

Mick Antoniw MS
Counsel General and Minister for the Constitution

19 July 2022

Dear Mick

EU exit derived statutory instruments

In the legislative programme statement on 5 July 2022, the First Minister stated that the Welsh Government will still be bringing EU exit derived statutory instruments (SIs) to the Senedd until the end of this year. We are aware that the period within which EU exit correcting statutory instruments can be made is due to come to an end at 11pm on 31 December 2022 (by virtue of section 8(8) of the *European Union (Withdrawal) Act 2018*).

We are also aware that the UK Government has proposed a 'Brexit Freedoms/Retained EU Law' Bill. This proposed Bill notwithstanding, I would be grateful if you would provide us with information regarding:

1. the number of EU exit derived correcting SIs still to be made by the Welsh Ministers;
2. the number of EU exit derived correcting SIs still to be made by the UK Government which will require the consent of the Welsh Ministers;
3. the number of any other EU exit related SIs still to be made by both the Welsh Ministers and the UK Government.

Given the potential implications for our work programme in the autumn term, and while I appreciate this may be difficult to assess, it would be helpful if you could give an indication of the likely timings for the making of this legislation.

I would be grateful to receive a response by 26 August.

Yours sincerely,

Huw Irranca-Davies

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Chair

