must”;

(ii) after the words “designated national authority of the importing Party” insert “or Northern Ireland”.”;

(c) in paragraph (d)—

(i) for paragraph (v) substitute—

“(v) for “importing Parties and other countries” substitute “importing Parties, other countries and Northern Ireland”.”;

(ii) after paragraph (v) insert—

“(vi) for “by means of the Database” substitute “via its website”.”.

(4) For sub-paragraph (4) substitute—

“(4) In paragraph (3)—

(a) in the first place it occurs, for “Agency” substitute “Designated National Authority”;

(b) for “importing Party or other country” substitute “importing Party, other country or Northern Ireland”;

(c) for “Annex I” substitute “the GB PIC list”;

(d) in the first place it occurs, omit “, on behalf of the Commission,”;

(e) in the second place it occurs, for “Agency” substitute “Designated National Authority”;

(f) in the second place it occurs, omit “, on behalf of the Commission,”;

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: *The Chemicals (Health and Safety) and Genetically Modified Organisms (Contained Use) (Amendment etc.) (EU Exit) Regulations 2020 No. 1567*

- (g) after “of the importing Party” insert “or Northern Ireland”.
- (5) For sub-paragraph (6) substitute—
 - “(6) In paragraph 5—
 - (a) in both places the words occur, for “the importing Party or other country” substitute “the importing Party, other country or Northern Ireland”;
 - (b) for the words from “designated” to the end substitute “exporter’s Designated National Authority”.
- (6) For sub-paragraph (7) substitute—
 - “(7) In paragraph 6—
 - (a) in the first subparagraph—
 - (i) in point (b), at the end, insert “, or in the case of Northern Ireland where such a response has been provided to the Secretariat indicating whether or not it consents to the import of the chemical”;
 - (ii) in point (c)—
 - (aa) for “Commission” substitute “Designated National Authority”;
 - (bb) omit the words from “and has forwarded” to the end”;
 - (b) in the second subparagraph, at the end, insert “, or in the case of Northern Ireland, where export notification by exporting Parties is explicitly required through the import decision relating to Northern Ireland or otherwise”;
 - (c) in the third subparagraph—
 - (i) in point (a), after “designated national authority of the importing Party”, insert “or Northern Ireland”;
 - (ii) in point (b)—
 - (aa) for “Commission” substitute “Designated National Authority”;
 - (bb) after “designated national authority of the importing Party” insert “or Northern Ireland”;
 - (cc) for the words from “and has forwarded” to the end substitute “and has made it publicly available via its website”.
- (7) For sub-paragraph (8) substitute—
 - “(8) In paragraph 7—
 - (a) for the words from “The Commission” to “Agency” substitute “The Designated National Authority”;
 - (b) for “importing Parties and other countries” substitute “importing Parties, other countries and Northern Ireland”.