

2019 No.

**EXITING THE EUROPEAN UNION**

**CONSTITUTIONAL LAW AND DEVOLUTION**

**SCOTLAND**

The Fisheries, Aquaculture and Marine (Functions Exercisable  
in or as Regards Scotland) (Amendment) (EU Exit) Regulations  
2019

<i>Sift requirements satisfied</i>	***
<i>Made</i> - - - -	***
<i>Laid before Parliament</i>	***
<i>Coming into force</i> - -	***

The Secretary of State, in exercise of the powers conferred by section 8(1) of, and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018(a), makes the following Regulations.

The requirements of paragraph 3(2) of Schedule 7 to that Act (relating to the appropriate Parliamentary procedure for these Regulations) have been satisfied.

**Citation and commencement**

1. These Regulations may be cited as the Fisheries, Aquaculture and Marine (Functions Exercisable in or as Regards Scotland) (Amendment) (EU Exit) Regulations 2019 and come into force on exit day.

**Scotland Act 1998 (Functions Exercisable in or as Regards Scotland) Order 1999**

2.—(1) The Scotland Act 1998 (Functions Exercisable in or as Regards Scotland) Order 1999(b) is amended as follows.

(2) In article 5, for “EU law” in both places it occurs substitute “retained EU law”.

(3) In article 7, for “EU law” substitute “retained EU law”.

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(a) 2018 c. 16.

(b) S.I. 1999/1748, amended by S.I. 2011/1043; there are other amending instruments but none is relevant.

**Scotland Act 1998 (Modification of Functions) Order 1999**

3.—(1) The Scotland Act 1998 (Modifications of Functions) Order 1999(a) is amended as follows.

(2) In article 5, for “EU law” in both places it occurs substitute “retained EU law”.

(3) In article 6, for “EU law” substitute “retained EU law”.

	<i>Name</i>
	Parliamentary Under Secretary of State
Date	Department for Environment, Food and Rural Affairs

**EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations are made in exercise of the powers conferred by the European Union (Withdrawal) Act 2018 (c. 16) (in particular under section 8(2)(g)) in order to address failures of retained EU law to operate effectively and other deficiencies arising from the withdrawal of the United Kingdom from the European Union.

These Regulations make simple amendments to Orders made under the Scotland Act 1998 in relation to sea fisheries, aquaculture and marine management.

An impact assessment has not been produced for this instrument as no, or no significant, impact on the private or voluntary sector is foreseen. A copy of the Explanatory Memorandum is published on [www.legislation.gov.uk](http://www.legislation.gov.uk).

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(a) S.I. 1999/1756, amended by S.I. 2011/1043.