
STATUTORY INSTRUMENTS

2020 No. 1637

The Agricultural Products, Food and Drink
(Amendment etc.) (EU Exit) Regulations 2020

PART 4

Amendment of subordinate legislation: amendments
coming into force on IP completion day

CHAPTER 2

Amendment of subordinate legislation so far as it extends to Great Britain

The Wine Regulations 2011

- 11.**—(1) The Wine Regulations 2011 are amended as follows.
- (2) For any reference to “European Regulations” substitute “retained EU Regulations”.
- (3) After regulation 1(3) insert—
- “(4) All the other provisions extend to Great Britain.”.
- (4) In regulation 2—
- (a) in paragraph (1)(a), for “EU instruments” substitute “any of the Regulations listed in the definition of “the retained EU Regulations” in paragraph (2)”;
- (b) in paragraph (2)—
- (i) in the definition of “the Agency”, in sub-paragraph (a), for “, Wales and Northern Ireland” substitute “and Wales”;
- (ii) omit the definition of “premises” and after the definition of “authorised officer” insert—
- ““premises” includes any land or vehicle;”.
- (5) In regulation 3—
- (a) for paragraph (1) substitute—
- “(1) The local authority enforces the retained EU Regulations in relation to retail sale.”;
- (b) omit paragraphs (4) and (8).
- (c) after paragraph (9) insert—
- “(10) In this regulation—
- (a) “general customs official” means a general customs official designated under section 3(1) of the Borders, Citizenship and Immigration Act 2009(1);

- (b) “local authority” means an authority (other than the council of a non-metropolitan district) that is a food authority for the purposes of the Food Safety Act 1990(2).”.
- (6) In regulation 4—
 - (a) in paragraph (1)—
 - (i) at the beginning insert “In respect of Great Britain,”;
 - (ii) omit “, and acts as the Member State for,”;
 - (b) in paragraph (2)—
 - (i) in sub-paragraph (a)(i) omit “or Member State”;
 - (ii) omit sub-paragraph (b);
 - (c) in paragraph (3) omit sub-paragraph (b).
- (7) For regulation 8(4) substitute—

“(4) An authorised officer entering any premises by virtue of this regulation or regulation 9 may be accompanied by such other person as the officer considers necessary.”.
- (8) In regulation 9—
 - (a) in paragraph (1), in the words before sub-paragraph (a) omit the words from “or in Northern” to “writing,”;
 - (b) for paragraph (5) substitute—

“(5) In this regulation, in Scotland, a reference to a justice of the peace includes a sheriff.”.
- (9) In regulation 16(2) omit sub-paragraph (d).

(2) 1990 c. 16; section 5 of the Act was amended by paragraph 16(1) of Schedule 9 to the Local Government (Wales) Act 1994 (c. 19), paragraph 163(2) of Schedule 13 to the Local Government etc. (Scotland) Act 1994 (c. 39), paragraphs 7, 8 and 9 of Schedule 5 to the Food Standards Act 1999 (c. 28) and Part 1 of Schedule 3 to the Public Health etc. (Scotland) Act 2008 (asp 5).