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STATUTORY INSTRUMENTS

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**2020 No. 1504**

**EXITING THE EUROPEAN UNION  
AGRICULTURE  
FOOD**

**The Food and Feed Hygiene and Safety (Miscellaneous  
Amendments etc.) (EU Exit) Regulations 2020**

*Made - - - - 7th December 2020*

*Coming into force in accordance with regulation 1*

The Secretary of State, in exercise of the powers conferred by sections 8(1) and 8C(1) of, and paragraph 7 of Schedule 4 and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018 <sup>M1</sup>, makes the following Regulations.

In accordance with paragraph 1(1) of Schedule 7 to that Act, a draft of these Regulations was laid before and approved by a resolution of each House of Parliament.

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, there has been open and transparent public consultation during the preparation of these Regulations.

**Marginal Citations**

**M1** [2018 c.16.](#)

**PART 1**

**Introduction**

**Citation and commencement**

1.—(1) These Regulations may be cited as the Food and Feed Hygiene and Safety (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020.

(2) Part 2 and Part 4 come into force on IP completion day. Part 3 and Part 5 come into force immediately before IP completion day.

### Commencement Information

**I1** Reg. 1 in force at 7.12.2020 on made date

## PART 2

### Amendment of subordinate legislation that applies in England

#### Amendment of the Fishery Products (Official Controls Charges) (England) Regulations 2007

**2.**—(1) The Fishery Products (Official Controls Charges) (England) Regulations 2007 <sup>M2</sup> are amended as follows.

(2) In regulation 2(1), for the definition of “third country” substitute—  
““third country”, except in the expression “third country import”, means any country or territory other than the British Islands;”.

(3) For regulation 4 substitute—

“**4.** Any reference in these Regulations to a specified number of Euros (“EUR”) is to be read as that sum converted into pounds sterling (“GBP”) using the exchange rate of GBP1 = EUR1.1413.”.

### Commencement Information

**I2** Reg. 2 in force at 31.12.2020 on IP completion day, see reg. 1(2)

### Marginal Citations

**M2** [S.I. 2007/3392](#), as last amended by [S.I. 2019/1474](#).

#### Amendment of the Official Feed and Food Controls (England) Regulations 2009

**3.**—(1) The Official Feed and Food Controls (England) Regulations 2009 <sup>M3</sup> are amended as follows.

(2) In regulation 4—

- (a) in paragraph (1), for “member States” substitute “ the Secretary of State ”;
- (b) in paragraph (4), for “EU legislation” substitute “ any other applicable legislation ”.

(3) In regulation 5, in paragraph (1), for “member States” substitute “ the Secretary of State ”.

(4) Omit regulations 14, 15 and 16.

(5) In regulation 17—

- (a) omit paragraph (3);
- (b) in paragraph (5), omit sub-paragraphs (a) and (b).

(6) In regulation 19—

- (a) in sub-paragraph (1)(a), omit “14, 15 or”;
- (b) in sub-paragraph (1)(b), omit “14, 15 or”.

(7) In regulation 20(2), for “regulation 11 or regulation 16” substitute “ or regulation 11 ”.

- (8) In regulation 22, omit the definition of “the relevant territories”.
- (9) In regulation 28(1), omit sub-paragraphs (b) and (d).
- (10) Omit regulation 35.
- (11) In regulation 41—
  - (a) in paragraph (1)(b)(ii), omit “or paragraph (4) or (5) of regulation 35”;
  - (b) after paragraph (1)(b), insert—
    - “(ba) contravenes or fails to comply with the provisions of any regulations made under Article 53 of Regulation 178/2002.”.
- (12) After regulation 42 insert—

**“Saving for declarations**

**42B.** Notwithstanding the revocation of regulation 35, any declaration issued under regulation 35 that is in force immediately before that revocation comes into force, continues to have effect as if it was made under Article 53 of Regulation 178/2002.”.

- (13) For Schedule 4, substitute the Schedule that is set out in Schedule 1 to these Regulations.
- (14) For Schedule 5, substitute the Schedule that is set out in Schedule 2 to these Regulations.
- (15) In Schedule 6, in the entry relating to Article 5(1)(b), in the second column, for “IMSOC” substitute “ appropriate computerised information management system for official controls referred to in Article 131 of Regulation 2017/625 ”.

**Commencement Information**

**I3** Reg. 3 in force at 31.12.2020 on IP completion day, see [reg. 1\(2\)](#)

**Marginal Citations**

**M3** [S.I. 2009/3255](#), as last amended by [S.I. 2019/1476](#).

**Amendment of the Meat (Officials Control Charges) (England) Regulations 2009**

**4.—**(1) The Meat (Official Controls Charges) (England) Regulations 2009 <sup>M4</sup> are amended as follows.

- (2) Omit regulation 2(2).
- (3) For the heading to Schedule 1, substitute “ Definitions of legislation ”.

**Commencement Information**

**I4** Reg. 4 in force at 31.12.2020 on IP completion day, see [reg. 1\(2\)](#)

**Marginal Citations**

**M4** [S.I. 2009/1574](#), as last amended by [S.I. 2019/1475](#).

**Amendment of the Food Irradiation (England) Regulations 2009**

- 5.—**(1) The Food Irradiation (England) Regulations 2009 <sup>M5</sup> are amended as follows.
- (2) In regulation 3(1)—

- (a) in the definition of “import”, for “another Member State or from a country outside the European Union” substitute “ outside the United Kingdom ”;
- (b) in the definition “official reference number”, for “the reference number allocated by the member State in connection with its approval as an irradiation facility (being the number shown for it in the list in Schedule 3)” substitute “ the number shown for it in the list in Schedule 3 ”.
- (3) In regulation 5(1)—
  - (a) for sub-paragraph (b) substitute—
    - “(b) it has been irradiated in one of the facilities listed in the Table in Schedule 3 or Schedule 4;”;
  - (b) in sub-paragraph (d), in the opening words, for “another” substitute “ a ”;
  - (c) for the heading to Schedule 3 substitute— “ List of facilities in Member States and the United Kingdom ”.

#### Commencement Information

**I5** Reg. 5 in force at 31.12.2020 on IP completion day, see [reg. 1\(2\)](#)

#### Marginal Citations

**M5** [S.I. 2009/1584](#), as last amended by [S.I. 2011/1043](#).

### Amendment of the Food Safety (Sampling and Qualifications) (England) Regulations 2013

6.—(1) The Food Safety (Sampling and Qualifications) (England) Regulations 2013 <sup>M6</sup> are amended as follows.

(2) In regulation 2, after the definition of “qualification”, insert—

““Regulation 2017/625” means Regulation (EU) 2017/625 of the European Parliament and of the Council on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products, amending Regulations [\(EC\) No. 999/2001](#), [\(EC\) No. 396/2005](#), [\(EC\) No. 1069/2009](#), [\(EC\) No. 1107/2009](#), [\(EU\) No. 1151/2012](#), [\(EU\) No. 652/2014](#), [\(EU\) 2016/429](#) and [\(EU\) 2016/2031](#) of the European Parliament and of the Council, Council Regulations [\(EC\) No. 1/2005](#) and [\(EC\) No. 1099/2009](#) and Council Directives [98/58/EC](#), [1999/74/EC](#), [2007/43/EC](#), [2008/119/EC](#) and [2008/120/EC](#), and repealing Regulations [\(EC\) No. 854/2004](#) and [\(EC\) No. 882/2004](#) of the European Parliament and of the Council, Council Directives [89/608/EEC](#), [89/662/EEC](#), [90/425/EEC](#), [91/496/EEC](#), [96/23/EC](#), [96/93/EC](#) and [97/78/EC](#) and Council Decision [92/438/EEC](#)”.

(3) Omit regulation 13(2).

(4) In Schedule 2—

- (a) in Part 1, in paragraph 7, for “another Member State” substitute “ a Member State of the European Union ”;
- (b) in Part 2—
  - (i) in paragraph 2, for “another Member State” substitute “ a Member State of the European Union ”;
  - (ii) in paragraph 3, for “882/2004” substitute “ 2017/625 ”;
  - (iii) in paragraph 4, for “another Member State” substitute “ a Member State of the European Union ”.

#### Commencement Information

**I6** Reg. 6 in force at 31.12.2020 on IP completion day, see [reg. 1\(2\)](#)

#### Marginal Citations

**M6** [S.I. 2013/264](#), as amended by [S.I. 2013/2196](#).

## PART 3

### Amendment of EU Exit subordinate legislation

#### Amendment of the Sprouts and Seeds (Amendment) (EU Exit) Regulations 2019

7.—(1) The Sprouts and Seeds (Amendment) (EU Exit) Regulations 2019 <sup>M7</sup> are amended as follows.

(2) After regulation 3, insert regulation 3A—

“**3A.** In Article 2, for “Article 2 of Commission Regulation (EU) No. 211/2013”, substitute “Article 3 of Regulation (EU) No. 2017/625.”.

(3) For regulation 4 substitute—

“**4.** In Article 4, for “the Union” substitute “Great Britain”.”.

(4) Omit regulations 8 to 13.

#### Commencement Information

**I7** Reg. 7 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

#### Marginal Citations

**M7** [S.I. 2019/464](#).

#### Amendment of the Contaminants in Food (Amendment) (EU Exit) Regulations 2019

8.—(1) The Contaminants in Food (Amendment) (EU Exit) Regulations 2019 <sup>M8</sup> are amended as follows.

(2) In regulation 3, in the definitions to be inserted—

- (a) in the definition of “Food Safety Authority”, for “England, Wales and Northern Ireland” substitute “England and Wales”;
- (b) in the definition of “appropriate authority”, omit point (d);
- (c) omit the definition of “Northern Ireland devolved authority”.

(3) In regulation 7, in the paragraphs to be inserted—

- (a) omit paragraph 4(c);
- (b) in paragraph 7—

- (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
- (ii) in subparagraph (b), for “the National Assembly of Wales” substitute “ Senedd Cymru ”;
- (iii) omit subparagraph (d);
- (c) omit paragraph 8(d).
- (4) For regulation 14 substitute—

“**14.** In Annex 1 paragraph A.3.6, for “Member States' rules” substitute “ the rules applicable in each constituent territory of Great Britain ”.”.

