

UK MINISTERS ACTING IN DEVOLVED AREAS

175 - Pesticides (Amendment) (EU Exit) Regulations 2020

Laid in the UK Parliament: 08 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 79
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	21/10/2020
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	20/10/2020

Background

These Regulations are proposed to be made by the UK Government pursuant to section 8 of, and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018.

Summary

The 2020 Regulations make a number of amendments to earlier EU Exit Statutory Instruments that convert EU legislation (which forms the plant protection product (“PPP”) and maximum residue level (“MRL”) regulatory regimes) into national law, to reflect when EU law ceases to apply and retained EU law comes into force at the end of the implementation period, thereby ensuring that the national regime will operate effectively. Most of its amendments are required because of new EU legislation that has come into force shortly prior to and during the implementation period, and so was not addressed by earlier EU Exit SIs. The 2020 Regulations also make amendments as a result of the Northern Ireland Protocol where the EU PPP and MRL regimes will continue to apply, therefore legislative changes are required to remove Northern Ireland from the retained EU legislation so that the new PPP and MRL regime applies in Great Britain only, rather than UK-wide.

Statement by the Welsh Government

Legal Advisers agree with the statement laid by the Welsh Government dated 13 October 2020 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.