

**Government Response:** The Marketing of Seed, Plant and Propagating Material (Wales) Regulations 2020

The Committee is thanked for its report. The following reflects those elements of the report to which the Committee sought a response.

**Technical Scrutiny**

Point 1 The error at issue is old, when the UK Government corrected the error in England's equivalent Seed Potato Regulations it was identified as a formatting error (we attach links to the said Regulations and related EM for the Committee's ease of reference). Any substantive change arising from the correction of the error realises the intended policy rather than reflects a change of policy - such is its subtlety, the error had simply gone unnoticed.

<http://www.legislation.gov.uk/uksi/2017/288/contents/made;>

<http://www.legislation.gov.uk/uksi/2017/288/memorandum/contents;>

Point 2 The intended effect of the provision remains clear and the error will be corrected the next time the Seed Potatoes (Wales) Regulations 2016 are amended.

**Merits Scrutiny**

Point 5 The point is well made and pertains to references in footnotes. As the references do not change the effect of the provisions we do not propose to amend the footnotes.

Point 6 The original Queen's Printer Version of the Seed Potatoes (Wales) Regulations 2016 (attached for the Committee's ease of reference) as published on the legislation.co.uk website does not appear to reflect the anomaly identified.