

Government Response: The Food (Promotion and Presentation) (Wales) Regulations 2025

Technical Scrutiny point 1: The Welsh Government is grateful to the Committee for identifying this minor point in the English text. We accept the point raised and will be making the correction identified in the table annexed to this response prior to the making of the Regulations.

Technical Scrutiny point 2: The point is gratefully noted. The Welsh Government considers it is clear from the reading of paragraphs 2(1) and 5(1) of Schedule 2 to the Regulations that the final notice is a notice imposing a fixed monetary penalty. The Welsh Government therefore considers that, in respect of paragraph 13 of Schedule 2, it is clear from the text 'a notice imposing a fixed monetary penalty' that this relates to the final notice. This approach has been used in other SIs made under the Regulatory Enforcement and Sanctions Act 2008. The Welsh Government does not consider an amendment is required, as, in the circumstances, the legal meaning is clear.

Technical drafting corrections to be made prior to the making of the Regulations

| <i>CORRECTIONS MADE TO THE WELSH TEXT PRIOR TO MAKING</i> | <i>CORRECTIONS MADE TO THE ENGLISH TEXT PRIOR TO MAKING</i> |
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| <i>Rheoliadau Bwyd (Hyrwyddo a Chyflwyno) (Cymru) 2025</i> | <i>The Food (Promotion and Presentation) (Wales) Regulations 2025</i> |
| N/A | In regulation 15, the title of the legislation ' <i>the Regulatory Sanctions and Enforcement Act 2008</i> ' will be changed to ' <i>the Regulatory Enforcement and Sanctions Act 2008</i> '. |