

## **Government Response: The Education Workforce Council (Additional Categories of Registration) (Wales) Order 2023**

Technical Scrutiny point 1: The Welsh Government agrees with this technical point, however, we consider the meaning of the terms in question is sufficiently clear so that the reader would not be misled.

Technical Scrutiny point 2: The Welsh Government agrees there is unnecessary duplication in respect of the entries identified. Although there is no danger of the error misleading the reader the issue will be corrected when the Order is next amended.

The Welsh Government also agrees that slightly different drafting approaches have been taken. We do not consider the reader will be misled as the legal effect is clear and correct. We do not propose to amend these provisions, but will bear this in mind for any future changes to the Order.

Merit Scrutiny point 3: The Welsh Government notes the merit point, however the Welsh Government is satisfied that the title gives a sufficient description of the nature of the statutory instrument. The Order inserts several new categories of worker required to register with the EWC and the amendments made to pre-existing categories of registered worker are relatively minor, providing greater clarity to existing requirements. There is no requirement that the title must fully describe every provision made by a statutory instrument and so the Welsh Government is therefore satisfied that on balance the title is sufficiently reflective of what the Order does.

Merit Scrutiny point 4: The Welsh Government notes the merits point. There is no intention to amend the definitions of “further education learning support worker” nor that of “youth support worker”. The Welsh Government accepts that adopting a different form of words to express the same concept is not best practice. The Welsh Government does not consider that this presents sufficient uncertainty to require correction, but will bear this in mind when amending the SI in future.