

UK MINISTERS ACTING IN DEVOLVED AREAS

184 – Food and Feed Hygiene and Safety (Miscellaneous Amendments) (EU Exit) Regulations 2020

Laid in the UK Parliament: 14 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 93
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	Not known
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	27/10/20

Background

These Regulations are proposed to be made by the UK Government pursuant to sections 8 and 8C of, and paragraph 7 of Schedule 4 and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018.

Summary

These Regulations:

- implement the Protocol on Ireland/Northern Ireland (“the Protocol”) by amending or revoking 16 of the 17 EU Exit instruments in the field of food and food safety to apply to Great Britain only, and additional instruments made in respect of Northern Ireland;
- address a range of remaining deficiencies in retained EU law in the field of food and feed safety and hygiene to ensure the operability of retained EU law at the end of the Implementation Period, and to take account of EU law that has come into force since the EU Exit instruments were made.

Statement by Welsh Government

The name of these Regulations in the statement has a typographical error (a missing “etc.”). It is noted that there are 2019 Regulations with the same name as that used in the statement, i.e. without “etc.”.

Legal Advisers agree with the statement laid by the Welsh Government dated 16 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.