

DRAFT STATUTORY INSTRUMENT TO ILLUSTRATE THE USE OF POWERS UNDER THE EUROPEAN UNION (WITHDRAWAL) BILL

DExEU Note on the Draft Statutory Instrument: The European Communities (Designation Orders) (Revocation) (EU Exit) Regulations 2018

Context and Overview

The Government intends to use the powers under clause 17(1) of the European Union (Withdrawal) Bill ('the Bill') to revoke the European Communities (Designation) Orders.

Designation Orders provide Ministers, government departments and the devolved administrations of Wales and Northern Ireland with the authority to make use of section 2(2) of the European Communities Act 1972 ("ECA") to implement EU obligations by making subordinate legislation, such as regulations, orders rules or schemes. The Scottish Executive does not need to be designated because it exercises section 2(2) which is transferred to them via section 53 of paragraph 15 of Schedule 8 in the Scotland Act 1998.

Designation Orders are made by Order in Council. The Order identifies who is authorised to make domestic legislation required by EU law by designating a person or body in a specific subject area.

This draft SI is being shared as an illustrative sample to show how the powers in the Bill may be used to revoke Designation Orders. It should not be taken as the final version.

Detail

Section 2(2) of the ECA gives wide powers to make delegated legislation in order to implement EU law, and for related purposes. Those powers to make delegated legislation are conferred on a Minister or department designated by Order in Council in relation to any matter or for any purpose.

For instance, Council Directive 2004/52/EC on the interoperability of electronic road toll systems in the Community requires that all new electronic toll systems, brought into service from certain date, used specified technologies. The Directive also requires the creation of a European Electronic Toll Service to complement local toll systems. The European Communities (Designation) (No.2) Order (S.I. 2006/1461) enabled the Department for Transport to implement the provisions of that Directive through regulations made under this designation.

Designation Orders qualify as 'EU-derived domestic legislation' within the meaning of Clause 2(2) of the Bill in so far as they are enactments made under Section 2(2) of the ECA, so will be preserved under that clause unless expressly revoked.

The UK's withdrawal from the EU means that UK Ministers and department will no longer be have EU obligations. The Repeal of the ECA will mean that the power referenced by

Designation Orders will no longer be available and the Designation Orders therefore redundant. These Orders will therefore be revoked.

The draft SI will rely on powers in Clause 17(1) of the Bill which allows a Minister of the Crown to make regulations which are appropriate as a consequence of the Bill. This SI illustrates how that consequential provision could be used to revoke secondary legislation. The SI will revoke the totality of the European Communities (Designation) Orders made during the UK's membership in the European Union.

A Minister or government department may make a statutory instrument under section 2(2), first that Minister or Department must be designated in relation to the subject matter of the principal section 2(2) instrument. That designation is made by an Order in Council.

The devolved administrations in Wales and Northern Ireland may also exercise the powers conferred by section 2(2), if they have been designated first.¹ The Scottish Executive does not need to be designated.²

Importantly, their revocations come as a consequence of the Bill (rather than inability of the UK statute book to operate effectively post exit day) so should be effected using the consequential powers of Clause 17(1) of the Bill. Clause 17(1) provides that a Minister may, by regulations, make such provision as the Minister considers appropriate in consequence of the Bill.

Designations are valid until they are expressly revoked.

The European Communities (Designation Orders) (Revocation) (EU Exit) Regulations 2018 - subject to the negative procedure

This SI would be subject to the negative resolution procedure which means that it becomes law when it is made, although it can come into force on a later date, and remains law unless there is an objection from either House of Parliament.

The Appendix to this note sets out an illustrative list of the Designation Orders that will be revoked by the European Communities (Designation Orders) (Revocation) (EU Exit) Regulations 2018 as far as they are not already revoked. It is possible that new Designation Orders will be added to this list between now and exit day.

¹ See paragraphs 20, 21, 22 and 23.

² The Scottish Executive does not need to be designated to exercise the powers conferred by section 2(2) (see section 53 of, and paragraph 15 of Schedule 8 to, the [Scotland Act 1998](#)). See also paragraphs 20, 21, 22 and 23.

**Appendix to the DExEU note on the draft Statutory Instrument:
The European Communities (Designation Orders) (Revocation) (EU Exit) Regulations
2018**

REVOCATION OF DESIGNATION ORDERS

<i>(1)</i> <i>Orders Revoked</i>	<i>(2)</i> <i>References</i>	<i>(3)</i> <i>Minister or departments</i>	<i>(4)</i> <i>Designation</i>
The European Communities (Designation) Order 1972	S.I. 1972/1811	The Secretary of State	Terms and conditions of carriage of goods by any mode of transport and in particular- (a) discrimination or undue preference in the carriage of goods; and (b) maximum and minimum rates for the carriage of goods by road on routes between Member States.
		The Secretary of State	The collection of information about the carriage of goods by road.
		The Secretary of State	Compulsory insurance in respect of, and other means of providing for, civil liability in relation to motor vehicles and trailers.
		The Secretary of State	Regulation of the type, description, construction or equipment of vehicles, and of components of vehicles, and in particular any vehicle type approval scheme.
		The Secretary of State	The collection of information concerning- (a) imports of hydro-carbons (b) investment projects in the petroleum sector.
		The Secretary of State	

		The Secretary of State ³	Measures relating to redundancy among steel workers. Exchange of young workers within the European Union ⁵ .
		The Secretary of State ⁴	The common agricultural policy of the European Union.
		Any Minister or department of the Government of Northern Ireland	Medicinal Products. All preceding items in this column except the common agricultural policy.
The European Communities (Designation) Order 1973	S.I. 1973/1889	The Secretary of State ⁶	The exploitation and marketing of natural mineral waters.
		The Secretary of State	The authorisation of unit trust schemes where persons who are managers or trustees under the scheme are or include corporations incorporated under the law of a Member State.
		The Secretary of State	Measures to give effect to the European Union ⁷ 's rules on competition applying to undertakings.
		The Secretary of State	The regulation of weights for marketing cocoa and chocolate products.
		Any Minister or department of the Government of Northern Ireland	All preceding items in this column except the common agricultural policy.
The European Communities (Designation) Order 1975	S.I. 1975/427	The Secretary of State	Authorisation to carry on insurance business in particular classes of

³ By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

⁴ By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

⁵ By virtue of S.I. 2011/1043, the reference to 'Economic Community' is substituted by 'European Union'. This substitution applies to the rest of the column.

⁶ By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State..

