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Y Cwnsler Cyffredinol a'r Gweinidog Cyflawni
Counsel General and Minister for Delivery



Llywodraeth Cymru
Welsh Government

Eich cyf/Your ref
Ein cyf/Our ref

Mike Hedges MS, Chair
Legislation, Justice and Constitution Committee

28 April 2025

Annwyl Mike

Commitments to correct statutory instruments

As the Committee will be aware, the Government is committed to improving the accessibility of Welsh law and this includes ensuring legislation is easy to understand and certain in its effect. Nonetheless, there are occasions when errors are made and in such cases the Government will seek to remedy those matters where necessary. We aim to do that using the most appropriate legislative vehicle available.

To that end, work is well underway on developing the first set of 'omnibus' statutory instruments that will make amendments to various earlier instruments. We are currently expecting these to take the form of one set of Regulations and separately an Order, both subject to the "negative" procedure. The current intention is that these instruments will be laid before the Senedd ahead of summer recess. Both instruments will meet a number of the commitments in the table annexed to your letter of 16 January, as well as amend certain other minor matters that it would be appropriate to deal with at the same time. Some of the instruments listed in your annex have already been resolved or will be dealt with by other amending instruments.

I note the Committee aims to routinely update its own analysis of commitments, and I therefore annex an update on the matters in your table to assist with that. Please be aware that the inclusion of any matter in one of the omnibus statutory instruments is contingent upon final Ministerial decisions. However, the attached tables represent our current proposals.

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Rydym yn croesawu derbyn gohebiaeth yn Gymraeg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.

Yn gywir,

A handwritten signature in blue ink that reads "Julie James". The signature is written in a cursive, flowing style.

Julie James AS/MS

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Counsel General and Minister for Delivery

ANNEX

Table 1 – Update on instruments set out in Annex to Committee’s correspondence of 16 January 2025

Issue	SI number	Title of instrument	Update
1	SI 2022/1348	The Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2022	In line with the Deputy First Minister’s letter of 18 October 2024, the correction for reporting point 25 was made in the Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) (Amendment) Order 2025 (SI 2025/403). That Order was made on 27 March 2025.
2	SI 2023/1303	The Building Control Profession (Charges) (Wales) Regulations 2023	The Government intends to address reporting point 3 in one of the omnibus amending instruments.
3	SI 2023/1349	The Education (Student Finance) (Miscellaneous Amendments) (No. 3) (Wales) Regulations 2023	The errors were corrected by the Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2025 (SI 2025/16) that were made on 8 January 2025.
4	SI 2023/1421	The National Health Service (General Medical Services Contracts) (Wales) (Amendment) Regulations 2023	The Government intends to address reporting points 5 to 8 together with amendments to the 2023 Regulations following contract negotiations during 2024/25; this instrument will be brought forward in the coming months and these amendments will therefore not form part of either of the omnibus amending instruments.
5	SI 2024/13	The Firefighters’ Pension Schemes and Compensation Scheme (Amendment) (Wales) Order 2024	As noted by the Committee, these have been amended (see: SI 2024/972).
6	SI 2024/28	The Independent Schools (Prohibition on Participation in Management) (Wales) Regulations 2024	The Government intends to address reporting point 1 in one of the omnibus amending instruments.
7	SI 2024/119	The Official Controls (Import of High-Risk Food and Feed of Non-Animal Origin) (Amendment of	As noted by the Committee, these have been amended (see: SI 2024/1214).

Issue	SI number	Title of instrument	Update
		Commission Implementing Regulation (EU) 2019/1793) (Wales) Regulations 2024	
8	SI 2024/135	The National Health Service Joint Commissioning Committee (Wales) Regulations 2024	The Government intends to address reporting points 2, 4, 5 and 6 in one of the omnibus amending instruments.
9	SI 2024/388	The Special Schools Residential Services (Service Providers and Responsible Individual) (Wales) Regulations 2024	In line with the original response to the Committee, the Government has now reviewed the need to make an amendment to the 2024 Regulations to address reporting point 3. It would not be appropriate to alter the wording as this would create an unwelcome difference with the same wording used in five other sets of Regulations. No further action will therefore be taken.
10	SI 2024/316	The Education (Pupil Exclusions and Appeals) (Pupil Referral Units) (Wales) (Amendment) Regulations 2024	As set out in the Cabinet Secretary for Education's letter to the Committee of 29 January 2025, the intention is to address reporting point 3 on SI 2024/316 by making an amendment to the Education (Pupil Exclusions and Appeals) (Maintained Schools) (Wales) Regulations 2003 (SI 2003/3227) and the Education (Pupil Exclusions and Appeals) (Pupil Referral Units) (Wales) Regulations 2003 (SI 2003/3246). These will be taken forward in one of the omnibus amending instruments. Future updates will be made against SI 2003/3227 and SI 2003/3246 not SI 2024/316.
11	SI 2024/339	The Home Energy Efficiency Schemes (Wales) (Amendment) Regulations 2024	The Government intends to address reporting point 2 on SI 2024/339 by making amendments to the Home Energy Efficiency (Wales) Regulations 2011 (SI 2011/656). This will be taken forward in one of the omnibus amending instruments. Future updates will be made against SI 2011/656 not SI 2024/339.
12	SI 2024/698	The Education (Coordination of School Admission Arrangements and Miscellaneous	As noted by the Committee, these have been amended (see: SI 2024/1002).

