
STATUTORY INSTRUMENTS

2019 No. 822

**EXITING THE EUROPEAN UNION
AGRICULTURE
FOOD**

**The Market Measures (Marketing Standards)
(Amendment) (EU Exit) Regulations 2019**

Made - - - - 4th April 2019

Coming into force in accordance with regulation 1

The Secretary of State makes these Regulations in exercise of the powers conferred by section 8(1) of, and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018⁽¹⁾.

There has been consultation through representative bodies, as required by Article 9 of Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety⁽²⁾, during the preparation and evaluation of these Regulations so far as they relate to food.

In accordance with paragraph 1(1) of Schedule 7 to the European Union (Withdrawal) Act 2018, a draft of this instrument has been laid before Parliament and approved by a resolution of each House of Parliament.

PART 1

Introductory

Citation and commencement

1. These Regulations may be cited as the Market Measures (Marketing Standards) (Amendment) (EU Exit) Regulations 2019 and come into force on the later of exit day or the day after the day on which they are made.

(1) 2018 c. 16.

(2) OJ No L 31, 1.2.2002, p.1, as last amended by Commission Regulation (EU) 2017/228 (OJ No L 35, 10.2.2017, p. 10).

PART 2

Bananas

Amendment of Regulation 1333/2011

2.—(1) Commission Implementing Regulation (EU) No 1333/2011 laying down marketing standards for bananas, rules on the verification of compliance with those marketing standards and requirements for notifications in the banana sector is amended as follows.

(2) In Article 1, in the second paragraph, for the words from “, to bananas originating in the Union” to the end substitute “in the United Kingdom.”.

(3) In Article 2, in point (a), omit “originating in third countries or other regions of the Union and”.

(4) After Article 2 insert:

“Article 2a

1. For the purposes of this Regulation, ‘third country’ means any country or territory other than:
 - (a) the United Kingdom;
 - (b) the Bailiwick of Jersey;
 - (c) the Bailiwick of Guernsey;
 - (d) the Isle of Man.
2. For the purposes of this Regulation, ‘appropriate authority’ means:
 - (a) in relation to England, the Secretary of State;
 - (b) in relation to Wales, the Welsh Ministers;
 - (c) in relation to Scotland, the Scottish Ministers;
 - (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.
3. But the appropriate authority is the Secretary of State:
 - (a) in relation to Scotland, if consent is given by the Scottish Ministers;
 - (b) in relation to Northern Ireland, if consent is given by the Department of Agriculture, Environment and Rural Affairs.”.
- (5) In Article 3 for “Member States” substitute “The appropriate authorities”.
- (6) Omit Article 4.
- (7) In Article 5—
 - (a) for “Union”, in the first place it occurs, substitute “United Kingdom”;
 - (b) omit “in the Member State of first unloading in the Union”.
- (8) In Article 6(2)—
 - (a) for “Union” substitute “United Kingdom”;
 - (b) omit “, as regards products imported from third countries,”.
- (9) In Article 6(3) for “Union” substitute “United Kingdom”.
- (10) In Article 7—
 - (a) omit the words from “the place” to “harvested in the Union,”;

- (b) for “Union”, in the second place it occurs, substitute “United Kingdom”;
- (c) omit “or from Union regions of production”;
- (d) for “Union”, in the last place it occurs, substitute “United Kingdom”.
- (11) In Article 8 omit “national”, in each place it occurs.
- (12) In Article 9(1) omit “bananas harvested in the Union or”.
- (13) In Article 9(2)—
 - (a) in the first paragraph—
 - (i) in the first sentence, for the words from “national authorities” to the end substitute “authorities”;
 - (ii) in the third sentence, for the words from “Union market” to the end substitute “United Kingdom market”;
 - (b) in the third paragraph, for “Member States” substitute “The appropriate authorities”.
- (14) In Article 9(3) omit “of the Member States”.
- (15) In Chapter 3, for the heading substitute “FINAL PROVISIONS”.
- (16) After Article 13 omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.
- (17) In Annex 1—
 - (a) in point 3—
 - (i) omit the words from “produced in” to “Cyprus”;
 - (ii) for “Union” substitute “United Kingdom”;
 - (b) in point 5, in paragraph C, omit the last sentence;
 - (c) in point 6, in paragraph C, omit the words from “and, in the case” to the end.
- (18) In Annex 2—
 - (a) in the box in the top right corner, for “EU No” substitute “Ref No”;
 - (b) in box 5, for “destiantion” substitute “destination”.
- (19) In Annex 4, in the heading, for “Union” substitute “United Kingdom”.

PART 3

Beef and veal

Amendment of Regulation 1760/2000

3.—(1) Regulation (EC) No 1760/2000 of the European Parliament and of the Council establishing a system for the identification and registration of bovine animals and regarding the labelling of beef and beef products is amended as follows.

- (2) In Article 11 for “Community legislation” substitute “retained EU law”.
- (3) In Article 12 after point (6) insert—
 - “(7) ‘third country’ means any country or territory other than:
 - (a) the United Kingdom;
 - (b) the Bailiwick of Jersey;
 - (c) the Bailiwick of Guernsey;

- (d) the Isle of Man.”.
- (4) In the heading of Section 1 omit “Community”.
- (5) In Article 13(1) for “Community” substitute “United Kingdom”.
- (6) In Article 13(2) omit “Member State or third”, in each place it occurs.
- (7) In Article 13(5)—
- (a) in points (a)(i) and (iii) omit “Member State or third”;
 - (b) in point (a)(ii) omit “Member States or third”;
 - (c) in point (b) for the words from “slaughtered:” to the end substitute “slaughtered in the same country, the indication may be given as ‘Origin: (name of country)’”.
- (8) Omit Article 13(6).
- (9) In Article 14—
- (a) omit “Member State or third”;
 - (b) for “State”, in both places it occurs, substitute “country”;
 - (c) for “States” substitute “countries”;
 - (d) omit the fourth paragraph.
- (10) In Article 15—
- (a) for “Union” substitute “United Kingdom from a third country”;
 - (b) for “EU” substitute “UK”.
- (11) After Article 15 insert—

“Article 15za

Transitional provisions

By way of derogation from Article 15, beef to which that Article applies that is labelled in accordance with that Article, as it had effect immediately before exit day, may be placed on the market until 31 December 2020, and may remain on the market until stocks are exhausted.”.

