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STATUTORY INSTRUMENTS

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**2015 No. 1691**

**ENVIRONMENTAL PROTECTION**

**The Nagoya Protocol (Compliance)  
(Amendment) Regulations 2015**

*Made* - - - - *14th September 2015*  
*Laid before Parliament* *18th September 2015*  
*Coming into force* - - *11th October 2015*

The Secretary of State, who is designated for the purposes of section 2(2) of the European Communities Act 1972<sup>(1)</sup> in relation to the environment<sup>(2)</sup>, makes these Regulations in exercise of the powers conferred by that section of that Act.

**Citation and commencement**

1. These Regulations may be cited as the Nagoya Protocol (Compliance) (Amendment) Regulations 2015 and come into force on 11th October 2015.

**Amendment of the Nagoya Protocol (Compliance) Regulations 2015**

2. In regulation 16(2) of the Nagoya Protocol (Compliance) Regulations 2015<sup>(3)</sup>, after “regulation 13”, insert “, or regulation 14,”.

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(1) 1972 c. 68; section 2(2) was amended by the Legislative and Regulatory Reform Act 2006 (c. 51), section 27(1)(a), and the European Union (Amendment) Act 2008 (c. 7), Part 1 of the Schedule. Under section 57 of the Scotland Act 1998 (c. 46), despite the transfer to the Scottish Ministers of functions in relation to implementing obligations under EU law in respect of devolved matters, the function of the Secretary of State in relation to implementing those obligations continues to be exercisable as regards Scotland. Under paragraph 5 of Schedule 3 to the Government of Wales Act 2006 (c. 32), despite the transfer to the Welsh Ministers of functions in relation to implementing obligations under EU law in relation to devolved matters, the Secretary of State retains power to exercise such functions as regards Wales.

(2) S.I. 2008/301.

(3) S.I. 2015/821.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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14th September 2015

*Rory Stewart*  
Parliamentary Under Secretary of State  
Department for Environment, Food and Rural  
Affairs

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## EXPLANATORY NOTE

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

These Regulations amend the Nagoya Protocol (Compliance) Regulations 2015 ([S.I. 2015/821](#)), which implement, within the United Kingdom, compliance measures for users of genetic resources or traditional knowledge associated with genetic resources resulting from the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilisation to the Convention on Biological Diversity. The amendment ensures that there is a penalty associated with the offence of obstruction of an inspector who exercises a power under those Regulations.

An impact assessment has not been produced for these Regulations as no significant impact on the costs of business or the voluntary sector is foreseen as a result of them. The Explanatory Memorandum is published alongside the instrument on [www.legislation.gov.uk](http://www.legislation.gov.uk).