



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE **The Animals and Animal Health, Feed and Food, Plants and Plant Health (Amendment) Regulations 2022**

DATE **21 November 2022**

BY **Lesley Griffiths MS, Minister for Rural Affairs and North Wales, and Trefnydd**

Members of the Senedd will wish to be aware that I have granted consent for the Secretary of State to exercise a delegated legislative power in a devolved area in relation to Wales.

This Written Statement has, therefore, today been laid before the Senedd in accordance with Standing Order 30C.

Members of the Senedd will also wish to be aware that this Written Statement replaces the one laid in error on 21 October of the same title.

The former Minister of State for Farming, Fisheries and Food, Victoria Prentis MP, requested consent to make The Animals and Animal Health, Feed and Food, Plants and Plant Health (Amendment) Regulations 2022.

The above titled statutory instrument (SI) will be made by the Secretary of State in exercise of powers conferred by section 8(1) of, and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018.

The purpose of the amendments

The Regulations propose amendments to retained direct European Union (EU) law relating to official controls on imports to Great Britain (GB) of animals and animal products, plant products (including food) as well as rules on animal health and welfare, following the United Kingdom's withdrawal from the EU. Such amendments are necessary to ensure that the laws operate effectively in the domestic context and to safeguard human and animal health. Part 5 of the above titled SI also makes changes to the Plant Varieties and Seeds Act 1964,

which is subject to the Statutory Instrument Consent Motion procedure in accordance with Standing Order 30A.

The SI also makes the following amendments:

- Part 2 of this instrument concerns corrective amendments to Regulation (EU) No 2016/2031.
- Part 3 consists of several amendments to the Official Controls Regulations (Regulation (EU) No 2017/625).
- Part 4 addresses minor operability amendments to other retained EU Law:
 - Amendment of Regulation (EC) No 999/2001.
 - Amendment of Council Regulation (EC) No 1/2005.
 - Amendment of Annex 2 to Commission Decision 2007/777/EC.
 - Amendment of Annex 1 to Commission Regulation (EC) No 798/2008.
 - Amendment of Annex 1 to Commission Regulation (EC) No 119/2009.
 - Amendment of Commission Implementing Regulation (EU) 2020/625.

It also makes changes to the following legislative regulations:

- Part 6 consists of amendments to The Trade in Animals and Related Products (England) Regulations 2011; and Animal Health (Miscellaneous Fees) (England) Regulations 2018.

The Regulations were laid in draft before the UK Parliament on 20 October 2022 and are expected to come into force on 13 December 2022:

<http://www.legislation.gov.uk/id/ukdsi/2022/9780348239911>.

Impact on competence

The SI has no impact on the Senedd's legislative competence or the Welsh Ministers' executive competence.

Why consent has been given

The SI addresses minor EU exit related deficiencies, further deficiencies not anticipated at the time of withdrawal from the EU and ensures the functioning of a GB-wide imports regime. For these reasons, for efficiency and expediency, and to ensure consistency and coherence of the statute book, I consider it appropriate to consent to the above titled SI. I do so whilst reserving the ability to diverge in future as per our devolved competence.