- (12) In Article 15a—
- (a) for “horizontal” substitute “applicable”;
 - (b) after “Article 22” insert “and any other measures adopted by the appropriate authorities to ensure compliance with the provisions of this Regulation”;
 - (c) omit the fourth paragraph.
- (13) Before Article 22 insert—

“Article a22

1. For the purposes of this Regulation, ‘appropriate Minister’ means:
 - (a) in relation to England, the Secretary of State;
 - (b) in relation to Wales, the Welsh Ministers;
 - (c) in relation to Scotland, the Scottish Ministers;
 - (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.
2. For the purposes of this Regulation, ‘appropriate authority’ means:
 - (a) in relation to England, the Secretary of State;

- (b) in relation to Wales, the Welsh Ministers;
 - (c) in relation to Scotland, the Scottish Ministers;
 - (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.
3. But the appropriate authority is the Secretary of State:
- (a) in relation to Scotland, if consent is given by the Scottish Ministers;
 - (b) in relation to Northern Ireland, if consent is given by the Department of Agriculture, Environment and Rural Affairs.”.
- (14) In Article 22(1)—
- (a) omit the first, second and third subparagraphs;
 - (b) in the fifth subparagraph, omit “referred to in the second subparagraph”;
 - (c) omit the seventh subparagraph.
- (15) In Article 22(2)—
- (a) for “paragraph 1” substitute “any other measures adopted by the appropriate Ministers to ensure compliance with the provisions of this Regulation”;
 - (b) in point (g) for “Member States” substitute “the appropriate Minister”.
- (16) In Article 22(3)—
- (a) for “paragraph 1”, in the first place it occurs, substitute “any other measures adopted by the appropriate authorities to ensure compliance with the provisions of this Regulation”;
 - (b) for “Member States”, in both places it occurs, substitute “the appropriate authorities”;
 - (c) for “referred to in paragraph 1” substitute “adopted by the appropriate authorities to ensure compliance with the provisions of this Regulation”;
 - (d) in point (a)(i), for “Union” substitute “United Kingdom”.
- (17) Omit Article 22(4) and (5).
- (18) For Article 22a substitute—

“Article 22a

Competent authorities

1. The appropriate Ministers shall designate the competent authority or authorities responsible for compliance with Title I, Title III insofar as that Title relates to identification and registration of live animals, and any legislation made on the basis thereof. They shall inform the other appropriate Ministers of the identity of those authorities.
2. The appropriate authorities shall designate the competent authority or authorities responsible for compliance with Title II, Title III insofar as that Title relates to labelling of beef and beef products, and any legislation made on the basis thereof. They shall inform the other appropriate authorities of the identity of that competent authority or those competent authorities.”.
- (19) Omit Articles 22b, 23 and 23a.
- (20) After Article 25 omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.

Amendment of Regulation 1825/2000

4.—(1) [Commission Regulation \(EC\) No 1825/2000](#) laying down detailed rules for the application of [Regulation \(EC\) No 1760/2000](#) of the European Parliament and of the Council as regards the labelling of beef and beef products is amended as follows.

(2) In Article 1—

- (a) in the first paragraph, for “the third indent of Article 12” substitute “Article 12(3)”;
 - (b) in the second paragraph, for “Articles 13(1) and 16(2)” substitute “Article 13(1)”.

(3) In Article 1a, at the end insert—

- “(i) ‘third country’ means any country or territory other than:
 - (i) the United Kingdom;
 - (ii) the Bailiwick of Jersey;
 - (iii) the Bailiwick of Guernsey;
 - (iv) the Isle of Man.”.

(4) In Article 2(1)—

- (a) in point (a) for “Article 10(1) of Council [Directive 64/433/EEC](#)” substitute “Article 3(3) of [Regulation \(EC\) No 854/2004](#)”;
 - (b) omit the second subparagraph.

(5) In Article 2(2)—

- (a) omit point (a);
 - (b) in point (b)—
 - (i) for “Community” substitute “United Kingdom from a third country”;
 - (ii) for “EC” substitute “UK”.

(6) After Article 2(2) insert—

“3. By way of derogation from paragraph 2(b), meat:

- (a) derived from animals that are, before exit day, imported live into the United Kingdom from a third country, and
- (b) labelled in accordance with paragraph 2(b), as it had effect immediately before exit day,

may be placed on the market until 31 December 2020, and may remain on the market until stocks are exhausted.

4. Meat:

- (a) derived from animals imported live into the EU (provided that such animals are not subsequently imported live into the United Kingdom on or after exit day), and
- (b) labelled in accordance with paragraph 2(b), as it had effect immediately before exit day,

may be placed on the market until 31 December 2020, and may remain on the market until stocks are exhausted.”.

(7) In Article 3—

- (a) omit “Member State or third”, in each place it occurs;
- (b) omit “Member States or third”.

(8) In Article 5(2)—

- (a) in point (a) omit “as from 1 September 2000,”;
- (b) omit point (b);
- (c) in point (c) omit “as from 1 January 2002,”.
- (9) In Article 5a omit “Member State or third”, in each place it occurs.
- (10) In Article 5b omit “Member State or third”, in both places it occurs.
- (11) Omit Article 6.
- (12) In Article 7(1)—
 - (a) omit “the experts of the Commission,”;
 - (b) omit the words from “and the relevant” to “Regulation (EC) No 1760/2000,”.
- (13) In Article 7(2)—
 - (a) omit the words from “and, in the case” to “control body”;
 - (b) omit the words from “which” to “concerned”.
- (14) Omit Article 7(3).
- (15) In Article 7(4) for “, organisations and independent control bodies” substitute “and organisations”.
- (16) Omit Articles 8 to 12.
- (17) In Article 13 omit the second paragraph.
- (18) In Article 14 omit the second paragraph.
- (19) After Article 14 omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.

Amendment of Regulation 566/2008

5.—(1) [Commission Regulation \(EC\) No 566/2008](#) laying down detailed rules for the application of Council Regulation [\(EC\) No 1234/2007](#) as regards the marketing of the meat of bovine animals aged 12 months or less is amended as follows.

- (2) In Article 1 for “Article 113b of Regulation [\(EC\) No 1234/2007](#)” substitute “Article 78(1)(a) of, and Part I of Annex VII to, Regulation (EU) No 1308/2013”.
- (3) After Article 2 insert—

“Article 2a

Definition of appropriate authority

1. For the purposes of this Regulation, ‘appropriate authority’ means:
 - (a) in relation to England, the Secretary of State;
 - (b) in relation to Wales, the Welsh Ministers;
 - (c) in relation to Scotland, the Scottish Ministers;
 - (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.
2. But the appropriate authority is the Secretary of State:
 - (a) in relation to Scotland, if consent is given by the Scottish Ministers;
 - (b) in relation to Northern Ireland, if consent is given by the Department of Agriculture, Environment and Rural Affairs.”.

