



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE **The Farriers (Registration) and Animal Health (Amendment) (EU Exit) Regulations 2019**

DATE **19 December 2018**

BY **Lesley Griffiths AM, Minister for Environment, Energy and Rural Affairs**

The Farriers (Registration) and Animal Health (Amendment) (EU Exit) Regulations 2019

The law which is being amended

Domestic legislation

Primary

- The Farriers (Registration) Act 1975 (“The 1975 Act”)
- The Animal Health Act 1981 (“The 1981 Act”)

Any impact the SI may have on the Assembly’s legislative competence and/or the Welsh Ministers’ executive competence

Animal Health and Welfare, which includes farriery, is a devolved function.

The purpose of the amendments

The purpose of the SI (Affirmative procedure) is to remove the existing legislative provisions namely, the European Union (Recognition of Professional Qualifications) Regulations 2015 which transposed Directives 2005/36EC and 2013/55/EU - known as the Mutual Recognition of Professional Qualifications (MRPQ) Directive - from “The 1975 Act”

A separate instrument, namely, the Recognition of Professional Qualifications (Amendment etc.) (EU Exit) Regulations 2018 amends the European Union (Recognition of Professional Qualification) Regulations 2015 so that farriers will not be in scope of the European Union (Recognition of Professional Qualifications) Regulations 2015.

Instead, the Farriers (Registration) and Animal Health (Amendment) (EU Exit) Regulations 2019 propose to amend the 1975 Act so as to give the Farriers Registration Council, established under the 1975 Act, wide discretion in relation to the registration of farriers.”

The “1981 Act” will also be amended to reflect Retained EU law in devolved areas in terms of “ EU obligations” being substituted by “retained EU law”.

The SI and accompanying Explanatory Memorandum, setting out the effect of each amendment is available here: <https://beta.parliament.uk/work-packages/MtHRLa9i>

Why consent was given

Consent has been given for the UK Government to make these corrections in relation to, and on behalf of, Wales for reasons of efficiency, expediency and due to the technical nature of the amendments. The amendments have been considered fully; and there is no divergence in policy. These amendments are to ensure that the statute book remains functional following the UK’s exit from the EU. This is in line with the principles for correcting agreed by the Cabinet Sub-Committee on European Transition in May.

A Statutory Instrument Consent Memorandum has also been laid in the National Assembly in respect of the amendments to The Farriers (Registration) Act 1975 and The Animal Health Act 1981.