

Agriculture Bill

Clause 22

- 1** In clause 22, page 16, line 30, leave out “to the Secretary of State”
- 2** In clause 22, page 17, line 5, leave out “to the Secretary of State”
- 3** In clause 22, page 17, line 13, leave out “to the Secretary of State”
- 4** In clause 22, page 17, line 31, at end insert—
 - “() An application under subsection (1), (3) or (5) is to be made to and determined by—
 - (a) the appropriate authority for the part of the United Kingdom in which the applicant has its registered office or principal place of business, or
 - (b) where the applicant is made up of producers, producer organisations or, as the case may be, businesses operating in more than one part of the United Kingdom, the appropriate authority for any of those parts.”
- 5** In clause 22, page 17, line 38, leave out “The Secretary of State” and insert “The appropriate authority to which an application is made under this section”
- 6** In clause 22, page 18, line 5, at end insert—
 - ““appropriate authority” means—
 - (a) in relation to England, Wales or Northern Ireland, the Secretary of State,
 - (b) in relation to Scotland, the Scottish Ministers;”

Clause 23

- 7** In clause 23, page 18, line 30, leave out “the Secretary of State” and insert “an appropriate authority (within the meaning given in section 22(11))”

Clause 24

- 8** In clause 24, page 18, line 37, leave out “the Secretary of State” insert “an appropriate authority (within the meaning given in section 22(11))”
- 9** In clause 24, page 19, line 5, at end insert—
 - “() Regulations under section 22 or 23 containing provision that extends to Scotland may be made only with the consent of the Scottish Ministers.”

Clause 25

- 10** In clause 25, page 19, line 23, at end insert—
 - “() Regulations under this section containing provision that extends to Scotland may be made only with the consent of the Scottish Ministers.”

11 In clause 25, page 20, line 24, at end insert—

“() Before making regulations under this section, the Secretary of State must consult persons—

(a) who are representative of—

(i) producers of, or

(ii) first purchasers of,

the agricultural products to which the regulations will apply, or

(b) who may otherwise be affected by the regulations.”

After clause 25

12 After clause 25, insert—

“PART 6A

QUALITY SCHEMES FOR AGRICULTURAL PRODUCTS AND FOODSTUFFS

Quality schemes for agricultural products and foodstuffs

(1) Subsection (2) applies to any function of the Secretary of State under—

(a) Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs (“the EU Regulation”),

(b) the delegated and implementing Regulations,

(c) any regulations made by the Secretary of State under the EU Regulation, and

(d) any regulations made under section 2(2) of the European Communities Act 1972 relating to the enforcement of the EU Regulation or the delegated and implementing Regulations.

(2) The Secretary of State may exercise the function only with the consent of the Scottish Ministers.

(3) In subsection (1), the “delegated and implementing Regulations” means—

(a) Commission Delegated Regulation (EU) No 664/2014 supplementing the EU Regulation with regard to the establishment of Union symbols for protected designations of origin, protected geographical indications and traditional specialities guaranteed and with regard to certain rules on sourcing, certain procedural rules and certain additional transitional rules,

(b) Commission Delegated Regulation (EU) No 665/2014 supplementing the EU Regulation with regard to conditions of use of the quality term “mountain product”, and

(c) Commission Implementing Regulation (EU) No 668/2014 laying down rules for the application of the EU Regulation.

(4) The references in subsection (1) to the EU Regulation and the delegated and implementing Regulations are to those instruments—

(a) as they have effect in domestic law by virtue of the European Union (Withdrawal) Act 2018, and

(b) as amended from time to time whether by virtue of that Act or otherwise.”

Clause 26

13 In clause 26, page 20, line 36, at end insert—

“() Regulations under this section containing provision that extends to Scotland may be made only with the consent of the Scottish Ministers.”

14 In clause 26, page 20, line 44, leave out from “support” to end of line 2 on page 21

15 In clause 26, page 21, line 26, leave out subsection (6)