
STATUTORY INSTRUMENTS

2003 No. 1846

HORTICULTURE, ENGLAND AND WALES

**The Horticultural Produce (Community Grading
Rules) (England and Wales) Regulations 2003**

<i>Made</i>	- - - -	<i>16th July 2003</i>
<i>Laid before Parliament</i>		<i>17th July 2003</i>
<i>Coming into force</i>	- -	<i>8th August 2003</i>

The Secretary of State and the National Assembly for Wales acting jointly (the latter acting in relation to Wales only), in exercise of powers conferred on them by section 11(3) of the Agriculture and Horticulture Act 1964⁽¹⁾ and section 2(2) of the European Communities Act 1972⁽²⁾, and being designated⁽³⁾ for the purposes of section 2(2) of the 1972 Act in relation to the common agricultural policy of the European Community, and after consultation with organisations representative of interests affected as required by section 23(1) of the 1964 Act, make the following Regulations:

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- (1) 1964 c. 28. Section 11(3) was amended by section 4 of and Schedule 4 to the European Communities Act 1972 (c. 68). Section 26 contains a definition of the Ministers. The functions of the Ministers were vested in the Minister of Agriculture, Fisheries and Food and the Secretary of State for Scotland and the Secretary of State for Wales acting jointly by article 4(2) of and Schedule 2 to the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272). Section 26(2) was amended by article 11 of and paragraph 1 of Schedule 5 to the 1978 Order. The functions of the Secretary of State for Wales were, so far as exercisable in relation to Wales, transferred to the National Assembly for Wales by virtue of article 2 of and Schedule 1 to the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the Ministers in relation to Scotland were transferred to the Scottish Ministers by section 53(2)(c) of the Scotland Act 1998. The remaining functions of the Secretaries of State for Scotland and Wales under section 26(2) of the 1964 Act were transferred to the Minister of Agriculture, Fisheries and Food by article 2 of and the Schedule to the Transfer of Functions (Agriculture and Food) Order 1999 (S.I. 1999/3141). The functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State by virtue of article 2(2) of the Ministry of Agriculture, Fisheries and Food (Dissolution) Order 2002 (S.I. 2002/794).
- (2) 1972 c. 68.
- (3) S.I. 1972/1811 in the case of the Secretary of State and S.I. 1999/2788 in the case of the National Assembly for Wales.