

STATUTORY INSTRUMENTS

2019 No. 720

**The Chemicals (Health and Safety) and
Genetically Modified Organisms (Contained Use)
(Amendment etc.) (EU Exit) Regulations 2019**

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Chemicals (Health and Safety) and Genetically Modified Organisms (Contained Use) (Amendment etc.) (EU Exit) Regulations 2019.

(2) These Regulations come into force on exit day.

(3) Except as provided by paragraph (4), these Regulations extend to England and Wales, Scotland and Northern Ireland.

(4) An amendment or revocation made by Schedule 1 has the same extent as the provision amended or revoked.

Commencement Information

II Reg. 1 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Amendments to retained EU law

2.—(1) Schedule 1 contains amendments to the following subordinate legislation—

(a) the Health and Safety (Enforcing Authority) Regulations 1998 ^{M1};

^{F1}(b)

(c) the Control of Substances Hazardous to Health Regulations 2002 ^{M2};

(d) the Dangerous Substances and Explosive Atmospheres Regulations 2002 ^{M3};

^{F2}(e)

^{F3}(f)

(g) the Plant Protection Products (Fees and Charges) Regulations 2011 ^{M4};

(h) the Biocidal Products and Chemicals (Appointment of Authorities and Enforcement) Regulations 2013 ^{M5};

^{F4}(i)

(j) the Genetically Modified Organisms (Contained Use) Regulations 2014 ^{M6};

(k) the Control of Major Accident Hazards Regulations 2015 ^{M7};

^{F5}(l)

^{F6}(m)

F7(n)

F8(o)

(p) the Health and Safety and Nuclear (Fees) Regulations 2016 ^{M8}.

(2) Schedule 2 contains amendments to the following retained direct EU legislation—

- (a) Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH);
- (b) Regulation (EC) No 1272/2008 of the European Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of substances and mixtures;
- (c) Commission Regulation (EU) No 544/2011 of 10 June 2011 implementing Regulation (EC) No 1107/2009 of the European Parliament and of the Council as regards the data requirements for active substances;
- (d) Commission Regulation (EU) No 545/2011 of 10 June 2011 implementing Regulation (EC) No 1107/2009 of the European Parliament and of the Council as regards the data requirements for plant protection products;
- (e) Commission Regulation (EU) No 547/2011 of 8 June 2011 implementing Regulation (EC) No 1107/2009 of the European Parliament and of the Council as regards labelling requirements for plant protection products;
- (f) Regulation (EU) No 528/2012 of the European Parliament and of the Council of 22 May 2012 concerning the making available on the market and use of biocidal products;
- (g) Regulation (EU) No 649/2012 of the European Parliament and of the Council of 4 July 2012 concerning the export and import of hazardous chemicals;
- (h) Commission Regulation (EU) No 283/2013 of 1 March 2013 setting out the data requirements for active substances, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market;
- (i) Commission Regulation (EU) No 284/2013 of 1 March 2013 setting out the data requirements for plant protection products, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market;
- (j) Commission Implementing Regulation (EU) No 354/2013 of 18 April 2013 on changes of biocidal products authorised in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council;
- (k) Commission Implementing Regulation (EU) No 414/2013 of 6 May 2013 specifying a procedure for the authorisation of some biocidal products in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council;
- (l) Commission Implementing Regulation (EU) No 88/2014 of 31 January 2014 specifying a procedure for the amendment of Annex I to Regulation (EU) No 528/2012 of the European Parliament and of the Council concerning the making available on the market and use of biocidal products;
- (m) Commission Delegated Regulation (EU) No 1062/2014 of 4 August 2014 on the work programme for the systematic examination of all existing active substances contained in biocidal products referred to in Regulation (EU) No 528/2012 of the European Parliament and of the Council.

(3) Schedule 3 contains amendments to Part 2 of Annex II to the EEA agreement.