- (4) In Article 3 for “point II of Annex XIa to Regulation (EC) No 1234/2007” substitute “point II of Part I of Annex VII to Regulation (EU) No 1308/2013”.
- (5) In Article 4(1)—
- (a) for “point IV of Annex XIa to Regulation (EC) No 1234/2007” substitute “point IV of Part I of Annex VII to Regulation (EU) No 1308/2013”;
 - (b) for “point II of Annex XIa to that Regulation” substitute “point II of Part I of Annex VII to that Regulation”;
 - (c) for the fifth subparagraph substitute—

“However, nothing in this Regulation prevents the appropriate authorities from determining other positions on each quarter.”.
- (6) In Article 4(2) for “point IV of Annex XIa to Regulation (EC) No 1234/2007” substitute “point IV of Part I of Annex VII to Regulation (EU) No 1308/2013”.
- (7) Omit Article 4(3).
- (8) In Article 5—
- (a) for “point VI of Annex XIa to Regulation (EC) No 1234/2007” substitute “point V of Part I of Annex VII to Regulation (EU) No 1308/2013”;
 - (b) for “point I of Annex XIa to that Regulation” substitute “point I of Part I of Annex VII to that Regulation”.
- (9) In Article 6(1)—
- (a) for “point VII of Annex XIa to Regulation (EC) No 1234/2007” substitute “point VI of Part I of Annex VII to Regulation (EU) No 1308/2013”;
 - (b) for “point II of Annex XIa to that Regulation” substitute “point II of Part I of Annex VII to that Regulation”.
- (10) In Article 6(2) for the words from “European Standard EN 45011” to the end substitute “ISO/IEC 17065 (Requirements for bodies certifying products, processes and services)”.
- (11) In Article 6(3)—
- (a) for “Commission”, in the first place it occurs, substitute “the relevant authority⁽³⁾”;
 - (b) omit the second subparagraph.
- (12) In Article 6(6)—
- (a) for “Regulation (EC) No 1234/2007” substitute “Regulation (EU) No 1308/2013”;
 - (b) omit “the experts of the Commission”.
- (13) In Article 7(1)—
- (a) for “point VIII of Annex XIa to Regulation (EC) No 1234/2007” substitute “paragraph 5 of point VI of Part I of Annex VII to Regulation (EU) No 1308/2013”;
 - (b) for “point VIII of Annex XIa to that Regulation”, in both places it occurs, substitute “point VI of Part I of Annex VII to that Regulation”.
- (14) In Article 7(2)—
- (a) for “point VIII of Annex XIa to Regulation (EC) No 1234/2007” substitute “paragraph 5 of point VI of Part I of Annex VII to Regulation (EU) No 1308/2013”;
 - (b) for the words from “European Standard EN 45011” to the end substitute “ISO/IEC 17065 (Requirements for bodies certifying products, processes and services)”.

(3) A definition of “relevant authority” is inserted into Regulation (EC) 566/2008 by The Common Organisation of Markets in Agricultural Products Framework (Miscellaneous Amendments, etc.) (EU Exit) Regulations 2019 (S.I. 2019/XXX).

(15) For the heading of Article 8 substitute “**Follow-up measures**”.

(16) Omit Article 8(1).

(17) Omit Article 8(2).

(18) For Article 8(3) substitute—

“**3.** Where an appropriate authority has evidence that meat referred to in point I of Part I of Annex VII to Regulation (EU) No 1308/2013 and imported from a third country⁽⁴⁾ as referred to in paragraph 5 of point VI of Part I of Annex VII to that Regulation does not comply with requirements laid down in either Regulation (EU) No 1308/2013 or this Regulation, the appropriate authority shall take whatever measures and action are required to solve the non-compliance.

In particular, the appropriate authority shall require the removal of the meat concerned from the market until it is re-labelled in conformity with Regulation (EU) No 1308/2013 and this Regulation.”.

(19) Omit Article 9.

(20) After Article 10 omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.

PART 4

Carcasses

Amendment of Regulation 2017/1182

6.—(1) Commission Delegated Regulation (EU) 2017/1182 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards the Union scales for the classification of beef, pig and sheep carcasses and as regards the reporting of market prices of certain categories of carcasses and live animals is amended as follows.

(2) In the heading of Chapter I omit “Union”.

(3) Before Article 1 insert—

“Article 11

Definitions

1. For the purposes of this Regulation, the following definitions shall apply:

(a) ‘constituent nation’ means England, Wales, Scotland or Northern Ireland, as the case may be;

(b) ‘relevant authority’ means:

(i) in relation to England, the Secretary of State;

(ii) in relation to Wales, the Welsh Ministers;

(iii) in relation to Scotland, the Scottish Ministers;

(iv) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.

2. For the purposes of this Regulation, ‘appropriate authority’ means:

⁽⁴⁾ A definition of “third country” is inserted into Regulation (EC) 566/2008 by The Common Organisation of Markets in Agricultural Products Framework (Miscellaneous Amendments, etc.) (EU Exit) Regulations 2019 (S.I. 2019/XXX).

- (a) in relation to England, the Secretary of State;
 - (b) in relation to Wales, the Welsh Ministers;
 - (c) in relation to Scotland, the Scottish Ministers;
 - (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.
3. But the appropriate authority is the Secretary of State:
- (a) in relation to Scotland, if consent is given by the Scottish Ministers;
 - (b) in relation to Northern Ireland, if consent is given by the Department of Agriculture, Environment and Rural Affairs.”.
- (4) In Article 1 for “each Member State” substitute “the United Kingdom”.
- (5) In Article 2(1)—
- (a) for “Member States may decide” substitute “Nothing in this Regulation prevents the appropriate authorities from deciding”;
 - (b) for “Member States may determine” substitute “Nothing in this Regulation prevents the appropriate authorities from determining”.
- (6) In Article 2(2) for “Member States may decide” substitute “Nothing in this Regulation prevents the appropriate authorities from deciding”.
- (7) In Article 2(3)—
- (a) for “Member States” substitute “Nothing in this Regulation prevents the appropriate authorities”;
 - (b) for “may decide” substitute “from deciding”.
- (8) Omit Article 2(4).
- (9) In Article 4 for “Member States may decide” substitute “Nothing in this Regulation prevents the appropriate authorities from deciding”.
- (10) In Article 5—
- (a) for “Member States may further subdivide” substitute “Nothing in this Regulation prevents the appropriate authorities from further subdividing”;
 - (b) for “Member States may authorise” substitute “Nothing in this Regulation prevents the appropriate authorities from authorising”.
- (11) In Article 6(4)—
- (a) for “For” substitute “Nothing in this Regulation prevents the appropriate authorities, for”;
 - (b) for “Member States may allow” substitute “from allowing”;
 - (c) for “Member States”, in the second place it occurs, substitute “The appropriate authorities”;
 - (d) omit “national”.
- (12) In Article 7(2)—
- (a) for “Commission” substitute “appropriate authority”;
 - (b) for “Member State” substitute “constituent nation”.
- (13) In Article 7(4)—
- (a) in the words before point (a), omit “of the Member State concerned”;
 - (b) in point (b), for “Member State concerned” substitute “appropriate authority”.

