

## STATUTORY INSTRUMENTS

# 2019 No. 746

## The Fisheries (Amendment) (EU Exit) Regulations 2019

### PART 3

#### Amendment of subordinate legislation

#### The Merchant Shipping (Registration of Ships) Regulations 1993

5. In paragraph 5(a) of Schedule 4 to the Merchant Shipping (Registration of Ships) Regulations 1993 <sup>M1</sup>, omit “and EC Number”.

#### Commencement Information

**I1** Reg. 5 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** [S.I. 1993/3138](#), to which there are amendments not relevant to these Regulations.

#### The Sea Fisheries (Northern Ireland) Order 2002

6.—(1) The Sea Fisheries (Northern Ireland) Order 2002 <sup>M2</sup> is amended as follows.

(2) In Schedule 2, in paragraph 3—

(a) in the heading, omit “(enforcement of Community rules)”;

(b) in sub-paragraph (1), for “enforceable Community restriction or other” substitute “retained EU restriction or retained EU”.

(3) In Schedule 3, in paragraph 3(2)(c), for “an obligation under EU law” substitute “a retained EU obligation”.

#### Commencement Information

**I2** Reg. 6 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

**M2** [S.I. 2002/790](#), amended by [S.I. 2011/1043](#).

#### The Tope (Prohibition of Fishing) Order 2008

7. In article 2(2) of the Tope (Prohibition of Fishing) Order 2008 <sup>M3</sup>—

(a) omit “another member State or in”;

(b) after “country”, insert “ as defined in Article 4 of that Council Regulation. ”.

#### Commencement Information

**I3** Reg. 7 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

**M3** [S.I. 2008/691](#), amended by [S.I. 2015/191](#).

### The Eels (England and Wales) Regulations 2009

**8.—**(1) The Eels (England and Wales) Regulations 2009<sup>M4</sup> are amended as follows.

(2) In regulation 9, in the definition of “eel river basin”, for the words from “that has” to “Article 2(1)”, substitute “ for which there is an Eel Management Plan as defined in Article 1A ”.

(3) Omit regulation 11.

#### Commencement Information

**I4** Reg. 8 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

**M4** [S.I. 2009/3344](#), to which there are amendments not relevant to these Regulations.

### The Sea Fishing (Illegal, Unreported and Unregulated Fishing) Order 2009

**9.—**(1) The Sea Fishing (Illegal, Unreported and Unregulated Fishing) Order 2009<sup>M5</sup> is amended as follows.

(2) In article 3(1), in the definition of “third country fishing vessel”, for “Community” substitute “ United Kingdom ”.

(3) In article 9—

(a) in paragraphs (5)(b) and (6), for “Community” substitute “ United Kingdom ”;

(b) in paragraph (6A)—

(i) in sub-paragraph (c), for “fishing vessel flying the flag of a member State” substitute “ United Kingdom fishing vessel ”;

(ii) in sub-paragraph (d), omit the words from “in relation to” to the end;

(iii) in sub-paragraph (e), for “Community” substitute “ United Kingdom ”;

(iv) in sub-paragraph (f), for “fishing vessel flying the flag of a member State” substitute “ United Kingdom fishing vessel ”.

#### Commencement Information

**I5** Reg. 9 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

**M5** [S.I. 2009/3391](#), amended by [S.I. 2018/643](#); there is another amending instrument but it is not relevant.

### The Fish Labelling Regulations 2013

- 10.**—(1) The Fish Labelling Regulations 2013 <sup>M6</sup> are amended as follows.
- (2) In regulation 1(2), omit the words from “except Part 2” to the end.
- (3) In regulation 2—
- (a) in paragraph (1), in the definition “the EU Regulations”, for “EU” substitute “specified”;
- (b) in paragraph (2)(a) and (b), for “EU”, in each place it occurs, substitute “specified”.
- (4) Omit regulation 3.
- (5) In regulation 6—
- (i) in paragraph (3), for “and (5)”, in the second place it occurs, substitute “, (5) to (7) and (9)”;
- (ii) in paragraph (7), for “the sterling equivalent of 50 euros” substitute “£45”.
- (6) In regulation 7(3), in the definition of “operator”, for “EU” substitute “specified”.