⁷ By virtue of S.I. 2011/1043, the reference to 'Economic Community' is substituted by 'European Union'.

	insurance other than life assurance.
The Secretary of State	Transfer of insurance contracts other than contracts of life assurance from one insurance undertaking to another.
The Secretary of State	The regulation of specifications, construction, placing on the market and use of articles, instruments, containers or other equipment intended for weighing, measuring or testing or for purposes ancillary thereto, including in particular: <ul style="list-style-type: none"> (a) approval of patterns and the verification of conformity with patterns or other requirements; (b) authentication and proof of such approval or verification or of exemption from the need for approval or verification; (c) supervision and enforcement of compliance with requirements.
The Secretary of State ⁸	
Any Northern Ireland department or the Head of any such department	Measurements of cereals for import and export purposes.
Any Northern Ireland department or the Head of any such department	All the preceding items in this column.
Any Northern Ireland department or the Head of any such department	Regulation of the type, description, construction or equipment of agricultural or forestry tractors and of their components, and in particular any type of

⁸() By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

			approval scheme for such tractors.
The European Communities (Designation) (No.2) Order 1975	S.I. 1975/1707	The Secretary of State	Indication of origin on imported goods.
		The Secretary of State	Regulation and supervision of qualifications and working conditions of persons engaged in road transport.
		Any Northern Ireland department or the Head of any such department	The last preceding item in this column.
The European Communities (Designation) Order 1976	S.I. 1976/897	The Secretary of State	Regulation and control of classification, packaging and labelling of dangerous substances and preparations.
		The Secretary of State	Information on weight to be given concerning cocoa and chocolate products on packages, containers and labels, or in documents accompanying such products.
		The Secretary of State	Regulation and control of pre-packaging of products by weight or volume.
		The Secretary of State ⁹	Measures relating to the recovery or payment of amounts not being customs duties or refunds of such duties, payable on the import or export of agricultural products or goods resulting from the processing of agricultural products, including conditions attached to and relief allowed in respect of such payments.
			All preceding items in this column.

⁹() By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

		Any Northern Ireland department or the Head of any such department	Units of measurement to be used for economic, health, safety or administrative purposes and the prefixes to be used with such units.
		The Secretary of State	
The European Communities (Designation) (No. 2) Order 1976	S.I. 1976/2141	The Secretary of State	Authorisation of the carrying on of insurance business and regulation of such business and its conduct.
		The Secretary of State ¹⁰	Materials and articles in contact with food or drink or intended for such contact.
		Any Northern Ireland department or the Head of any such department	Both preceding items in this column.
		The Secretary of State	Residence qualifications of itinerant traders.
The European Communities (Designation) Order 1977	S.I. 1977/980	Commissioners of Customs and Excise	Customs matters of the European Union ¹¹ .
The European Communities (Designation) (No.2) Order 1977	S.I. 1977/1718	The Secretary of State	Safety measures in regard to radioactive substances and the emission of ionising radiation.
		The Secretary of State	Testing of the roadworthiness of motor vehicles and their trailers.
		The Secretary of State	Regulation of design, construction, verification and inspection of pressure vehicles.
		The Secretary of State	Rights and obligations relating to employers

¹⁰ By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

¹¹ By virtue of S.I. 2011/1043, the reference to 'Economic Community' is substituted by 'European Union'.

			and employees on the transfer or merger of undertakings, businesses or parts of businesses.
		The Secretary of State	Method of determining or expressing alcoholic strength.
		Any Northern Ireland department or the Head of such department	All the preceding items in the column.
		The Secretary of State	Measures relating to anti-dumping and countervailing duties.
European Communities (Designation) Order 1979	S.I. 1979/1704	The Secretary of State	Requirements concerning sea going tankers entering or leaving UK ports.
The European Communities (Designation) Order 1980	S.I. 1980/865	The Commissioners of Customs and Excise	(a) the payment by the Commissioners of Customs and Excise to the Intervention Board for Agricultural Produce of sums equivalent to amounts paid to them as monetary compensatory amounts charged on imports into the United Kingdom from other Member States of the European Union ¹² . (b) excise matters of the European Union ¹³ .
The European Communities (Designation) Order 1981	S.I. 1981/206	Any Northern Ireland department	Matters relating to listing of securities on a stock exchange and information concerning listed securities.
		The Commissioners of Customs and Excise	Matters relating to value added tax.
European Communities (Designation) (No. 2) Order 1981		Any one or more Secretaries of State	The presentation and packaging of food intended for sale for human consumption.

¹² By virtue of S.I. 2011/1043, the reference to 'European Economic Community' is substituted by 'European Union'.

¹³ By virtue of S.I. 2011/1043, the reference to 'Economic Communities' is substituted by 'European Union'.

		The Registry of Friendly Societies	Authorisation of the carrying on of the business of a building society and the regulation of such business and its conduct.
		Any Northern Ireland department	The preceding items in this column.
The European Communities (Designation) (No. 3) Order 1981	S.I. 1981/1536	The Secretary of State	The notification and control of substances.
		The Secretary of State	Rights and obligations of employer and employee in the event of an employer's insolvency.
		Any Northern Ireland department	All preceding items in this column.
		The Secretary of State	Pricing of iron and steel products.
		Any Northern Ireland department	Licensing of drivers of motor vehicles.
The European Communities (Designation) Order 1982	S.I. 1982/529	Commissioners of Customs and Excise	Payment of excise duty.
The European Communities (Designation) (No. 2) Order 1982	S.I. 1982/847	The Secretary of State	The specification of insurers who may effect insurance required under or by virtue of any enactment.
		Any Northern Ireland department	The preceding items in this column.
		Any one or more Secretaries of State ¹⁴	Units of measurement to be used for economic, health, safety or administrative purposes in relation to ports and harbours and the prefixes to be used with such units.
The European Communities	S.I. 1983/1675	The Secretary of State	Measures relating to discrimination between men and women as

¹⁴ By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

(Designation) (No.3) Order 1983			regards terms and conditions of employment.
		Any Northern Ireland department	The preceding items in this column.
The European Communities (Designation) Order 1983	S.I. 1983/603	Any Northern Ireland department	Units of measurement to be used for economic, health, safety or administrative purposes in relation to ports and harbours and the prefixes to be used with such units.
The European Communities (Designation) (No. 2) Order 1983	S.I. 1983/1706	The Secretary of State	The control of the import and export of goods.
		The Commissioners of Customs and Excise	The exemption of certain vehicles from car tax otherwise chargeable on their importation into the United Kingdom.
The European Communities (Designation) Order 1985	S.I. 1985/749	The Secretary of State	Measures relating to the control of advertising.
		Any Northern Ireland department	The preceding item in this column.
		Any Northern Ireland department	Measures in respect of sound power level requirements for the marketing, placing into service and use of construction plant and equipment for cutting grass.
The European Communities (Designation) (No. 3) Order 1985	S.I. 1985/1195	The Secretary of State	Any matters incidental and supplemental to the regulation and control of the transit, import and export of waste (including recyclable materials) which is dangerous or which requires the taking of special precautions and in relation to anything supplemental or

