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STATUTORY INSTRUMENTS

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**2020 No. 1388**

The Animals, Aquatic Animal Health, Invasive Alien Species, Plant Propagating Material and Seeds (Amendment) (EU Exit) Regulations 2020

PART 3

Amendment of retained direct EU law

CHAPTER 2

Aquatic Animal Health

**Commission Decision 2008/392/EC**

6.—(1) Commission [Decision 2008/392/EC](#) implementing Council [Directive 2006/88/EC](#) as regards an Internet-based information page to make information on aquaculture production businesses and authorised processing establishments available by electronic means is amended as follows.

(2) In Article 1—

(a) in paragraph 1—

- (i) for “Member States” substitute “appropriate authority”;
- (ii) omit the words from “in accordance” to the end;

(b) in paragraph 2—

- (i) for “shall apply” substitute “also applies”;
- (ii) for the words from “which, by” to the end substitute “registered in accordance with Part 2 of the Aquatic Animal Health Regulations”.

(3) After Article 1, insert—

*“Article 1a*

*Interpretation*

In this Decision—

(a) “the appropriate 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;

but the appropriate authority is the Secretary of State if consent is given:

- (i) in respect of functions exercisable in relation to Wales, by the Welsh Ministers;
- (ii) in respect of functions exercisable in relation to Scotland, by the Scottish Ministers;

- (b) “the Aquatic Animal Health Regulations” means—
  - (i) in relation to England and Wales, the Aquatic Animal Health (England and Wales) Regulations 2009;
  - (ii) in relation to Scotland, the Aquatic Animal Health (Scotland) Regulations 2009.”.
- (4) In Article 2—
  - (a) in paragraph 1—
    - (i) in the first subparagraph—
      - (aa) for “Member States” substitute “appropriate authority”;
      - (bb) for “Article 4 of [Directive 2006/88/EC](#)” substitute “Part 2 of the Aquatic Animal Health Regulations”;
    - (ii) in the second subparagraph, for “Member States” substitute “The appropriate authority”;
  - (b) omit paragraph 2;
  - (c) in paragraph 3, in the first subparagraph—
    - (i) for “Member States” substitute “The appropriate authority”;
    - (ii) for “Article 6 of [Directive 2006/88/EC](#)” substitute “Part 2 of the Aquatic Animal Health Regulations”;
  - (d) omit paragraph 4.
- (5) Omit Articles 3 and 4, the words after Article 4, and the Annexes.