

SCHEDULE 2

AMENDMENTS TO RETAINED DIRECT EU LEGISLATION

Regulation (EU) No 649/2012

- 157.**—(1) Article 13 is amended as follows.
- (2) In paragraph 1—
- (a) omit the first subparagraph;
 - (b) in the second subparagraph—
 - (i) at the beginning, for “The Commission shall, by means of an implementing act” substitute “Where the Secretary of State receives a decision guidance document from the Secretariat, the Secretary of State must, taking into account the information in the decision guidance document”;
 - (ii) omit “on behalf of the Union”;
 - (iii) omit the second sentence;
 - (iv) for “Commission” substitute “Secretary of State”;
 - (c) in the third subparagraph—
 - (i) omit “under Union legislation”;
 - (ii) for “Commission”, in both places it occurs, substitute “Secretary of State”;
 - (iii) omit “, by means of an implementing act,”;
 - (iv) omit the second sentence.
- (3) Omit paragraph 2.
- (4) In paragraph 4, for “Commission” substitute “Secretary of State”.
- (5) In paragraph 5—
- (a) for “Each designated national authority of the Member States” substitute “The Designated National Authority”;
 - (b) for the words from “available to those concerned” to the end substitute “publicly available via its website”.
- (6) In paragraph 6—
- (a) for “Commission” substitute “Secretary of State”;
 - (b) for “Member States and the Agency” substitute “Designated National Authority, the Scottish Ministers, the Welsh Ministers, and a Northern Ireland Department”;
 - (c) for “propose” substitute “take”;
 - (d) omit “at Union level”;
 - (e) omit “within the Union”.
- (7) After paragraph 6, insert—
- “7. The functions of the Secretary of State under paragraph 1 to adopt an import decision and to adopt a revised import decision are subject to the consent requirement in Article 23B.”