		Any Northern Ireland department	<p>incidental to those matters.</p> <p>The preceding item in this column.</p>
The European Communities (Designation) Order 1986	S.I. 1986/947	The Secretary of State	The sale, free movement or use of electro-medical equipment which conforms to prescribed standards and the reimbursement in respect of services provided with the help of such equipment.
		The Secretary of State	Technical requirements relating to electrically operated lifts and their components.
		Any Northern Ireland department	The preceding items in this column.
The European Communities (Designation) Order 1987	S.I. 1987/448	The Secretary of State	Measures in respect of the marketing of, and technical requirements relating to, construction plant and protective structures for construction plant.
		Any Northern Ireland department	The preceding item in this column.
		The Secretary of State	The conferment and protection of exclusive rights in the topographies of semiconductor products.
		The Secretary of State	The provision of guarantees, grants and loans in respect of the financing of the construction of ships and mobile offshore installations and their equipment.
The European Communities (Designation) (No. 2) Order 1987	S.I. 1987/926	The Secretary of State	Measures relating to household appliances which emit noise.
		The Secretary of State	

			The conferment of preferential treatment in insolvency for debts arising from the application of levies on the production of coal and steel.
		Any Northern Ireland department	The preceding items in this column.
		Any Northern Ireland department	Measures in respect of sound pressure level requirement for the marketing of construction plant and equipment and measures in respect of the use of such equipment.
		The Secretary of State	Measures to counteract the restriction by countries other than Member States of access to the carriage of passengers or goods by sea.
The European Communities (Designation) Order 1988	S.I. 1988/785	One or more Secretaries of State ¹⁵	Protective measures in respect of radioactive contamination of foodstuffs and feedingstuffs following a nuclear accident or other radiological emergency.
		Any Northern Ireland department	The preceding items in this column.
		The Treasury	Measures relating to the requirement for an impact assessment on the environment of projects likely to have significant effects on the environment.
The European Communities (Designation) Order 1989	S.I. 1989/1327	The Secretary of State	Measures relating to sound pressure level requirements for the marketing, placing into service and use of equipment for cutting grass.

¹⁵ By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

		The Secretary of State	Measures relating to safety as regards simple pressure vessels.
		The Secretary of State	Measures relating to relations between commercial agents and their principals.
		Any one or more Secretaries of State ¹⁶	Measures relating to the description of and other requirements relating to spirit drinks.
		Any Northern Ireland department	The preceding items in this column.
		Any Northern Ireland department	Measures relating to the recognition of higher-education diplomas or formal qualifications required for the pursuit of professions or other occupations.
		The Secretary of State	Measures relating to the approval of telecommunications terminal equipment.
The European Communities (Designation) (No. 2) Order 1989	S.I. 1989/2393	The Secretary of State	Measures relating to construction products.
		The Secretary of State	Measures relating to apparatus which is liable to cause electromagnetic disturbance and to apparatus the performance of which is liable to be affected by such disturbance.
		Any Northern Ireland department	The preceding items in this column.
		Any Northern Ireland department	Measures relating to prospectuses on offers of transferable securities to the public.
The European Communities	S.I. 1990/600	The Secretary of State	The transfer of contracts of life

¹⁶ By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

(Designation) Order 1990			assurance from one insurance undertaking to another.
The European Communities (Designation) (No. 2) Order 1990	S.I. 1990/1304	The Secretary of State	Measures relating to safety as regards personal protective equipment.
		Any one or more Secretaries of State ¹⁷	Measures for improving the processing and marketing of forestry products.
		Any Northern Ireland department	All preceding items.
		Any Northern Ireland department	Measures relating to the notifications to be made and the information to be published when a major holding in a company whose securities are listed on a stock exchange is acquired or disposed of.
		Any Northern Ireland department	Measure relating to reduction and elimination of pollution caused by waste from the titanium dioxide industry.
		The Secretary of State	Measures relating to the control of concentrations between undertakings.
The European Communities (Designation) (No. 3) Order 1990	S.I. 1990/2143	The Secretary of State	Matters relating to trade affecting Iraq or Kuwait.
The European Communities (Designation)(No. 2) Order 1991	S.I. 1991/755	Any one or more Secretaries of State ¹⁸	Measures relating to the control and regulation of genetically modified organisms.
		The Secretary of State	

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¹⁸ By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

		Any Northern Ireland department	Measures relating to safety as regards appliances burning gaseous fuels.
		Any Northern Ireland department	The preceding items in this column.
		The Secretary of State	Measures relating to the sales, packaging, labelling and sampling of tobacco products.
		The Treasury	Measures relating to firearms and ammunition.
			Measures relating to public procurement.
The European Communities (Designation) (No. 3) Order 1991	S.I. 1991/2289	The Secretary of State	Measures relating to active implantable medical devices.
		The Secretary of State	Measures relating to basic safety standards for health protection of the general public and workers against the dangers of ionising radiation.
		The Chancellor of the Exchequer	Measures relating to confidentiality of statistical information transmitted to the Statistical Office of the European Union. ¹⁹
		The Secretary of State	Measures relating to informing the public about health protection measures to be taken in the event of a radiological emergency.
		Any Northern Ireland department	The preceding items in this column.
The European Communities (Designation) Order 1992	S.I. 1992/707	Any Northern Ireland department	Units of measurement to be used for economic, health, safety or administrative purposes, and the

¹⁹ By virtue of S.I. 2011/1043, the reference to 'Economic Community' is substituted by 'European Union'.

			prefixes to be used for such units.
		Commissioners of Customs and Excise	Measures relating to the receipt, regulation and control of statistics relating to the trading of goods between the United Kingdom and other Member States of the European Union ²⁰ .
		The Secretary of State	Measures relating to the protection of copyright of computer programs.
		The Secretary of State	Measures relating to the establishment of a single European emergency call number.
The European Communities (Designation) (No. 2) Order 1992	S.I. 1992/1711	The Secretary of State	Measures relating to the compulsory use of safety belts in vehicles of less than 3.5 tonnes.
		The Secretary of State	Measures relating to efficiency requirements for new hot-water boilers fired with liquid or gaseous fuels.
		The Secretary of State	Measures relating to energy labelling and standard product information for household products.
		The Secretary of State	Measures relating to the minimum health and safety requirements for the workplace that relate to fire safety.
		Any Northern Ireland department	Measures relating to the operation of a Community eco-label award scheme.
			Preceding items in this column.
		The Secretary of State	

²⁰ By virtue of S.I. 2011/1043, the reference to 'Economic Communities' is substituted by 'European Union'.