- (5) For regulation 15 substitute—

“**15.** In Annex 1 paragraph A.3.8, for “of the Member State” substitute “ applicable in each constituent territory of Great Britain ”.”.

- (6) For regulation 17 substitute—

“**17.** In Annex 2 paragraph 3 for “Member States' rules” substitute “ the rules applicable in each constituent territory of Great Britain ”.”.

- (7) For regulation 20 substitute—

“**20.** Omit Article 7(4) to (7).”.

- (8) Omit regulations 21 and 22.
- (9) For regulation 27 substitute—

“**27.** In the Annex—

- (a) in paragraph A.3.1, omit “as designated by the Member State”;
- (b) in paragraph A.3.6, for “Member States' rules” substitute “the rules applicable in each constituent territory of Great Britain”;
- (c) in paragraph A.3.8, for “of the Member State” substitute “ applicable in each constituent territory of Great Britain ”.”.
- (10) For regulation 30 substitute—

“**30.** In the Annex—

- (a) in paragraph B.1.1, omit “as designated by the Member State”;
- (b) in paragraph B.1.6, for “the rules of the Member States” substitute “the rules applicable in each constituent territory of Great Britain”;
- (c) in paragraph B.1.8, for “of the Member States” substitute “ applicable in each constituent territory of Great Britain ”;
- (d) in paragraph C.2.4, for “the rules of the Member States” substitute “the rules applicable in each constituent territory of Great Britain”;
- (e) in paragraph C.3.3.1, in the first paragraph, omit “at European Union level”.”.

(11) For regulation 35 substitute—

“35. In the Annex—

- (a) in paragraph B.1.1, omit “designated by the Member State”;
- (b) in paragraph B.1.6, for “the rules of the Member States” substitute “ the rules applicable in each constituent territory of Great Britain ”;
- (c) in paragraph B.1.8, for “of the Member States” substitute “ applicable in each constituent territory of Great Britain ”;
- (d) in paragraph C.3.3.1, in the first paragraph, omit “at European Union level”.”.

(12) For regulation 39 substitute—

“39. In Annex 2, in Section 2—

- (a) in paragraph 1 omit “as designated by the Member State”;
- (b) in paragraph 6 for “a Member States' rules” substitute “ the rules applicable in each constituent territory of Great Britain ”;
- (c) in paragraph 8 for “of the Member States” substitute “ applicable in each constituent territory of Great Britain ”.”.

#### Commencement Information

**I8** Reg. 8 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

#### Marginal Citations

**M8** [S.I. 2019/639](#).

### Amendment of the Specific Food Hygiene (Amendment etc.) (EU Exit) Regulations 2019

9.—(1) The Specific Food Hygiene (Amendment etc.) (EU Exit) Regulations 2019 <sup>M9</sup> are amended as follows.

(2) In regulation 2, after the definition of “Regulation 636/2014” insert—

““Regulation 2074/2005” means Commission Regulation [\(EC\) No. 2074/2005](#) laying down implementing measures for certain products under Regulation [\(EC\) No. 853/2004](#) of the European Parliament and of the Council and for the organisation of official controls under Regulation [\(EC\) No. 854/2004](#) of the European Parliament and of the Council, derogating from Regulation [\(EC\) No. 852/2004](#) of the European Parliament and of the Council and amending Regulations [\(EC\) No. 853/2004](#) and [\(EC\) No. 854/2004](#);

“Regulation 2015/1375” means Commission Implementing Regulation laying down specific rules on official controls for *Trichinella* in meat;

“Regulation 2016/759” means Commission Implementing Regulation (EU) 2016/759 drawing up lists of third countries, parts of third countries and territories from which Member States are to authorise the introduction into the Union of certain products of animal origin intended for human consumption, laying down specific requirements, amending Regulation [\(EC\) No. 2074/2005](#) and repealing Decision [2003/812/EC](#);

“Regulation 2017/185” means Regulation (EU) 2017/185 laying down transitional measures for the application of certain provisions of Regulations [\(EC\) No. 853/2004](#) and [\(EC\) No. 854/2004](#) of the European Parliament and of the Council.”.

(3) In regulation 5, in the paragraphs to be inserted—

- (a) omit paragraph 5(d);
- (b) omit paragraph 7.

(4) For regulation 8(a) substitute—

- “(a) in the heading, for “the Community” substitute “ Great Britain ”;”.

(5) Omit regulation 10.

(6) Omit regulation 12(b).

(7) After regulation 12, insert regulation 12A—

“**12A.** Omit Article 11A.”.

(8) In regulation 13(b), in the Article to be substituted—

- (a) omit paragraph 1(c);
- (b) in paragraph 4—
  - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
  - (ii) in subparagraph (b), for “the National Assembly of Wales” substitute “ Senedd Cymru ”;
  - (iii) omit subparagraph (d);
- (c) omit paragraph 5(d).

(9) For regulation 17 substitute—

“**17.** In Annex 1, in paragraph 1, in point 1.5, omit “under the applicable law in the Member State concerned”.”.

(10) For regulation 18(1), substitute—

- “(1) In Section 1—
- (a) for Part B, substitute—

“**5.** The mark must be legible and indelible, and the characters easily decipherable. It must be clearly displayed for the competent authorities.

**6.** The mark must indicate the approval number of the establishment. If an establishment manufactures both food to which this Regulation applies and food to which it does not, the food business operator may apply the same identification mark to both types of food.

**7.** When applied in an establishment located in Great Britain, the mark must be oval in shape and include the abbreviation “UK” or “GB” or the words “United Kingdom”. Products imported into Great Britain from establishments located outside the United Kingdom must not be marked in anyway which indicates or suggests that they were produced in the United Kingdom.



8. When applied in an establishment located in Northern Ireland, the mark must be indicated as ‘UK(NI)’ or ‘United Kingdom (Northern Ireland)’.

9. When applied in an establishment located outside of the United Kingdom the mark must indicate the name of the country in which the establishment is located, which may be written out in full or as shown as a two-letter code in accordance with the relevant ISO standard.”;

(b) in Part C, in paragraph 14, for “Community rules” substitute “ applicable legislation in force in the relevant constituent territory of Great Britain ”.”.

(11) In regulation 19—

(a) for paragraph 3 substitute—

“(3) in Section 3—

(a) in paragraph 3a, for point (a) substitute —

“(a) the holding is situated in a region which is not under health restrictions in accordance with legislation in force in the relevant constituent territory of Great Britain;”;

(b) after paragraph 3a insert—

“3b. In paragraph 3a, “region” means that part of a constituent territory of Great Britain which is at least 2000km<sup>2</sup> in area and which is subject to inspection by the competent authorities and includes at least one of the following administrative regions—

(a) in England and Wales, a local government area as defined in section 270(1) of the Local Government Act 1972 <sup>M10</sup>;

(b) in Scotland, a local government area as defined in section 1 of the Local Government etc. (Scotland) Act 1994 <sup>M11</sup>.”;

(b) for paragraph 7(a), substitute—

“(a) in paragraph 1, in the second unnumbered paragraph, for “Union legislation” substitute “legislation in force in the relevant constituent territory of Great Britain.”.

(12) After regulation 19 insert—

#### “Amendment of Regulation (EC) 2074/2005

19A. Regulation (EC) 2074/2005 is amended as follows.

19B. In Article 7—

(a) in paragraph 1—

(i) in the opening words, for “foods that, in the Member State in which they are traditionally manufactured, are:” substitute “ foods that are traditionally manufactured in Great Britain and are: ”;

(ii) in sub-paragraph (c), omit “a Community,” and “, regional or local”;

- (b) in paragraph 2, in the opening words, for “Member States” substitute “ The appropriate authority ”;
- (c) omit paragraph 3.

**19C.** After Article 10, omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.

- (13) Omit regulations 20 to 49.
- (14) After regulation 51, insert—

**“Amendment of Regulation 2015/1375**

**51A.** Regulation 2015/1375 is amended as follows.

**51B.** In Article 1(3), omit “in a Member States.”.

**<sup>F1</sup>51C.** .....

**51D.** In Article 3—

- (a) in paragraph 3—
  - (i) in subparagraph (a) omit “in the Member State”;
  - (ii) at the end of subparagraph (b) omit “or”;
  - (iii) omit subparagraph (c);
- (b) for paragraph 4 substitute—

“4. When carcasses and meat of domestic swine are exempt from *Trichinella* examination pursuant to a derogation under Article 3(3), the competent authority must collect the information referred to in Chapter 2 of Annex 4 and must maintain a list of holdings and compartments to which the derogation applies.”.

[<sup>F2</sup>(c) in paragraph 5(a)(iii), for “the territory of the Member State” substitute “Great Britain”.]

**51E.** In Article 6(2), omit “or the EU reference laboratory”.

**51F.** In the opening words of Article 7, for “The competent authorities of the Member States” substitute “ The competent authority ”.

**51G.** Omit Article 8(2).

**51H.** In Article 11, in the third paragraph, for “EU” substitute “ national ”.

**51I.** Omit Article 12(2)(e).

**51J.** In Article 13—

- (a) in paragraph 1, for “the Union”, substitute “ Great Britain ”;
- (b) in the opening words of paragraph 2, for “Commission” substitute “ competent authority ”.

**51K.** In Article 14—

- (a) omit paragraph 1;
- (b) in each place where it occurs, for “the Union” substitute “ Great Britain ”.

**51L.** After Article 16, omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.

**51M.** In Annex 1—

- (a) in Chapter 1(3)(3) (positive or doubtful results), in the third paragraph omit “EU or”;
- (b) in Chapter 2(D)(3)(3) (positive or doubtful results), in the fourth paragraph omit “EU or”.

**51N.** In Annex 4—

- (a) in Chapter 1(C), for “The competent authorities in Member States” substitute “ The competent authority ”;
- (b) in Chapter 2, omit subparagraph (a).”.