Textual Amendments

- F1** Reg. 2(1)(b) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Chemicals \(Health and Safety\) and Genetically Modified Organisms \(Contained Use\) \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1567\)](#), regs. 1(2), **4(a)**
- F2** Reg. 2(1)(e) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Chemicals \(Health and Safety\) and Genetically Modified Organisms \(Contained Use\) \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1567\)](#), regs. 1(2), **4(b)**
- F3** Reg. 2(1)(f) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Chemicals \(Health and Safety\) and Genetically Modified Organisms \(Contained Use\) \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1567\)](#), regs. 1(2), **4(c)**
- F4** Reg. 2(1)(i) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Chemicals \(Health and Safety\) and Genetically Modified Organisms \(Contained Use\) \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1567\)](#), regs. 1(2), **4(d)**
- F5** Reg. 2(1)(l) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Chemicals \(Health and Safety\) and Genetically Modified Organisms \(Contained Use\) \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1567\)](#), regs. 1(2), **4(e)**
- F6** Reg. 2(1)(m) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Chemicals \(Health and Safety\) and Genetically Modified Organisms \(Contained Use\) \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1567\)](#), regs. 1(2), **4(f)**
- F7** Reg. 2(1)(n) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Chemicals \(Health and Safety\) and Genetically Modified Organisms \(Contained Use\) \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1567\)](#), regs. 1(2), **4(g)**
- F8** Reg. 2(1)(o) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Chemicals \(Health and Safety\) and Genetically Modified Organisms \(Contained Use\) \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1567\)](#), regs. 1(2), **4(h)**

Commencement Information

- I2** Reg. 2 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Marginal Citations

- M1** [S.I. 1998/494](#), amended by [S.I. 2015/21](#).
- M2** [S.I. 2002/2677](#), amended by [S.I. 2015/21](#).
- M3** [S.I. 2002/2776](#), amended by [S.I. 2015/21](#).
- M4** [S.I. 2011/2132](#), amended by [S.I. 2016/254](#).
- M5** [S.I. 2013/1506](#).
- M6** [S.I. 2014/1663](#), amended by [S.I. 2015/1637](#).
- M7** [S.I. 2015/483](#).
- M8** [S.I. 2016/253](#).

Revocation of Commission Regulation (EU) No 440/2010

3. Commission Regulation (EU) No 440/2010 of 21 May 2010 on the fees payable to the European Chemicals Agency pursuant to Regulation (EC) No 1272/2008 of the European Parliament and of the Council on classification, labelling and packaging of substances and mixtures is revoked.

Commencement Information

- I3** Reg. 3 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Changes to legislation: There are currently no known outstanding effects for the The Chemicals (Health and Safety) and Genetically Modified Organisms (Contained Use) (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

[^{F9}Revocation of Commission Delegated Regulation (EU) No 492/2014

4. Commission Delegated Regulation (EU) No 492/2014 of 7 March 2014 supplementing Regulation (EU) No 528/2012 of the European Parliament and of the Council as regards the rules for the renewal of authorisations of biocidal products subject to mutual recognition is revoked.]

Textual Amendments

F9 Reg. 4 substituted (31.12.2020 immediately before IP completion day) by [The Chemicals \(Health and Safety\) and Genetically Modified Organisms \(Contained Use\) \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1567\)](#), regs. 1(2), 5

Commencement Information

I4 Reg. 4 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

[^{F10}Savings and transitional arrangements

5. Schedule 4 (Savings and transitional arrangements) has effect.]

Textual Amendments

F10 Reg. 5 substituted (31.12.2020 immediately before IP completion day) by [The Chemicals \(Health and Safety\) and Genetically Modified Organisms \(Contained Use\) \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1567\)](#), regs. 1(2), 6

Commencement Information

I5 Reg. 5 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Department for Work and Pensions

Justin Tomlinson
Parliamentary Under Secretary of State

We consent

Rebecca Harris
Craig Whittaker
Two of the Lords Commissioners of Her Majesty's Treasury

Changes to legislation:

There are currently no known outstanding effects for the The Chemicals (Health and Safety) and Genetically Modified Organisms (Contained Use) (Amendment etc.) (EU Exit) Regulations 2019.