Issue	SI number	Title of instrument	Update
		Amendments) (Wales) Regulations 2024	
13	SI 2024/782	The Procurement (Wales) Regulations 2024	The Procurement (Miscellaneous Amendments) (Wales) Regulations 2025 (SI 2025/181) made the amendments to the 2024 Regulations (and see also Table 2 below).
14	SI 2024/767	The Cockle Fishing Management and Permitting (Specified Area) (Wales) Order 2024	In relation to reporting points 3, 5, 7, 10, 11, 14, 15, 16 and 17, the Government originally intended to bring forward amendments in Spring 2025. The intention is now to address these matters in one of the omnibus amending instruments.
15	SI 2024/774	The National Health Service (General Medical Services Contracts) (Prescription of Drugs Etc.) (Wales) (Amendment) Regulations 2024	As noted by the Committee, these have been amended (see: SI 2024/1065).
16	SI 2024/797	The Agricultural Tenancies (Requests for Landlord's Consent or Variation of Terms) (Wales) Regulations 2024	The Government addressed reporting points 3, 5, 6 and 7 in the Agricultural Tenancies (Requests for Landlord's Consent or Variation of Terms) (Wales) (Amendment) Regulations 2025 (SI 2025/230) that were made on 27 February 2025.
17	SI 2024/810	The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2024	The Government addressed reporting points 1 and 4 in the Education (Student Finance) (Amounts) (Miscellaneous Amendments) (Wales) Regulations 2025 (SI 2025/193) that were made on 19 February 2025.
18	SI 2024/930	The Listed Buildings and Conservation Areas (Procedure and Interest Rate) (Wales) Regulations 2024	As noted by the Committee, these have been amended (see: SI 2024/1258)
19	SI 2024/924	The Historic Environment (Wales) Act 2023 (Consequential Provision) (Secondary Legislation) Regulations 2024	
20	SI 2024/1045	The Nutrition and Health Claims (Wales)	In relation to reporting points 2, 3, 4, 5 and 6 the Government originally intended to bring forward amendments during the early

Issue	SI number	Title of instrument	Update
		(Amendment) Regulations 2024	part of 2025, and we now confirm these will be dealt with in one of the omnibus amending instruments.
21	SI 2024/1109	The Animal Health (Miscellaneous Fees) (Amendment and Revocation) (Wales) Order 2024	The Government intends to address reporting point 1 on SI 2024/1109 by making amendments to the Animal Gatherings (Fees) (Wales) Order 2018 (SI 2018/645). This will be taken forward in one of the omnibus amending instruments. Future updates will be made against SI 2018/645 not SI 2024/1109.

Table 2 – Additional matters

	SI number	Title of instrument	Update
1.	2015/1844	The Care and Support (Financial Assessment) (Wales) Regulations 2015	The Government's response to the Committee's report on the Care and Support (Charging) and (Financial Assessment) (Wales) (Miscellaneous Amendments) Regulations 2025 (SI 2025/151) notes that an amendment will be made to SI 2015/1844. This will be included in one of the omnibus amending instruments.
2.	2023/1393	The Water Resources (Control of Agricultural Pollution) (Wales) (Amendment) (No. 4) Regulations 2023	The Government's response to the Committee's report noted we would be seeking a correction slip to address reporting point 3. This will now be dealt with in one of the omnibus amending instruments by amending the Water Resources (Control of Agricultural Pollution) (Wales) Regulations 2021 (SI 2021/77). Future updates will be made against SI 2011/656 not SI 2024/339.
3.	2025/88	The Bread and Flour (Wales) Regulations 2025	The Government's response to the Committee's draft report on these Regulations has confirmed one of the omnibus amending instruments will be used to address reporting points 1, 3, 4 and 5.
4.	2025/181	The Procurement (Miscellaneous Amendments) (Wales) Regulations 2025	The Government has advised the Committee it intends to amend the 2025 Regulations to address reporting point 1 as part of further regulations to finalise the implementation of the Procurement Act 2023. This remains the Government's

	SI number	Title of instrument	Update
			intention, and as such this will not form part of either of the omnibus amending instruments.
5.	-	The Welsh Elections Information Platform Regulations 2025	The Government's response to the Committee's report notes that an amendment to these Regulations will be made (in relation to technical reporting point 1) when the Senedd Cymru (Representation of the People) Order 2025 ("the Conduct Order") is made later this year.
6.	-	"Healthy food environment regulations"	<p>In the Committee's letter of 16 January there was reference to the Government's letter of 1 July 2024, which explained our intention to lay Regulations before the end of 2024 and for there to be a 12-month implementation period before the coming into force of the regulations.</p> <p>The Food (Promotion and Presentation) (Wales) Regulations 2025 were laid on 11 February and approved by the Senedd on 25 March. The intended coming into force date is 26 March 2026.</p>