STATUTORY RULES OF NORTHERN IRELAND

2023 No. 0000

AGRICULTURE

The Hops Certification (Amendment) Regulations (Northern Ireland) 2024

Made - - - - xxth Month 2024

Coming into operation xxth Month 2024

The Department of Agriculture, Environment and Rural Affairs([[1]](#footnote-2)), in exercise of the powers conferred by section 11 of, and paragraph 11M of Part 1C of Schedule 2 to, the European Withdrawal Act 2018([[2]](#footnote-3)), makes the following Regulations.

There has been open and transparent public consultation during the preparation of these Regulations as required by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council([[3]](#footnote-4)) 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.

Citation, commencement and interpretation

1. — These Regulations may be cited as the Hops Certification (Amendment) Regulations (Northern Ireland) 2024 and come into operation on xxth Month 2024.
   1. The Interpretation Act (Northern Ireland) 1954([[4]](#footnote-5)) shall apply to these Regulations as it applies to an Act of the Assembly.

Amendments to the Hops Certification Regulations 1979

1. — The Hops Certification Regulations 1979([[5]](#footnote-6)) are amended as follows—
   1. In regulation 1(2) —
      1. in the definition of “the relevant provisions”, for paragraphs (b) and (c) substitute—

(b) Commission Delegated Regulation (EU) No. .../... supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards the marketing standards in the hop sector and repealing Commission Regulation (EC) No 1850/2006([[6]](#footnote-7));

(c) Commission Implementing Regulation (EU) No. …/… laying down rules for the application of Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards the certification of hops and hop products and related controls([[7]](#footnote-8));

(d) Commission Delegated Regulation (EU) No. 2023/2835 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards rules on import in the sectors of rice, cereals, sugar and hops, and repealing Commission Regulations (EC) No 3330/94, (EC) No 2810/95, (EC) No 951/2006, (EC) 972/2006, (EC) No 504/2007, (EC) 1375/2007, (EC) No 402/2008, (EC) No 1295/2008, (EC) No 1312/2008 and (EU) No 642/2010, (EEC) No 1361/76, (EEC) No 1842/81, (EEC) No 3556/87, (EEC) No 3846/87, (EEC) No 815/89, (EC) No 765/2002, (EC) No 1993/2005, (EC) No 1670/2006, (EC) No 1731/2006, (EC) No 1741/2006, (EC) No 433/2007, (EC) No 1359/2007, (EC) No 1454/2007, (EC) No 508/2008, (EC) No 903/2008, (EC) No 147/2009, (EC) No 612/2009, (EU) No 1817/2010, (EU) No 1178/2010, (EU) 90/2011 and Commission Implementing Regulation (EU) No 1373/2013([[8]](#footnote-9));

(e) Commission Implementing Regulation (EU) No 2023/2835 laying down rules for the application of Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards imports in the sectors of rice, cereals, sugar and hops([[9]](#footnote-10));.

* + 1. in the definition of “hop products”, after “Articles 1 and 3(1) of Regulation (EU) No 1308/2013” insert “and Article 3 of Commission Delegated Regulation (EU) No. …/…”.
  1. In regulation 3—
     1. in paragraph (1)(e), for “Article 1(3)(a) of Commission Regulation (EC) No 1850/2006”, substitute “Article 5(a) of Commission Delegated Regulation (EU) No. …/…”;
     2. in paragraph (1A), for “Regulation (EC) 1295/2008”, substitute “Commission Delegated Regulation (EU) No. 2023/2835”.
  2. In regulation 6A(a), for “Article 12(1) of Commission Regulation (EC) No 1850/2006”, substitute “Article 9(1) of Commission Implementing Regulation (EU) No. …/…”.
  3. In regulation 7—
     1. for paragraph (1), substitute—

(1) A brewer required by Article 6(1) of Commission Delegated Regulation (EU) No. …/… to send to the competent certification authority referred to in Article 3(m) of Commission Delegated Regulation (EU) No. …/… and in Article 10 of Commission Implementing Regulation (EU) No. …/…, a declaration giving the particulars of hops harvested on the brewer’s land and used by the brewer which are mentioned in Article 6(1) shall forward the harvest declaration, not later than 15th November in each year, to the Department or to such person as the Department shall by notice to the brewer from time to time direct.;

* + 1. in paragraph (2), for “Article 21 of Commission Regulation (EC) No 1850/2006”, substitute “Article 10 of Commission Implementing Regulation (EU) No. …/…”.

Sealed with the Official Seal of the Department of Agriculture, Environment and Rural Affairs on xxth Month 2023

Alison Chambers

A senior officer of the

Department of Agriculture, Environment and Rural Affairs

EXPLANATORY NOTE

(This note is not part of the Regulations)

1. () 2018 c.16 section 11 and Part 1C of Schedule 2 confer powers on power on devolved authorities. A "devolved authority" is defined under section 20(1) to include 'a Northern Ireland Department'. The Department of Agriculture, Environment and Rural Affairs is named as a Northern Ireland department in section 1 of, and Schedule 1 to, the Departments Act (Northern Ireland) 2016 c.5 (N.I.). [↑](#footnote-ref-2)
2. () 2018 (c16); Part 1C of Schedule 2 was inserted by Section 22 of the European Union (Withdrawal Agreement) Act 2020 (c.1) (the 2020 Act). Paragraph 8F(10) of Schedule 7 was amended by paragraph 51 of Schedule 5 to the 2020 Act. [↑](#footnote-ref-3)
3. () OJ No. L 31, 1.2.2002, p. 1, as amended by Commission Regulation (EC) No. 202/2008 (OJ No. L 60, 4.3.2008, p. 17). [↑](#footnote-ref-4)
4. () 1954 c. 33 (N.I.). [↑](#footnote-ref-5)
5. () S.I. 1979 No. 1095 as amended by S.I. 2020 No. 1453. [↑](#footnote-ref-6)
6. () OJ No. Lxx, x.x.2024, p. xx (TBC) [↑](#footnote-ref-7)
7. () OJ No. Lxx, x.x.2024, pxx (TBC) [↑](#footnote-ref-8)
8. () OJ No. L, 21.12.2023. [↑](#footnote-ref-9)
9. () OJ No. L, 21.12.2023. [↑](#footnote-ref-10)