
STATUTORY INSTRUMENTS

2019 No. 451

**The Aquatic Animal Health and Alien Species in
Aquaculture (Amendment etc.) (EU Exit) Regulations 2019**

PART 3

**Amendment of retained direct EU legislation on
alien and locally absent species in aquaculture**

Commission Regulation (EC) No 535/2008

10.—(1) Commission Regulation (EC) No 535/2008 laying down detailed rules for the implementation of Council Regulation (EC) No 708/2007 concerning use of alien and locally absent species in aquaculture is amended as follows.

[^{F1}(2) In Article 2—

- (a) in the words before point (a), for “Article 24(2)” substitute “Article 24(3)”;
- (b) in point (b), for “a certain Member State” substitute “Great Britain”.

(3) After Article 2 insert—

“Article 2a

Interpretation

In this Regulation, “the appropriate authority” means—

- (a) in relation to England, the Secretary of State;
- (b) in relation to Wales, the Welsh Ministers;
- (c) in relation to Scotland, the Scottish Ministers;
- (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs;

but the appropriate authority is the Secretary of State if consent is given—

- (a) in respect of functions exercisable in relation to Wales, by the Welsh Ministers;
- (b) in respect of functions exercisable in relation to Scotland, by the Scottish Ministers;
- (c) in respect of functions exercisable in relation to Northern Ireland, by the Department of Agriculture, Environment and Rural Affairs.”.]

(4) Omit Article 3.

(5) In Article 4—

- (a) in paragraph 1, for “Member States”, in each place where it appears, substitute “ The appropriate authority ”;
- (b) omit paragraphs 2 and 3.

(6) Omit Article 5.

(7) After Article 5, omit the words from “This Regulation” to “Member States.”.

[^{F2}(8) In the Annex, in points 2.1.2.2, 3.2 and 3.4.3, omit “also in a second Community language (some lines)”.]

Textual Amendments

- F1** Reg. 10(2)(3) substituted (31.12.2020 immediately before IP completion day) by [The Aquatic Animal Health and Alien Species in Aquaculture, Animals, and Marketing of Seed, Plant and Propagating Material \(Legislative Functions and Miscellaneous Provisions\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1463\)](#), regs. 1(2)(a), **2(3)(a)**
- F2** Reg. 10(8) inserted (31.12.2020 immediately before IP completion day) by [The Aquatic Animal Health and Alien Species in Aquaculture, Animals, and Marketing of Seed, Plant and Propagating Material \(Legislative Functions and Miscellaneous Provisions\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1463\)](#), regs. 1(2)(a), **2(3)(b)**

Commencement Information

- I1** Reg. 10 in force at 31.12.2020 in force on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Aquatic Animal Health and Alien Species in Aquaculture (Amendment etc.) (EU Exit) Regulations 2019, Section 10.