
STATUTORY INSTRUMENTS

2020 No. 1504

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

PART 3

Amendment of EU Exit subordinate legislation

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

12.—(1) The Animal Feed (Amendment) (EU Exit) Regulations 2019^{MI} 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

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

Marginal Citations

M1 [S.I. 2019/654](#).

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, Section 12.