

Subordinate Legislation Committee

SLC(3)-12-07

SLC67

Subordinate Legislation Committee Report

Under Standing Order 15.2 the Assembly is invited to pay special attention to the following instrument.

Title: The Natural Mineral Water, Spring Water and Bottled Drinking Water (Wales) Regulations 2007

These Regulations revoke the Natural Mineral Water, Spring Water and Bottled Drinking Water Regulations 1999 (S.I. 1999/1540) (as amended), which extend to the whole of Great Britain, in so far as they apply in relation to Wales, and re-enact those Regulations with changes in relation to Wales. These Regulations implement, to the extent specified in paragraph 3 of the Explanatory Note to the Regulations, the Community instruments specified in that paragraph. **Procedure: Negative** 1. In paragraph (b) of the definition of "drinking water" in regulation 2(1), the Welsh text provides for labelling in English or Welsh, whilst the English text provides for labelling in English only. Similar discrepancies occur in regulations 8, 9, 10, 11, 12, 14. As regulation 20 creates offences in relation to these regulations, the use of the specified Welsh terms without the English equivalent will be an offence according to the English text, but not according to the Welsh text. It is essential that the discrepancy is corrected as quickly as possible. [Standing Order 15.2(vii)] 2. The English text of regulation 5(2) ends with "until ... would comply with those paragraphs", whilst the Welsh uses "hyd nes ... y gallai ... gydymffurfio â'r paragraffau hynny" ["until ...could comply with those paragraphs"]. The English should read "could" or the Welsh should read "y byddai yn cydymffurfio". [Standing Order 15.2(vii)] The Government has indicated that the identified reporting points are accepted and that amendments will be made to amend the Regulations at the earliest opportunity.

Janet Ryder AM

Temporary Chair, Subordinate Legislation Committee

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