- (14) In Article 8(6) for “Member States may lay” substitute “Nothing in this Regulation prevents the appropriate authorities from laying”.
- (15) In Article 8(7)—
- (a) for “Member States may lay” substitute “Nothing in this Regulation prevents the appropriate authorities from laying”;
 - (b) omit “national”.
- (16) In Article 9—
- (a) for “Member States”, in both places it occurs, substitute “The relevant authorities”;
 - (b) for “Member State” substitute “appropriate authority”.
- (17) In Article 10(1)—
- (a) for “Member States” substitute “The appropriate authorities”;
 - (b) for “their territory” substitute “the relevant constituent nation”.
- (18) Omit Article 10(3).
- (19) In Article 10(4)—
- (a) in the first sentence, for “Member States” substitute “The appropriate authority”;
 - (b) omit the second sentence.
- (20) For Article 10(6) substitute—
- “(6) The appropriate authority may authorise beef and sheep automated grading methods without organising an authorisation test, provided that the same grading methods were authorised before exit day for application in a member State on the basis of an authorisation test where the sample of carcasses is sufficiently representative for the bovine or sheep population in the constituent nation concerned.”.
- (21) In Article 10(7) omit the second paragraph.
- (22) Omit Article 11(3) and (4).
- (23) In Article 11(5) omit “Commission”.
- (24) For Article 11(6) substitute—
- “(6) The appropriate authority may authorise a grading method without an authorisation test, provided that the same grading method was authorised before exit day for application in a member State on the basis of an authorisation test where the sample of carcasses is sufficiently representative of the pig population in the constituent nation concerned.”.
- (25) In Article 12(2)(b) omit “of the Member State concerned”.
- (26) In Article 13 for “15” substitute “14”.
- (27) In Article 15(1)—
- (a) for “average of the prices” substitute “price”;
 - (b) omit the words from “, and weighted” to the end.
- (28) Omit Article 16(2).
- (29) In Article 17(1) for the words from the beginning to “of the Member State” substitute “The appropriate authority”.
- (30) In Article 17(2)—
- (a) for “Member States” substitute “the appropriate authorities”;
 - (b) for “a Member State” substitute “the appropriate authority”.
- (31) In the heading of Chapter 3 for “UNION” substitute “UNITED KINGDOM”.

- (32) In the heading of Section 1 of Chapter 3 for “union” substitute “United Kingdom”.
- (33) In the heading of Article 18 for “Union” substitute “United Kingdom”.
- (34) In Article 18(1)—
- (a) in point (a)—
 - (i) for “Union”, in the first place it occurs, substitute “United Kingdom”;
 - (ii) omit “weighted”;
 - (iii) omit “national”;
 - (iv) omit the second sentence;
 - (b) in point (b) for “Union”, in each place it occurs, substitute “United Kingdom”;
 - (c) in point (c) for “Union”, in each place it occurs, substitute “United Kingdom”.
- (35) In Article 18(2) for “Union”, in both places it occurs, substitute “United Kingdom”.
- (36) In Article 19—
- (a) for “Union”, in each place it occurs (including the heading), substitute “United Kingdom”;
 - (b) omit “weighted”;
 - (c) omit “national”;
 - (d) omit the second sentence.
- (37) In Article 20—
- (a) for “Union”, in each place it occurs (including the heading), substitute “United Kingdom”;
 - (b) omit the words from “That average” to the end.
- (38) In Article 21—
- (a) for “Union”, in each place it occurs (including the heading), substitute “United Kingdom”;
 - (b) omit the words from “That average” to the end.
- (39) In the heading of Section 2 of Chapter 3 for “Union” substitute “United Kingdom”.
- (40) In Article 22—
- (a) for “Union”, in each place it occurs (including the heading), substitute “United Kingdom”;
 - (b) omit paragraph 2.
- (41) In Article 23—
- (a) for “Union”, in each place it occurs (including the heading), substitute “United Kingdom”;
 - (b) omit paragraph 2.
- (42) In Article 24—
- (a) for “Union”, in each place it occurs (including the heading), substitute “United Kingdom”;
 - (b) omit the second sentence.
- (43) Omit Chapter 4.
- (44) After Article 27 omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.
- (45) In Annex 4—
- (a) in paragraph 1 of Part A—
 - (i) for “Member State concerned”, in both places it occurs, substitute “appropriate authority”;
 - (ii) omit the second, third and fifth sentences;

- (b) omit Part B;
- (c) omit Part C.
- (46) In Annex 5—
 - (a) in Part A—
 - (i) in point 1(c) for “Member State” substitute “appropriate authority”;
 - (ii) in point 1(f) for “Commission” substitute “appropriate authority”.
 - (b) omit Part B.

Amendment of Regulation 2017/1184

7.—(1) Commission Implementing Regulation (EU) 2017/1184 laying down rules for the application of Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards the Union scales for the classification of beef, pig and sheep carcasses and as regards the reporting of market prices of certain categories of carcasses and live animals is amended as follows.

- (2) Before Article 1 insert—

“Article 1

Definitions

1. For the purposes of this Regulation, the following definitions shall apply:
 - (a) ‘constituent nation’ means England, Wales, Scotland or Northern Ireland, as the case may be;
 - (b) ‘relevant authority’ means:
 - (i) in relation to England, the Secretary of State;
 - (ii) in relation to Wales, the Welsh Ministers;
 - (iii) in relation to Scotland, the Scottish Ministers;
 - (iv) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.
 2. For the purposes of this Regulation, ‘appropriate authority’ means:
 - (a) in relation to England, the Secretary of State;
 - (b) in relation to Wales, the Welsh Ministers;
 - (c) in relation to Scotland, the Scottish Ministers;
 - (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.
 3. But the appropriate authority is the Secretary of State:
 - (a) in relation to Scotland, if consent is given by the Scottish Ministers;
 - (b) in relation to Northern Ireland, if consent is given by the Department of Agriculture, Environment and Rural Affairs.”.
- (3) In Article 1(1)(c)—
 - (a) for “or a region of the Member State” substitute “of the constituent nation”;
 - (b) for “national” substitute “applicable”.
 - (4) In Article 1(2) for “Member States may require” substitute “Nothing in this Regulation prevents the appropriate authorities from requiring”.

