



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE **The Union Civil Protection Mechanism (Revocation) EU Exit Regulations 2021**

DATE **26 March 2021**

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

The Union Civil Protection Mechanism (Revocation) EU Exit Regulations 2021

<https://statutoryinstruments.parliament.uk/timeline/5bMjzJsP/ProposedNegative/>

Policy Overview of the SI:

This instrument is made using powers in the European Union (Withdrawal) Act 2018, in order to address a deficiency in domestic law arising from the withdrawal of the United Kingdom from the European Union (EU).

The Union Civil Protection Mechanism (UCPM) legislation applies to the UK as a EU member state and participation is based on the principles of i) a voluntary contribution during disaster preparedness and response, and ii) solidarity between member states.

The UCPM legislation is currently “retained direct EU legislation” under the European Union (Withdrawal) Act 2018. Retaining this EU legislation in UK domestic law serves no purpose as it became redundant once the UK left the EU, which is why it is being revoked. The legislation provides for participation in the UCPM as an EU Member State, and the UK is no longer an EU Member State. Accordingly, this revocation will address a deficiency in retained law and will maintain a coherent statute book to avoid any unnecessary legal uncertainties as to the application of the legislation in the UK.

It will not affect the UK’s or Wales’ ability to cooperate bilaterally or respond to disasters or in our ability to request assistance, if needed.

The Law which is being amended:

The SI revokes Decision 1313/2013/EU, Decision (EU) 2019/420 which govern the Union Civil Protection Mechanism, and the following eleven implementing acts:

- Council Decision 1999/847/EC
- Council Decision 2005/12/EC
- Decision 1313/2013/EU
- Commission Implementing Decision 2014/762/EU
- Commission Implementing Decision (EU) 2018/142
- Decision (EU) 2019/420
- Commission Implementing Decision (EU) 2019/570
- Commission Implementing Decision (EU) 2019/1310
- Commission Implementing Decision (EU) 2019/1930
- Commission Implementing Decision (EU) 2020/414
- Commission Implementing Decision (EU) 2020/452

The SI also revokes Decision 1999/847/EC and Decision 2005/12/EC which established and extended respectively a Community Action Programme in the field of civil protection, which ceased on 31 December 2006.

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 the Union Civil Protection Mechanism.

Any impact the SI may have on the Welsh Ministers' executive competence

The SI has no impact on the Welsh Ministers' executive competence.

Any impact the SI may have on the legislative competence of the Senedd

The SI has no impact on the Senedd's legislative competence.

Why consent was given

There is no divergence between the Welsh Government and the UK Government on the policy for the correction. Therefore, making separate SIs in Wales and England would lead to duplication, and unnecessary complication of the statute book. Consenting to a UK wide SI ensures that there is a single legislative framework across the UK which promotes clarity and accessibility during this period of change. In these exceptional circumstances, the Welsh Government considers it appropriate that the UK Government legislates on our behalf in this instance.