(15) After regulation 53, insert—

**“Amendment of Regulation 2016/759**

**53A.** Regulation 2016/759 is amended as follows.

**53B.** Omit Article 3.

**53C.** In Article 4—

- (a) for paragraph 1, substitute—

“1. The model certificate for the transit through Great Britain of raw materials and treated raw materials for the production of gelatine and collagen intended for human consumption bound for a third country, either by immediate transit or after storage in Great Britain, must be in the form published by the appropriate authority from time to time on its website.

The appropriate authority may from time to time publish on its website guidance on the completion of the model certificate.

References in other legislation which, on or after IP completion day, forms part of retained EU law to the model official certificate set out in Annex 3 to this Regulation

are to be read as references to the form of certificate referred to in the first sentence of this Article.”;

(b) in paragraph 2, for “at Union level” substitute “ in Great Britain ”.

**53D.** Omit Article 5.

**53E.** After Article 9, omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.

**53F.** Omit Annexes 3 and 4.

### **General transitional provision relating to the presentation or other use of model official certificates**

**53G.** Where these Regulations amend any provisions of Regulation 2016/759 which, on or after IP completion day, forms part of retained EU law so as to enable the presentation or other use of a model official certificate in the form published by the appropriate authority from time to time, that amendment does not preclude a model official certificate in the form set out in Annex 3 of Regulation 2016/759, as it had effect immediately before IP completion day, from being presented or otherwise used on or after IP completion day in connection with the transit of the raw materials and treated raw materials through Great Britain instead of the equivalent model certificate, as published by the appropriate authority for a period after IP completion day for transitional purposes, until the appropriate authority publishes a notice that this is no longer permitted.

### **Amendment of Regulation 2017/185**

**53H.** Regulation 2017/185 is amended as follows.

**53I.** In Article 1, for “31 December 2020” substitute “ 21 April 2021 ”.

**53J.** In Article 3, in both places it occurs, for “the Member State of import” substitute “ Great Britain ”.

**53K.** In Article 5, in the second paragraph, after “2020” insert, “ except in relation to Article 3, which applies until 21 April 2021. ”.

**53L.** After Article 5, omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.

- |           |   |
|-----------|---|
| <b>F1</b> | Words in <a href="#">reg. 9(14)</a> omitted (31.12.2020 immediately before IP completion day) by virtue of <a href="#">The Official Controls (Animals, Feed and Food, Plant Health etc.) (Amendment) (EU Exit) (No. 2) Regulations 2020 (S.I. 2020/1631)</a> , regs. 1(2), <b>7(2)(a)</b> |
| <b>F2</b> | Words in <a href="#">reg. 9(14)</a> inserted (31.12.2020 immediately before IP completion day) by <a href="#">The Official Controls (Animals, Feed and Food, Plant Health etc.) (Amendment) (EU Exit) (No. 2) Regulations 2020 (S.I. 2020/1631)</a> , regs. 1(2), <b>7(2)(b)</b>          |

#### Commencement Information

**I9** Reg. 9 in force at 31.12.2020 immediately before IP completion day, see reg. 1(2)

#### Marginal Citations

**M9** S.I. 2019/640.

**M10** 1972 c.70. The definition of “local government area” was amended by the [Local Government \(Wales\) Act 1994 \(1994 c.19\)](#), [section 1\(6\)](#).

**M11** 1994 c.39.

### Amendment of the General Food Law (Amendment etc.) (EU Exit) Regulations 2019

**10.**—(1) The General Food Law (Amendment etc.) (EU Exit) Regulations 2019<sup>M12</sup> are amended as follows.

(2) After regulation 3, insert—

“**3A.** In regulation 19—

- (a) in paragraph (1), for “(8)” substitute “ (9) ”;
- (b) after paragraph (8), substitute—

“(9) A person is to be considered not to have contravened or failed to comply with Article 5(1) of Regulation 853/2004 if—

(a) in the case of a health mark—

- (i) the health mark was applied to a product of animal origin in accordance with Article 5(1) before IP completion day; and
- (ii) the health mark complied with Article 5(1) as that Article applied immediately before IP completion day;

(b) in the case of an identification mark—

- (i) the identification mark was applied to a product of animal origin subject to Article 5(1) before IP completion day; or
- (ii) the identification mark is applied to a product of animal origin in accordance with Article 5(1) as that Article applied immediately before IP completion day, no later than 21 months after IP completion day ends, using a label, wrapping or packaging bearing that identification mark which is owned by the food business operator immediately before IP completion day.”.”.

(3) For regulation 7(b), substitute—

“(b) at the end insert—

“**19.** “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;

**20.** “third country” means any country or territory other than the British Islands.”.”.

(4) For regulation 9(b), substitute—

- “(b) in paragraph 3, for “the Community” substitute “ Great Britain ”.”.
- (5) For regulation 11, substitute—
- “**11.** In Article 7, in both places it occurs, for “the Community” substitute “ Great Britain ”.”.
- (6) For regulation 13, substitute—
- “**13.** For Article 11 substitute—
- “**Food and feed imported into Great Britain**
- 11.** Food and feed imported into Great Britain for placing on the market within Great Britain must comply with the relevant requirements of food law or conditions recognised by Great Britain to be at least equivalent thereto or, where a specific agreement exists between the United Kingdom and an exporting country, with requirements contained therein.”.”.
- (7) In regulation 14—
- (a) for paragraphs (a) and (b), substitute—
- “(a) in the heading, for “the Community” substitute “ Great Britain ”;
- (b) in paragraph 1, in both places it occurs, for “the Community” substitute “ Great Britain ”.”.
- (8) For regulation 15(b), substitute—
- “(b) in paragraph (e), for “the Community” substitute “ Great Britain ”.”.
- (9) For regulation 16(a), substitute—
- “(a) in paragraph 7—
- (i) in the first place it occurs, for “Community provisions” substitute “ legislation in force in the relevant constituent territory of Great Britain ”;
- (ii) omit “Community” in the second place it occurs;”.
- (10) For regulation 17(a), substitute—
- “(a) in paragraph 4—
- (i) in the first place “Community provisions” occurs, substitute “legislation in force in the relevant constituent territory of Great Britain”;
- (ii) in the second place “Community provisions” occurs, omit “Community”;”.
- (11) In regulation 19—
- (a) for paragraph (a), substitute—
- “(a) in paragraph (4), for “the Community” substitute “ Great Britain ”;”;
- (b) for paragraph (b) substitute—
- “(b) for paragraph (5) substitute—
- “**5.** The appropriate authority may make regulations for the purpose of applying the requirements of this Article in respect of specific sectors.”.”.
- (c) omit paragraph (c).
- (12) for regulation 20(c), substitute—

“(c) Chapter 4 except Article 53.”.

(13) After regulation 20, insert—

“**20A.** In Article 53—

(a) in the heading, omit “of Community origin or imported from a third country”;

(b) in paragraph 1—

(i) for the text before subparagraph (a), substitute—

“Where it is evident that food or feed originating in the United Kingdom, or imported into Great Britain from outside the United Kingdom, is likely to constitute a serious risk to human health, animal health or the environment, the appropriate authority may make regulations, containing one or more of the following measures, depending on the gravity of the situation—”;

(ii) in subparagraph (a), for “of Community origin” substitute “originating in the United Kingdom”;

(iii) for the opening line of subparagraph (b), substitute—

“(b) in the case of food or feed imported from outside the United Kingdom—”;

(iv) in subparagraphs (b)(i) and (ii), omit “third”;

(c) omit paragraph 2.”.

(14) In regulation 21, before paragraph (a), insert—

“(aa) for Article 57a substitute—

*“Article 57a*

*Procedure*

**1.** Regulations made by the Secretary of State or the Welsh Ministers under this Regulation are to be made by statutory instrument.

**2.** For regulations made by the Scottish Ministers under this Regulation, see section 27 of the Interpretation and Legislative Reform (Scotland) Act 2010<sup>M13</sup>.

**3.** A statutory instrument containing regulations made by the Secretary of State under this Regulation is subject to annulment in pursuance of a resolution of either House of Parliament.

**4.** A statutory instrument containing regulations made by the Welsh Ministers under this Regulation is subject to annulment in pursuance of a resolution of Senedd Cymru.

**5.** Regulations made by the Scottish Ministers under this Regulation are subject to the negative procedure (see section 28 of the Interpretation and Legislative Reform (Scotland) Act 2010).

**6.** Regulations made under this Regulation may—

- (a) contain consequential, incidental, supplementary, transitional or saving provision;
  - (b) make different provision for different purposes.”.”.
- (15) In the Schedule, in the Schedule to be inserted—
- (a) in the first entry in the table, for “the United Kingdom” substitute “ Great Britain ”;
  - (b) in each place the words occur, for “Regulation 854/2004” substitute “ Regulation 2017/625 ”.

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**Commencement Information**

**I10** Reg. 10 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

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**Marginal Citations**

**M12** [S.I. 2019/641](#).

**M13** [2010 asp 10](#).

**Amendment of the General Food Hygiene (Amendment) (EU Exit) Regulations 2019**

**11.**—(1) The General Food Hygiene (Amendment) (EU Exit) Regulations 2019<sup>M14</sup> are amended as follows.

- (2) For regulation 3(a), substitute—
  - “(a) in paragraph 1(g), for “the Community” substitute “ Great Britain ”;”.
- (3) In regulation 4—
  - (a) in paragraph (b), omit inserted subparagraph (iv);
  - (b) in paragraph (c)—
    - (i) in inserted point (p)(i), for “England, Wales and Northern Ireland” substitute “ England and Wales ”;
    - (ii) omit inserted points (r)(iv) and (s).
- (4) For regulation 5(b), substitute—
  - “(b) in paragraph 5, for “Community or national legislation” substitute “ applicable legislation in force in the relevant constituent territory of Great Britain ”.”.
- (5) In regulation 7(a), in the paragraph to be inserted, for “United Kingdom law” substitute “ the legislation in force in the relevant constituent territory of Great Britain ”.
- (6) In regulation 13(b), in the Article to be inserted —
  - (a) omit paragraph 1(c);
  - (b) in paragraph 4—
    - (i) in the text before paragraph (a), omit “or statutory rule”;
    - (ii) in paragraph (b), for “the National Assembly of Wales” substitute “ Senedd Cymru ”;
    - (iii) omit subparagraph (d);
  - (c) omit paragraph 5(d).
- (7) In regulation 18—
  - (a) for paragraph (a) substitute—



- “(a) in Part A, in paragraph 3, for “Community and national legislative provisions” substitute “legislation in force in the relevant constituent territory of Great Britain ”.”;
- (b) for paragraph (b)(ii) substitute—
  - “(ii) in paragraph 2, at the beginning, for “Community and national legislation or national and Community programmes” substitute “ legislation in force in the relevant constituent territory of Great Britain ”.”.
- (8) Omit regulation 22(a).
- (9) for regulation 28, substitute—
  - “28. In Article 1, omit “Union”.”.
- (10) In regulation 29, omit the inserted paragraph (4)(d).