		The Secretary of State	Measures relating to the return of cultural objects unlawfully removed from the territory of a Member State.
			Regulation of the type, description, construction or equipment of agricultural or forestry tractors and of their components, and in particular any type approval scheme for such tractors.
The European Communities (Designation) (No. 3) Order 1992	S.I. 1992/2661	Any one or more Secretaries of State ²¹	The abolition of restrictions on the import or export of goods.
		Any Northern Ireland department	The preceding item in this column.
The European Communities (Designation) (No. 4) Order 1992	S.I. 1992/2870	The Secretary of State	Measures relating to the prevention, reduction and elimination of pollution caused by waste.
		Any Northern Ireland department	The preceding items in this column.
		The Secretary of State	Measures relating to general product safety.
		The Secretary of State	Measures relating to access to public telecommunication systems.
		The Secretary of State	Measures relating to supplementary protection certificates for medicinal products.
The European Communities (Designation) (No. 5) Order 1992	S.I. 1992/3197	The Friendly Societies Commission ²²	The authorisation of the carrying on by friendly societies of insurance business and the regulation of such

²¹ By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

²² The Friendly Societies Commission was established under section 1 of the Friendly Societies Act 1992.

			business and its conduct and in relation to anything supplemental or incidental to such matters.
The European Communities (Designation) Order 1993	S.I. 1993/595	The Secretary of State	Measures relating to the protection of animals used for experimental and other scientific purposes.
		Any Northern Ireland department	The preceding item in this column.
		The Secretary of State	Measures relating to copyright (other than those relating to the protection by copyright of computer programs) and to rights in performances.
		The Secretary of State	Measures relating to the safety of ships and the health and safety of persons on them.
The European Communities (Designation) (No. 2) Order 1993	S.I. 1993/1571	The Secretary of State	Measures relating to access to the occupation of carrier of goods by waterways in national and international transport and the mutual recognition of diplomas, certificates and other evidence of formal qualification of this occupation.
The European Communities (Designation) (No. 3) Order 1993	S.I. 1993/2661	The Secretary of State	Measures relating to medical devices other than active implantable medical devices.
		The Secretary of State	Measures relating to allowances made to women on maternity leave.
		The Secretary of State	Measures relating to the placing on the market, transfer and safety of explosives for civil use.

		The Secretary of State	Measures relating to consumer protection.
		Any Northern Ireland department	The preceding items in this column.
		The Secretary of State	Measures relating to air transport.
The European Communities (Designation) Order 1994	S.I. 1994/757	The Secretary of State	Measures relating to maritime transport.
		The Secretary of State	Measures relating to the approval of satellite earth station equipment.
		The Secretary of State and the Treasury	Measures relating to the movement of capital and to payments, between Member States and between Member States and countries which are not Member States.
		The Secretary of State and the Treasury	Measures relating to the interruption or reduction, in part or completely, of economic relations with one or more countries which are not Member States.
The European Communities (Designation) (No 2) Order 1994	S.I. 1994/1327	The Secretary of State	Matters relating to the conditions for granting and using authorisations for the prospection, exploration and production of hydrocarbons.
The European Communities (Designation) (No. 3) Order 1994	S.I. 1994/1887	The Secretary of State	Measures relating to pregnant workers and/or workers who have recently given birth and/or workers who are breastfeeding.
		The Secretary of State	Measures relating to informational and educational materials dealing with the

			feeding of infants and young children, donations of informational or educational equipment or materials, and donations and/or low price sales of supplies of infant formulae.
		Any Northern Ireland department	The preceding items in this column.
		The Secretary of State	Measures relating to promotion of rural development.
The European Communities (Designation) (No. 4) Order 1994	S.I. 1994/2791	The Secretary of State	Measures relating to dismissals or terminations of employment contracts where such dismissals or terminations are effected by an employer for one or more reasons not related to the individual workers concerned.
		Any Northern Ireland department	The preceding item in this column.
		Any Northern Ireland department	Measures relating to training in medical practice, the issue and/or recognition of diplomas or certificates or other evidence of qualifications in relation to medical practice, the titles used by those in medical practice, and the exercise of medical practice.
The European Communities (Designation) Order 1995	S.I. 1995/262	The Secretary of State	Measures relating to the avoidance of discrimination in relation to the transfer of control of important manufacturing undertakings to non-residents.

The European Communities (Designation) (No 2) Order 1995	S.I. 1995/751	The Secretary of State	Measures relating to equipment and protective systems intended for use in potentially explosive atmospheres.
		The Secretary of State ²³	Measures relating to Community plant variety rights.
		Any Northern Ireland department	The preceding items in this column.
		The Secretary of State ²⁴	Measures relating to promotion of rural development.
		The Secretary of State and the Commissioners of Customs and Excise	Measures relating to counterfeit and pirated goods.
The European Communities (Designation) (No. 3) Order 1995	S.I. 1995/2983	The Secretary of State	Measures relating to craft intended for recreational purposes.
		The Secretary of State	Measures relating to articles made of, comprising or resembling precious metals.
		The Secretary of State	Measures relating to patents and to trade marks.
The European Communities (Designation) (No 4) Order 1995	S.I. 1995/3207	The Secretary of State	Measures relating to the access to, the training for, the pursuit of, and the award of qualifications in the professions of dentistry, medicine, midwifery, nursing and pharmacy and their specialties.
The European Communities (Designation) Order 1996	S.I. 1996/266	The Secretary of State	Measures relating to the employment of children and young Persons.
		The Secretary of State	Measures relating to the transport of dangerous or

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	environmentally hazardous goods by road or rail.
The Secretary of State	Measures relating to the carriage of passengers and goods by road.
The Secretary of State	Measures relating to railways and railway transport.
The Secretary of State	Measures relating to the management of packaging and packaging waste.
Any Northern Ireland department	The preceding items in this column.
The Secretary of State	Measures relating to the making of exclusion orders under the Prevention of Terrorism (Temporary Provisions) Act 1989 ²⁵ .
The Secretary of State	Measures relating to advanced television services, including digital conditional access and subscription management services.
The Secretary of State	Measures relating to supplementary protection certificates for plant protection products.
The Forestry Commissioners	Measures applying otherwise than in relation to Wales ²⁶ relating to the common agricultural policy of the European Union in respect of forestry
The Welsh Minister	Measures applying in relation to Wales and relating to the common agricultural policy of

²⁵ 1989 c.4.

²⁶ Amended by S.I. No. 2013/755.

			the European Union in respect of forestry.
The European Communities (Designation) (No. 2) Order 1996	S.I. 1996/1912	The Secretary of State	Measures relating to lifts and the safety components for use in lifts.
		The Secretary of State	Measures relating to the procedure for, nature of and enforcement of decisions concerning competition between undertakings.
		Any Northern Ireland department	Measures in respect of the conditions of, and the recognition of qualifications for, access to and pursuit of activities in the field of pharmacy.
The European Communities (Designation) (No. 3) Order 1996	S.I. 1996/3155	The Secretary of State	Measures relating to the prevention of unauthorised extraction of the contents of a database, and of unauthorised reutilisation of those contents.
		The Secretary of State	Measures relating to extraterritorial legislation of third countries.
		Any Northern Ireland department	Measures relating to energy efficiency and performance requirements for household products.
The European Communities (Designation) Order 1997	S.I. 1997/1174	The Secretary of State	Measures relating to the organisation of working time.
		Any Northern Ireland department	The preceding item in this column.
		The Secretary of State	Measures relating to television broadcasting.
The European Communities	S.I. 1997/2563	The Secretary of State	Measures relating to the transport of

