



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE **The European Union (Withdrawal) Act 2018 (Consequential Modifications and Repeals and Revocations) Regulations 2018**

DATE **3 December 2018**

BY **Julie James AM, Leader of the House and Chief Whip**

The European Union (Withdrawal) Act 2018 (Consequential Modifications and Repeals and Revocations) Regulations 2018

The retained EU Law which is being amended

- The Interpretation Act 1978
- The Interpretation and Legislative Reform (Scotland) Act 2010
- Interpretation Act (Northern Ireland) 1954
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Any impact the SI may have on the Assembly's legislative competence and/or the Welsh Ministers' executive competence

This SI will have no effect on the Assembly's legislative competence or the Welsh Ministers' executive competence.

The purpose of the amendments

The purpose of the amendments is to correct deficiencies in legislation arising from the UK leaving the European Union and make provision relating to the interpretation of EU law and terminology relating to exiting the EU.

The SI and accompanying Explanatory Memorandum, setting out the effect of each amendment is available here: <https://www.gov.uk/eu-withdrawal-act-2018-statutory-instruments/the-european-union-withdrawal-act-2018-consequential-modifications-and-repeals-and-revocations-eu-exit-regulations-2018>

Why consent was given

The devolved elements of this SI were made under s.23 of the EU (Withdrawal) Act 2018, which is a power of Ministers of the Crown and which cannot be exercised by the Welsh Ministers. It falls outside of the Intergovernmental Agreement and therefore the consent of the Welsh Ministers was not required. The Parliamentary Under Secretary of State for DEXEU wrote to the Welsh Ministers informing them of this SI. While consent was not formally required, the Welsh Ministers have confirmed they are content for this SI to apply in

relation to Wales. 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.