

Jeremy Miles MS
Y Cwnsler Cyffredinol a'r Gweinidog Pontio Ewropeaidd
Counsel General and Minister for European Transition

Rebecca Evans MS
Y Gweinidog Cyllid a'r Trefnydd
Minister for Finance and Trefnydd



Llywodraeth Cymru
Welsh Government

Mick Antoniw MS
Chair, Legislation, Justice and Constitution Committee
Senedd Cymru
Cardiff
CF99 1SN

11 September 2020

Dear Mick,

Thank you for your letter regarding EU exit related subordinate legislation.

A very significant amount of secondary legislation will be required this calendar year. Based on the most recent estimate we have had of UK Government statutory instruments in devolved areas related to EU transition, specifically in the areas of further corrections to retained EU law and for the implementation of the Withdrawal Agreement and the EEA/EFTA Separation Agreement and the Swiss Citizens' Rights Agreement, around 45 UK SIs will require formal consent through correspondence with the Welsh Ministers.

Estimated timescales are being revised by the UK Government and we have sought assurance that the programme will not be compacted further towards the end of this year.

We have much less certainty regarding the legislation to implement a possible treaty on the future relationship with the EU and for Free Trade Agreements with third countries. There is also remaining uncertainty about the SIs relating to the Ireland/Northern Ireland Protocol. We continue to press for more details from the UK Government for how all the necessary legislation can be passed by the end of December.

The successful delivery of the necessary legislation requires a cross-UK approach, or at least understanding, and this cannot be achieved without co-operation from the UK Government.

In terms of the Welsh SIs to be made for further corrections and implementation of the Withdrawal Agreement and related agreements and post-transition domestic regimes, the current estimate is around 30, though that is still subject to change based on further discussions around the Ireland/Northern Ireland Protocol. As with the previous programme of correcting SIs, a number will be dependent on the content of UK legislation and so their timing will be affected by progress elsewhere.

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Rydym yn croesawu derbyn gohebiaeth yn Gymraeg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.

We are copying this letter to the Llywydd, as the Chair of Business Committee.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Jeremy Miles'.

Jeremy Miles MS

Y Cwnsler Cyffredinol a'r Gweinidog Pontio Ewropeaidd
Counsel General and Minister for European Transition

A handwritten signature in black ink, appearing to read 'Rebecca Evans'.

Rebecca Evans MS

Y Gweinidog Cyllid a'r Trefnydd
Minister for Finance and Trefnydd