

UK MINISTERS ACTING IN DEVOLVED AREAS

181 - The Human Tissue (Quality and Safety for Human Application) (Amendment) (EU Exit) Regulations 2020

Laid in the UK Parliament: 8 October 2020

Sifting

Subject to sifting in UK Parliament?	No
Procedure:	Draft affirmative
Date of consideration by the House of Commons European Statutory Instruments Committee	NA
Date of consideration by the House of Lords Secondary Legislation Scrutiny Committee	NA
Date sifting period ends in UK Parliament	NA
Written statement under SO 30C:	Paper 87
SICM under SO 30A (because amends primary legislation)	Not required

Scrutiny procedure

Outcome of sifting	NA
Procedure	Draft affirmative
Date of consideration by the Joint Committee on Statutory Instruments	21 October 2020
Date of consideration by the House of Commons Statutory Instruments Committee	Not known
Date of consideration by the House of Lords Secondary Legislation Scrutiny Committee	20 October 2020

Background

These Regulations are proposed to be made by the UK Government pursuant to sections 8(1) and 8C of the European Union (Withdrawal) Act 2018 and section 41(1) of the European Union (Withdrawal Agreement) Act 2020.

Summary

These Regulations amend the Human Tissue (Quality and Safety for Human Application) (Amendment) (EU Exit) Regulations 2019 (“the 2019 Regulations”). The 2019 Regulations were made last year with the consent of the Welsh Ministers as part of the corrections exercise for a no-deal EU Exit in 2019 to ensure the statute book continued to function correctly.

These Regulations implement the Northern Ireland Protocol, under which Northern Ireland will be treated both as if it were a EU Member State (subject to the modifications to EU law made by the Northern Ireland Protocol), and as a constituent part of the UK. The provisions restrict the

changes being made by the 2019 Regulations to Great Britain, meaning that the current law remains in place for Northern Ireland.

Statement by Welsh Government

Legal Advisers agree with the statement laid by the Welsh Government dated 15 October regarding the effect of these Regulations.

Intergovernmental Agreement on the European Union (Withdrawal) Bill

The above summary and the content of the Explanatory Memorandum to these Regulations confirm their effect.

Legal Advisers do not consider that any significant issues arise under paragraph 8 of the Memorandum on the European Union (Withdrawal) Bill and the Establishment of Common Frameworks in relation to these Regulations.