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STATUTORY INSTRUMENTS

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**2020 No. 1504**

**The Food and Feed Hygiene and Safety (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020**

**PART 2**

Amendment of subordinate legislation that applies in England

**Amendment of the Fishery Products (Official Controls Charges) (England) Regulations 2007**

**2.—**(1) The Fishery Products (Official Controls Charges) (England) Regulations 2007<sup>(1)</sup> are amended as follows.

- (2) In regulation 2(1), for the definition of “third country” substitute—  
““third country”, except in the expression “third country import”, means any country or territory other than the British Islands;”.
- (3) For regulation 4 substitute—  
“**4.** Any reference in these Regulations to a specified number of Euros (“EUR”) is to be read as that sum converted into pounds sterling (“GBP”) using the exchange rate of GBP1 = EUR1.1413.”.

**Amendment of the Official Feed and Food Controls (England) Regulations 2009**

**3.—**(1) The Official Feed and Food Controls (England) Regulations 2009<sup>(2)</sup> are amended as follows.

- (2) In regulation 4—  
(a) in paragraph (1), for “member States” substitute “the Secretary of State”;  
(b) in paragraph (4), for “EU legislation” substitute “any other applicable legislation”.
- (3) In regulation 5, in paragraph (1), for “member States” substitute “the Secretary of State”.
- (4) Omit regulations 14, 15 and 16.
- (5) In regulation 17—  
(a) omit paragraph (3);  
(b) in paragraph (5), omit sub-paragraphs (a) and (b).
- (6) In regulation 19—  
(a) in sub-paragraph (1)(a), omit “14, 15 or”;  
(b) in sub-paragraph (1)(b), omit “14, 15 or”.
- (7) In regulation 20(2), for “regulation 11 or regulation 16” substitute “or regulation 11”.
- (8) In regulation 22, omit the definition of “the relevant territories”.

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(1) [S.I. 2007/3392](#), as last amended by [S.I. 2019/1474](#).

(2) [S.I. 2009/3255](#), as last amended by [S.I. 2019/1476](#).

- (9) In regulation 28(1), omit sub-paragraphs (b) and (d).
- (10) Omit regulation 35.
- (11) In regulation 41—
  - (a) in paragraph (1)(b)(ii), omit “or paragraph (4) or (5) of regulation 35”;
  - (b) after paragraph (1)(b), insert—
    - “(ba) contravenes or fails to comply with the provisions of any regulations made under Article 53 of Regulation 178/2002;”.
- (12) After regulation 42 insert—

**“Saving for declarations**

**42B.** Notwithstanding the revocation of regulation 35, any declaration issued under regulation 35 that is in force immediately before that revocation comes into force, continues to have effect as if it was made under Article 53 of Regulation 178/2002.”.

- (13) For Schedule 4, substitute the Schedule that is set out in Schedule 1 to these Regulations.
- (14) For Schedule 5, substitute the Schedule that is set out in Schedule 2 to these Regulations.
- (15) In Schedule 6, in the entry relating to Article 5(1)(b), in the second column, for “IMSOC” substitute “appropriate computerised information management system for official controls referred to in Article 131 of Regulation 2017/625”.

**Amendment of the Meat (Officials Control Charges) (England) Regulations 2009**

- 4.—(1) The Meat (Official Controls Charges) (England) Regulations 2009(3) are amended as follows.
  - (2) Omit regulation 2(2).
  - (3) For the heading to Schedule 1, substitute “Definitions of legislation”.

**Amendment of the Food Irradiation (England) Regulations 2009**

- 5.—(1) The Food Irradiation (England) Regulations 2009(4) are amended as follows.
  - (2) In regulation 3(1)—
    - (a) in the definition of “import”, for “another Member State or from a country outside the European Union” substitute “outside the United Kingdom”;
    - (b) in the definition “official reference number”, for “the reference number allocated by the member State in connection with its approval as an irradiation facility (being the number shown for it in the list in Schedule 3)” substitute “the number shown for it in the list in Schedule 3”.
  - (3) In regulation 5(1)—
    - (a) for sub-paragraph (b) substitute—
      - “(b) it has been irradiated in one of the facilities listed in the Table in Schedule 3 or Schedule 4;”;
    - (b) in sub-paragraph (d), in the opening words, for “another” substitute “a”;
    - (c) for the heading to Schedule 3 substitute—

(3) [S.I. 2009/1574](#), as last amended by [S.I. 2019/1475](#).

(4) [S.I. 2009/1584](#), as last amended by [S.I. 2011/1043](#).

*“List of facilities in Member States and the United Kingdom”.*

### **Amendment of the Food Safety (Sampling and Qualifications) (England) Regulations 2013**

6.—(1) The Food Safety (Sampling and Qualifications) (England) Regulations 2013<sup>(5)</sup> are amended as follows.

(2) In regulation 2, after the definition of “qualification”, insert—

““Regulation 2017/625” means Regulation (EU) 2017/625 of the European Parliament and of the Council on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products, amending Regulations (EC) No. 999/2001, (EC) No. 396/2005, (EC) No. 1069/2009, (EC) No. 1107/2009, (EU) No. 1151/2012, (EU) No. 652/2014, (EU) 2016/429 and (EU) 2016/2031 of the European Parliament and of the Council, Council Regulations (EC) No. 1/2005 and (EC) No. 1099/2009 and Council Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2008/119/EC and 2008/120/EC, and repealing Regulations (EC) No. 854/2004 and (EC) No. 882/2004 of the European Parliament and of the Council, Council Directives 89/608/EEC, 89/662/EEC, 90/425/EEC, 91/496/EEC, 96/23/EC, 96/93/EC and 97/78/EC and Council Decision 92/438/EEC”.

(3) Omit regulation 13(2).

(4) In Schedule 2—

(a) in Part 1, in paragraph 6, for “another Member State” substitute “a Member State of the European Union”;

(b) in Part 2—

(i) in paragraph 2, for “another Member State” substitute “a Member State of the European Union”;

(ii) in paragraph 3, for “882/2004” substitute “2017/625”;

(iii) in paragraph 4, for “another Member State” substitute “a Member State of the European Union”.

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(5) S.I. 2013/264, as amended by S.I. 2013/2196.