

Lesley Griffiths MS

Minister for Rural Affairs and North Wales, and Trefnydd

15 November 2023

Dear Lesley,

Statutory Instrument Consent Memorandum on the Retained EU Law (Revocation and Reform) Act 2023 (Consequential Amendment) Regulations 2023

Thank you for your [letter of 25 October 2023](#) in respect of the statutory instrument consent memorandum (the Memorandum) which you laid in respect of the Retained EU Law (Revocation and Reform) Act 2023 (Consequential Amendment) Regulations 2023.

We considered the Memorandum at our meeting on [13 November 2023](#). We would be grateful if you could clarify two matters:

1. At paragraph 10 of the Memorandum, you state that the Welsh Government plans to lay a similar instrument for approval by the Senedd to changes references, in existing legislation made by the Senedd, to "retained EU law" to "assimilated law". It appears this draft instrument, [the Retained EU Law \(Revocation and Reform\) Act 2023 \(Consequential Amendments\) \(Wales\) Regulations 2023](#), was laid on 7 November 2023. Please could you confirm therefore that your approach has been to use a Welsh Statutory Instrument to make changes to legislation made by the Senedd and the Welsh Ministers, while proposing the use of a UK Statutory Instrument for changes to UK Acts. If so, please could you explain why a single Welsh statutory instrument was not considered appropriate on this occasion.
2. You will be aware that my Committee has previously recommended that the Welsh Government should table motions to seek the Senedd's agreement to the inclusion of



provisions subject to statutory instrument consent memoranda. Please could you confirm whether you intend to table a motion for such a debate in respect of the provisions subject to the Memorandum.

As we are required to report to the Senedd in respect of the Memorandum by 28 November, I would be grateful if you could respond by 22 November 2023.

Yours sincerely,

Huw Irranca-Davies

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Chair