
STATUTORY INSTRUMENTS

2019 No. 746

The Fisheries (Amendment) (EU Exit) Regulations 2019

PART 2

Amendment of primary legislation

The Marine and Coastal Access Act 2009

- 4.—(1) The Marine and Coastal Access Act 2009⁽¹⁾ is amended as follows.
- (2) In section 30—
- (a) in subsection (2)(b), for “enforceable EU restrictions and enforceable EU obligations” substitute “retained EU restriction or retained EU obligation”;
 - (b) in subsection (4), for the definitions of “enforceable EU obligation” and “enforceable EU restriction” substitute—
 - ““retained EU restriction” means a restriction that—
 - (a) was created or arose by or under the EU Treaties before exit day, and
 - (b) forms part of retained EU law,as modified from time to time..”.
- (3) In section 37—
- (a) in subsection (2)—
 - (i) omit paragraph (a);
 - (ii) in paragraph (b), omit “or the European Union”;
 - (b) omit subsection (9).
- (4) In section 238—
- (a) in subsection (2)(b), for “enforceable EU restrictions and enforceable EU obligations” substitute “retained EU restriction or retained EU obligation”;
 - (b) in subsection (10)—
 - (i) omit the definitions of “enforceable EU obligation” and “enforceable EU restriction”;
 - (ii) after the definition of “relevant British fishing boat” insert—
 - ““retained EU restriction” means a restriction that—
 - (a) was created or arose by or under the EU Treaties before exit day, and
 - (b) forms part of retained EU law,as modified from time to time;”.
- (5) In section 278(6)—

- (a) in the definition of “the fisheries legislation”, in paragraph (b), for “enforceable EU restrictions and enforceable EU obligations” substitute “retained EU restriction or retained EU obligation”;
- (b) for the definitions of “enforceable EU obligation” and “enforceable EU restriction” substitute—
 - ““retained EU restriction” means a restriction that—
 - (a) was created or arose by or under the EU Treaties before exit day, and
 - (b) forms part of retained EU law,as modified from time to time..”.