STATUTORY RULES OF NORTHERN IRELAND

2019 No. 16

AGRICULTURE

FOOD

The Residues (Charges and Examination) (Amendment) Regulations (Northern Ireland) 2019

Made - - - - 12th February 2019

Coming into operation 15th March 2019

The Department of Agriculture, Environment and Rural Affairs(**1**) and the Department of Health(**2**), are Departments designated(**3**) for the purposes of section 2(2) of the European Communities Act 1972(**4**) in relation to the common agricultural policy of the European Community and in relation to medicinal products and make the following Regulations in exercise of the powers conferred by section 2(2) of, and paragraph 1A of Schedule 2(**5**) to, that Act.

Acting jointly(**6**), the Department of Agriculture, Environment and Rural Affairs and the Department of Health make the following Regulations in exercise of the powers conferred by Article 47(2) of the Food Safety (Northern Ireland) Order 1991(**7**).

In accordance with Article 47(3) of the Food Safety (Northern Ireland) Order 1991 and Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council(**8**) laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety, the aforementioned Departments have carried out consultation with such organisations as appear to them to be representative of interests likely to be affected by these Regulations.

(**1**) Formerly the Department of Agriculture and Rural Development (DARD see Article 3(4) of the Departments (Northern Ireland) Order 1999 (S.I. 1999/283 (N.I. 1). DARD was renamed the Department of Agriculture, Environment and Rural Affairs by Article 1(2) of the Departments (Northern Ireland) Act 2016 (2016 c.5 (N.I.)).

(**2**) Formerly the Department of Health, Social Services and Public Safety; see 2016 c.5 (N.I.), section 1.

(**3**) S.I. 1972/1811 and S.I. 2000/2812

(**4**) 1972 c. 68. Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c.51) and section 3(3) of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 (c.7). Section 2(2) is prospectively repealed by the European Union (Withdrawal) Act 2018 (c.16), section 1, from Exit Day (see Section 20 of that Act).

(**5**) 1972 c.68; paragraph 1A of Schedule 2 was inserted by the Legislative and Regulatory Reform Act 2006 (c.51), section 28 and was amended by the European Union (Amendment) Act 2008 (c.7), the Schedule, Part 1 and is prospectively repealed by the European Union (Withdrawal) Act 2018 (c.16), section 1 from exit day (see section 20 of that Act).

(**6**) S.R. 2000 No.78: see regulation 13(1)(d)(i) which allows the Department of Agriculture, Environment and Rural Affairs to join with the Department of Health in making regulations under the Food Safety (Northern Ireland) Order 1991 in relation to charges for inspection in relation to residues of veterinary products in food or food sources.

(**7**) S.I. 1991 No. 762 (N.I. 7) as amended by 1999 c.28, Schedule 5, paragraphs 27 and 40 and by S.R. 2004 No. 482.

(**8**) O.J. No. L31, 1.2.2002, p.1 as amended by Commission Regulation (EC) No.202/2008 (O.J. No. L60, 4.3.2008, P.17).