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Edward Mountain MSP  
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Committee  
The Scottish Parliament  
Edinburgh  
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27<sup>th</sup> February 2019

*Dear Edward,*

## **THE TRADE IN ANIMALS AND RELATED PRODUCTS (AMENDMENT) (EU EXIT) REGULATIONS 2019**

### **EXIT LEGISLATION – PROTOCOL WITH SCOTTISH PARLIAMENT**

The Scottish Parliament Rural Economy and Connectivity Committee and the Environment, Climate Change and Land Reform Committee recommended on 12 and 18 December 2018 respectively that the Trade in Animals and Related Products (Amendment) (EU Exit) Regulations 2018 include Scottish devolved matters, as set out in the notification to the Scottish Parliament dated 15 November 2018.

The Trade in Animals and Related Products (Amendment) (EU Exit) Regulations 2019 were laid in the UK Parliament on 16 January 2019.

This Statutory Instrument (SI) amends five GB-wide instruments and two instruments that extend and apply to England only, was to be subject to the negative Parliamentary procedure, as reflected in the Scottish Government's notification to the Scottish Parliament in relation to the instrument.

The SI varies slightly to the original proposal outlined in the notification as the House of Lords Secondary Legislation Scrutiny Committee having considered the instrument recommended on 18 December 2018 that it be subject to the affirmative procedure (see House of Lords Secondary Legislation Scrutiny Committee (Sub-Committee B) 10th Report of Session 2017-19 - published 20 December 2018 - HL Paper 257). The instrument was laid in draft under the affirmative procedure on 16 January 2019. However, this variation in the procedure to apply to the SI is not considered so significant as to need any further process.

Scottish Ministers, special advisers and the Permanent Secretary are covered by the terms of the Lobbying (Scotland) Act 2016. See [www.lobbying.scot](http://www.lobbying.scot)



I can confirm that notwithstanding the change in Parliamentary procedure, the GB-wide amendments made by this instrument remain consistent with the consent granted by the Scottish Parliament.

I am copying this letter to the Convener of the Delegated Powers and Law Reform Committee.



**MAIRI GOUGEON**

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