(Designation) (No. 3) Order 1997			dangerous or environmentally hazardous goods by water.
		Any Northern Ireland department	The preceding item in this column.
The European Communities (Designation) Order 1998	S.I. 1998/745	The Secretary of State	Measures relating to the regulation of the electricity sector.
		Any Northern Ireland department	The preceding item in this column.
		The Secretary of State	Measures relating to the reduction of emissions of pollutants from internal combustion engines.
The European Communities (Designation) (No. 2) Order 1998	S.I. 1998/1750	The Secretary of State	Measures relating to the prevention and limitation of the effects of accidents involving dangerous substances.
		Any Northern Ireland department	The preceding item in this column.
		The Secretary of State	Measures relating to postal services.
		The Secretary of State	Measures relating to fishing vessels.
The European Communities (Designation) (No. 3) Order 1998	S.I. 1998/2793	The Treasury	Measures relating to collateral security provided to the central banks of member States or to the European Central Bank.
		The Secretary of State	Measures relating to pressure equipment and assemblies of pressure equipment.
		Any Northern Ireland department	The preceding items in this column.
		Any Northern Ireland department	Measures relating to the conditions for granting and using authorisations for the prospection,

			exploration and production of hydrocarbons.
		Any Northern Ireland department	Measures relating to investment firms and to the provision of investment services and to the operation of regulated markets and clearing or settlement systems.
		Any Northern Ireland department	Measures relating to payment systems.
		The Secretary of State	Measures relating to data protection.
The European Communities (Designation) Order 1999	S.I. 1999/654	The Secretary of State	Measures relating to the treatment of grants to local authorities.
		The Secretary of State and the Commissioners of Customs and Excise	Measures relating to goods infringing a patent and goods infringing a supplementary protection certificate.
		Any Northern Ireland department	Measures relating to the direct or indirect promotion of tobacco products.
The European Communities (Designation) (No. 2) Order 1999	S.I. 1999/2027	The Secretary of State	Measures relating to employers' obligations in respect of the health and safety of workers.
		The Secretary of State ²⁷	Measures in the veterinary and phytosanitary fields for the protection of public health.
		Any Northern Ireland department	The preceding items in this column.
The European Communities (Designation) (No. 3) Order 1999	S.I. 1999/2788	The Secretary of State	Measures relating to the information and consultation of employees.
		The Secretary of State	

²⁷ By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

		The Secretary of State	Measures relating to good laboratory practice.
		The Secretary of State	Measures relating to the operation of the Structural Funds.
		Any Northern Ireland department	Measures relating to biocides.
		The Secretary of State ²⁸	All of the preceding matters in this column.
		The Secretary of State	Measures relating to the operation of the Structural Funds.
		The Welsh Ministers ²⁹	Measures relating to wireless telegraphy including radio equipment.
		The Welsh Ministers	Measures relating to the processing and marketing of forestry products.
			Measures relating to the informational and educational materials dealing with the feeding of infants and young children, donations of informational or educational equipment or materials, and donations and/or low price sales of supplies of infant formulae.
The European Communities (Designation) Order 2000	S.I. 2000/738	The Secretary of State	Measures relating to employment rights and duties.
		The Lord Chancellor	Measures relating to the practice of the profession of lawyer.
		The Secretary of State	Measures relating to the legal protection of

²⁸ By virtue of S.I. 2002/794, the functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State.

²⁹ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

		Any Northern Ireland department	biotechnological inventions. Measures relating to employment rights and duties.
The European Communities (Designation) (No. 2) Order 2000	S.I. 2000/1813	The Secretary of State	Measures relating to the legal protection of designs.
		The Secretary of State	Measures relating to rights of entry into, and residence in, the United Kingdom.
		The Secretary of State	Measures relating to trade in dual-use items, including the transmission of software or technology in intangible form.
The European Communities (Designation) (No. 3) Order 2000	S.I. 2000/2812	The Welsh Ministers ³⁰	Measures relating to the assessment and management of ambient air quality and compliance with air quality limit values, target values and objectives, but not measures which- (a) relate to technical standards and requirements for products; and (b) have the purpose of limiting or reducing air pollution.
		The Welsh Ministers	Measures relating to the requirement for an assessment of the impact on the environment of projects likely to have significant effects on the environment, in so far as they concern - (a) improvement works within the meaning in regulation 2(1) of the Environmental Impact

³⁰ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

			<p>Assessment (Land Drainage Improvement Works) Regulations 1999 ⁽³²⁾;</p> <p>(b) extraction of minerals by marine dredging; or</p> <p>(c) the construction of new highways or the improvement of highways that is not development of a class for which an environment impact assessment was required under the now superseded Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999.</p>
		The Welsh Ministers ³¹	Measures relating to the regulation and control of the use of sewage sludge in agriculture.
		Any Northern Ireland department	The common agricultural policy of the European Union.
The European Communities (Designation) (No.4) Order 2000	S.I. 2000/3057	The Treasury	Measures relating to securities and rights in securities
The European Communities (Designation) (No. 5) Order 2000	S.I. 2000/3238	The Secretary of State	Matters in respect of noise emission in the environment by equipment for use outdoors.
		Any Northern Ireland department	Matters relating to the promotion of rural development.
The European Communities (Designation) Order 2001	S.I. 2001/961	The Treasury	Measures relating to the protection of the euro against counterfeiting.

³¹ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

³² S.I.1991/1783.

The European Communities (Designation) (No. 2) Order 2001	S.I. 2001/2555	The Secretary of State	Cableway installations designed to carry people and components of such installations.
		The Secretary of State	Information society services.
		The ³³	Measures relating to the requirement for an assessment of the impact on the environment of projects likely to have significant effects on the environment in so far as they concern the use of uncultivated land or semi-natural areas for intensive agricultural purposes.
		The Welsh Ministers ³⁴	The protection of waters against pollution caused by nitrates from agricultural sources.
The European Communities (Designation) (No. 3) Order 2001	S.I. 2001/3495	The Secretary of State	The National Health Service.
		The Secretary of State	The prevention of waste from vehicles and forms of recovery of end of life vehicles and their components.
		The Secretary of State	Insolvency.
		The Secretary of State	Credit and financial institutions and the taking of deposits or other repayable funds from the public.
		The Treasury	Information society services.
		The Secretary of State	Electronic communications.