#### Commencement Information

**I11** Reg. 11 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

#### Marginal Citations

**M14** [S.I. 2019/642](#).

### Amendment of the Animal Feed (Amendment) (EU Exit) Regulations 2019

- 12.**—(1) The Animal Feed (Amendment) (EU Exit) Regulations 2019<sup>M15</sup> are amended as follows.
- (2) In regulation 2, after the definition of “Regulation 2017/625”, insert—
- ““Regulation 2020/354” means Commission Regulation (EU) 2020/354 establishing a list of intended uses of feed intended for particular nutritional purposes and repealing Directive [2008/38/EC](#).”.
- (3) For regulation 10(a)(ii), substitute—
- “(ii) after point (n) insert—
- “(o) “third country” means any country or territory other than the British Islands;
  - (p) “prescribe” means prescribe by regulations;
  - (q) “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;
  - (r) “Food Safety Authority” means—
    - (i) as regards England and Wales, the Food Standards Agency;
    - (ii) as regards Scotland, Food Standards Scotland;
  - (s) “reference laboratory” means a laboratory designated by the appropriate authority under Article 100 of Regulation 2017/625.”.”.
- (4) For regulation 24(a)(i) substitute—
- “for “the Community” substitute “ Great Britain ”.”.
- (5) In regulation 27, in the Article to be inserted—

- (a) omit paragraph 1(c);
- (b) in paragraph 4—
  - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
  - (ii) in paragraph (b), for “the National Assembly of Wales” substitute “ Senedd Cymru ”;
  - (iii) omit paragraph (d);
- (c) omit paragraph 5(d).
- (6) After regulation 30, insert—

“**30A.** Omit Article 21a.”.

- (7) In regulation 36, for paragraph (b), substitute—
  - “(b) after point (f) insert—
    - “(g) “third country” means any country or territory other than the British Islands;
    - (h) “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;
    - (i) “Food Safety Authority” means—
      - (i) as regards England and Wales, the Food Standards Agency;
      - (ii) as regards Scotland, Food Standards Scotland;
    - (j) “prescribe” means prescribe by regulations”.”.
- (8) In regulation 50, in the Article to be inserted—
  - (a) after the words “importing feed”, insert “ into Great Britain from a third country ”;
  - (b) for the first reference to “the United Kingdom” substitute “ Great Britain ”.
- (9) After regulation 50, insert regulation 50A—

“**50A.** At the end of Article 24, add “ (reading Article 6 of Directive [98/51/EC](#) as if the requirement imposed on the Member States were a requirement imposed on the appropriate authority and as if references to the Community were references to Great Britain) ”.”.

- (10) For regulation 51 substitute—

“**51.** In Article 25, for “the Community” substitute “ Great Britain ”.”.

- (11) In regulation 55, after “30”, insert “ , 30a ”.
- (12) In regulation 56, in the Article to be inserted—
  - (a) omit paragraph 1(c);
  - (b) in paragraph 4—
    - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
    - (ii) in subparagraph (b), for “the National Assembly of Wales” substitute, “Senedd Cymru”;
    - (iii) omit subparagraph (d);

- (c) omit paragraph 5(d).
- (13) For regulation 62(a), substitute—
  - “(a) for point 2, substitute—
    - “2. The ISO code of the country where the feed business is located;”,
- (14) In regulation 66(c), in the paragraphs to be inserted—
  - (a) omit paragraph 5(c);
  - (b) in paragraph 8—
    - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
    - (ii) in subparagraph (b), for “the National Assembly of Wales” substitute “ Senedd Cymru ”;
    - (iii) omit subparagraph (d);
  - (c) omit paragraph 9(d).
- (15) In regulation 83—
  - (a) for paragraph (a)(ii) substitute—
    - “(aii) in the seventh paragraph (which begins with the words “Where in vivo”), for “the Community” substitute “ Great Britain ”;”,
  - (b) in paragraph (c)—
    - (i) for sub-paragraph (iii) substitute—
      - “(iii) in point 2.1.4.1, for “European Community food additive authorisations” substitute “ food additive authorisations in Great Britain ”;”,
    - (ii) for sub-paragraph (iv), substitute—
      - “(iv) in point 2.1.4.2, in the second paragraph (which begins with the words “For feed additives”), for “the European Community” substitute “ Great Britain ”;”,
    - (iii) for paragraph (v), substitute—
      - “(v) in point 2.2.1.2, in the second paragraph (which begins with the words “For micro-organisms), for “the European Union” substitute “ Great Britain ”;”,
  - (c) in paragraph (d)—
    - (i) for sub-paragraph (iii), substitute—
      - “(iii) in point 3.2.3.3, in the final paragraph (which begins with the words “In certain situations”) for “Community data” substitute “ data in Great Britain ”;”,
    - (ii) for sub-paragraph (iv), substitute—
      - “(iv) in point 3.2.3.4—
        - (aa) in the first paragraph, for “the Community” substitute “ Great Britain ”;
        - (bb) in the fourth paragraph (which begins with the words “Studies concerning”), omit the bracketed wording;”,
  - (d) in paragraph (e)—
    - (i) for sub-paragraph (i), substitute—

- “(i) in the first paragraph (which begins with the words “Studies shall demonstrate”) for “the EU” substitute “ Great Britain ”;”;
- (ii) in sub-paragraph (ii), for “the United Kingdom” substitute “ Great Britain ”.
- (16) For regulation 84(a), substitute—
  - “(a) in point 8.3, in the second paragraph (which begins with the words “For those additives”) for “ the European Union” substitute “ Great Britain ”;”.
- (17) For regulation 94(a), substitute—
  - “(a) in paragraph 1, for “the Community” substitute “ Great Britain ”;”.
- (18) For regulation 95 substitute—
  - “**95.** In Article 3(2)—
    - (a) in subparagraphs (c) and (f), at the end add “ or the United Kingdom ”.
    - (b) after subparagraph (u), insert—
      - “(v) “prescribe” means prescribe by regulations;
      - (w) “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;
      - (x) “Food Safety Authority” means—
        - (i) as regards England and Wales, the Food Standards Agency;
        - (ii) as regards Scotland, Food Standards Scotland.”.
  - (19) In regulation 97, in the inserted paragraph, omit “, information available through or derived from the Rapid Alert System for Food and Feed (RASFF)” and “similar”.
  - (20) In regulation 110, in the Article to be inserted, in paragraph 3, for “the United Kingdom”, substitute “ Great Britain ”.
  - (21) In regulation 116, in the Article to be inserted—
    - (a) omit paragraph 1(c);
    - (b) in paragraph 4—
      - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
      - (ii) in subparagraph (b), for “the National Assembly of Wales” substitute “ Senedd Cymru ”;
      - (iii) omit subparagraph (d);
    - (c) omit paragraph 5(d).
  - (22) For regulation 137, substitute—

“**137.** In Article 1, after paragraph 2 insert—

- “**3.** The following definitions apply for the purpose of this Regulation—
  - (a) “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;
- (b) “Food Safety Authority” means—
  - (i) as regards England and Wales, the Food Standards Agency;
  - (ii) as regards Scotland, Food Standards Scotland.”.”.
- (23) After regulation 145, insert—

#### “Amendment of Regulation 2020/354

146. Regulation 2020/354 is amended as follows.

147. In Article 2, for “Commission” substitute “ appropriate authority ” in both places in which it occurs.

148. After Article 5, omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.”.

#### Commencement Information

I12 Reg. 12 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

#### Marginal Citations

M15 [S.I. 2019/654](#).

### Amendment of the Food and Feed Imports (Amendment) (EU Exit) Regulations 2019

13.—(1) The Food and Feed Imports (Amendment) (EU Exit) Regulations 2019<sup>M16</sup> are amended as follows.

- (2) For regulation 2 substitute—

#### “Interpretation

2. In these Regulations—

“Decision 2011/884/EU” means Commission Implementing Decision on emergency measures regarding unauthorised genetically modified rice in rice products originating from China and repealing Decision [2008/289/EC](#);

“Regulation 284/2011” means Commission Regulation (EU) No. 284/2011 laying down specific conditions and detailed procedures for the import of polyamide and melamine plastic kitchenware originating in or consigned from the People's Republic of China and Hong Kong Special Administrative Region, China;

“Regulation 2015/949” means Commission Implementing Regulation (EU) 2015/949 approving the pre-export checks carried out on certain food by certain third countries as regards the presence of certain mycotoxins.”.”.

- (3) For regulation 4 substitute—

“4. In regulation 3(1), for “the European Union” substitute “ Great Britain ”.”.

(4) For regulation 5 substitute—

“5. In regulation 8(3)(a)(i), for “the European Union” substitute “ Great Britain ”.”.

(5) Omit regulations 7 to 17.

(6) In regulation 19, in the subparagraphs to be substituted, in both places in which it occurs, for “the United Kingdom ” substitute “Great Britain”.

(7) For regulation 20(a) substitute—

“(a) in paragraph 1, for “the Member States” substitute “ Great Britain ”.”.

(8) For regulation 26 substitute—

“26. In the Annex, in both places in which it occurs, for “the Union” substitute “ Great Britain ”.”.

(9) Omit regulations 27 to 49.

(10) For regulation 51 substitute—

“51. In Article 1—

(a) in paragraph 1 for “the Union” substitute “ Great Britain ”;

(b) in paragraph 2, for “the Union” substitute “ Great Britain ”.”.

