



**Cynulliad Cenedlaethol Cymru
The National Assembly for Wales**

ADRODDIAD GAN Y PWYLLGOR DEDDFAU LEGISLATION COMMITTEE REPORT

**The Import and Export Restrictions (Foot-and-Mouth Disease) (Wales) (No. 4)
Regulations 2001**

Background

These Regulations revoke and replace the No. 3 Regulations of the same title. As in the case of the No. 3 Regulations they implement restrictions on the import and export of certain animals and animal products. This is in accordance with a series of Commission Decisions.

The No. 3 Regulations (as extended) applied until 4 April. The present regulations were made under the executive procedure on 4 April and apply until 19 April.

Standing Order 11.5

No points have been identified as matters in respect of which the Committee needs to invite the Assembly to pay special attention.

General Observations

Welsh Text

As in the case of previous foot-and-mouth disease statutory instruments, these regulations have been made in English only. It is understood that this has been in consequence of the short time within which the regulations had to be made.

The Committee has previously written to the relevant Assembly Minister with regard to the matter and the response to that letter will thus be of equal relevance in the present instance.

It is particularly to be noted with these regulations that the text is substantially the same as the earlier regulations in the series.

Regulation 2

It is noted that the definition of “National Assembly” which has been included in the earlier regulations has been omitted.

Regulation 6(3)

Given that the previous reference to the United Kingdom in paragraph (a) has now been amended to “Great Britain or the restricted area of Northern Ireland”, it is queried whether the reference to the United Kingdom in paragraph (d) should have been similarly modified.

Regulation 22

Since the Regulations confer a number of functions on the Assembly it may be queried why the enforcement duty is imposed on the Minister of Agriculture and local authorities but not, additionally, on the Assembly. This query has been raised with the relevant Assembly Minister in the context of the initial Import and Export Restrictions instrument and the response received will thus be of equal relevance in relation to the present instrument.

Explanatory Note

It would be helpful if the Note indicated the date on which the Regulations will cease to apply.

Mick Bates AM
Chair, Legislation Committee

1 May 2001