

Part A - transpositions by SSI between 17 December 2019 and 31 December 2020

EU Legislation	Transposition Deadline	Transposing SSI	Purpose of SSI	Lead SG Minister	In force	Comments
<p>Commission Implementing Directive (EU) 2020/432 amending Council Directive 2002/55/EC with regard to the definition of vegetables and the list of genera and species in Article 2(1)(b)</p> <p>Commission Implementing Directive (EU) 2020/177 amending Council Directives 66/401/EEC, 66/402/EEC, 68/193/EEC, 2002/55/EC, 2002/56/EC and 2002/57/EC, Commission Directives 93/49/EEC and 93/61/EEC and Implementing Directives 2014/21/EU and 2014/98/EU as regards pests of plants on seeds and other plant reproductive material</p> <p>Commission Implementing Directive (EU) 2019/990 amending the list of genera and species in Article 2(1)(b) of Council Directive 2002/55/EC, in Annex II to Council Directive 2008/72/EC and in the Annex to Commission Directive 93/61/EEC</p>	<p>30 June 2020</p> <p>31 May 2020</p> <p>30 June 2020</p>	<p>The Seed and Plant Material (Miscellaneous Amendments) (Scotland) Regulations 2020 No. 165</p>	<p>To amend the Marketing Regulations to further transpose the amendments made by Directive 2020/432 and Directive 2020/177 to the Marketing Directives.</p>	<p>Minister for Rural Affairs and the Natural Environment</p>	<p>01 July 2020</p>	<p>None.</p>
<p>Commission Implementing Directive (EU) 2019/1813 amending Implementing Directive 2014/96/EU on the requirements for the labelling, sealing and packaging of fruit plant propagating material and fruit plants intended for fruit production, falling within the scope of Council Directive 2008/90/EC as</p>	<p>31 March 2020</p>	<p>The Marketing of Fruit Plant and Propagating Material (Scotland) Amendment Regulations 2020 no. 34</p>	<p>To amend the Marketing of Fruit Plant and Propagating Material (Scotland) Regulations 2017 (“the principal Regulations”).</p>	<p>Minister for Rural Affairs and the Natural Environment</p>	<p>01 April 2020</p>	<p>None.</p>

regards the colour of the label for certified categories of propagating material and fruit plants and the content of the supplier's document						
<p>Directive (EU) 2018/849 of the European Parliament and of the Council amending Directives 2000/53/EC on end-of-life vehicles, 2006/66/EC on batteries and accumulators and waste batteries and accumulators, and 2012/19/EU on waste electrical and electronic equipment</p> <p>Directive (EU) 2018/850 of the European Parliament and of the Council amending Directive 1999/31/EC on the landfill of waste</p> <p>Directive (EU) 2018/851 of the European Parliament and of the Council amending Directive 2008/98/EC on waste</p> <p>Directive (EU) 2018/852 of the European Parliament and of the Council amending Directive 94/62/EC on packaging and packaging waste</p>	05 July 2020	The Waste (Miscellaneous Amendments)(Scotland) Regulations 2020 No. 314	To implement the devolved aspects of the EU Circular Economy Package (CEP).	Cabinet Secretary for Net Zero, Energy and Transport	04 December 2020	None.

