

# Retained EU Law (Revocation and Reform) Bill

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## AMENDMENTS TO BE MOVED ON REPORT

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### Clause 13

BARONESS MCINTOSH OF PICKERING

Clause 13, page 17, line 3, leave out “the end of 2023” and insert “11.59 pm on 31 December 2028”

### Clause 14

BARONESS MCINTOSH OF PICKERING

Clause 14, page 17, line 39, leave out “23 June 2026” and insert “11.59pm on 31 December 2028”

### Clause 16

BARONESS MCINTOSH OF PICKERING

Clause 16, page 20, line 6, leave out “23 June 2026” and insert “11.59pm on 31 December 2028”

BARONESS MCINTOSH OF PICKERING

Clause 16, page 20, line 22, leave out "the end of 2023" and insert “11.59pm on 31 December 2028”

BARONESS MCINTOSH OF PICKERING

Clause 16, page 20, line 24, leave out "the end of 2023" and insert "11.59pm on 31 December 2028"

**After Clause 17**

LORD KREBS  
BARONESS PARMINTER  
BARONESS HAYMAN OF ULLOCK

After Clause 17, insert the following new Clause –

**“Environmental protection and food standards**

- (1) Regulations may not be made by a relevant national authority under section 13, 14, 16 or 17 unless the relevant national authority is satisfied that the regulations do not –
  - (a) reduce the level of environmental protection arising from the EU retained law to which the provision relates;
  - (b) reduce the level of protection of consumers in relation to the safety, composition or labelling of food arising from the EU retained law to which the provision relates;
  - (c) conflict with any relevant international environmental agreements to which the United Kingdom is party.
- (2) Prior to making any provision to which this section applies, the relevant national authority must –
  - (a) seek advice from persons who are independent of the authority and have relevant expertise,
  - (b) seek advice from, as appropriate, the Office for Environmental Protection, Environmental Standards Scotland, a devolved environmental governance body or another person exercising similar functions, the Food Standards Agency and Food Standards Scotland, and
  - (c) publish a report setting out –
    - (i) how the provision does not reduce the level of environmental or consumer protection in accordance with subsection (1), and
    - (ii) how the authority has taken into account the advice from the persons referred to in paragraphs (a) and (b) of this subsection.
- (3) In section 4 (annual and other reports) of the Food Standards Act 1999, after subsection (1) insert –

“(1A) The report prepared under subsection (1) must include a detailed assessment, drawn up after seeking advice from such other persons or bodies with relevant expertise as the Agency considers appropriate, of the impact of the implementation of sections 13, 14, 16 and 17 of the Retained EU Law (Revocation and Reform) Act 2023 in the areas of food safety, composition, and labelling and other relevant areas of concern to consumers related to food.”
- (4) In this section “relevant international environmental agreements” means –
  - (a) the UNECE Convention on access to information, public participation in decision-making and access to justice in environmental matters (Aarhus, 25 June 1998);

- (b) the Council of Europe’s Convention on the Conservation of European Wildlife and Natural Habitats (Bern, 1979);
- (c) the UN Convention on Biodiversity (Rio, 1992);
- (d) the Convention on the Conservation of Migratory Species of Wild Animals (Bonn, 1979);
- (e) the Convention for the Protection of the Marine Environment of the North-East Atlantic (1992);
- (f) the Convention on Wetlands of International Importance especially as Waterfowl Habitat (Ramsar, 1971).”

***Member's explanatory statement***

*This new Clause creates additional conditions to be satisfied before the powers in Clauses 13, 14, 16 or 17 can be exercised where the subject matter of their exercise concerns law relating to environmental protection or food standards. It would also require the Government to seek the advice of the relevant independent expert statutory bodies, and the Food Standards Agency to include in its annual report to Parliament an assessment of the impact of the implementation of these provisions in areas of concern to consumers related to food.*

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*30 March 2023*

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