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STATUTORY INSTRUMENTS

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**2019 No. 704**

The Materials and Articles in Contact with  
Food (Amendment) (EU Exit) Regulations 2019

**PART 3**

Amendment of retained direct EU legislation

**44.** Insert a new Article 6A—

*“Article 6A*

*Regulations and devolved powers*

1. Any power to make regulations under this Regulation—
  - (a) so far as exercisable by a Minister of the Crown, is exercisable by statutory instrument;
  - (b) so far as exercisable by the Welsh Ministers, is exercisable by statutory instrument;
  - <sup>F1</sup>(c) .....
  
2. For regulations made under this Regulation by the Scottish Ministers, see also section 27 of the Interpretation and Legislative Reform (Scotland) Act 2010 <sup>M1</sup> (Scottish statutory instruments).
  
3. Any power to make regulations under this Regulation includes power—
  - (a) to make different provision in relation to different cases or classes of case (including different provision for different areas or different classes of business); and
  - (b) to provide for such exceptions, limitations and conditions, and to make such supplementary, incidental, consequential or transitional provisions, as the appropriate authority considers necessary or expedient.
  
4. [<sup>F2</sup>Any statutory instrument or Scottish statutory instrument] containing regulations made under this Regulation is subject to annulment in pursuance of a resolution—
  - (a) in the case of England, of either House of Parliament;
  - (b) in the case of Wales, of [<sup>F3</sup>Senedd Cymru];

(c) in the case of Scotland, of the Scottish Parliament;

<sup>F4</sup>(d) .....

**5. In this Regulation, any power—**

(a) of the Secretary of State to make regulations is limited to regulations which apply in relation to England only;

(b) of the Welsh Ministers to make regulations is limited to regulations which apply in relation to Wales only;

(c) of the Scottish Ministers to make regulations is limited to regulations which apply in relation to Scotland only;

<sup>F5</sup>(d) .....”.

**Textual Amendments**

- F1** Words in reg. 44 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Food and Feed Hygiene and Safety \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1504\)](#), regs. 1(2), **16(6)(a)**
- F2** Words in reg. 44 substituted (31.12.2020 immediately before IP completion day) by [The Food and Feed Hygiene and Safety \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1504\)](#), regs. 1(2), **16(6)(b)(i)**
- F3** Words in reg. 44 substituted (31.12.2020 immediately before IP completion day) by [The Food and Feed Hygiene and Safety \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1504\)](#), regs. 1(2), **16(6)(b)(ii)**
- F4** Words in reg. 44 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Food and Feed Hygiene and Safety \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1504\)](#), regs. 1(2), **16(6)(b)(iii)**
- F5** Words in reg. 44 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Food and Feed Hygiene and Safety \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1504\)](#), regs. 1(2), **16(6)(c)**

**Commencement Information**

- I1** Reg. 44 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1](#)

**Marginal Citations**

- M1** [2010 asp 10.](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Materials and Articles in Contact with Food (Amendment) (EU Exit) Regulations 2019, Section 44.