(11) In regulation 55—

(a) in paragraph (a), for “United Kingdom” substitute “ Great Britain ”;

(b) in paragraph (b), for “the United Kingdom” substitute “ Great Britain ”;

(c) for paragraph (c), substitute—

“(c) in box 2 of the certificate, for “the European Union” substitute “ Great Britain ”.”.

(12) Omit regulations 56 to 73.

(13) For regulation 80(a) substitute—

“(a) in the first paragraph, for “the Union in a Member State” substitute “ Great Britain in a ”.”.

(14) For regulation 81 substitute—

“81. In Annex 3, in the heading to the Health Certificate, for “the European Union” substitute “ Great Britain ”.”.

(15) Omit regulations 82 to 84.

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#### Commencement Information

**I13** Reg. 13 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

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#### Marginal Citations

**M16** [S.I. 2019/664](#).

## **Amendment of the Food and Feed (Maximum Permitted Levels of Radioactive Contamination) (Amendment) (EU Exit) Regulations 2019**

**14.**—(1) The Food and Feed (Maximum Permitted Levels of Radioactive Contamination) (Amendment) (EU Exit) Regulations 2019<sup>M17</sup> are amended as follows.

(2) In regulation 5, in the definitions to be inserted—

- (a) in the definition of “appropriate authority”, omit subparagraph (d);
- (b) in the definition of “Food Safety Authority”, for “England, Wales and Northern Ireland” substitute “ England and Wales ”;
- (c) omit paragraph 9.

(3) In regulation 6, in the paragraph to be inserted, for “the United Kingdom” substitute “ Great Britain ”.

(4) In regulation 8, in the Article to be inserted—

- (a) omit paragraph 1(c);
- (b) in paragraph 4—
  - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
  - (ii) in subparagraph (b), for “the National Assembly of Wales” substitute, “Senedd Cymru”;
  - (iii) omit subparagraph (d);
- (c) omit paragraph 5(d).

### **Commencement Information**

**I14** Reg. 14 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

### **Marginal Citations**

**M17** [S.I. 2019/701](#).

## **Amendment of the Novel Food (Amendment) (EU Exit) Regulations 2019**

**15.**—(1) The Novel Food (Amendment) (EU Exit) Regulations 2019<sup>M18</sup> are amended as follows.

(2) In regulation 6, in the Article to be substituted, in paragraph 1, for “ the United Kingdom ” substitute “Great Britain”.

(3) For regulation 7 substitute—

“7. In Article 2 (1), for “the Union” substitute “ Great Britain ”.”.

(4) In regulation 8, in the definitions to be inserted—

- (a) for the definition of “third country”, substitute—
  - “(g) “third country” means any country or territory other than the British Islands;”;
- (b) in the definition of “appropriate authority”, omit point (iv);
- (c) in the definition of “Food Safety Authority”, for “England, Wales and Northern Ireland” substitute “ England and Wales ”;
- (d) omit subparagraph (l).

(5) In each place where it occurs, in the wording to be inserted or substituted in regulations 9, 16, 17, 18, 21, 22, 23, 24 and 33, for “ the United Kingdom ” substitute “Great Britain”.

(6) For regulation 11 substitute—

“**11.** In the Title of Chapter 2, for “the Union” substitute “ Great Britain ”.”.

(7) In regulation 12, in the Article to be substituted, in paragraph 1, for “ the United Kingdom ” substitute “the constituent territory of Great Britain”.

(8) For regulation 20(a), substitute—

“(a) for “the Union” substitute “ Great Britain ”.”.

(9) For regulation 32(b) substitute—

“(b) in paragraph 3, for “the Union” substitute “ Great Britain ”.”.

(10) For regulation 34 substitute—

“**34.** In Article 28—

(a) in each place in which it occurs, for “Commission shall” substitute “ appropriate authority must ”;

(b) in paragraph 1, for “Authority” substitute “ Food Safety Authority ”;

(c) in paragraph 4, for “the Commission has received the opinion of the Authority” substitute “ the opinion has been received ”.”.

(11) In regulation 38, in the Article to be inserted—

(a) omit paragraph 1(c);

(b) in paragraph 4—

(i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;

(ii) in subparagraph (b), for “the National Assembly of Wales” substitute, “Senedd Cymru”;

(iii) omit point (d);

(c) omit paragraph 5(d).

(12) For regulation 44 substitute—

“**44.** In Article 7—

(a) in paragraph 1, for “Commission shall” substitute “ appropriate authority must ”;

(b) in paragraph 2, for “Commission” substitute “ appropriate authority ”;

(c) in paragraph 4, for “Commission shall inform the applicant, the Member States and the Authority” substitute “ appropriate authority must inform the applicant ”.”.

(13) For regulation 50 substitute—

“**50.** In Annex 1—

(a) for the opening words “European Commission Directorate General Directorate Unit” substitute “ To the appropriate authority ”;

(b) in the first place in which it occurs, for “the Union” substitute “ Great Britain ”;



- (c) in the second place in which it occurs, omit “Union”.”.
- (14) For regulation 51 substitute—

“**51.** In Annex 2—

- (a) for the opening words “European Commission Directorate General Directorate Unit” substitute “ To the appropriate authority ”;
- (b) for “the European Union” substitute “ Great Britain ”;
- (c) omit “Union”.”.

- (15) For regulation 60 substitute—

“**60.** In Annex 1—

- (a) for the opening words “European Commission Directorate General Directorate Unit” substitute “ To the appropriate authority ”;
- (b) in the first place in which it occurs, for “the Union” substitute “ Great Britain ”;
- (c) in the second place in which it occurs, omit “Union”.”.

- (16) In regulation 62, in the Article to be substituted, for “ the United Kingdom ” substitute “Great Britain”.

- (17) In regulation 76, omit “the insert”.

#### Commencement Information

**I15** Reg. 15 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

#### Marginal Citations

**M18** [S.I. 2019/702](#).

### Amendment of the Materials and Articles in Contact with Food (Amendment) (EU Exit) Regulations 2019

**16.**—(1) The Materials and Articles in Contact with Food (Amendment) (EU Exit) Regulations<sup>M19</sup> are amended as follows.

(2) In regulation 7, in the regulation to be inserted, for “the United Kingdom” substitute “ Great Britain ”.

(3) In regulation 13, in the definitions to be inserted—

- (a) in the definition of “appropriate authority”, omit point (iv);
- (b) in the definition of “Food Safety Authority”, for “England, Wales and Northern Ireland” substitute “ England and Wales ”;
- (c) omit subparagraph (h).

(4) For regulation 24 substitute—

“**24.** In Article 15—

(a) in paragraph 1—

- (i) in point (c), omit “established within the Community”;

- (ii) in point (e), for “relevant Community provisions or, in their absence, national provisions” substitute “retained EU law or any other enactments”;
  - (b) in paragraph 4, for “in a language easily understood by purchasers” substitute “in English, or in English and Welsh”;
  - (c) omit paragraphs 5 and 6;
  - (d) in paragraph 9, at point (b), for “, in their absence, with any national provisions” substitute “any other enactment”.
- (5) In regulation 33, in the Article to be inserted—
  - (a) omit paragraph 1(c);
  - (b) in paragraph 4—
    - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “Any statutory instrument or Scottish statutory instrument”;
    - (ii) in subparagraph (b), for “the National Assembly for Wales” substitute “Senedd Cymru”;
    - (iii) omit subparagraph (d);
  - (c) omit paragraph 5(d).
- (6) In regulation 44, in the Article to be inserted—
  - (a) omit paragraph 1(c);
  - (b) in paragraph 4—
    - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “Any statutory instrument or Scottish statutory instrument”;
    - (ii) in subparagraph (b), for “the National Assembly for Wales” substitute “Senedd Cymru”;
    - (iii) omit subparagraph (d);
  - (c) omit paragraph 5(d).
- (7) In regulation 68, in the Article to be inserted—
  - (a) omit paragraph 1(c);
  - (b) in paragraph 4—
    - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “Any statutory instrument or Scottish statutory instrument”;
    - (ii) in subparagraph (b), for “the National Assembly for Wales” substitute “Senedd Cymru”;
    - (iii) omit subparagraph (d);
  - (c) omit paragraph 5(d).
- (8) In Schedule 3 (Schedule for inclusion in the 2012 Regulations), in Schedule 4 (declaration of compliance), for “the United Kingdom” substitute “Great Britain”.

#### Commencement Information

**I16** Reg. 16 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

#### Marginal Citations

**M19** [S.I. 2019/704](#).

## **Amendment of the Genetically Modified Food and Feed (Amendment etc.) (EU Exit) Regulations 2019**

**17.—**(1) The Genetically Modified Food and Feed (Amendment etc.) (EU Exit) Regulations 2019<sup>M20</sup> are amended as follows.

(2) In regulation 6, in the definitions to be inserted—

- (a) in the definition of “Food Safety Authority”, for “England, Wales and Northern Ireland” substitute “ England and Wales ”;
- (b) in the definition of “appropriate authority”, omit point (d);
- (c) for the definition “third country” substitute—

“**20.** “third country” means any country or territory other than the British Islands;”;

- (d) in the definition “public analyst”, omit “or, in the case of Northern Ireland, the Food Safety (Northern Ireland) Order 1991”;
- (e) omit paragraph 22.

(3) For regulation 16(a) substitute—

“(a) in the opening words of paragraph 1, for “Community” substitute “ Great Britain ”;”.

(4) In regulation 35, in the Article to be substituted, in paragraph 1, for “ appoint ” substitute “designate in accordance with Article 100 of Regulation (EU) 2017/625”.

(5) For regulation 36 substitute—

“**36.** Omit Article 33.”.

(6) After regulation 36, insert—

“**36A.** In Article 34—

- (a) after “opinion of the”, insert “ Food Safety ”;
- (b) omit “and 54”. ”.

(7) In regulation 37, in the Article to be inserted—

- (a) omit paragraph 1(c);
- (b) in paragraph 4—
  - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
  - (ii) in subparagraph (b), for “the National Assembly for Wales” substitute “ Senedd Cymru ”;
  - (iii) omit subparagraph (d);
- (c) omit paragraph 5(d).