#### Commencement Information

**I6** Reg. 10 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

**M6** [S.I. 2013/1768](#), amended by [S.I. 2014/3104](#).

### The Sea Fishing (Points for Masters of Fishing Boats) Regulations 2014

**11.**—(1) The Sea Fishing (Points for Masters of Fishing Boats) Regulations 2014 <sup>M7</sup> are amended as follows.

- (2) In regulation 2(1)—
- (a) in the definition of “administrative sanction”, for “another member State or” substitute “a”;
- (b) in the definition of “third country”, for “which is not a member State” substitute “other than the United Kingdom”.
- (3) In regulation 3—
- (a) omit paragraph (1);
- (b) in paragraph (2)—
- (i) in sub-paragraph (a)(ii)—
- (aa) in paragraphs (aa) and (bb), omit “another member State or in”;
- (bb) in paragraph (cc), omit “another member State or”;
- (ii) in sub-paragraph (b)(ii)—
- (aa) in paragraphs (aa) and (bb), omit “another member State or in”;
- (bb) in paragraph (cc), omit “another member State or”;
- (iii) in sub-paragraph (c)(ii)—

- (aa) in paragraphs (aa) and (bb), omit “another member State or in”;
  - (bb) in paragraph (cc), omit “another member State or”.
- (4) In regulation 8—
- (a) in the heading, omit “other member States and”;
  - (b) in paragraphs (1), (3) and (5), in the words before sub-paragraph (a), omit “another member State or”.
- (5) In regulation 9(2)(a)—
- (a) in the words before paragraph (i), for “Article 74 of the Control Regulation” substitute “carrying out inspections”;
  - (b) omit paragraph (ii) (together with the final “or”).

#### Commencement Information

- I7** Reg. 11 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

- M7** [S.I. 2014/3345](#), to which there are amendments not relevant to these Regulations.

### The Sea Fishing (Enforcement and Miscellaneous Provisions) Order 2015

**12.**—(1) The Sea Fishing (Enforcement and Miscellaneous Provisions) Order 2015<sup>M8</sup> is amended as follows.

- (2) In article 2—
  - (a) in paragraph (1)(a) and (b), omit “EU and”;
  - (b) omit paragraph (2).
- (3) In article 3(1)(a), omit “(enforcement of Community rules)”.

#### Commencement Information

- I8** Reg. 12 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

- M8** [S.I. 2015/191](#).

### [<sup>F1</sup>The Grants for Fishing and Aquaculture Industries Regulations 2015

**13.** In regulation 2 of the Grants for Fishing and Aquaculture Industries Regulations 2015, in paragraph (a), for “as amended from time to time” substitute “as it had effect in EU law immediately before IP completion day”.]

- F1** Reg. 13 substituted (31.12.2020 immediately before IP completion day) by [The Common Fisheries Policy \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1542\)](#), regs. 1(2), **12(3)**

**Commencement Information**

**I9** Reg. 13 in force at 31.12.2020 on IP completion day (in accordance with [2020 c.1, Sch. 5 para. 1\(1\)](#)), see [reg. 1](#)

**The Sea Fishing (Enforcement) Regulations 2018**

- 14.**—(1) The Sea Fishing (Enforcement) Regulations 2018 <sup>M9</sup> are amended as follows.
- (2) In regulation 2—
- (a) in paragraph (1), omit “EU”.
  - (b) in paragraph (2), omit “EU” in both places it occurs.
- (3) In the Schedule—
- (a) in the heading, omit “EU”;
  - (b) in the entry for Council Regulation ([EC](#)) No 1224/2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy—
    - (i) in the first column, omit “Article 42”;
    - (ii) in the second column, omit the corresponding entry for Article 42;
  - (c) in the entry for Council Regulation (EU) 2016/1627 of the European Parliament and of the Council on a multiannual recovery plan for bluefin tuna in the eastern Atlantic and the Mediterranean, in the entry for Article 19(1), in the second column, omit “issued by the Member State”.

**Commencement Information**

**I10** Reg. 14 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**

**M9** [S.I. 2018/849](#).

**Changes to legislation:**

There are currently no known outstanding effects for the The Fisheries (Amendment) (EU Exit) Regulations 2019, PART 3.