

Draft Regulations laid before Senedd Cymru under section 62(6) of the Digital Economy Act 2017, for approval by resolution of Senedd Cymru.

DRAFT WELSH STATUTORY
INSTRUMENTS

2024 No. (W.)

**DISCLOSURE OF
INFORMATION**

**The Digital Government (Welsh
Bodies) Regulations 2024**

EXPLANATORY NOTE

(This note is not part of the Regulations)

Part 5 of the Digital Economy Act 2017 (“the Act”) allows specified persons listed in the Schedules to the Act to share information for specific purposes. Section 56(1) of the Act allows a specified person to share information with certain other persons for the purposes of preventing fraud against public authorities. Part 2 of Schedule 8 to the Digital Economy Act 2017 contains a list of Welsh bodies specified for the purposes of section 56(1). These Regulations remove the Higher Education Funding Council for Wales from that list and replace it with the Commission for Tertiary Education and Research.

The Welsh Ministers’ Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, a regulatory impact assessment has been prepared as to the likely costs and benefits of complying with these Regulations. A copy can be obtained from the Post Compulsory Education and Training Reform Branch, Welsh Government, Cathays Park, Cardiff CF10 3NQ.

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Made

Coming into force

1 August 2024

The Welsh Ministers make the following Regulations in exercise of the power conferred by section 56(6) of the Digital Economy Act 2017(1) (“the Act”).

In accordance with section 56(11) of the Act, the Welsh Ministers have had regard to the systems and procedures for the secure handling of information by the Commission for Tertiary Education and Research, and whether the Higher Education Funding Council for Wales has had regard to the code of practice under section 60 of the Act.

The Welsh Ministers have consulted the Information Commissioner, the Commissioners for His Majesty's Revenue and Customs, the Scottish Ministers, the Department of Finance in Northern Ireland, the Minister for the Cabinet Office, and such other persons as the Welsh Ministers consider appropriate, as required by section 56(12) of the Act.

A draft of these Regulations was laid before Senedd Cymru under section 62(6) of the Act(2), and has been approved by a resolution of Senedd Cymru.

(1) 2017 c. 30. See section 63(1) and (3) for the definition of “appropriate national authority”.

(2) The reference in section 62(6) of the Act to the National Assembly for Wales now has effect as a reference to Senedd

Title and coming into force

1.—(1) The title of these Regulations is the Digital Government (Welsh Bodies) Regulations 2024.

(2) These Regulations come into force on 1 August 2024.

Amendment to Part 2 (Welsh bodies) of Schedule 8 to the Digital Economy Act 2017

2. In paragraph 49 of Part 2 of Schedule 8 to the Digital Economy Act 2017, for “The Higher Education Funding Council for Wales”, substitute “The Commission for Tertiary Education and Research”.

Name

Cabinet Secretary for Education, one of the Welsh Ministers

Date