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- (5) In Article 2(2) omit “of a Member State”.
- (6) In Article 3(1) omit “in a Member State”.
- (7) In Article 3(2)—
- (a) in the words before point (a) omit “in a Member State”;
 - (b) in point (c) for “Member States” substitute “the appropriate authorities”.
- (8) In Article 5(1) for “Member States” substitute “appropriate authorities”.
- (9) In Article 5(2)—
- (a) for “Member State” substitute “constituent nation”;
 - (b) for “national level” substitute “the level of that constituent nation”.
- (10) In Article 6—
- (a) omit the first paragraph;
 - (b) in the second paragraph—
 - (i) omit “beef”;
 - (ii) for “at least two” substitute “four”;
 - (iii) for “Great Britain” substitute “England, Wales, Scotland”;
 - (iv) omit the words from “, which may” to the end.
- (11) In Article 7 omit “Union”.
- (12) In Article 8(1) for “Member State”, in both places it occurs, substitute “appropriate authority”.
- (13) In Article 8(2)—
- (a) for “Member State”, in the first place it occurs, substitute “The relevant authority”;
 - (b) for “that Member State”, in both places it occurs, substitute “the relevant constituent nation”.
- (14) In Article 9 omit “Union”.
- (15) In Article 10 for “Member State”, in both places it occurs, substitute “appropriate authority”.
- (16) In Article 11 for “Member State”, in both places it occurs, substitute “appropriate authority”.
- (17) In Article 12 for “Member State”, in both places it occurs, substitute “appropriate authority”.
- (18) In Article 13(1)—
- (a) omit “in the Member State concerned”;
 - (b) for “a Member State” substitute “an appropriate authority”;
 - (c) for “that Member State” substitute “the appropriate authority”.
- (19) For Article 13(2) substitute—
- “The appropriate authority may decide not to take the prices for flat-rate purchases of carcasses of bovine animals aged eight months or more into account in the calculations of prices. In such cases a representative price for each class shall be calculated by the appropriate authority, taking into account the factors referred to in Article 14 of Delegated Regulation (EU) 2017/1182 and in Article 5 of this Regulation.”.
- (20) In Article 14 for “Member State”, in both places it occurs, substitute “appropriate authority”.
- (21) Omit Article 15.
- (22) Omit Chapter 3.

(23) After Article 19 omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.

PART 5

Fruit and vegetables

Amendment of Regulation 543/2011

8.—(1) Commission Implementing Regulation (EU) No 543/2011 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of the fruit and vegetables and processed fruit and vegetables sectors is amended as follows.

(2) In Article 1(1)—

- (a) for “Regulation 1234/2007”, in the first place it occurs, substitute “Regulation (EU) No 1308/2013”;
- (b) for “Article 1(1)(i) of Regulation (EC) No 1234/2007” substitute “Article 1(2)(i) of Regulation (EU) No 1308/2013”.

(3) In Article 1(2) for “Regulation (EC) No 1234/2007” substitute “Regulation (EU) No 1308/2013”.

(4) After Article 1(3)(5) insert—

“**4.** In this Regulation, ‘constituent nation’ means England, Wales, Scotland or Northern Ireland, as the case may be.

5. For the purposes of this Regulation, ‘appropriate authority’ means:

- (a) in relation to England, the Secretary of State;
- (b) in relation to Wales, the Welsh Ministers;
- (c) in relation to Scotland, the Scottish Ministers;
- (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.

6. But the appropriate authority is the Secretary of State:

- (a) in relation to Scotland, if consent is given by the Scottish Ministers;
- (b) in relation to Northern Ireland, if consent is given by the Department of Agriculture, Environment and Rural Affairs.”.

(5) In Article 3(1) for “Article 113a(1) of Regulation (EC) No 1234/2007” substitute “Article 76(1) of Regulation (EU) No 1308/2013”.

(6) In Article 3(2) for “Article 113(1)(b) of Regulation (EC) No 1234/2007” substitute “Article 75(1)(b) of Regulation (EU) No 1308/2013”.

(7) In Article 3(3) for “Article 113a(3) of Regulation (EC) No 1234/2007” substitute “Article 76(3) of Regulation (EU) No 1308/2013”.

(8) In Article 4 for “Article 113a(3) of Regulation (EC) No 1234/2007”, in each place it occurs, substitute “Article 76(3) of Regulation (EU) No 1308/2013”.

(9) In Article 4(1)—

(5) Paragraph 3, which inserts a definition of “third country”, is inserted by the Common Organisation of the Markets in Agricultural Products and Common Agricultural Policy (Miscellaneous Amendments) (EU Exit) Regulations 2019 (S.I. 2019/XXX).

- (a) in point (c)—
 - (i) for “taken” substitute “issued before exit day”;
 - (ii) for the words from “a Member State” to “Regulation (EC) No 1234/2007” substitute “the United Kingdom or a member State”;
 - (iii) for “that Member State” insert “the requesting country”;
 - (b) in point (e) for “Article 1(1)(i) and Part IX of Annex I to Regulation (EC) No 1234/2007” substitute “Article 1(2)(i) and Part IX of Annex I to Regulation (EU) No 1308/2013”.
- (10) In Article 4(3) for “Member States may exempt” substitute “nothing in this Regulation prevents the appropriate authorities from exempting”.
- (11) In Article 4(4)—
- (a) for “Member States may exempt” substitute “nothing in this Regulation prevents the appropriate authorities from exempting”;
 - (b) for “Member States”, in the second place it occurs, substitute “the appropriate authorities”.
- (12) In Article 4(7) for “Member State” substitute “relevant constituent nation”.
- (13) In Article 5(3) for “Article 2(1) of Directive 97/7/EC of the European Parliament and of the Council” substitute “Article 2(7) of Directive 2011/83/EU of the European Parliament and of the Council⁽⁶⁾”.
- (14) In Article 6(2)—
- (a) for “pre-packaged” substitute “prepacked”;
 - (b) for “Directive 2000/13/EC of the European Parliament and of the Council” substitute “Article 2(2)(e) of Regulation (EU) No 1169/2011”.
- (15) In Article 7(2) for “Article 1(1)(i) of Regulation (EC) No 1234/2007” substitute “Article 1(2)(i) of Regulation (EU) No 1308/2013 of the European Parliament and of the Council”.
- (16) In Article 7(3)—
- (a) omit “Member State or third”;
 - (b) omit point (a);
 - (c) in point (b) for “non-EU” substitute “non-UK”;
 - (d) in point (c)—
 - (i) for “EU” substitute “UK”;
 - (ii) for “non-EU” substitute “non-UK”.
- (17) After Article 7(3) insert—
- “4. By way of derogation from paragraph 3, packages of fruit and vegetables in a mix originating in more than one country:
- (a) may remain on the market until stocks are exhausted if they were placed on the market before exit day and are labelled in accordance with paragraph 3, as it had effect immediately before exit day;
 - (b) may be placed on the market until 31 December 2020, and may remain on the market until stocks are exhausted, if:
 - (i) the mix does not contain any fruit or vegetables originating in the United Kingdom, and the package is labelled in accordance with paragraph 3, as it had effect immediately before exit day, or

(6) OJ No L 304 22.11.2011, p.64, as last amended by Directive (EU) 2015/2302 of the European Parliament and of the Council (OJ No L 326 11.12.2015, p.1).

