

## **South Marine Plans EU Exit Guidance**

The guidance is published by the Marine Management Organisation. It explains how references to EU law in the South Marine Plans and Technical Annex (TA) should be interpreted from 1 January 2021 following the UK's withdrawal from the EU.

The European Union (Withdrawal) Act 2018 converts many EU measures into UK law. Former EU measures converted into UK law are referred to as 'retained EU law' with statutory instruments amending the retained EU law to ensure it is operable.

References in the South Marine Plans and Technical Annex to EC or EU legislation, EU legislative requirements, European legislation and EU requirements are to be read as references to retained EU law from 1 January 2021.

### **Interpretation**

References to EC or EU regulations are to be read as references to those regulations in retained EU law.

References to EC or EU directives are to be read as references to legislation that gave effect to the requirements of those directives in England, as amended to ensure that they are operable from 1 January 2021.

References to 'European sites' and 'Natura 2000 sites' are to be read as references to European sites within the UK national site network (as defined in Regulation 3 of the Conservation of Habitats and Species Regulations 2017) designated before we left the EU or designated after we left the EU under transposing regulations.

References to 'Integrated Coastal Zone Management' or 'ICZM' are to be read as references to the version of the EU ICZM recommendation that had effect immediately before we left the EU.

The EU regulations which make up the Common Fisheries Policy are incorporated into domestic legislation by the European Union (Withdrawal) Act 2018, amended (or in some cases revoked) so they work appropriately following the UK's withdrawal from the EU and form part of retained EU law.

Paragraph 121 of the TA refers to the Common Fisheries Policy reform foreseeing greater aquaculture development within the European Union and should be read as if the words 'within the European Union' were omitted.

References to 'Member States' are to be read as references to the UK.