



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE **The Common Agricultural Policy (Financing, Management and Monitoring) (Miscellaneous Amendments) (EU Exit) Regulations 2019**

DATE **15 February 2019**

BY **Rebecca Evans AM, Minister for Finance and Trefnydd**

The Common Agricultural Policy (Financing, Management and Monitoring) (Miscellaneous Amendments) (EU Exit) Regulations 2019

The law which is being amended

- Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financial management and monitoring of the common agricultural policy. This EU Regulation has a fundamental role in setting out the overarching framework for how the CAP functions
- Article 11(1) of Commission Delegated Regulation (EU) No 639/2014 of 11 March 2014 supplementing Regulation (EU) No 1307/2013 of the European Parliament and of the Council establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy.

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

This instrument confers functions on the Welsh Ministers without encumbrance. There are also two functions which are being transferred to the Welsh Ministers, Secretary of State and other Devolved Authorities which can only be exercised by them jointly.

Functions transferred to the Secretary of State so that they are exercisable jointly with the Welsh Ministers constitute functions of a Minister of the Crown for the purposes of Schedule 7B to Government of Wales Act 2006. This may be a relevant consideration in the context of the Assembly’s competence to legislate in the future in these areas.

The purpose of the amendments

This instrument will ensure that the retained EU CAP “Horizontal” legislation will operate effectively throughout the UK after EU Exit. The appropriate legislative “fixes” introduced by

this instrument will maintain a status quo position, as far as possible, and will have no noticeable impacts on the ground for farmers or land managers.

The amendments made by these Regulations do not amount to a change in policy but ensure that retained EU law continues to operate effectively after the UK leaves the EU.

The Regulations and accompanying Explanatory Memorandum, setting out the effect of amendments is available here: <https://beta.parliament.uk/work-packages/6rx7NS3s>

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 and present no divergence of 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.