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18 February 2026

Dear Finlay,

## THE SEA FISHERIES (AMENDMENT) REGULATIONS 2026

### EU EXIT LEGISLATION – PROTOCOL WITH SCOTTISH PARLIAMENT

The Scottish Parliament agreed on 28 January 2026 that it was content for Scottish Ministers to give their consent to The Sea Fisheries (Amendment) Regulations 2026 including Scottish devolved matters, as set out in the notification to the Parliament.

The Sea Fisheries (Amendment) Regulations 2026 was made on 05 February under section 36(1)(b) and (c), (4)(e) and (6)(a) and (c) of the Fisheries Act 2020 and section 15 of the Retained EU Law (Revocation and Reform) Act 2023.

I can now confirm that the substance of this SI remains unchanged from the notification. There has been one technical amendment made to the instrument relating to the enabling powers cited. This variation is not so significant as to require any further process. Specifically, the SI cites additional enabling powers under section 36(6)(a) and (c) of the Fisheries Act 2020. Section 36(6) provides for regulations made under section 36 to make different provision in relation to (a) *different descriptions of sea fish or other animal* and (c) *different areas of the sea or inland waters*.

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

Yours sincerely,

A handwritten signature in black ink.

MAIRI GOUGEON

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