- (ii) the mix contains fruit and vegetables originating in the United Kingdom and:
 - (aa) does not contain any fruit or vegetables originating in the EU, and the package is labelled in accordance with paragraph 3(b), as it had effect immediately before exit day, or
 - (bb) also contains fruit and vegetables originating in the EU (whether or not it also contains fruit and vegetables from any other country), and the package is labelled in accordance with paragraph 3(c), as it had effect immediately before exit day.”.
- (18) In Article 8 for “Articles 113 and 113a of Regulation (EC) No 1234/2007” substitute “Articles 75 and 76 of Regulation (EU) No 1308/2013”.
- (19) In Article 9(1)—
 - (a) omit the words before point (a);
 - (b) in point (a)—
 - (i) at the beginning insert “The Secretary of State shall designate”;
 - (ii) after “competent authority” insert “for the United Kingdom”;
 - (c) in point (b), at the beginning insert “Each appropriate authority shall designate”;
 - (d) for “Member States” substitute “the Secretary of State or the appropriate authority that designates them (as the case may be)”;
 - (e) at the end insert—

“The Secretary of State may not designate the coordinating authority referred to in point (a) of the first subparagraph without the consent of—

 - (a) in relation to Wales, the Welsh Ministers;
 - (b) in relation to Scotland, the Scottish Ministers;
 - (a) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.
- Nothing in this Regulation affects the validity of any designation of a coordinating authority or inspection body made before exit day.”.
- (20) Omit Article 9(2).
- (21) In Article 9(4)—
 - (a) for “Commission” substitute “Secretary of State”;
 - (b) for “list of the coordinating authorities” substitute “name of the coordinating authority”;
 - (c) for “Member States” substitute “Secretary of State”;
 - (d) for “it” substitute “the Secretary of State”.
- (22) In Article 10(1)—
 - (a) for “Member States”, in the first place it occurs, substitute “The appropriate authorities”;
 - (b) for “Article 113 of Regulation (EC) No 1234/2007” substitute “Article 75 of Regulation (EU) No 1308/2013”;
 - (c) for “Member States”, in the second place it occurs, substitute “the appropriate authorities”.
- (23) In Article 10(2), in the second paragraph, in point (c)—
 - (a) for “Union” substitute “United Kingdom”;
 - (b) for “to third countries” substitute “from the United Kingdom”;

- (c) for “from third countries” substitute “into the United Kingdom”.
- (24) In Article 10(3) for “Member States” substitute “The appropriate authorities”.
- (25) In Article 10(4) for “coordinating” substitute “appropriate”.
- (26) In Article 10(6)—
- (a) for “Member States”, in the first place it occurs, substitute “the appropriate authorities”;
 - (b) for “Member States”, in the second place it occurs, substitute “The appropriate authorities”.
- (27) In the heading of Section 2 omit “carried out by the Member States”.
- (28) In Article 11(1)—
- (a) in the first subparagraph—
 - (i) for “Member States” substitute “The appropriate authorities”;
 - (ii) for “Articles 113 and 113a of Regulation (EC) No 1234/2007” substitute “Articles 75 and 76 of Regulation (EU) No 1308/2013”;
 - (b) in the third subparagraph, in point (e), for “Union” substitute “United Kingdom”.
- (29) In Article 11(2) for “Member States”, in both places it occurs, substitute “The appropriate authorities”.
- (30) In Article 11(3) for “Member States” substitute “the appropriate authorities”.
- (31) In Article 12(1) for “Member States” substitute “The appropriate authorities”.
- (32) In Article 12(3)(a) for “Member States” substitute “appropriate authorities”.
- (33) In Article 12(4) for “Member State” substitute “appropriate authority”.
- (34) In Article 12(5)—
- (a) omit the first subparagraph;
 - (b) for “22 June 2011” substitute “exit day”.
- (35) In Article 13(1) for “the Member State may carry” substitute “that may be carried”.
- (36) In Article 13(2) for “Member State concerned” substitute “appropriate authority”.
- (37) In Article 17(1) for “Member States” substitute “The appropriate authorities”.
- (38) In Article 17(3)—
- (a) in the third subparagraph—
 - (i) for “Member State”, in the first and second places it occurs, substitute “constituent nation”;
 - (ii) for “Member State”, in the third place it occurs, substitute “inspection body”;
 - (iii) for “Member States” substitute “inspection bodies”;
 - (iv) for “Member State”, in the fourth place it occurs, substitute “competent inspection body of the constituent nation”;
 - (b) in the fifth subparagraph, for “Member States” substitute “the appropriate authorities”.
- (39) In Article 149 omit the second paragraph.
- (40) Omit Article 150.
- (41) After Article 151 omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.
- (42) In Annex 1—
- (a) in Part A—

- (i) in point 4(A), in the second indent, for “Union” substitute “United Kingdom (or, until 31 December 2020, within the United Kingdom or the EU)”;
 - (ii) in point 4(B)—
 - (aa) for “a Member State” substitute “the United Kingdom”;
 - (bb) for “the language of the country of origin” substitute “English”;
 - (b) in Part B, for “Union”, in each place it occurs, substitute “United Kingdom (or, until 31 December 2020, within the United Kingdom or the EU)”;
 - (c) in footnotes 14 and 15 for “European Union provision” substitute “legislation”.
- (43) In the specimen label in Annex 2—
- (a) omit the European Union emblem;
 - (b) omit “European Union”;
 - (c) for “Member State” substitute “United Kingdom or UK”.
- (44) In Annex 3 for “European Union”, in each place it occurs (including the heading), substitute “United Kingdom”.
- (45) In footnote 1 to Annex 4 for “The Commission’s approval” substitute “Approval”.
- (46) In Annex 5—
- (a) in paragraph 2.3 for “Council [Directive 89/396/EEC](#)” substitute “[Directive 2011/91/EU](#) of the European Parliament and of the Council(7)”;
 - (b) in paragraph 2.5—
 - (i) for “pre-packed foodstuff” substitute “prepacked food”;
 - (ii) for “European Parliament and Council [Directive 2000/13/EC](#)” substitute “Article 2(2)(e) of Regulation (EU) No 1169/2011”.
- (47) Omit Annexes 5a and 5b.
- (48) Omit Annex 20.

