

SCHEDULE 1 **U.K.**

Amendment of Titles 1 to 15

PART 7 **U.K.**

Amendment of Title 7: Authorisation

- 48.**—(1) Article 61 is amended as follows.
- (2) In paragraph 1—
- (a) for “Commission” substitute “ Secretary of State ”;
 - (b) after the fifth subparagraph, insert—

“The function of deciding under this paragraph whether to amend or withdraw the authorisation is subject to the consent requirement in Article 4A.”.
- (3) In paragraph 2—
- (a) in the second subparagraph, for “Commission” substitute “ Secretary of State ”;
 - (b) after the second subparagraph, insert—

“Any of the other appropriate authorities may request the Secretary of State to carry out a review of an authorisation under this paragraph.”.
- (4) In paragraph 3—
- (a) for “Commission”, in each place it occurs, substitute “ Secretary of State ”;
 - (b) after the second subparagraph, insert—

“Where the Secretary of State is carrying out a review of an authorisation under this paragraph, any of the other appropriate authorities may request the Secretary of State to suspend the authorisation while the review is being carried out.

The function of deciding under the first subparagraph whether to amend or withdraw the authorisation, and the function of deciding under the second subparagraph whether to suspend the authorisation, are subject to the consent requirement in Article 4A.”.
- (5) In paragraph 4, omit “referred to in Directive [96/61/EC](#)”.
- (6) In paragraph 5—
- (a) after “If the” insert “ river basin ”;
 - (b) omit “as referred to in Article 4(1) of Directive [2000/60/EC](#)”.
- (7) In paragraph 6, for “Commission” substitute “ Secretary of State ”.
- (8) After paragraph 6, insert—
- “7. In this Article—
- (a) “environmental quality standard” means the set of requirements which must be fulfilled at a given time in relation to a given environment or particular part thereof, as set out in retained EU law;
 - ^{F1}(b)
 - (c) “river basin district in Scotland” means an area designated as a river basin district by order under section 4(1) of the Water Environment and Water Services (Scotland) Act 2003 ^{M1};
 - (d) “river basin environmental objectives” means—

Changes to legislation: There are currently no known outstanding effects for the The REACH etc. (Amendment etc.) (EU Exit) Regulations 2019, Paragraph 48. (See end of Document for details)

- (i) in relation to the Northumbria River Basin District, the environmental objectives referred to in the WFD Regulations as applied by regulation 5 of the Water Environment (Water Framework Directive) (Northumbria River Basin District) Regulations 2003 ^{M2};
- (ii) in relation to the Solway Tweed River Basin District, the environmental objectives as defined in regulation 2 of the Water Environment (Water Framework Directive) (Solway Tweed River Basin District) Regulations 2004 ^{M3};
- (iii) in relation to any other river basin district within the meaning of the WFD Regulations, the environmental objectives referred to in those Regulations;
- (iv) in relation to a river basin district in Scotland, the environmental objectives set under section 9(1)(a) ^{M4} of the Water Environment and Water Services (Scotland) Act 2003;
- ^{F1}(v)
- (e) “the WFD Regulations” means the Water Environment (Water Framework Directive) (England and Wales) Regulations 2017 ^{M5}.”.

Textual Amendments

F1 Words in Sch. 1 para. 48(8) omitted (31.12.2020 immediately before IP completion day) by virtue of [The REACH etc. \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1577\)](#), regs. 1(1)(b), **4(23)**

Commencement Information

I1 Sch. 1 para. 48 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Marginal Citations

- M1** [2003 asp 3](#).
- M2** [S.I. 2003/3245](#), amended by [S.I. 2016/139](#), 2017/407; there are other amending instruments but none is relevant.
- M3** [S.I. 2004/99](#), amended by [S.I. 2016/139](#); there are other amending instruments but none is relevant.
- M4** Section 9(1)(a) was amended by section 54(4)(a) of the [Aquaculture and Fisheries \(Scotland\) Act 2013 \(asp 7\)](#). Section 9 was applied with modifications by [S.I. 2003/3245](#) and 2004/99.
- M5** [S.I. 2017/407](#), to which there are amendments not relevant to these Regulations.

Changes to legislation:

There are currently no known outstanding effects for the The REACH etc. (Amendment etc.) (EU Exit) Regulations 2019, Paragraph 48.