



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE **The Common Organisation of the Markets in Agricultural Products (Miscellaneous Amendments) (EU Exit) (No. 2) Regulations 2020**

DATE **21 October 2020**

BY **Rebecca Evans MS, Minister for Finance and Trefnydd**

SO30C –SI laid in Parliament which amends legislation in a devolved area

The Common Organisation of the Markets in Agricultural Products (Miscellaneous Amendments) (EU Exit) (No. 2) Regulations 2020

The 2020 Regulations amend the following legislation which applies to Wales:

European Directly Applicable legislation

- Commission Regulation (EC) No 1760/2000 establishing a system for the identification and registration of bovine animals and regarding the labelling of beef and beef products
- Commission Regulation (EC) No 1850/2006 laying down detailed rules for the certification of hops and hop products
- Regulation (EU) No 1308/2013 of the European Parliament and of the Council establishing a common organisation of the markets in agricultural products

Domestic Regulations

The Hops Certification Regulations 1979

The Common Organisation of the Markets in Agricultural Products Framework (Miscellaneous Amendments, etc.) (EU Exit) Regulations 2019

The Market Measures (Marketing Standards) (Amendment) (EU Exit) Regulations 2019

The Market Measures (Miscellaneous Provisions) (Amendment) (EU Exit) Regulations 2019

The Agriculture (Legislative Functions) (EU Exit) (No. 2) Regulations 2019

The Common Agricultural Policy and Common Organisation of the Markets in Agricultural Products (Miscellaneous Amendments) (EU Exit) Regulations 2019

The Common Organisation of the Markets in Agricultural Products and Common Agricultural Policy (Miscellaneous Amendments etc.) (EU Exit) (No. 2) Regulations 2019

England Only

The Eggs and Chicks (England) Regulations 2009

Northern Ireland Only

The Olive Oil (Marketing Standards) Regulations 2014 in respect of Northern Ireland

Hops Certification Regulations 1979 in respect of Northern Ireland

Any impact the SI may have on the Senedd's legislative competence and/or the Welsh Ministers' executive competence

The 2020 Regulations make amendments to legislation relating to the common market for agricultural products including organic products.

The 2020 Regulations relate to functions transferred and consented to in the EU Exit legislation outlined above. The existing EU Exits enable the Welsh Ministers to exercise functions in relation to Wales without encumbrance and for the Welsh Ministers to provide consent to the Secretary of State to exercise those functions in relation to Wales.

The purpose of the amendments

The 2020 Regulations amend retained European Union ("EU") legislation relating to the Common Organisation of Agricultural Markets ("CMO"), domestic secondary legislation which implements EU legislation in respect of the CMO, and existing domestic secondary legislation which itself amends retained EU CMO legislation, to enable it to work effectively following Implementation Period Completion day.

This instrument makes operability changes under section 8(1) of, and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018 and section 41(1) of the European Union (Withdrawal Agreement) Act 2020 to the instruments referred to above. In particular, to ensure the implementation of the Northern Ireland Protocol and to remove ambiguities, inconsistencies and typographical mistakes so that the instruments are able to function as intended following IP completion day. Amendments will also be made to the transitional provisions concerning the import of hops and hops products, notification

requirements for imports of beef and veal from third countries and marking requirements for hatching eggs and chicks imported from the EU.

The 2020 Regulations and accompanying Explanatory Memorandum, setting out the detail of the provenance, purpose and effect of the amendments is available here: <https://www.legislation.gov.uk/ukdsi/2020/9780348213386>

Why consent was given

Consent has been given for the UK Government to make these corrections in relation to, and on behalf of, Wales for reasons of efficiency and expediency and to ensure consistency and coherence of the statute book. The amendments have been considered fully and there is no divergence in policy. These amendments are to ensure that the statute book remains functional at the end of the implementation period.