PART 6

Hops

Amendment of Regulation 1850/2006

9.—(1) [Commission Regulation \(EC\) No 1850/2006](#) laying down detailed rules for the certification of hops and hop products is amended as follows.

- (2) In Article 1(2)—
 - (a) in point (a)—
 - (i) for “Article 1 of Regulation [\(EC\) No 1952/2005](#)” substitute “Part VI of Annex I to Regulation (EU) No 1308/2013”;
 - (ii) for “Community” substitute “United Kingdom”.
 - (b) in point (b)—
 - (i) for “Article 1 of that Regulation” substitute “Part VI of Annex I to that Regulation”;
 - (ii) for “Community” substitute “United Kingdom”;

(7) OJ No L 334, 16.12.2011, p.1.

- (iii) for “Article 9 of that Regulation” substitute “Article 190 of that Regulation”.
- (3) In Article 1(4) for “Article 9 of Regulation (EC) No 1952/2005” substitute “Article 190 of Regulation (EU) No 1308/2013”.
- (4) In Article 2—
- (a) the existing text becomes paragraph 1;
 - (b) in that paragraph—
 - (i) in point (h) for “Member States concerned” substitute “appropriate authorities in accordance with Article 23 of this Regulation”;
 - (ii) in point (j) for “Member State” substitute “appropriate authority”;
 - (iii) after point (o), insert—
 - “(p) ‘third country’ means any country or territory other than:
 - (i) the United Kingdom;
 - (ii) the Bailiwick of Jersey;
 - (iii) the Bailiwick of Guernsey;
 - (iv) the Isle of Man.”.
 - (c) after that paragraph insert—
 - 2.** For the purposes of this Regulation, ‘appropriate authority’ means:
 - (a) in relation to England, the Secretary of State;
 - (b) in relation to Wales, the Welsh Ministers;
 - (c) in relation to Scotland, the Scottish Ministers;
 - (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.
 - 3.** But the appropriate authority is the Secretary of State:
 - (a) in relation to Scotland, if consent is given by the Scottish Ministers;
 - (b) in relation to Northern Ireland, if consent is given by the Department of Agriculture, Environment and Rural Affairs.”.
- (5) In Article 3(1)(e) for “Article 17 of Council Regulation (EC) No 1782/2003” substitute “Article 67 of Regulation (EU) No 1306/2013”.
- (6) In Article 4(1) for “Article 2(a) of Regulation (EC) No 1952/2005” substitute “point 1 of Part III of Annex II to Regulation (EU) No 1308/2013”.
- (7) In Article 6(2) for “Member States” substitute “The appropriate authority”.
- (8) In Article 7(3) for “of Community origin” substitute “originating from the United Kingdom”.
- (9) In Article 8 for “Community” substitute “United Kingdom”.
- (10) In Article 14(2) for “of Community origin” substitute “originating from the United Kingdom”.
- (11) In Article 15 for “Community” substitute “United Kingdom”.
- (12) In Article 16(2)—
- (a) in point (d) for “Article 4(3)(a) of Regulation (EC) No 1952/2005” substitute “Article 77(3)(a) of Regulation (EU) No 1308/2013”;
 - (b) for point (h) substitute—

- “(h) the words ‘Certified product – Regulation (EC) No 1850/2006’, applied by the competent certification authority”.
- (13) In Article 16(4) for “Member State” substitute “country in which certification takes place”.
- (14) In Article 17 for “one of the Community languages” substitute “English (and may also bear the same entries in any other language)”.
- (15) In Article 21(1) for “Member States” substitute “The appropriate authority”.
- (16) In Article 21(3)—
- (a) after “Regulation” insert “in the territory or territories for which it is appointed”;
 - (b) for “Member State” substitute “appropriate authority”.
- (17) In Article 22(1) omit “, under national legislation,”.
- (18) In Article 23 for the heading substitute “Lists”.
- (19) In Article 23(1)—
- (a) for the words from “Producing” to “latest, of” substitute “The appropriate authority for each producing constituent nation shall maintain”;
 - (b) in point (c), before “the names” insert “a list of”.
- (20) Omit Article 23(2).
- (21) In Article 24—
- (a) for “Commission”, in the first place it occurs, substitute “appropriate authority for each producing constituent nation”;
 - (b) after “are updated” insert “at least”;
 - (c) for “Commission”, in the second place it occurs, substitute “appropriate authority for each producing constituent nation”.
- (22) After Article 26 omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.
- (23) Omit Annex 5.
- (24) In Annex 6—
- (a) in point 1 for “Member States” substitute “appropriate authority”;
 - (b) in point 2—
 - (i) for “MEMBER STATES CARRYING OUT” substitute “COUNTRY OF”;
 - (ii) omit the words from “BE for Belgium” to “SE for Sweden”;
 - (c) in point 4 for “BE” substitute “UK”.

Amendment of Regulation 1295/2008

10.—(1) [Commission Regulation \(EC\) No 1295/2008](#) on the importation of hops from third countries is amended as follows.

- (2) For Article 2 substitute—

“Article 2

- 1.** For the purposes of this Regulation, the following definitions shall apply:
- (a) ‘consignment’ means a quantity of a product having the same characteristics and sent by the same consignor at the same time to the same consignee;

- (b) ‘constituent nation’ means England, Wales, Scotland or Northern Ireland, as the case may be;
 - (c) ‘third country’ means any country or territory other than:
 - (i) the United Kingdom;
 - (ii) the Bailiwick of Jersey;
 - (iii) the Bailiwick of Guernsey;
 - (iv) the Isle of Man.
2. For the purposes of this Regulation, ‘appropriate authority’ means:
- (a) in relation to England, the Secretary of State;
 - (b) in relation to Wales, the Welsh Ministers;
 - (c) in relation to Scotland, the Scottish Ministers;
 - (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.
3. But the appropriate authority is the Secretary of State:
- (a) in relation to Scotland, if consent is given by the Scottish Ministers;
 - (b) in relation to Northern Ireland, if consent is given by the Department of Agriculture, Environment and Rural Affairs.”
- (3) After Article 4 insert—

“Article 4a

1. The EU certificate⁽⁸⁾ shall be made out for each consignment and shall consist of an original and two copies drawn up in accordance with Regulation (EC) No 1850/2006⁽⁹⁾, as it has effect in EU law as amended from time to time.
2. An EU certificate shall be valid only if it is duly completed in accordance with Article 77 of Regulation (EU) No 1308/2013, as it has effect in EU law as amended from time to time and Regulation (EC) No 1850/2006, as it has effect in EU law as amended from time to time.”
- (4) In Article 5(1) for the words from “one of” to “Community” substitute “English (and may also bear the same particulars in any other language)”.
- (5) After Article 5(2) insert—
- “(3) Each unit of packaging covered by an EU certificate shall be marked in accordance with Regulation (EC) No 1850/2006, as it has effect in EU law as amended from time to time.”.
- (6) In Article 7—
- (a) for “Community” substitute “United Kingdom”;
 - (b) after “attestation of equivalence” insert “, the EU certificate”;
 - (c) for “Member State” substitute “constituent nation”.
- (7) In Article 8 for “If” substitute “In the case of consignments accompanied by an attestation of equivalence or an attestation extract, if”.
- (8) After Article 8 insert—

(8) A definition of “EU certificate” is inserted into Regulation (EC) 1295/2008 by The Common Organisation of Markets in Agricultural Products Framework (Miscellaneous Amendments, etc.) (EU Exit) Regulations 2019 (S.I. 2019/XXX).