(8) After regulation 38 insert—

“**38A.** In Article 44, for “Commission” substitute “ Food Safety Authority ” in each place it occurs.”.

(9) For regulation 49 substitute—

“**49.** In Article 4(1)(b), for “the Union” substitute “ Great Britain ”.”.

(10) In regulation 54—

(a) for sub-paragraphs (a) and (b) substitute—

“(a) in Part 1—

- (i) in paragraph 2, for “European Food Safety Authority (EFSA)” substitute “ Food Safety Authority ”;
- (ii) in paragraph 4(c), for “the Union” substitute “ Great Britain ”;
- (iii) in paragraph 8, in both places in which it occurs, for “Union law” substitute “ legislation in force in the relevant constituent territory of Great Britain ”;

(b) in Part 2—

- (i) in paragraph 1.1(b), for “the Union” substitute “ Great Britain ”;
- (ii) in paragraph 1.1(e)(v), for “the Union” substitute “ Great Britain ”;
- (iii) in paragraph 1.1(e)(vi), for “the Union” substitute “ Great Britain ”;
- (iii) in paragraph 7, for “EFSA” substitute “ Food Safety Authority ”;

(b) for sub-paragraph (e) substitute—

“(e) In Part 7—

- (i) in each place in which it occurs, for “the Union” substitute “ Great Britain ”;
- (ii) omit paragraph 1.1(a);
- (iii) in paragraph 1.8(h), for “EU legislation” substitute “ legislation in force in the relevant constituent territory of Great Britain ”;
- (iv) for paragraph 1.8(i), substitute—
  - “(i) Estimated potential demand—
  - (i) in Great Britain
  - (ii) in the export markets for Great Britain”.

(11) For regulation 63 substitute—

“**63.** In Article 1—

- (a) in the first paragraph for “the Union” substitute “ Great Britain ”;
- (b) omit the second paragraph.”.

(12) For regulation 66 substitute—

“**66.** In Article 1—

- (a) in the first paragraph for “the Union” substitute “ Great Britain ”;
- (b) omit the second paragraph.”.

(13) For regulation 69 substitute—

“**69.** In Article 1—

- (a) in the first paragraph for “the Union” substitute “ Great Britain ”;
- (b) omit the second paragraph.”.

(14) For regulation 112 substitute—

“**112.** In Article 5(1), for “in the European Union” substitute “into Great Britain”.”.

(15) For regulation 187 substitute—

“**187.** Commission Implementing Decision 2013/327/EU authorising the placing on the market of food and feed containing, consisting of or produced from genetically modified oilseed rapes Ms8, Rf3 and Ms8 × Rf3 pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council is amended as follows.”.

(16) For regulation 226 substitute—

“**226.** In the Annex—

- (a) in point (g)(1)(i), for “the European Union” substitute “Great Britain”;
- (b) in point (g)(1)(ii), for “Member State” substitute “Great Britain”;
- (c) in the Note, in the final sentence, omit “Community”.”.

(17) For regulation 261 substitute—

“**261.** In the Annex—

- (a) in point (g)(1)(i), for “the European Union” substitute “Great Britain”;
- (b) in point (g)(1)(ii), for “Member State” substitute “Great Britain”;
- (c) in the Note, in the final sentence, omit “Community”.”.

(18) For regulation 272 substitute—

“**272.** In the Annex—

- (a) in point (g)(1)(i), for “the European Union” substitute “Great Britain”;
- (b) in point (g)(1)(ii), for “Member State” substitute “Great Britain”;
- (c) in the Note, in the final sentence, omit “Community”.”.

(19) For regulation 313 substitute—

“**313.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (g)(1)(i), for “the European Union” substitute “Great Britain”;
- (c) in point (g)(1)(ii), for “Member State” substitute “Great Britain”;
- (d) in point (h), omit “Community”;
- (e) in the Note, in the final sentence, omit “Community”.”.

(20) For regulation 346 substitute—

“**346.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (g)(1)(i), for “the European Union” substitute “Great Britain”;
- (c) in point (g)(1)(ii), for “Member State” substitute “Great Britain”;

(d) in point (h), omit “Community”;

(e) in the Note, in the final sentence, omit “Community”.”.

(21) After regulation 389, insert—

**“Amendment of Commission Implementing Decision (EU) 2018/2045**

**390.** Commission Implementing Decision (EU) 2018/2045 renewing the authorisation for the placing on the market of products containing, consisting of or produced from genetically modified maize NK603 × MON 810 (MON-ØØ6Ø3-6 × MON-ØØ81Ø-6) pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council is amended as follows.

**391.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**392.** For the heading to Article 6 substitute “ Register ”.

**393.** In Article 6, omit “Community”.

**Amendment of Commission Implementing Decision (EU) 2018/2046**

**394.** Commission Implementing Decision (EU) 2018/2046 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize MON 87427 × MON 89034 × 1507 × MON 88017 × 59122, and genetically modified maize combining two, three or four of the single events MON 87427, MON 89034, 1507, MON 88017 and 59122 and repealing Decision 2011/366/EU is amended as follows.

**395.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**396.** For the heading to Article 6 substitute “ Register ”.

**397.** In Article 6, omit “Community”.

**398.** In the Annex—

(a) in point (f), omit “Community”;

(b) in point (h), omit “Community”;

(c) in the Note, in the final sentence, omit “Community”.

**Amendment of Commission Implementing Decision (EU) 2019/1302**

**399.** Commission Implementing Decision (EU) 2019/1302 authorising the placing on the market of products containing, consisting of or produced from genetically modified cotton GHB614 × LLCotton25 × MON 15985 pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council is amended as follows.

**400.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**401.** For the heading to Article 6 substitute “ Register ”.

**402.** In Article 6, omit “Community”.

**403.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (h), omit “Community”;
- (c) in the Note, in the final sentence, omit “Community”.

#### **Amendment of Commission Implementing Decision (EU) 2019/1303**

**404.** Commission Implementing Decision (EU) 2019/1303 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize 5307 (SYN-Ø53Ø7-1), pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council on genetically modified food and feed is amended as follows.

**405.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**406.** For the heading to Article 6 substitute “ Register ”.

**407.** In Article 6, omit “Community”.

**408.** In the Annex, in point (f), omit “Community”.

#### **Amendment of Commission Implementing Decision (EU) 2019/1304**

**409.** Commission Implementing Decision (EU) 2019/1304 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize 4114 (DP-ØØ4114-3), pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council is amended as follows.

**410.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**411.** For the heading to Article 6 substitute “ Register ”.

**412.** In Article 6, omit “Community”.

#### **Amendment of Commission Implementing Decision (EU) 2019/1305**

**413.** Commission Implementing Decision (EU) 2019/1305 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize Bt11 × MIR162 × 1507 × GA21 and sub-combinations Bt11 × MIR162 × 1507, MIR162 × 1507 × GA21 and MIR162 × 1507 pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council is amended as follows.

**414.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**415.** For the heading to Article 6 substitute “ Register ”.

**416.** In Article 6, omit “Community”.

**417.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (h), omit “Community”;
- (c) in the Note, in the final sentence, omit “Community”.

#### **Amendment of Commission Implementing Decision (EU) 2019/1306**

**418.** Commission Implementing Decision (EU) 2019/1306 renewing the authorisation for the placing on the market of products containing, consisting of or produced from genetically modified maize 1507 × NK603 (DAS-Ø15Ø7-1 × MON-ØØ6Ø3-6) pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council is amended as follows.

**419.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**420.** For the heading to Article 6 substitute “ Register ”.

**420A.** In Article 6, omit “Community”.

#### **Amendment of Commission Implementing Decision (EU) 2019/1307**

**421.** Commission Implementing Decision (EU) 2019/1307 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize MON 87403 (MON-874Ø3-1), pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council is amended as follows.

**422.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**423.** For the heading to Article 6 substitute “ Register ”.

**424.** In Article 6, omit “Community”.

**425.** In the Annex, in point (f), omit “Community”.

#### **Amendment of Commission Implementing Decision (EU) 2019/1308**

**426.** Commission Implementing Decision (EU) 2019/1308 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize



MON 87411 (MON-87411-9), pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council is amended as follows.

**427.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**428.** For the heading to Article 6 substitute “ Register ”.

**429.** In Article 6, omit “Community”.

**430.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (h), omit “Community”;
- (c) in the Note, in the final sentence, omit “Community”.

**Amendment of Commission Implementing Decision (EU) 2019/1309**

**431.** Commission Implementing Decision (EU) 2019/1309 authorising the placing on the market of products containing, consisting of or produced from genetically modified soybean MON 87751 (MON-87751-7), pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council is amended as follows.

**432.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**433.** For the heading to Article 6 substitute “ Register ”.

**434.** In Article 6, omit “Community”.

**435.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (h), omit “Community”;
- (c) in the Note, in the final sentence, omit “Community”.

**Amendment of Commission Implementing Decision (EU) 2019/2080 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize MZHG0JG (SYN-000JG-2), pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council**

**436.** Commission Implementing Decision (EU) 2019/2080 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize MZHG0JG (SYN-000JG-2), pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council is amended as follows.

**437.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

438. For the heading to Article 6 substitute “ Register ”.

439. In Article 6, omit “Community”.

440. In the Annex, in point (f), omit “Community”.

**Amendment of Commission Implementing Decision (EU) 2019/2081 renewing the authorisation for the placing on the market of products containing or produced from genetically modified oilseed rape T45 (ACS-BNØØ8-2), resulting from the commercialisation of this oilseed rape in third countries until 2005, pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council**

441. Commission Implementing Decision (EU) 2019/2081 renewing the authorisation for the placing on the market of products containing or produced from genetically modified oilseed rape T45 (ACS-BNØØ8-2), resulting from the commercialisation of this oilseed rape in third countries until 2005, pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council is amended as follows.

442. In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

443. In Article 6—

- (a) in paragraph 1, for “the Union” substitute “ Great Britain ”;
- (b) in paragraph 3, for “Commission” substitute “ Food Safety Authority ”.

