
STATUTORY INSTRUMENTS

2019 No. 704

The Materials and Articles in Contact with
Food (Amendment) (EU Exit) Regulations 2019

PART 3

Amendment of retained direct EU legislation

68. Insert a new Article 5A—

“Article 5A

Regulations and devolved powers

1. Any power to make regulations under this Regulation—
 - (a) so far as exercisable by a Minister of the Crown, is exercisable by statutory instrument;
 - (b) so far as exercisable by the Welsh Ministers, is exercisable by statutory instrument;
 - ^{F1}(c)

2. For regulations made under this Regulation by the Scottish Ministers, see also section 27 of the Interpretation and Legislative Reform (Scotland) Act 2010 ^{M1} (Scottish statutory instruments).

3. Any power to make regulations under this Regulation includes power—
 - (a) to make different provision in relation to different cases or classes of case (including different provision for different areas or different classes of business); and
 - (b) to provide for such exceptions, limitations and conditions, and to make such supplementary, incidental, consequential or transitional provisions, as the appropriate authority considers necessary or expedient.

4. [^{F2}Any statutory instrument or Scottish statutory instrument] containing regulations made under this Regulation is subject to annulment in pursuance of a resolution—
 - (a) in the case of England, of either House of Parliament;
 - (b) in the case of Wales, of [^{F3}Senedd Cymru];

(c) in the case of Scotland, of the Scottish Parliament;

^{F4}(d)

5. In this Regulation, any power—

(a) of the Secretary of State to make regulations is limited to regulations which apply in relation to England only;

(b) of the Welsh Ministers to make regulations is limited to regulations which apply in relation to Wales only;

(c) of the Scottish Ministers to make regulations is limited to regulations which apply in relation to Scotland only;

^{F5}(d)”.

Textual Amendments

- F1** Words in reg. 68 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Food and Feed Hygiene and Safety \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1504\)](#), regs. 1(2), **16(7)(a)**
- F2** Words in reg. 68 substituted (31.12.2020 immediately before IP completion day) by [The Food and Feed Hygiene and Safety \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1504\)](#), regs. 1(2), **16(7)(b)(i)**
- F3** Words in reg. 68 substituted (31.12.2020 immediately before IP completion day) by [The Food and Feed Hygiene and Safety \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1504\)](#), regs. 1(2), **16(7)(b)(ii)**
- F4** Words in reg. 68 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Food and Feed Hygiene and Safety \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1504\)](#), regs. 1(2), **16(7)(b)(iii)**
- F5** Words in reg. 68 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Food and Feed Hygiene and Safety \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1504\)](#), regs. 1(2), **16(7)(c)**

Commencement Information

- I1** Reg. 68 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1](#)

Marginal Citations

- M1** [2010 asp 10.](#)

Changes to legislation:

There are currently no known outstanding effects for the The Materials and Articles in Contact with Food (Amendment) (EU Exit) Regulations 2019, Section 68.