Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Chemicals (Health and Safety) and Genetically Modified Organisms (Contained Use) (Amendment etc.) (EU Exit) Regulations 2019 No. 720

SCHEDULE 1

AMENDMENTS TO SUBORDINATE LEGISLATION

Biocidal Products and Chemicals (Appointment of Authorities and Enforcement) Regulations 2013

- **22.** In regulation 13—
 - (a) for paragraph (1) substitute—
 - "(1) In this regulation, "essential use active substance" means an active substance in respect of which the Secretary of State or a Devolved Authority has granted a derogation for essential use under Article 22 of Commission Delegated Regulation (EU) No 1062/2014 of 4 August 2014 on the work programme for the systematic examination of all existing active substances contained in biocidal products referred to in Regulation (EU) No 528/2012 of the European Parliament and of the Council.";
 - (b) in paragraph (5)(c), for "Commission" substitute "Secretary of State or Devolved Authority";
 - (c) in paragraph (6), for "Commission makes a decision or adopts a regulation" substitute "Secretary of State or Devolved Authority issues a decision".