³³ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

³⁴ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

		Any Northern Ireland department	The keeping of wild animals in zoos. The prevention of waste from vehicles and forms of recovery of end of life vehicles and their components.
		The Secretary of State	Insolvency.
		Any Northern Ireland department	Credit and financial institutions and the taking of deposits or other repayable funds from the public.
		Any Northern Ireland department	The conduct of insurance business carried on by friendly societies, and the authorisation and regulation of the carrying on of such business by friendly societies.
		Any Northern Ireland department	The conduct of the business of a building society, and the authorisation and regulation of the carrying on of business by building societies.
		Any Northern Ireland department	Information society services.
		The National Assembly for Wales	The keeping of wild animals in zoos.
The European Communities (Designation) (No. 4) Order 2001	S.I. 2001/3919	The Secretary of State	Material providing or intended to provide nutrients for plants.
		Any Northern Ireland department	The preceding item in this column.
		The Welsh Ministers ³⁵	The preceding item in this column.
The European Communities	S.I. 2002/248	The Secretary of State	The recognition of higher-education diplomas, formal

³⁵ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

(Designation) Order 2002			qualifications, or experience in the occupation, required for the pursuit of professions or occupations.
		The Secretary of State	The combating of late payment in commercial transactions.
		The Welsh Ministers ³⁶	The conservation of natural habitats and of wild fauna and flora, but not measures for the purpose of implementing, or dealing with matters arising out of or related to, EU legislation ³⁷ regulating trade in species of wild fauna and flora; or measures which, in the interests of conservation, concern the assessment of, and authorisation of, projects or plans likely to have a significant effect on natural habitats and habitats of species, unless a function relating to the authorisation of the project or plan, in the interests of any other matter, is exercisable by the National Assembly for Wales at the date of the making of this Order.
The European Communities (Designation) (No. 2) Order 2002	S.I. 2002/1080	The Welsh Ministers ³⁸	The implementation of the plans and programmes set out in the following documents- (a) the Welsh Office's Single Programming Document for

³⁶ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

³⁷ By virtue of S.I. 2011/1043, the reference to 'Community legislation' is substituted by 'EU legislation'.

³⁸ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

			<p>Community Structural Measures in Rural Wales in respect of Objective 5b approved by Commission Decision No. C(95)4 of 6th January 1995,</p> <p>(b) the National Assembly for Wales' West Wales and the Valleys Objective 1 Single Programming Document 2000-2006 approved by Commission Decision No. C(2000)2049 of 24th July 2000,</p> <p>(c) the National Assembly for Wales' Rural Development Plan for Wales 2000-2006 approved by Commission Decision No. C(2000)2932 of 11th October 2000,</p> <p>(d) the National Assembly for Wales' East Wales Objective 2 and Transitional Programme Single Programming Document approved by Commission Decision No. C(2001)657 of 26 March 2001</p> <p>(e) the National Assembly for Wales' LEADER+ Single Programming Document for Wales 2000-2006 approved by Commission Decision No. C(2001)1379 of 2nd July 2001, in so far as such implementation relates to the operation of the European Agricultural Guidance and Guarantee Fund.</p>
The European Communities (Designation) (No.3) Order 2002	S.I. 2002/1819	The Lord Chancellor	A direct right of action against the insurer of the person responsible by any person claiming compensation in

			respect of loss or injury caused by a motor vehicle or trailer.
		The Secretary of State	Discrimination.
		Any Northern Ireland department	Discrimination.
The European Communities (Designation) (No. 4) Order 2002	S.I. 2002/2840	The Secretary of State	The licensing of drivers, including the enforcement of the law relating to road traffic by means of the endorsement of licences and the imposition of restrictions on the right to drive.
		The Treasury	Insolvency of insurers.
The European Communities (Designation) Order (No. 2) 2003	S.I. 2003/1246	The Welsh Ministers ³⁹	The designation and review of sensitive and less sensitive areas in respect of the collection, treatment and discharge of urban waste water and the treatment and discharge of waste water from certain industrial sectors.
The European Communities (Designation) Order (No. 3) 2003	S.I. 2003/1888	The Secretary of State	The governance of political parties at European level, including their funding.
The European Communities (Designation) (No. 4) Order 2003	S.I. 2003/2901	The Secretary of State	Measures in respect of navigation on inland waterways.
		The Secretary of State	Measures relating to access to, training for, the pursuit of, and the award of qualifications in relation to, the profession of social worker.

³⁹ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

The Welsh Ministers ⁴⁰	<p>Measures relating to water resources.</p> <p>Regulations made by the National Assembly for Wales relating to this matter may apply in relation to or identify river basin districts which lie wholly in Wales or partly in England and partly in Wales.</p> <p>Where regulations are made pursuant to this Order in relation to or identifying river basin districts which lie partly in England and partly in Wales, they shall be made jointly by the National Assembly for Wales with the Secretary of State. (In this paragraph “Wales” has the meaning given by section 155 of the Government of Wales Act 1998).</p>
The Welsh Ministers ⁴¹	<p>Measures relating to the control and regulation of the deliberate release, placing on the market and transboundary movements of genetically modified organisms.</p>
The Welsh Ministers	<p>The restriction of the use of hazardous substances in the manufacture of electrical and electronic equipment.</p>
Any Northern Ireland department	<p>Measures relating to food (including drink) including the primary production of food; and measures relating</p>

⁴⁰ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the ‘National Assembly for Wales’ has been substituted accordingly.

⁴¹ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the ‘National Assembly for Wales’ has been substituted accordingly.

			to feed produced for or fed to food-producing animals.
		Any Northern Ireland department	Measures relating to the assessment, management and control of environmental noise.
The European Communities (Designation) Order 2004	S.I. 2004/706	The Secretary of State	Port security.
		The Secretary of State	Measures relating to the assessment, management and control of environmental noise.
		The Secretary of State	The prevention and recovery of waste electrical and electronic equipment.
		The Secretary of State	The restriction of the use of hazardous substances in electrical and electronic equipment.
		The Secretary of State and the Commissioners of Customs and Excise	Measures relating to goods infringing plant breeders' rights, designations of origin, geographical indications and geographical designations.
		The Commissioners of Customs and Excise	Measures relating to goods infringing Community plant variety rights.
		The Secretary of State	Access to the labour market of the United Kingdom.
		The Welsh Ministers ⁴²	Measures relating to the assessment, management and control of environmental noise.
The Welsh Ministers			

⁴² By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

		The Welsh Ministers	<p>The prevention and recovery of waste electrical and electronic equipment.</p> <p>The assessment of the effects of plans and programmes on the environment.</p>
The European Communities (Designation) (No. 3) Order 2004	2004/1283	The Treasury	The distance marketing of consumer financial services.
The European Communities (Designation) (No. 4) Order 2004	S.I. 2004/1984	The Secretary of State	The right of artists to receive a payment on the sale of their works.
The European Communities (Designation) (No. 5) Order 2004	S.I. 2004/2642	The Secretary of State	Immigration, asylum, refugees and displaced persons.
The European Communities (Designation) (No. 6) Order 2004	S.I. 2004/3037	The Secretary of State	Health protection measures regulating the use of material of human origin.
The European Communities (Designation) (No. 7) Order 2004	S.I. 2004/3328	The Secretary of State	Personal and occupational pensions.
		Any Northern Ireland department	Personal and occupational pensions.
		The Welsh Ministers ⁴³	<p>The quality of water intended for domestic purposes or for use in a food production undertaking.</p> <p>Regulations made by Welsh Ministers⁴⁴ concerning the quality of water supplied using the supply system of a water undertaker shall apply in relation to the supply system of any water undertaker</p>