444. For the heading to Article 7 substitute “ Register ”.

445. In Article 7, omit “Community”.

446. In the Annex—

- (a) in point (e), omit “Community”;
- (b) in point (g), omit “Community”;
- (c) in the Note, in the final sentence, omit “Community”.

**Amendment of Commission Implementing Decision (EU) 2019/2082 renewing the authorisation for the placing on the market of products containing, consisting of or produced from genetically modified cotton LLCotton25 (ACS-GHØØ1-3) pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council**

447. Commission Implementing Decision (EU) 2019/2082 renewing the authorisation for the placing on the market of products containing, consisting of or produced from genetically modified cotton LLCotton25 (ACS-GHØØ1-3) pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council is amended as follows.

448. In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**449.** For the heading to Article 6 substitute “ Register ”.

**450.** In Article 6, omit “Community”.

**451.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (h), omit “Community”;
- (c) in the Note, in the final sentence, omit “Community”.

**Amendment of Commission Implementing Decision (EU) 2019/2083 renewing the authorisation for the placing on the market of products containing, consisting of or produced from genetically modified soybean MON 89788 (MON-89788-1) pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council**

**452.** Commission Implementing Decision (EU) 2019/2083 renewing the authorisation for the placing on the market of products containing, consisting of or produced from genetically modified soybean MON 89788 (MON-89788-1) pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council is amended as follows.

**453.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**454.** For the heading to Article 6 substitute “ Register ”.

**455.** In Article 6, omit “Community”.

**456.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (h), omit “Community”;
- (c) in the Note, in the final sentence, omit “Community”.

**Amendment of Commission Implementing Decision (EU) 2019/2084 renewing the authorisation for the placing on the market of products containing, consisting of or produced from genetically modified soybean A2704-12 (ACS-GMØØ5-3) pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council**

**457.** Commission Implementing Decision (EU) 2019/2084 renewing the authorisation for the placing on the market of products containing, consisting of or produced from genetically modified soybean A2704-12 (ACS-GMØØ5-3) pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council is amended as follows.

**458.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**459.** For the heading to Article 6 substitute “ Register ”.

**460.** In Article 6, omit “Community”.

**461.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (h), omit “Community”;
- (c) in the Note, in the final sentence, omit “Community”.

**Amendment of Commission Implementing Decision (EU) 2019/2085 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize MON 89034 × 1507 × NK603 × DAS-40278-9 and sub-combinations MON 89034 × NK603 × DAS-40278-9, 1507 × NK603 × DAS-40278-9 and NK603 × DAS-40278-9 pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council**

**462.** Commission Implementing Decision (EU) 2019/2085 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize MON 89034 × 1507 × NK603 × DAS-40278-9 and sub-combinations MON 89034 × NK603 × DAS-40278-9, 1507 × NK603 × DAS-40278-9 and NK603 × DAS-40278-9 pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council is amended as follows.

**463.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**464.** For the heading to Article 6 substitute “ Register ”.

**465.** In Article 6, omit “Community”.

**466.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (h), omit “Community”;
- (c) in the Note, in the final sentence, omit “Community”.

**Amendment of Commission Implementing Decision (EU) 2019/2086 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize MON 89034 × 1507 × MON 88017 × 59122 × DAS-40278-9 and genetically modified maize combining two, three or four of the single events MON 89034, 1507, MON 88017, 59122 and DAS-40278-9 pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council**

**467.** Commission Implementing Decision (EU) 2019/2086 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize MON 89034 × 1507 × MON 88017 × 59122 × DAS-40278-9 and genetically modified maize combining two, three or four of the single events MON 89034, 1507, MON 88017, 59122 and DAS-40278-9 pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council is amended as follows.

**468.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**469.** For the heading to Article 6 substitute “ Register ”.

**470.** In Article 6, omit “Community”.

**471.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (h), omit “Community”;
- (c) in the Note, in the final sentence, omit “Community”.

**Amendment of Commission Implementing Decision (EU) 2019/2087 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize Bt11 × MIR162 × MIR604 × 1507 × 5307 × GA21 and genetically modified maize combining two, three, four or five of the single events Bt11, MIR162, MIR604, 1507, 5307 and GA21 pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council**

**472.** Commission Implementing Decision (EU) 2019/2087 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize Bt11 × MIR162 × MIR604 × 1507 × 5307 × GA21 and genetically modified maize combining two, three, four or five of the single events Bt11, MIR162, MIR604, 1507, 5307 and GA21 pursuant to Regulation (EC) No. 1829/2003 of the European Parliament and of the Council is amended as follows.

**473.** In Article 5(2), for “Commission” substitute “ Food Safety Authority ”.

**474.** For the heading to Article 6 substitute “ Register ”.

**475.** In Article 6, omit “Community”.

**476.** In the Annex—

- (a) in point (f), omit “Community”;
- (b) in point (h), omit “Community”;
- (c) in the Note, in the final sentence, omit “Community”.

(22) For regulation 390 substitute—

“**477.** Commission Regulation (EC) No. 1981/2006 on detailed rules for the implementation of Article 32 of Regulation (EC) No. 1829/2003 of the European Parliament and of the Council as regards the Community reference laboratory for genetically modified organisms is revoked.”.

#### Commencement Information

**I17** Reg. 17 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

#### Marginal Citations

**M20** [S.I. 2019/705](#).

### Amendment of the Food Additives, Flavourings, Enzymes and Extraction Solvents (Amendment etc.) (EU Exit) Regulations 2019

**18.**—(1) The Food Additives, Flavourings, Enzymes and Extraction Solvents (Amendment etc.) (EU Exit) Regulations 2019<sup>M21</sup> are amended as follows.

(2) For regulation 3 substitute—

“**3.** In regulation 10(b), for “the European Union” substitute “ Great Britain ”.”.

(3) In regulation 12, in the definitions to be inserted—

(a) in the definition of “Authority”—

(i) for “England, Wales and Northern Ireland”, substitute “ England and Wales ”;

(ii) for “Scotland””, substitute “ Scotland ”;

(b) in the definition of “appropriate authority”, omit subparagraph (d);

(c) omit paragraph 9.

(4) For regulation 16(c) substitute—

“(c) for point (c) substitute—

“(c) The appropriate authority must inform the Authority of the application without delay and make the application and any supporting information supplied by the applicant available to the Authority.”.”.

(5) In regulation 22(b), for “exit day” substitute “ IP completion day ”.

(6) For regulation 26(c) substitute—

“(c) for paragraph 3 substitute—

“(3) The appropriate authority may, taking account of available scientific evidence, supplement this Regulation by prescribing quality criteria for validated analytical methods referred to in point 4 of Annex 2, including substances to be measured.”.”.

(7) For regulation 27 substitute—

“**27.** For Article 18 substitute—

“**18.** The appropriate authority may, following a request to the Authority for scientific and/or technical assistance, prescribe amendments to—

(a) the Annexes; and

(b) the list referred to in Article 6(1).”.”.

(8) For regulation 28 substitute—

“28. Omit Articles 18a and 19.”.

- (9) In regulation 29, in the Article to be inserted—
- (a) omit paragraph 1(c);
  - (b) in paragraph 3—
    - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
    - (ii) in subparagraph (b), for “the National Assembly for Wales” substitute “ Senedd Cymru ”;
    - (iii) omit subparagraph (d);
  - (c) omit paragraph 4(d).
- (10) In regulation 39(c), in the definitions to be inserted—
- (a) in the definition of “Authority”, for “England, Wales and Northern Ireland” substitute “ England and Wales ”;
  - (b) in the definition of “appropriate authority”, omit point (d);
  - (c) omit paragraph 7.
- (11) In regulation 52, in the Article to be inserted—
- (a) omit paragraph 1(c);
  - (b) in paragraph 3—
    - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
    - (ii) in subparagraph (b), for “the National Assembly for Wales” substitute “ Senedd Cymru ”;
    - (iii) omit subparagraph (d);
  - (c) omit paragraph 4(d).
- (12) In regulation 58, in the definition of “Authority” to be inserted, for “England, Wales and Northern Ireland” substitute “ England and Wales ”.
- (13) In regulation 72, in the Article to be inserted—
- (a) omit paragraph 1(c);
  - (b) in paragraph 3—
    - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
    - (ii) in subparagraph (b), for “the National Assembly for Wales” substitute “ Senedd Cymru ”;
    - (iii) omit subparagraph (d);
  - (c) omit paragraph 4(d).
- (14) In regulation 82, in the definition of “Authority” to be inserted, for “England, Wales and Northern Ireland” substitute “ England and Wales ”.
- (15) In regulation 105, in the Article to be inserted—
- (a) omit paragraph 1(c);
  - (b) in paragraph 3—
    - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;

- (ii) in subparagraph (b), for “the National Assembly for Wales” substitute “ Senedd Cymru ”;
  - (iii) omit subparagraph (d);
  - (c) omit paragraph 4(d).
- (16) In regulation 118, in the definition of “Authority” to be inserted, for “England, Wales and Northern Ireland” substitute “ England and Wales ”.
- (17) In regulation 132, in the Article to be inserted—
- (a) omit paragraph 1(c);
  - (b) in paragraph 3—
    - (i) for “Any statutory instrument, Scottish statutory instrument or statutory rule” substitute “ Any statutory instrument or Scottish statutory instrument ”;
    - (ii) in subparagraph (b), for “the National Assembly for Wales” substitute “ Senedd Cymru ”;
    - (iii) omit subparagraph (d);
  - (c) omit paragraph 4(d).

#### Commencement Information

**I18** Reg. 18 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

#### Marginal Citations

**M21** [S.I. 2019/860](#).

## PART 4

### Amendment of retained direct EU legislation

#### Amendment of Commission Implementing Regulation (EU) 2016/6

**19.—**(1) Commission Implementing Regulation (EU) 2016/6 imposing special conditions governing the import of feed and food originating in or consigned from Japan following the accident at the Fukushima nuclear power station and repealing Implementing Regulation (EU) No. 322/2014 is amended as follows.

