

**New Legislation**  
**Trading Standards Division**  
**July, August & September 2020**

<b>S. I. NUMBER</b>	<b>TITLE</b>	<b>ACT</b>	<b>EFFECT</b>	<b>DATE COMING INTO FORCE</b>
<b>2020/676</b>	<a href="#"><u>The Product Safety and Metrology etc. (Amendment to Extent and Meaning of Market) (EU Exit) Regs 2020</u></a>	European Union (Withdrawal) Act 2018	This instrument amends the extent of the Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regs 2019 (S.I. 2019/696) ("the 2019 Regs") so that the majority of the amendments made by the 2019 Regs extend only to England and Wales and Scotland. It also revokes amendments made to some subordinate legislation that extends only to Northern Ireland. This will ensure that the legislation amended by the 2019 Regs can continue to implement EU law in respect of Northern Ireland, where required by the Protocol on Ireland / Northern Ireland to the Withdrawal Agreement ("the Protocol").	In accordance with reg. 1 (1)
<b>2020/738</b>	<a href="#"><u>The Official Feed and Food Controls (England) (Amendment) Regs 2020</u></a>	European Communities Act 1972	The instrument is being made to correct an omission in The Official Feed and Food Controls (England) Regs 2009/3255 ("the 2009 Regs"), and make other minor consequential amendments relating to Part 3 of the 2009 Regs. The mandatory charging provisions contained within Article 79 of Regulation (EU) 2017/625 ("the Official Controls Regulation") have not been adequately implemented into UK law. As a result, competent authorities do not have sufficient powers to enable them to levy the required charges for import controls that are carried out on certain consignments of high risk food and feed not of animal origin (HRFNAO). Competent authorities levy a fee on importers to recover the costs incurred from the official controls undertaken on consignments of HRFNAO. No profit is made. The fees	05/08/2020

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			cover the costs of staff, office space, inspection vehicles and consumables such as paper and computers. To date, the FSA would approximate that between the 14 <sup>th</sup> December and 15th July, PHAs and LAs will have collected £450,000 in fees associated with import controls of HRFNAO, delivering 6,350 documentary checks, 902 identity checks and 849 physical examinations.	
<b>2020/852</b>	<a href="#"><u>The Product Safety and Metrology (Amendment) (EU Exit) Regs 2020</u></a>	European Union (Withdrawal) Act 2018	This instrument amends two earlier product safety and metrology instruments the Department prepared for exiting the EU without a Withdrawal Agreement, to reflect the fact that the UK has now left the EU and entered a Transition Period which will last until 11 p.m. on 31 December 2020. This instrument amends references to 'exit day' contained within those earlier instruments to read 'IP completion day', i.e. 11pm on 31 December 2020, which is a term now defined in the Interpretation Act 1978.	In accordance with reg. 2
<b>2020/864</b>	<a href="#"><u>The Product Safety and Metrology etc. (EU Withdrawal and EEA EFTA Separation Agreements) (EU Exit) Regs 2020</u></a>	European Union (Withdrawal) Act 2018	This instrument creates domestic legislation to support the implementation of the goods provisions of Part Three Title 1 of the EU Withdrawal Agreement and of the European Economic Area (EEA) European Free Trade Association (EFTA) Separation Agreement. This instrument will only apply to goods placed on the United Kingdom (UK) or EU/EEA market before the end of the Transition Period (31 Dec 2020) (TP). Article 43 Withdrawal Agreement and Article 41 Separation Agreement require Market Surveillance Authorities (MSAs) in the UK to share relevant information on market surveillance with the EU Commission and EU MSAs/ the EFTA Surveillance Authority and MSAs, regarding goods placed on the market before the end of the	In accordance with reg. 1

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			TP. As there are in excess of 200 Local Authorities that act as MSAs in the UK, this instrument will ensure that the Secretary of State has the power to pass on relevant market surveillance information on their behalf to the EU /EFTA bodies.	
<b>2020/887</b>	<a href="#"><u>The Fertilising Products Regs 2020</u></a>	European Communities Act 1972	This instrument implements Articles 20 to 36 of Regulation (EU) 2019/1009 of the European Parliament and of the Council of 5 June 2019 laying down rules on the making available on the market of EU fertilising products ("Regulation 2019/1009"), in Great Britain. It appoints the Secretary of State as the authority responsible in Great Britain for the appointment and oversight of the bodies that will assess the compliance of fertilisers with requirements under a new "conformity assessment" regulatory regime. It also sets out the process by which bodies will apply to take on this assessment role, for the authorisation of the United Kingdom Accreditation Service ("UKAS") to evaluate their competence for the role, and provides for an appeal procedure from the decisions of these bodies.	24/09/2020
<b>2020/971</b>	<a href="#"><u>Environmental Protection (Plastic Straws, Cotton Buds and Stirrers) (England) Regs 2020</u></a>	Environmental Protection Act 1990	This instrument is being made to restrict the supply of single-use plastic straws, single-use plastic-stemmed cotton buds, and plastic drink stirrers, in order to prevent pollution of the environment or harm to the health of humans and animals.	In accordance with reg. 1