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STATUTORY INSTRUMENTS

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**2019 No. 90**

**The Genetically Modified Organisms  
(Amendment) (EU Exit) Regulations 2019**

**PART 4**

Amendments to retained direct EU legislation

CHAPTER 1

EU Regulations

**Regulation (EC) No 1830/2003 of the European Parliament and of the Council**

4.—(1) Regulation (EC) No 1830/2003 of the European Parliament and of the Council concerning the traceability and labelling of genetically modified organisms and the traceability of food and feed products produced from genetically modified organisms is amended as follows.

(2) In Article 2—

- (a) in paragraph 1, in each place it occurs, for “Community legislation” substitute “retained EU law”;
- (b) in paragraph 2, for the words from “for human” to the end substitute “authorised under the Human Medicines Regulations 2012 or the Veterinary Medicines Regulations 2013”.

(3) In Article 3—

- (a) in paragraph 5, for the words from “Community” to “third country,” substitute “United Kingdom”;
- (b) in paragraph 8, for “Article 6(4) of Directive 2000/13/EC” substitute “Article 2(2)(f) of Regulation (EU) No 1169/2011 of the European Parliament and of the Council”;
- (c) for paragraph 10 substitute—

“10. “Placing on the market” means placing on the market as defined in the specific legislation under which the relevant product is authorised; in other cases, it has the meaning given in the definition of “marketed”—

- (a) in England, Wales and Scotland, in section 107(11) of the Environmental Protection Act 1990<sup>(1)</sup>;
- (b) in Northern Ireland, in article 4(11) of the Genetically Modified Organisms (Northern Ireland) Order 1991<sup>(2)</sup>.”;

(d) after paragraph 12, insert—

“13. “Competent authority” means—

- (a) in England, the Secretary of State;

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(1) 1990 (c. 43); section 107(11) was amended in England by S.I. 2002/2443, in Wales by S.I. 2002/3188 (W. 304), and in Scotland by S.S.I. 2002/541.

(2) S.R. 1991/1714 (N.I. 19).

- (b) in Wales, the Welsh Ministers;
  - (c) in Scotland, the Scottish Ministers;
  - (d) in Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.”.
- (4) In Article 4—
- (a) in paragraph 1(b), omit “in accordance with Article 8”;
  - (b) in paragraphs 5, 6 and 7, for “Community legislation” substitute “retained EU law”;
  - (c) in paragraph 8, for “, 24 or 47” substitute “or 24”.
- (5) In Article 5—
- (a) in paragraph 3, for “Community legislation” substitute “retained EU law”;
  - (b) in paragraph 4, for “, 24 or 47” substitute “or 24”.
- (6) In Article 6, for “Community” substitute “other”.
- (7) Omit Article 7.
- (8) In Article 9—
- (a) in paragraph 1, for “Member States” substitute “The competent authorities”;
  - (b) omit paragraph 3.
- (9) Omit Articles 11 and 12.
- (10) After Article 13, omit the words from “This Regulation” to “Member States.”.