⁴³ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

⁴⁴ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

			whose area is wholly or mainly in Wales.
The European Communities (Designation) Order S.I. 2005	S.I. 2005/850	The Secretary of State	The transparency of financial relations between public authorities and public and private undertakings.
		The Welsh Ministers ⁴⁵	Measures relating to the prevention, reduction and elimination of pollution caused by waste and the management of packaging and packaging waste.
The European Communities (Designation) (No. 2) Order 2005	S.I. 2005/1971	The Secretary of State	Measures relating to road tunnel safety and the safety of roads accessing road tunnels.
		The Secretary of State	The protection of employees in the event of the insolvency of their employer.
		The Secretary of State	Compensation to victims of violent intentional crime.
		Any Northern Ireland department	Measures relating to road tunnel safety and the safety of roads accessing road tunnels.
		Any Northern Ireland department	The protection of employees in the event of the insolvency of their employer.
		The Welsh Ministers ⁴⁶	Measures relating to road tunnel safety and the safety of roads accessing road tunnels Measures in respect of food (including drink) including the primary

⁴⁵ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted to reflect the effect of that designation.

⁴⁶ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly. The reference to the 'National Assembly for Wales' has been substituted accordingly.

			<p>production of food and measures relating to feed produced for or fed to food-producing animals, except measures concerning feed containing medicinal products (including growth regulators) or medicinal products when destined for use in feed; provided that such exception shall not extend to zootechnical additives within the following functional groups:–</p> <p>(a) digestibility enhancers: substances which, when fed to animals, increase the digestibility of the diet, through action on target feed materials;</p> <p>(b) gut flora stabilisers: micro-organisms or other chemically defined substances, which, when fed to animals, have a positive effect on the gut flora; or</p> <p>(c) substances which favourably affect the environment.</p>
The European Communities (Designation) (No.3) Order 2005	S.I. 2005/2766	<p>The Secretary of State</p> <p>The Secretary of State</p>	<p>The regulation, labelling and control of packages and products made up to a pre-determined constant nominal quantity, whether that be weight, volume, number, area, length or any other measurement.</p> <p>Food and drink intended for sale for human consumption, including the presentation, packaging, labelling, marketing and</p>

		Any Northern Ireland department	advertising of such food and drink.
		Any Northern Ireland department	The regulation, labelling and control of packages and products made up to a pre-determined constant nominal quantity, whether that be weight, volume, number, area, length or any other measurement.
			Food and drink intended for sale for human consumption, including the presentation, packaging, labelling, marketing and advertising of such food and drink.
The European Communities (Designation) Order 2006	S.I. 2006/608	The Secretary of State	Persistent organic pollutants, dangerous substances, preparations and chemicals.
		The Treasury	European Cooperative Societies.
		The Secretary of State	Intellectual property (including both registered and unregistered rights).
		Any Northern Ireland department	European Cooperative Societies.
The European Communities (Designation) (No. 2) Order 2006	S.I. 2006/1461	The Secretary of State	Measures relating to the interoperability of electronic road user charging and road tolling systems.
		The Secretary of State and the Treasury	Rights in respect of State pensions and benefits of members of the pension scheme provided for officials

		The Secretary of State	and servants of the EU ⁴⁷ . Matters relating to trade in certain goods, including technical assistance, which could be used for capital punishment, torture or other cruel, inhuman or degrading treatment or punishment.
		Any Northern Ireland department	Rights in respect of State pensions and benefits of members of the pension scheme provided for officials and servants of the EU.
The European Communities (Designation) Order 2007	S.I. 2007/193	The Welsh Ministers ⁴⁸	Prevention and remedying of land contamination.
		The Secretary of State	The creation, operation, regulation or dissolution of companies and other forms of business organisation.
		Any Northern Ireland department	The creation, operation, regulation or dissolution of companies and other forms of business organisation.
The European Communities (Designation) (No.2) Order 2007	S.I. 2007/1349	Any Northern Ireland department	Persistent organic pollutants, dangerous substances, preparations and chemicals.
		The Welsh Ministers ⁴⁹	The preceding item in this column.
The European Communities	S.I. 2007/1679	The Secretary of State	Machinery, including—

⁴⁷ By virtue of S.I. 2011/1043, the reference to 'Community' is substituted by 'European Union'. This substitution applies to the rest of this column.

⁴⁸ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

⁴⁹ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

(Designation) (No.3) Order 2007			(a) component parts of machines; (b) components or equipment to be attached to or used with machines; and (c) sub-assemblies to be incorporated into or assembled with machines.
		Any Northern Ireland department	The preceding item in this column.
		The Secretary of State	Auditors and the audit of accounts.
		Any Northern Ireland department	Auditors and the audit of accounts.
		The Treasury	Auditors and the audit of accounts.
		The Welsh Ministers	The requirement for an assessment of the impact on the environment of projects likely to have significant effects on the environment, in so far as it concerns town and country planning.
The European Communities (Designation) (No. 4) Order 2007	S.I. 2007/2133	Any Northern Ireland department	Access to education.
		The Secretary of State and the Treasury	Prevention of money laundering and terrorist financing.
The Transfer Of Functions (Equality) Order 2007	S.I. 2007/2914	Lord Privy Seal	Discrimination.
The European Communities (Designation) (No. 5) Order 2007	S.I. 2007/3471	The Secretary of State	Batteries and accumulators.
		Any Northern Ireland department	The preceding item in this column.
The European Communities (Designation) Order 2008	S.I. 2008/301	Secretary of State	The environment.
		Any Northern Ireland department	The preceding item in this column.
		Secretary of State	The placing on the market of cat and dog

			fur and of products containing such fur.
The European Communities (Designation) (No. 2) Order 2008	S.I. 2008/1792	Secretary of State	Private international law.
		The Welsh Ministers ⁵⁰	The veterinary and phytosanitary fields for the protection of public health.
The European Communities (Designation) Order 2009	S.I. 2009/221	Secretary of State	Services in the internal market.
		Any Northern Ireland department	The preceding item in this column.
		The Welsh Ministers ⁵¹	The preceding item in this column.
The European Communities (Designation) (No. 2) Order 2009	S.I. 2009/707	The Secretary of State	Packaging of products.
		Secretary of State	Charges (including tolls) on vehicles.
The European Communities (Designation) (No. 2) Order 2009	S.I. 2009/707	The Welsh Ministers ⁵²	The preceding item in this column.
		Secretary of State	Charges (including tolls) on vehicles.
The European Communities (Designation) (No. 3) Order 2009	S.I. 2009/1381	Any Northern Ireland department	The packaging of products.
		Secretary of State	Charges (including tolls) on vehicles.
The European Communities (Designation) (No. 4) Order 2009	S.I. 2009/2743	The Secretary of State	The accreditation of conformity assessment bodies.
		Any Northern Ireland department	Cross-border healthcare.
		The Secretary of State and any Northern Ireland department	Public procurement.
		Secretary of State	Pyrotechnic articles.

⁵⁰ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly. The reference to the 'National Assembly for Wales' has been substituted accordingly.

