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Beatrice Wishart MSP,
Deputy Convener of the Rural Affairs, Islands and
Natural Environment Committee
Scottish Parliament
Edinburgh
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24 March 2022

Dear Beatrice

THE WASTE AND AGRICULTURE (LEGISLATIVE FUNCTIONS) REGULATIONS 2022 (“SI ENV022”)

EU EXIT LEGISLATION – PROTOCOL WITH SCOTTISH PARLIAMENT

I write further to my letter of 5 January when I explained that the Scottish Government had made the Rural Support (Controls) (Coronavirus) (Scotland) Regulations 2021 (the “2021 SSI”), which in part purported to rely on the defective power that SI ENV022 corrected when it came into force on 26 February 2022.

I can now provide the Committee with a short update on this matter. The Scottish Government has made the Rural Support (Controls) (Coronavirus) (Scotland) Regulations 2022 (the “2022 SSI”), which were laid on 24 March 2022 and are due to come into force on 19 May 2022. The Committee may wish to note that the provisions inserted into Regulation (EU) No. 1306/2013 of the European Parliament and of the Council of 13 December 2013 on the financing, management and monitoring of the common agricultural policy (the “Horizontal Regulation”) by the 2021 SSI will be entirely removed as a result of amendments made by the 2022 SSI.

Please do not hesitate to contact myself or my officials whose contact details are contained in the notification for SI ENV022 if you have any queries.

Yours sincerely



MAIRI GOUGEON