

SCHEDULE 8

CONTROLLER OF PLANT VARIETY RIGHTS PLANT VARIETIES AND SEEDS TRIBUNAL PLANT VARIETY RIGHTS OFFICE

PART II

MODIFICATIONS

Modification of functions in relation to the Office, the Controller and the Tribunal

3.—(1) This paragraph applies to any function of making regulations under sections 17(8), 18, 22(2), 24, 26(2), 28, 29, 44 and 48 of the 1997 Act.

(2) The Secretary of State for Scotland is to cease to be among the Ministers who, acting jointly, may exercise any function to which this paragraph applies.

(3) Any function to which this paragraph applies shall be exercisable only with the consent of the Scottish Ministers, and section 88(2) of the Act shall not apply in relation to any such function.