



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE **The Veterinary Medicines and Animals and Animal Products (Examination of Residues and Maximum Residues Limits) (Amendment etc.) (EU Exit) Regulations 2018**

DATE **28 November 2018**

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

The Veterinary Medicines and Animals and Animal Products (Examination of Residues and Maximum Residues Limits) (Amendment etc.) (EU Exit) Regulations 2018

The law which is being amended

A list of the EU Regulations being amended

- Commission Regulation (EC) No 2017/880
- Commission Implementing Regulation (EU) No 2017/12
- Commission Regulation (EC) No 2018/782
- Regulation (EC) No 470/2009
- Regulation (EC) No 37/2010

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

The National Assembly for Wales has legislative competence in relation to Food Safety. Functions in relation to Regulation 470/2009, Commission Implementing Regulation 2017/12 and Commission Regulation 2018/782 have been conferred on the Secretary of State alone.

Functions transferred to the Secretary of State 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 UK Government.

The purpose of the amendments

The 2018 Regulations (negative procedure) ensure that the veterinary medicines framework continues to operate effectively once we leave the EU, and that we can continue to operate

a residues surveillance programme covering the same objectives. The changes made by the instrument are necessary to ensure that retained EU legislation and the domestic legislation enforcing it continue to operate effectively.

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-veterinary-medicines-and-animals-and-animal-products-examination-of-residues-and-maximum-residues-limits-amendment-etc-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.