

SCHEDULE 1

Amendment of Titles 1 to 15

PART 8

Amendment of Title 8: Restrictions on the manufacturing, placing on the market and use of certain dangerous substances, mixtures and articles

Chapter 2 of Title 8

59.—(1) Article 73 is amended as follows.

(2) For the heading substitute “Restriction decisions”.

(3) In paragraph 1—

(a) in the first subparagraph—

(i) for “Commission shall prepare” substitute “Secretary of State must propose”;

(ii) for the words from “the opinion of the Committee for Socio-economic Analysis” to “whichever is the earlier” substitute “the Agency’s opinions”;

(iii) at the end, insert “The functions of deciding whether to propose a draft amendment, and of proposing a draft amendment, are subject to the consent requirement in Article 4A.”;

(b) in the second subparagraph, for “Commission” substitute “Secretary of State”.

(4) For paragraph 2 substitute—

“2. The Secretary of State may, by regulations, amend Annex 17 to include the draft amendment.

Regulations under this paragraph are to be made by statutory instrument; and a statutory instrument containing regulations made under this paragraph is subject to annulment in pursuance of a resolution of either House of Parliament.

The function of making regulations under this Article is subject to the consent requirement in Article 4A.”.