(2) In Article 2, at the end, insert—

“For the purposes of this Regulation, “Food Safety Authority” means—

- (a) as regards England and Wales, the Food Standards Agency;
- (b) as regards Scotland, Food Standards Scotland.”

(3) In Article 3, in both places it occurs (including the heading), for “the Union” substitute “ Great Britain ”.

(4) In Article 8, in both places it occurs, for “the Union” substitute “ Great Britain ”.

(5) For Article 14, substitute—

“This Regulation must be reviewed by the appropriate authority before 30 June 2021.”.

(6) After Article 17, omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”.



(7) In the heading of Annex 2, for “the Union” substitute “ Great Britain ”.

(8) In the heading of Annex 3, for “the Union” substitute “ Great Britain ”.

#### Commencement Information

**I19** Reg. 19 in force at 31.12.2020 on IP completion day, see [reg. 1\(2\)](#)

### Amendments of Commission Implementing Regulation (EU) 2020/1158

**20.**—(1) Commission Implementing Regulation (EU) 2020/1158 on the conditions governing imports of food and feed originating in third countries following the accident at the Chernobyl nuclear power station is amended as follows.

(2) In Article 1, for “the Union market” substitute “ the market in Great Britain ”.

(3) In Article 2, after paragraph 2 insert—

“(3) “appropriate computerised information management system” means the computerised information management system for official controls referred to in Article 131 of Regulation (EU) 2017/625.”.

(4) In Article 3, in both places it occurs (including the heading), for “the Union” substitute “ Great Britain ”.

(5) In Article 4(3)—

(a) for “Information Management System for Official Controls (IMSOC)” substitute “ appropriate computerised management information system ”;

(b) for “IMSOC” substitute “ the appropriate computerised management information system ”.

(6) In Article 5, in both places it occurs (including the heading), for “the Union” substitute “ Great Britain ”.

(7) In Article 7, for “Commission” substitute “ appropriate authority ”.

(8) Omit Article 9.

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

(10) In Annex 1, omit “the United Kingdom of Great Britain excluding Northern Ireland”.

(11) In Annex 2, in the heading of the first column, for “CN code” substitute “ Commodity code ”.

(12) In Annex 3, in the model official certificate—

(a) in the heading in Column 2 of Part 1, for “the EU” substitute “ Great Britain ”;

(b) in box 1.2.a, for “IMSOC” substitute “ the appropriate computerised management information system ”;

(c) in the heading of Part 2, for “the Union” substitute “ Great Britain ”;

(d) in box 2.b, for “IMSOC” substitute “ the appropriate computerised management information system ”.

(13) In Annex 4—

(a) in each place it occurs, for “IMSOC” substitute “ the appropriate computerised management information system ”;

(b) in the fourth paragraph, omit “of the Member State”;

(c) in the table in Part 1—

- (i) in the second column corresponding to box 1.5, for “the Member State” substitute “ Great Britain ”;
- (ii) in the second column corresponding to box 1.6, for “the European Union” substitute “ Great Britain ”;
- (iii) in the second column corresponding to box 1.9—
  - (aa) omit “the European Union”;
  - (bb) after “country of destination” insert “ in Great Britain ”;
- (iv) in the second column corresponding to box I.11, for “the European Union” substitute “ Great Britain ”;
- (v) in the second column corresponding to box 1.20, omit “European Union”;
- (vi) in the second column corresponding to box 1.22, for “the European Union” substitute “ Great Britain ”;
- (vii) in the second column corresponding to box 1.25, for “European Union legislation” substitute “ legislation in force in the relevant constituent territory of Great Britain ”;
- (d) In the table in Part 2, in the second column corresponding to box 2—
  - (i) omit “European Union”;
  - (ii) for “European Union legislation” substitute “ legislation in force in the relevant constituent territory of Great Britain ”.

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**Commencement Information**

**I20** Reg. 20 in force at 31.12.2020 on IP completion day, see [reg. 1\(2\)](#)

## PART 5

### Revocations

#### Revocation of secondary legislation

- 21.** The following regulations are revoked—
- (a) the Food and Feed Hygiene and Safety (Amendment) (Northern Ireland) (EU Exit) Regulations 2019 <sup>M22</sup>;
  - (b) the Official Controls for Feed, Food and Animal Health and Welfare (Amendment etc.) (EU Exit) Regulations 2019 <sup>M23</sup>;
  - (c) the Food and Feed (Chernobyl and Fukushima Restrictions) (Amendment) (EU Exit) Regulations 2019 <sup>M24</sup>;
  - (d) the Regulated Products (Amendment) (Northern Ireland) (EU Exit) Regulations 2019 <sup>M25</sup>;
  - (e) the Food and Feed Hygiene and Safety (Miscellaneous Amendments) (EU Exit) Regulations 2019 <sup>M26</sup>;
  - (f) the Food and Feed Hygiene and Safety (Amendment No.2) (Northern Ireland) (EU Exit) Regulations 2019 <sup>M27</sup>.

#### Commencement Information

**I21** Reg. 21 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

#### Marginal Citations

**M22** [S.I. 2019/652](#).

**M23** [S.I. 2019/665](#).

**M24** [S.I. 2019/699](#).

**M25** [S.I. 2019/849](#).

**M26** [S.I. 2019/1013](#).

**M27** [S.I. 2019/1085](#).

#### Revocation of retained direct EU legislation

**22.** Commission Regulation (EU) No. 415/2013 laying down additional responsibilities and tasks for the EU reference laboratories for rabies, bovine tuberculosis and bee health, amending Regulation (EC) No. 737/2008 and repealing Regulation (EU) No. 87/2011 is revoked.

#### Commencement Information

**I22** Reg. 22 in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)](#)

Signed by authority of the Secretary of State for Health and Social Care

Department of Health and Social Care

*Edward Argar*  
Minister of State,

**Changes to legislation:** There are currently no known outstanding effects for the The Food and Feed Hygiene and Safety (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020. (See end of Document for details)

## SCHEDULE 1

Regulation 3(13)

**Commencement Information**

**I23** Sch. 1 in force at 31.12.2020 on IP completion day, see [reg. 1\(2\)](#)

## “SCHEDULE 4

COMPETENT AUTHORITIES FOR THE PURPOSES OF  
CERTAIN PROVISIONS OF REGULATION 2017/625 IN SO FAR  
AS THEY APPLY IN RELATION TO RELEVANT FEED LAW

<i>Column 1 competent authority</i>	<i>Column 2 provisions of Regulation 2017/625</i>
The Agency	Articles 4(2), 5(1) and (5), 6, 7, 8, 9, 10, 11, 12, 13, 15, 26, 28, 29, 30, 31, 32, 33, 35, 36, 37, 38, 39, 40, 42, 63, 73, 75, 76, 78, 79, 80, 81, 82, 83, 84, 85, 86, 88, 89, 91, 96, 100, 101, 102, 103, 104, 105, 106, 107, 109, 110, 111, 113, 115, 124, 135, 137, 138, 140
The feed authority	Articles 4(2), 4(3), 5(1), (4) and (5), 6, 7, 8, 9, 10, 11, 12, 13, 15, 26, 28, 29, 30, 31, 32, 33, 35, 36, 44, 45, 46, 47, 49, 50, 54, 55, 56, 57, 65, 66, 67, 68, 69, 71, 72, 73, 75, 76, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 91, 102, 103, 104, 105, 106, 107, 113, 115, 135, 137, 138, 140”

## SCHEDULE 2

Regulation 3(14)

**Commencement Information**

**I24** Sch. 2 in force at 31.12.2020 on IP completion day, see [reg. 1\(2\)](#)

## “SCHEDULE 5

COMPETENT AUTHORITIES FOR THE PURPOSES OF  
CERTAIN PROVISIONS OF REGULATION 2017/625 IN SO FAR  
AS THEY APPLY IN RELATION TO RELEVANT FOOD LAW

<i>Column 1 competent authority</i>	<i>Column 2 provisions of Regulation 2017/625</i>
The Agency	Articles 4(2) and (3), 5(4) and (5), 6, 7, 8, 9, 10, 11, 12, 13, 15, 18, 21, 24, 26, 28, 29, 30, 31, 32, 33, 35, 36, 37, 38, 39, 40, 42, 44, 45, 46, 47, 49, 50, 51, 53, 55, 56, 56, 57, 63, 65, 66, 67, 68, 69, 71, 72, 73, 75, 76, 78, 79, 81, 82, 83, 84, 85, 86, 87, 88, 89, 91, 96, 100, 101, 102, 103, 104, 105, 106, 107, 109, 110, 111, 113, 115, 135, 137, 138, 140, 148, 150

The food authority	Articles 4(3), 5(1) and (5), 6, 7, 8, 9, 10, 11, 12, 13, 15, 18, 21, 24, 26, 28, 29, 30, 31, 32, 33, 35, 36, 37, 38, 39, 40, 42, 44, 45, 46, 47, 49, 50, 51, 53, 55, 56, 57, 63, 65, 66, 67, 68, 69, 71, 72, 73, 75, 76, 78, 79, 81, 82, 83, 84, 85, 86, 87, 88, 89, 91, 96, 100, 101, 102, 103, 104, 105, 106, 107, 109, 110, 111, 113, 115, 135, 137, 138, 140, 148, 150”
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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations are made in exercise of the powers conferred by section 8(1) and 8C(1) of, and paragraph 7 of Schedule 4 and paragraph 21 of Schedule 7 to, of the European Union (Withdrawal) Act 2018 (c.16) in order to address failures of retained EU law to operate effectively and other deficiencies arising from the withdrawal of the United Kingdom from the European Union.

These Regulations make amendments to legislation in the field of food and feed safety and hygiene. Parts 2 and 3 amend subordinate legislation in order to address failures of retained EU law to operate effectively and makes several amendments to EU Exit subordinate legislation in respect of the implementation of the Protocol on Ireland/Northern Ireland. Part 4 amends retained direct EU legislation, and Part 5 revokes various pieces of secondary legislation and retained direct EU legislation.

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

**Changes to legislation:**

There are currently no known outstanding effects for the The Food and Feed Hygiene and Safety (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020.