(9) OJ No L 355, 15.12.2006, p.72, as last amended by Commission Regulation (EU) No 519/2013 (OJ No L 158, 10.6.2013, p.74).

“Article 8a

In the case of consignments accompanied by an EU certificate or an EU certificate extract, if the consignment is resold or split up after it has been released for free circulation, the product must be accompanied by an invoice or other commercial document drawn up by the vendor, giving the reference number of the EU certificate or of the extract.

The following information from the EU certificate or, as the case may be, the extract shall also be included on the invoice or commercial document:

- (a) for hop cones:
 - (i) the description of the product;
 - (ii) the gross weight;
 - (iii) the place of production;
 - (iv) the year of harvest;
 - (v) the variety;
- (b) for products manufactured from hops, in addition to the particulars listed under point (a): the place and date of processing.”.
- (9) In Article 9(1)—
 - (a) for “Member States” substitute “appropriate authorities”;
 - (b) for “Article 158 of Regulation (EC) No 1234/2007” substitute “Article 190(1) of Regulation (EU) No 1308/2013”.
- (10) In Article 9(2)—
 - (a) omit the first sentence;
 - (b) for “Member State in question” substitute “United Kingdom”;
 - (c) at the end, insert “For the purposes of this paragraph, the EU may be treated as a single country.”.
- (11) In Article 9(3)—
 - (a) omit “of the Member States”;
 - (b) for “Community” substitute “United Kingdom”.
- (12) In Article 9(4)—
 - (a) for “a Member State” substitute “an appropriate authority”;
 - (b) for “Commission” substitute “Secretary of State”;
 - (c) for the words from “In accordance” to “withdraw” substitute “Upon receipt of a notification under this paragraph, the Secretary of State may make regulations withdrawing”.
- (13) Omit Article 9(5).
- (14) In Article 10 after “attestation” insert “or EU certificate”.
- (15) After Article 12 omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.
- (16) In the form in Annex 2—
 - (a) in the box immediately below box 2, for “EUROPEAN COMMUNITY” substitute “UNITED KINGDOM”;
 - (b) in the box immediately above box 4, omit the words from “Виж” to “baksidan”;
 - (c) in the box entitled “IMPORTANT NOTES”—

- (i) in point A, for “Community” substitute “United Kingdom”;
 - (ii) in point B, omit “in the Member State concerned”;
 - (iii) in point C, omit “in the Member State concerned”;
 - (d) in box 11 for “European Community” substitute “United Kingdom”;
 - (e) in box 13 for “COMMUNITY” substitute “UNITED KINGDOM”.
- (17) In the form in Annex 3—
- (a) in the box immediately below box 2, for “EUROPEAN COMMUNITY” substitute “UNITED KINGDOM”;
 - (b) in the box immediately above box 4, omit the words from “Виж” to “baksidan”;
 - (c) in the box entitled “IMPORTANT NOTES”—
 - (i) in point A, for “Community” substitute “United Kingdom”;
 - (ii) in point B—
 - (aa) for “Community” substitute “United Kingdom”;
 - (bb) omit “in the Member State concerned”;
 - (d) in box 14, for the words from “MEMBER STATE WHERE THE PRODUCTS ARE RELEASED FOR FREE CIRCULATION” substitute “UNITED KINGDOM”.
- (18) In point 3 of Annex 4—
- (a) in point A—
 - (i) for “one of the official languages of the Community” substitute “English”;
 - (ii) after “it can also be printed in” insert “any other language, including”;
 - (b) in point B, for the words from “one” to the end substitute “English; it can also be printed in any other language”.

PART 7

Milk, milk products and spreadable fats

Amendment of Regulation 445/2007

11.—(1) [Commission Regulation \(EC\) No 445/2007](#) laying down certain detailed rules for the application of [Council Regulation \(EC\) No 2991/94](#) laying down standards for spreadable fats and of [Council Regulation \(EEC\) No 1898/87](#) on the protection of designations used in the marketing of milk and milk products is amended as follows.

(2) In Article 1(1) for the words from “first indent” to “[Regulation \(EC\) No 2991/94](#)” substitute “second subparagraph of point 5 of Part III of Annex VII to [Regulation \(EC\) No 1308/2013](#)”.

(3) In Article 1(2)—

- (a) for “the Annex to [Decision 88/566/EEC](#)” substitute “Annex I to [Decision 2010/791/EU](#)”;
- (b) for “one of the Community languages” substitute “any language”.

(4) Omit Article 2.

(5) In Article 3(1)—

- (a) for “Article 2(3) of [Regulation \(EEC\) No 1898/87](#)” substitute “point 3 of Part III of Annex VII to [Regulation \(EC\) No 1308/2013](#)”;

- (b) for “the Annex to Regulation (EC) No 2991/94” substitute “Appendix II to Annex VII to Regulation (EC) No 1308/2013”.
- (6) After Article 5 omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.
- (7) Omit Annex 2.

PART 8

Pigmeat

Amendment of Regulation 2004/2002

12.—(1) [Commission Regulation \(EC\) No 2004/2002](#) relating to the procedure for determining the meat and fat content of certain pigmeat products is amended as follows.

(2) After Article 3 omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.

4th April 2019

Robert Goodwill
Minister of State
Department for Environment, Food and Rural
Affairs

Status: This is the original version (as it was originally made).

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made in exercise of the powers conferred by the European Union (Withdrawal) Act 2018 (c. 16) in order to address failures of retained EU law to operate effectively and other deficiencies (in particular under section 8(2)(a), (b), (c), (d), (e) and (g)) arising from the withdrawal of the United Kingdom from the European Union.

These Regulations make amendments to retained direct EU legislation in the field of food marketing standards.

An impact assessment has not been produced for this instrument as no, or no significant, impact on the private or voluntary sector is foreseen.