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STATUTORY INSTRUMENTS

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**2019 No. 1403**

**EXITING THE EUROPEAN UNION  
AGRICULTURE  
FOOD**

**The Common Organisation of the Markets in  
Agricultural Products (Transitional Arrangements  
etc.) (Amendment) (EU Exit) Regulations 2019**

*Made - - - - 28th October 2019*

*Coming into force in accordance with regulation 1*

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

There has been consultation, 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 <sup>M2</sup>, during the preparation of these Regulations so far as they relate to food.

In accordance with paragraph 1(3) of Schedule 7 to the European Union (Withdrawal) Act 2018, a draft of this instrument has been laid before Parliament and approved by a resolution of each House of Parliament.

**Marginal Citations**

**M1** 2018 c. 16.

**M2** OJ No L 31, 1.2.2002, p.1, as last amended by Commission Regulation (EU) 2017/228 (OJ No L 35, 10.2.2017, p. 10).

**Citation and commencement**

**1.** These Regulations may be cited as the Common Organisation of the Markets in Agricultural Products (Transitional Arrangements etc.) (Amendment) (EU Exit) Regulations 2019 and come into force immediately before exit day.

**Changes to legislation:** There are currently no known outstanding effects for the The Common Organisation of the Markets in Agricultural Products (Transitional Arrangements etc.) (Amendment) (EU Exit) Regulations 2019. (See end of Document for details)

**Commencement Information**

**II** Reg. 1 in force at 31.12.2020 immediately before IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1

**Amendment of the Common Organisation of the Markets in Agricultural Products and Common Agricultural Policy (Miscellaneous Amendments) (EU Exit) Regulations 2019**

2.—(1) The Common Organisation of the Markets in Agricultural Products and Common Agricultural Policy (Miscellaneous Amendments) (EU Exit) Regulations 2019<sup>M3</sup> are amended as follows.

<sup>F1</sup>(2) .....

(3) For regulation 9(d)(i) substitute—

“(i) in the first subparagraph—

(aa) omit “and paragraph 3”;

(bb) for the words from “competition authority” to “this paragraph” substitute “Competition and Markets Authority”;

(4) In regulation 18(c)—

(a) for paragraph (i) substitute—

“(i) in the words before point (a)—

(aa) for “Member States recognise” substitute “ the Secretary of State recognises ”;

(bb) for “they shall” substitute “ the Secretary of State must ”;

(b) after paragraph (ii) insert—

“(iia) in point (b), for “them” substitute “ the Secretary of State ”;

(5) For regulation 19 substitute—

“19. In Article 159—

(a) in the words before point (a), for “Member States” substitute “ the Secretary of State ”;

(b) omit points (a)(ii) and (iii) and (b).”

(6) In regulation 22(c)(i)—

(a) in subparagraph (aa), for “appropriate authority” substitute “ Secretary of State ”;

(b) for subparagraph (bb) substitute—

“(bb) for “or 2, they shall” substitute “ , the Secretary of State must ”;

<sup>F2</sup>(7) .....

<sup>F2</sup>(8) .....

<sup>F2</sup>(9) .....

<sup>F2</sup>(10) .....

<sup>F2</sup>(11) .....

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**Changes to legislation:** *There are currently no known outstanding effects for the The Common Organisation of the Markets in Agricultural Products (Transitional Arrangements etc.) (Amendment) (EU Exit) Regulations 2019. (See end of Document for details)*

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**Textual Amendments**

- F1** Reg. 2(2) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Common Organisation of the Markets in Agricultural Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1452\)](#), regs. 1(2)(b), **8(a)**
- F2** Reg. 2(7)-(11) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Common Organisation of the Markets in Agricultural Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1452\)](#), regs. 1(2)(b), **8(b)**

**Commencement Information**

- I2** Reg. 2 in force at 31.12.2020 immediately before IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see reg. 1

**Marginal Citations**

- M3** [S.I. 2019/828](#).

Department for Environment, Food and Rural  
Affairs

*George Eustice*  
Minister of State

**Changes to legislation:** There are currently no known outstanding effects for the The Common Organisation of the Markets in Agricultural Products (Transitional Arrangements etc.) (Amendment) (EU Exit) Regulations 2019. (See end of Document for details)

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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) of, and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018 (c. 16) in order to address failures of retained EU law to operate effectively and other deficiencies (in particular under section 8(2)(b) and (d)) arising from the withdrawal of the United Kingdom from the European Union.

These Regulations amend transitional provisions contained in the Common Organisation of the Markets in Agricultural Products and Common Agricultural Policy (Miscellaneous Amendments) (EU Exit) Regulations 2019 (S.I. 2019/828) to take account of subsequent amendments to the definition of “exit day” in the European Union (Withdrawal) Act 2018, and make minor amendments to correct errors in those Regulations. Those Regulations amend retained direct EU legislation in the field of agricultural market measures, and make consequential amendments to domestic secondary legislation.

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

**Changes to legislation:**

There are currently no known outstanding effects for the The Common Organisation of the Markets in Agricultural Products (Transitional Arrangements etc.) (Amendment) (EU Exit) Regulations 2019.