

2 August 2022

Legislative Consent Memorandums: The Procurement Bill

The Committee is scrutinising Legislative Consent Memorandums in relation to the UK Procurement Bill, which is currently before the House of Lords.

When the UK Parliament wishes to legislate using a UK Bill on a subject matter that is devolved to the Senedd, convention requires it to receive the consent of the Senedd before it may pass that legislation. This is the case with the UK Procurement Bill. The Legislative Consent Memorandums produced by the Welsh Government are part of the process of the Senedd considering whether consent should be given.

The Committee will be taking evidence from the Minister for Finance and Local Government early in the Autumn Term. Ahead of this evidence session, the Committee invites you to submit written evidence on this topic, to inform its scrutiny.

The Committee's work intends to focus on the following issues:

- The consideration given by the Welsh Government to using the time it has identified for the Social Partnership and Public Procurement (Wales) Bill to bring forward a wider procurement Bill that covered the scope of both the UK Procurement Bill and the Social Partnership and Public Procurement (Wales) Bill;

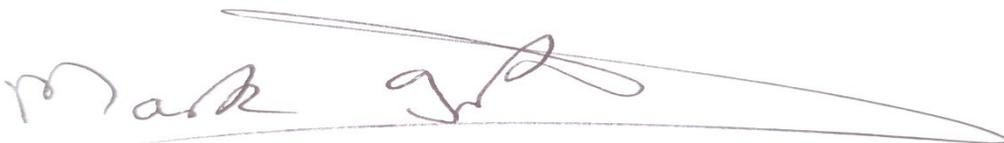
Croesewir gohebiaeth yn Gymraeg neu Saesneg.
We welcome correspondence in Welsh or English.

- The lack of scope and constrained timeframes for detailed legislative scrutiny by the Senedd, including thorough engagement with Welsh stakeholders, on such an important area of public policy;
- The accessibility of the new procurement regime when it is split over two Bills;
- The degree of involvement the Minister for Finance and Local Government and her officials have had in shaping and drafting clauses of the UK Procurement Bill and the processes relating to this;
- The role the provisional common framework for public procurement had in the development of the Bill;
- The level, if any, of consultation undertaken with Welsh stakeholders to inform the drafting process;
- Whether clauses of the Bill differ from or replicate the current legislative position;
- The involvement of the Minister and her officials throughout the scrutiny and amending process in Westminster;
- The regulations potentially necessary to implement the reforms under the Bill and under which powers (and procedures) in the Bill.

It would also be helpful if you could share with us any further thoughts you have on the Legislative Consent Memorandums for the UK Procurement Bill. Your response to this letter would be appreciated by 31 August 2022. Should you have any queries about its contents, please don't hesitate to contact the Committee clerking team.

If you choose to respond to this invitation, any personal data will be processed in accordance with our privacy notice, which can be viewed here: <https://senedd.wales/help/privacy/senedd-committee-privacy-notice/>.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Mark Isherwood', with a long horizontal flourish extending to the right.

Mark Isherwood MS
Committee Chair