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STATUTORY INSTRUMENTS

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**2019 No. 223**

**The Invasive Non-native Species  
(Amendment etc.) (EU Exit) Regulations 2019**

**PART 3**

Amendment of retained direct EU legislation

**Amendment of Chapter 5 (horizontal provisions)**

9.—(1) Chapter 5 is amended as follows.

(2) In Article 21, for the words from “and without” to “Member States” substitute “ the appropriate authority ”.

(3) In Article 22—

(a) in paragraph 1—

(i) for “Member States”, in the first place it occurs, substitute “ The appropriate authority ”;

[<sup>F1</sup>(ia) for “their” substitute “ its ”;]

(ii) for “all Member States” substitute “ other countries ”;

(iii) for the words from “In particular” to “that share” substitute—

“In particular the appropriate authority concerned shall endeavour to ensure coordination with other countries that share”;

[<sup>F2</sup>(iiiia) in points (a) and (b), for “in accordance with” substitute “ specified in ”;]

(iv) omit points (c) and (d);

<sup>F3</sup>(v) . . . . .

(vi) for the last sentence substitute—

[<sup>F4</sup>“The Secretary of State must also endeavour to ensure co-ordination with the Department of Agriculture, Environment and Rural Affairs in Northern Ireland and with the Republic of Ireland.”];

(b) in paragraph 2—

(i) for “Member States” substitute “ The appropriate authority ”;

[<sup>F5</sup>(ia) for “their” substitute “ its ”;]

(ii) for “third” substitute “ other ”;

(c) for paragraph 3, substitute—

“3. For the purposes of paragraph 1(a), the reference to Article 4(2) of Directive [2008/56/EC](#) is to be read as if, in that Article—

- (a) for the words before point (a) there were substituted “ The marine sub-regions are— ”;
  - (b) the words after point (b) were omitted.”.
- (4) Omit Article 23.

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**Textual Amendments**

- F1** Reg. 9(3)(a)(ia) inserted (31.12.2020 immediately before IP completion day) by [The Animal Health, Alien Species in Aquaculture and Invasive Non-native Species \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/813\)](#), regs. 1, **2(4)(a)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Reg. 9(3)(a)(iia) inserted (31.12.2020 immediately before IP completion day) by [The Animal Health, Alien Species in Aquaculture and Invasive Non-native Species \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/813\)](#), regs. 1, **2(4)(a)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Reg. 9(3)(a)(v) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Animal Health, Alien Species in Aquaculture and Invasive Non-native Species \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/813\)](#), regs. 1, **2(4)(a)(iii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in reg. 9(3)(a)(vi) substituted (31.12.2020 immediately before IP completion day) by [The Animal Welfare and Invasive Non-native Species \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1590\)](#), regs. 1(1)(b)(i), **6(8)**
- F5** Reg. 9(3)(b)(ia) inserted (31.12.2020 immediately before IP completion day) by [The Animal Health, Alien Species in Aquaculture and Invasive Non-native Species \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/813\)](#), regs. 1, **2(4)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

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**Commencement Information**

- I1** Reg. 9 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see reg. 1(1)(b)

**Changes to legislation:**

There are currently no known outstanding effects for the The Invasive Non-native Species (Amendment etc.) (EU Exit) Regulations 2019, Section 9.