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DRAFT STATUTORY INSTRUMENTS

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**2020 No.**

**The Aquatic Animal Health and Alien Species in Aquaculture,  
Animals, and Marketing of Seed, Plant and Propagating  
Material (Legislative Functions and Miscellaneous  
Provisions) (Amendment) (EU Exit) Regulations 2020**

**PART 4**

Functions relating to the marketing of seed, plant and plant propagating material

**CHAPTER 3**

Retention of functions in [Directive 2008/72/EC](#)

**Power to set conditions with which vegetable plant material must comply**

- 16.**—(1) The appropriate authority may, by regulations—
- (a) amend provision in any enactment which gave effect to provisions made by Article 3 of, and the Annex to, [Directive 93/61/EEC](#);
  - (b) make provision requiring (whether by amending an enactment, or otherwise) a reference to Article 3 of, and the Annex to, [Directive 93/61/EEC](#) to be read as a reference to that Article and Annex subject to modifications.
- (2) But the appropriate authority may exercise the power in paragraph (1) only to the extent that the appropriate authority considers it is necessary or appropriate —
- (a) in the light of developments in scientific or technical knowledge, production techniques or agronomic practices;
  - (b) to address concerns relating to the quality of vegetable plant material;
  - (c) due to the economic importance of the vegetable plant material; or
  - (d) for consistency with international standards for pests and diseases affecting the quality of vegetable plant material.