

WELSH STATUTORY INSTRUMENTS

**2002 No. 3188**

**The Genetically Modified Organisms  
(Deliberate Release) (Wales) Regulations 2002**

**Part VI**

**SAFEGUARD**

**Safeguard**

**33.**—(1) The National Assembly for Wales may serve a prohibition notice under section 110 of the Act to prohibit an act which is authorised by a consent granted by it under section 111 of the Act or by a consent granted in respect of an approved product only if its opinion that doing such an act would involve a risk of causing damage to the environment is based on detailed grounds as the result of either—

- (a) new or additional information made available since the date of the consent which affects the environmental risk assessment in respect of that product; or
- (b) a reassessment of existing information in respect of that product on the basis of new or additional scientific information.

(2) Where, in the circumstances described in paragraph (1) above, the National Assembly for Wales considers that the risk of damage being caused to the environment is severe it shall serve a prohibition notice requiring such measures to be taken as it may consider appropriate and once any work required by the notice has been carried out it shall enter details of it on the register.

<sup>F1</sup>(3) .....

<sup>F1</sup>(4) .....

<sup>F1</sup>(5) .....

(6) References in this regulation to the National Assembly for Wales exercising a function under section 110 of the Act shall, in any case to which section 126(3) of the Act applies, be treated as references to the National Assembly for Wales and the Food Standards Agency<sup>M1</sup> acting jointly.

**Textual Amendments**

**F1** Reg. 33(3)-(5) omitted (31.12.2020) by virtue of [The Genetically Modified Organisms \(Deliberate Release and Transboundary Movement\) \(Miscellaneous Amendments\) \(Wales\) \(EU Exit\) \(No. 2\) Regulations 2019 \(S.I. 2019/1492\)](#), regs. 1(3), **2(15)**; 2020 c. 1, Sch. 5 para. 1(1)

**Marginal Citations**

**M1** See section 1 of the [Food Standards Act 1999](#) (c.28).

**Changes to legislation:**

There are currently no known outstanding effects for the The Genetically Modified Organisms (Deliberate Release) (Wales) Regulations 2002, Part VI.