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SCOTTISH STATUTORY INSTRUMENTS

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**2020 No. 373 (C. 31)**

**AGRICULTURE**

**The Agriculture (Retained EU Law and Data) (Scotland)  
Act 2020 (Commencement No. 2) Regulations 2020**

*Made* - - - - *11th November 2020*  
*Laid before the Scottish*  
*Parliament* - - - - *13th November 2020*  
*Coming into force* - - *1st December 2020*

The Scottish Ministers make the following Regulations in exercise of the power conferred by section 26(2) of the Agriculture (Retained EU Law and Data) (Scotland) Act 2020(1).

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Agriculture (Retained EU Law and Data) (Scotland) Act 2020 (Commencement No. 2) Regulations 2020 and come into force on 1 December 2020.

(2) In these Regulations, “the Act” means the Agriculture (Retained EU Law and Data) (Scotland) Act 2020.

**Appointed days**

2.—(1) 1 December 2020 is the day appointed for the coming into force of the following provisions of the Act—

- (a) section 13 (Defined terms),
- (b) section 14 (Agri-food supply chains: requirement to provide information),
- (c) section 15 (Agricultural activity: requirement to provide information),
- (d) section 16 (Provision of information etc.),
- (e) section 17 (Purposes for which information may be required and processed),
- (f) section 18 (Limitations on the processing of required information),
- (g) section 19 (Enforcement of information requirements),
- (h) section 20 (Consequential repeals).

(2) 1 January 2021 is the day appointed for the coming into force of the following provisions of the Act—

- (a) section 6 (Power to modify CAP legislation on public intervention and private storage aid),
- (b) section 7 (Power to simplify or improve CAP legislation on aid for fruit and vegetable producer organisations),
- (c) section 8 (Power to revoke the EU Food Promotion Scheme),
- (d) section 9 (Marketing standards),
- (e) section 10 (Marketing standards: agricultural products),
- (f) section 11 (Carcass classification),
- (g) section 12 (Marketing standards and carcass classification: consequential amendments and savings), and
- (h) schedule 1 (Modifications of the CMO Regulation).

St Andrew's House,  
Edinburgh  
11th November 2020

*FERGUS EWING*  
A member of the Scottish Government

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations bring into force sections 13 to 20 (Part 2) of the Agriculture (Retained EU Law and Data) (Scotland) Act 2020 (“the Act”) on 1 December 2020. Part 2 of the Act relates to the collection and processing of data.

These Regulations bring into force sections 6 to 12 and schedule 1 of the Act on 1 January 2021. Sections 6 to 11 provide Scottish Ministers with regulation making powers. These are to modify Common Agricultural Policy (“CAP”) legislation on public intervention and private storage aid (section 6); simplify or improve CAP legislation on aid for fruit and vegetable producer organisations (section 7); revoke the EU food promotion scheme (section 8); make provision about marketing standards for agricultural products (sections 9 and 10); and make provision about carcass classification (section 11). Section 12 gives effect to schedule 1, which makes consequential and saving provisions.

The Bill for the Act received Royal Assent on 1 October 2020. Section 5 and sections 21 to 27 came into force on the day after that.

The Act is now fully commenced.

## NOTE AS TO EARLIER COMMENCEMENT REGULATIONS

*(This note is not part of the Regulations)*

The following provisions of the Agriculture (Retained EU Law and Data) (Scotland) Act 2020 have been brought into force by commencement regulations made before the date of these Regulations.

<b>Provision</b>	<b>Date of Commencement</b>	<b>Instrument No.</b>
Section 1	5 November 2020	<a href="#">S.S.I. 2020/315</a>
Section 2	5 November 2020	<a href="#">S.S.I. 2020/315</a>
Section 3	5 November 2020	<a href="#">S.S.I. 2020/315</a>
Section 4	5 November 2020	<a href="#">S.S.I. 2020/315</a>