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STATUTORY INSTRUMENTS

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**2019 No. 753**

The Common Fisheries Policy and Aquaculture  
(Amendment etc.) (EU Exit) Regulations 2019

PART 5

TRANSFER OF LEGISLATIVE FUNCTIONS

CHAPTER 10

AMENDMENT OF THE FISHING VESSEL CHARACTERISTICS REGULATION

**Regulation (EU) 2017/1130 of the European Parliament and of the Council defining characteristics for fishing vessels**

**40.**—(1) Regulation (EU) 2017/1130 of the European Parliament and of the Council defining characteristics for fishing vessels is amended as follows.

(2) In Article 5—

(a) in paragraph 3 for the words from “The Commission” to “amendment of” substitute “The Secretary of State may, by regulations, amend”; and

(b) after paragraph 3 insert—

“4. Regulations made by the Secretary of State under paragraph 3 are to be made by statutory instrument.

5. A statutory instrument containing regulations made by the Secretary of State under paragraph 3 is subject to annulment in pursuance of a resolution of either House of Parliament.

6. Before making any regulations under paragraph 3, the Secretary of State must consult—

(a) the Scottish Ministers;

(b) the Welsh Ministers;

(c) the Department of Agriculture, Environment and Rural Affairs in Northern Ireland; and

(d) such bodies or persons as appear to the Secretary of State to be representative of the interests likely to be substantially affected by the regulations and such other bodies or persons as the Secretary of State may consider appropriate.”.