⁵¹ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly. The reference to the 'National Assembly for Wales' has been substituted accordingly.

⁵² By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly. The reference to the 'National Assembly for Wales' has been substituted accordingly.

The European Communities (Designation) (No. 5) Order 2009	S.I. 2009/3214	Secretary of State	Market surveillance and marking which indicates that a product is in conformity with requirements of EU legislation.
		Secretary of State	Products derived from pinnipeds.
		Secretary of State	Changes in terminology or numbering arising out of the Treaty of Lisbon Amending the Treaty on European Union and the Treaty Establishing the European Community signed at Lisbon on 13th December 2007.
The European Communities (Designation) Order 2010	S.I. 2010/761	The Treasury	Mutual assistance between states for the recovery of— (a) claims relating to levies, duties, taxes, social security contributions and to financing of the Common Agricultural policy, and (b) interest, fines, costs and penalties related to such claims.
		Any Northern Ireland department	Changes in terminology or numbering arising out of the Treaty of Lisbon Amending the Treaty on European Union and the Treaty Establishing the European Community signed at Lisbon on 13th December 2007.
		The Secretary of State	Defence-related products.
		The Secretary of State	Energy and energy sources.
		Any Northern Ireland department	Energy and energy sources, except nuclear

			energy and nuclear energy sources.
The European Communities (Designation) (No. 2) Order 2010	S.I. 2010/1552	Secretary of State	The safety management of road infrastructure.
		Any Northern Ireland department	The preceding item in this column.
		The Welsh Ministers ⁵³	The preceding item in this column.
		The Welsh Ministers	The prevention, reduction and management of waste.
		The Secretary of State	The environmental aspects of product design.
		Any Northern Ireland department	The environmental aspects of product design.
The European Communities (Designation) (No. 3) Order 2010	S.I. 2010/1834	The Secretary of State and the Treasury	Restrictive measures against persons or bodies listed by an international organisation.
The European Communities (Designation) (No. 4) Order 2010	S.I. 2010/2473	The Minister for the Cabinet Office	Public procurement.
		The Secretary of State	Social security.
		Any Northern Ireland department.	Social security.
The European Communities (Designation) (No. 5) Order 2010	S.I. 2010/2690	The Secretary of State	Mediation.
		Any Northern Ireland department	The preceding item in this column.
		The Welsh Ministers.	The preceding item in this column.
		The Welsh Ministers	(1)The Welsh Ministers are designated in relation to the common agricultural policy of the European Union.

⁵³ By virtue of s. 59(1) of the Government of Wales Act 2006, the power to designate a Minister of the Crown or government department under section 2(2) of the European Communities Act 1972 (c.68) is currently exercised to designate the Welsh Ministers. The reference to the 'National Assembly for Wales' has been substituted accordingly.

(2) Paragraph (1) does not designate the Welsh Ministers to make provision in respect of feed that contains medicinal products or medicinal products destined for use in feed, except provision concerning—

- (a) substances that favourably affect the environment,
- (b) digestibility enhancers, or
- (c) gut flora stabilisers.

(3) In paragraph (2)—“digestibility enhancers” means substances which, when fed to animals, increase the digestibility of the diet, through action on target feed materials; “gut flora stabilisers” means

micro-organisms or other substances, which, when fed to animals, have a positive effect on gut flora;

“medicinal products” includes growth regulators.

(4) Except in the case of subordinate legislation made jointly with the Secretary of State, paragraph (1) does not designate the Welsh Ministers to make subordinate legislation that includes provision in respect of—(a) the placing on the market or use of plant protection products, or (b) maximum levels for pesticide residues in or on—(i) cereals, (ii) food stuffs of animal origin, or (iii) products of plant

			origin, including fruit and vegetables.
			Private international law.
The European Communities (Designation) Order 2011	S.I. 2011/1683	The Welsh Ministers	Flood risk management.
The European Communities (Designation) (No. 2) Order 2011	S.I. 2011/2718	The Treasury	Discrimination.
The European Communities (Designation) Order 2012	S.I. 2012/1759	The Secretary of State	Financial assistance for industry.
		The Treasury	Administrative cooperation in the field of taxation.
		The Treasury	Financial Services.
		Any Northern Ireland department	Firearms and ammunition except in relation to prohibited weapons and prohibited ammunition.
The European Communities (Designation) (No. 2) Order 2012	S.I. 2012/2752	The Secretary of State	Property interests in moveable objects.
		The Secretary of State	Criminal Justice.
		Any Northern Ireland department	The preceding items in this column.
The European Communities (Designation) Order 2013	S.I. 2013/1445	The Secretary of State	The European Parliament.
		The Lord President of the Council	The preceding item in this column.
		The Lord Privy Seal	The preceding item in this column.
		The Secretary of State	Local government elections in England, Wales and Scotland and local elections in Northern Ireland.
		The Lord President of the Council	Local government elections in England, Wales and Scotland

			and local elections in Northern Ireland.
The European Communities (Designation) Order 2014	S.I. 2014/1362	The Secretary of State The Treasury	The re-use of public sector information. Consumer credit.
European Communities (Designation) (No. 2) Order 2014	S.I. 2014/1890	The Secretary of State Any Northern Ireland department The Welsh Ministers The Welsh Ministers	Wild animals. The preceding item in this column. The preceding item in this column. Prevention and remedy of environmental damage.
The European Communities (Designation) (No. 3) Order 2014	S.I. 2014/2705	The Secretary of State The Commissioners for Her Majesty's Revenue and Customs The Minister for the Cabinet Office	Tobacco, tobacco products, nicotine, nicotine products and herbal products for smoking. The traceability of, and security feature for, tobacco and tobacco products. The combating of late payment in commercial transactions.
The European Communities (Designation) Order 2015	S.I. 2015/814	The Welsh Ministers	The prevention and limitation of the effects of accidents involving dangerous substances, insofar as they relate to- (a) land-use planning (b) transport routes (c) fisheries.
The European Communities (Designation) (No. 2) Order 2015	S.I. 2015/1530	The Welsh Ministers	Public procurement by contracting authorities whose functions are wholly or mainly Welsh devolved functions.
The European Communities (Designation) (No. 3) Order 2015	S.I. 2015/1770	The Secretary of State	Electronic trust services and other systems to facilitate electronic transactions in the internal market.

The European Communities (Designation) Order 2016	S.I. 2016/161	The Welsh Ministers	The design and construction of buildings, and in relation to services, fittings and equipment provided in or in connection with those buildings.
The European Communities (Designation) (No. 2) Order 2016	S.I. 2016/1112	The Secretary of State, The Minister for the Cabinet Office and the Lord Privy Seal	The European Parliament.
		The Secretary of State and the Minister for the Cabinet Office	Local government elections in England, Wales and Scotland and local elections in Northern Ireland.

Note: The European Communities (Designation) Order 2006 (S.I. 2006/3329) contains no active designations and amended several earlier orders.