Part B - transpositions by UKG SI between 17 December 2019 and 31 December 2020

EU Legislation	Transposition Deadline	Transposing UKG SI	Purpose of UKG SI	Lead SG Minister	In force	Reason for devolved provision in UKG SI
<p>Commission Implementing Directive (EU) 2019/990 amending the list of genera and species in Article 2(1)(b) of Council Directive 2002/55/EC, in Annex II to Council Directive 2008/72/EC and in the Annex to Commission Directive 93/61/EEC</p> <p>Commission Implementing Directive (EU) 2020/432 amending Council Directive 2002/55/EC with regard to the definition of vegetables and the list of genera and species in Article 2(1)(b)</p>	01 July 2020	The Vegetable Plant Material and Seed (Miscellaneous Amendments) Regulations 2020 No. 579	To transpose the Directives.	Minister for Rural Affairs and the Natural Environment	01 July 2020	The UK operates a single National List which is regulated by a UK Instrument “The Seeds (National List of Varieties) Regulations 2001”. There are clear benefits for Scotland in participating in common National Listing tests and producing a single list of varieties approved for cultivation in the UK.
<p>Regulation (EU) 2019/1009 of the European Parliament and of the Council of 5 June 2019 laying down rules on the making available on the market of EU fertilising products and amending Regulations (EC) No 1069/2009 and (EC) No 1107/2009 and repealing Regulation (EC) No 2003/2003</p>	16 April 2020	The Fertilising Products Regulations 2020	To implement Articles 20 to 36 of Regulation 2019/1009.	Minister for Rural Affairs and the Natural Environment	24 September 2020	Fertilisers policy is aligned across the UK, and there is a history of GB-wide and UK-wide legislation in this area. The EU Regulation required that a single notifying authority was designated for the UK, so it was considered preferable for an SI to be made at GB level. The Scottish Government was fully engaged in the process of developing the SI and in ensuring that the regulations were acceptable for Scottish interests.

<p>Directive (EU) 2018/844 of the European Parliament and of the Council amending Directive 2010/31/EU on the energy performance of buildings and Directive 2012/27/EU on energy efficiency</p>	<p>10 March 2020</p>	<p>The Energy Efficiency (Building Renovation and Reporting) (Amendment) Regulations 2020.</p>	<p>To transpose articles 2a, 10(6) and 20(2) of Directive 2010/31/EU on the energy performance of buildings (Energy Performance of Buildings Directive) introduced as amendments by Directive (EU) 2018/844.</p>	<p>Cabinet Secretary for Net Zero, Energy and Transport</p>	<p>24 June 2020</p>	<p>The three topics of the SI (facilitating investment, financial measures to support energy efficiency improvements and information via advisory tools) relate to broader implementation of devolved energy efficiency policy.</p> <p>Reference to ‘competent’ authorities in regulation 2 of the amending SI relates to the definition of that term in regulation 2 of The Energy Efficiency (Building Renovation and Reporting) Regulations 2014, which includes Scottish Ministers.</p> <p>Reference to the definition of ‘energy performance certificate’ as regulations requiring the production of such documents in specific circumstances are devolved and set out in The Energy Performance of Buildings (Scotland) regulations 2008, as amended.</p> <p>No legislative consent motion was associated with this amending SI.</p>
<p>Directive (EU) 2018/958 of the European Parliament and of the Council on a proportionality test before adoption of new regulation of professions</p>	<p>30 July 2020</p>	<p>The European Union (Regulated Professions Proportionality Assessment) Regulations 2020 No. 689</p>	<p>To transpose Directive (EU) 2018/958 on a proportionality test before adoption of new regulation of professions into domestic law.</p>	<p>Minister for Just Transition, Employment and Fair Work</p>	<p>30 July 2020</p>	<p>The Directive aims to apply a common framework for proportionality assessments across EU Member States to ensure consistency and transparency of application. The Scottish Government has engaged with BEIS to agree the approach to implementation.</p> <p>This instrument was revoked at the end of the transition period</p>

Part C: UK-wide administrative transposition between 17 December 2019 and 31 December 2020

EU Legislation	Transposition Deadline	Transposing UKG SI	Purpose of UKG SI	Lead SG Minister	In force	Reason for devolved provision in UKG SI
Commission Implementing Directive (EU) 2019/1985 amending Directives 2003/90/EC and 2003/91/EC setting out implementing measures for the purposes of Article 7 of Council Directive 2002/53/EC and Article 7 of Council Directive 2002/55/EC respectively, as regards the characteristics to be covered as a minimum by the examination and the minimum conditions for examining certain varieties of agricultural plant species and vegetable species	31 May 2020	Transposed administratively.	This Directive was transposed administratively.	Minister for Rural Affairs and the Natural Environment	29 May 2020	The Directive requirements carried out administratively apply on a UK-wide basis.