

## SCHEDULE 33

### Amendment of Regulation (EC) No 765/2008

**15.** In Article 16—

- (a) omit paragraph 1;
- (b) in paragraph 2—
  - (i) after “Market surveillance”, insert “ authorities ”;
  - (ii) for “shall” substitute “ must ”;
  - (iii) for “Community harmonisation legislation” substitute “ any relevant enactment ” in both places in which it occurs;
  - (iv) for “, the Commission and the other Member States”, substitute “ and the Secretary of State ”;
- (c) for paragraph 3 substitute—

“**3.** The Secretary of State must ensure that there is a national market surveillance infrastructure and programme so that effective measures may be taken in relation to any product subject to any relevant enactment.”;
- (d) in paragraph 4—
  - (i) for “shall” in the first place it occurs substitute “ must ”;
  - (ii) for “Community harmonisation legislation”, substitute “ any relevant enactment ”;
  - (iii) omit “shall” in the second place it occurs.

#### Commencement Information

- II** Sch. 33 para. 15 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019, Paragraph 15.