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DRAFT STATUTORY INSTRUMENTS

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**2019 No.**

The Conservation of Habitats and Species  
(Amendment) (EU Exit) Regulations 2019

PART 4

Amendments to the Conservation of Offshore  
Marine Habitats and Species Regulations 2017

**Insertion of new regulations 84A and 84B**

**69.** After regulation 84, insert—

**“Amendment of Schedules**

**84A.**—(1) The Secretary of State may, where satisfied that the natural range of a species of animal listed in Annex IV(a) to the Habitats Directive includes any part of the offshore marine area, by regulations amend Schedule 1 as appropriate in the light of that conclusion.

(2) The Secretary of State may make such other amendment as he considers necessary for adapting Schedules 1 to 3A to technical and scientific progress.

(3) Before exercising the power under paragraph (1) or (2), the Secretary of State must obtain the consent of the devolved administrations.

**Statutory instruments**

**84B.**—(1) The power to make an amendment under paragraph (1) or (2) of regulation 84(A) is exercisable by statutory instrument.

(2) A statutory instrument made by the Secretary of State under regulation 84A(1) may not be made unless a draft of the statutory instrument has been laid before, and approved by a resolution of, each House of Parliament;

(3) A statutory instrument made by the Secretary of State under regulation 84A(2) is subject to annulment in pursuance of a resolution of either House of Parliament.”