



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE **The Official Controls (Plant Health) (Prior Notification) and Phytosanitary Conditions (Amendment) Regulations 2023**

DATE **26 October 2023**

BY **Lesley Griffiths MS, Minister for Rural Affairs and North Wales and Trefnydd**

Members of the Senedd will wish to be aware that we are giving consent to the Secretary of State exercising a subordinate legislation-making power in a devolved area in relation to Wales.

Agreement was sought by Lord Benyon, Minister for Biosecurity, Marine and Rural Affairs at the Department for Environment, Food and Rural Affairs (DEFRA) to make a Statutory Instrument (SI) titled the Phytosanitary Conditions (Amendment) Regulations 2023.

The above titled SI will be made by the Secretary of State, in exercise of the powers conferred under Regulation (EU) 2016/2031, the Plant Health Regulations, and Regulation (EU) 2017/625, the Official Controls Regulations.

The Regulations amend Regulation (EU) 2019/2072, the Phytosanitary Conditions Regulations, for multiple purposes. Primarily the amendments deregulate and include various pests to the Quarantine Pests and Provisional Quarantine Pests lists. Additionally, the amendments will introduce an amendment to enable provisions within the Borders Target Operating Model (TOM)

The SI was laid before the UK Parliament on 26 October 2023. Urgent measures in the Regulations will come into force on 17 November and 24 November 2023 and non-urgent measures on the 2 May 2024.

Any impact the SI may have on the Senedd's legislative competence and/or the Welsh Ministers' executive competence

Members will wish to note that the Regulations do not transfer any functions to the Secretary of State.

