



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE **The Zoonotic Disease Eradication and Control (Amendment) (EU Exit) Regulations 2018**

DATE **23 November 2018**

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

The Zoonotic Disease Eradication and Control (Amendment) (EU Exit) Regulations 2018

The law which is being amended

The retained EU law which is being amended or revoked by these Regulations is:

- Commission Decision 2003/644/EC established additional guarantees regarding salmonella for consignments to Finland and Sweden of breeding poultry and day-old chicks for introduction into flocks of breeding poultry or flocks of productive poultry;
- Regulation (EC) No 2160/2003 on the control of salmonella and other specified food-borne zoonotic agents;
- Commission Decision 2004/235/EC establishing additional guarantees regarding salmonella for consignments to Finland and Sweden of laying hens;
- Commission Decision 2004/665/EC concerning a baseline study on the prevalence of salmonella in laying flocks of *Gallus gallus*;
- Commission Regulation (EC) No 1177/2006 implementing Regulation (EC) No 2160/2003 of the European Parliament and of the Council as regards requirements for the use of specific control methods in the framework of the national control programmes for the control of salmonella in poultry;
- Commission Regulation (EU) No 200/2010 implementing Regulation (EC) No 2160/2003 of the European Parliament and of the Council as regards a Union target for the reduction of the prevalence of *Salmonella* serotypes in adult breeding flocks of *Gallus gallus* ;
- Commission Regulation (EU) No 517/2011 implementing Regulation (EC) No 2160/2003 of the European Parliament and of the Council as regards a Union target for the reduction of the prevalence of certain *Salmonella* serotypes in laying hens of *Gallus gallus*;
- Commission Regulation (EU) No 200/2012 concerning a Union target for the

reduction of the prevalence of *Salmonella enteritidis* and *Salmonella typhimurium* flocks of broilers;

- Commission Regulation (EU) No 1190/2012 concerning a Union target for the reduction *Salmonella* Enteritidis and *Salmonella* Typhimurium in flocks of turkeys; and
- Commission Implementing Decision 2013/652/EU on the monitoring and reporting of antimicrobial resistance in zoonotic and commensal bacteria.

They also amend the EEA Agreement.

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

This statutory instrument contains provisions which are within devolved competence.

In relation to the Zoonotic Disease Eradication and Control (EU Exit) (Amendments) Regulations 2018, three functions have been transferred so that they are exercisable by the SoS alone (in one instance only with the consent of the Devolved Authorities in relation to devolved territories.)

Functions transferred to the SoS constitute functions of a Minister of the Crown for the purposes of Schedule 7B to GoWA 2006. A future Assembly Bill seeking to remove or modify these functions could trigger a requirement to consult the UKG.

The purpose of the amendments

The purpose of the amendments is to make some of the amendments which are necessary to ensure that legislation which protects public health from zoonotic disease and in particular from salmonella remains operable after the UK's exit from 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-zoonotic-disease-eradication-and-control-amendment-eu-exit-regulations-2018>

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.