



Ein cyf/Our Ref: MA/RE/1216/25

Llywodraeth Cymru  
Welsh Government

Delyth Jewell MS  
Chair  
Culture, Communications, Welsh Language, Sport, and International Relations  
Senedd Cymru  
Cardiff Bay  
CF99 1SN

17 June 2025

Dear Delyth,

I am writing in response to the Culture, Communications, Welsh Language, Sport, and International Relations Committee's report laid on 1 May 2025 on the first two Legislative Consent Memoranda laid in respect of the Data (Use and Access) Bill ("the Bill").

As you will be aware, the Senedd plenary debate for the Legislative Consent Motion on the Bill was held on 6 May 2025. My recommendation was that the Senedd gave its consent for the relevant provisions within the Bill, and I am pleased that the motion was agreed. I have since laid a further SLCM (No.5) on 16 May 2025 regarding provisions within Part 3 of the Bill, which make supplementary provision to the clauses for which consent was previously sought.

I would like to thank you, as well as the members of your Committee, for your scrutiny of the first Legislative Consent Memorandum (LCM) laid on the Bill on 2 January 2025 and Supplementary LCM (SLCM) (No.2) laid on 12 March 2025.

I acknowledge the conclusions reached by the Committee in relation to the potential divergence on data protection between the UK and EU, and concerns regarding the impact of this on the EU data adequacy decisions as well as the Trade and Cooperation Agreement (TCA).

On the matter of divergence on data protection, I can confirm that none of the amendments that are the subject of SLCM No.2 amend the UK data protection regime. Therefore, these amendments do not either reduce, or increase, the likelihood of divergence between the UK and the EU on data protection. I can also confirm that this is the case for the subsequent SLCMs, No.3 and No.4, laid on the Bill on 3 April 2025 and 28 April 2025 respectively.

On the two EU-UK data adequacy decisions and the potential future undermining of the TCA, the Welsh Government will continue to raise its concerns through the appropriate inter-governmental channels. However, adequacy is a non-devolved matter and the responsibility for the renewal process for the UK data adequacy decisions sit with the EU

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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.

Commission. In March, the EU Commission proposed a six-month extension to its adequacy decisions to provide time for it to complete its assessment on renewal once the Data (Use and Access) Bill had completed its passage through the UK Parliament. Therefore, from an adequacy perspective, withholding consent on the Bill would not have resolved this matter.

Yours sincerely,

A handwritten signature in black ink that reads "Rebecca Evans". The signature is written in a cursive, flowing style.

**Rebecca Evans AS/MS**

Cabinet Secretary for Economy, Energy and Planning

Ysgrifennydd y Cabinet dros yr Economi, Ynni a Chynllunio