

**Julie James AS/MS**  
Y Cwnsler Cyffredinol a'r Gweinidog Cyflawni  
Counsel General and Minister for Delivery



Llywodraeth Cymru  
Welsh Government

Ein cyf/Our ref: MA/CG/2813/25

Mike Hedges MS, Chair  
Legislation, Justice and Constitution Committee

15 December 2025

Annwyl Mike

I am writing to inform you that the First Minister, as one of the Welsh Ministers and in accordance with section 37Z of the Legislation (Wales) Act 2019, has made the determination on the numbering and classification of Welsh subordinate legislation not made by Welsh statutory instrument.

The determination will come into effect on 1 January 2026.

I attach a copy of the determination for your information, given the Committee's responsibility towards the scrutiny of subordinate legislation, and wider interest in the Government's work to improve the accessibility of Welsh law.

Yn gywir,

**Julie James AS/MS**  
Y Cwnsler Cyffredinol a'r Gweinidog Cyflawni  
Counsel General and Minister for Delivery

Canolfan Cyswllt Cyntaf / First Point of Contact Centre:  
0300 0604400

Bae Caerdydd • Cardiff Bay  
Caerdydd • Cardiff  
CF99 1SN

[Gohebiaeth.Cwnsler.Cyffredinol@llyw.cymru](mailto:Gohebiaeth.Cwnsler.Cyffredinol@llyw.cymru)  
[correspondence.Counsel.General@gov.wales](mailto:correspondence.Counsel.General@gov.wales)

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.

## The Welsh Ministers' determination on the numbering and classification of subordinate legislation not made by Welsh statutory instrument

1. This determination is made by the Welsh Ministers under section 37Z of the Legislation (Wales) Act 2019.
2. It relates to Welsh subordinate instruments, within the meaning given by section 3(2) of the Legislation (Wales) Act 2019, containing only subordinate legislation—
  - a. that is made by the Welsh Ministers, and
  - b. that is *not* required to be made by Welsh statutory instrument;(referred to in the determination as “NWSIs” or an “NWSI”).
3. It sets out the requirements for the numbering and classification of NWSIs, and includes additional information regarding the publication and retention of NWSIs.
4. It applies to NWSIs made on or after 1 January 2026.

### Numbering

---

5. Each NWSI that is made is to be:
  - a. allocated to a series of NWSIs for the calendar year in which it is made;
  - b. numbered within that series –
    - i. consecutively (starting with number 1), and
    - ii. as nearly as may be in the order in which such NSWIs are made.

### Classification

---

6. Each NWSI made must be—
  - a. classified in accordance with the subject matter of the NWSI, and
  - b. allocated a subject heading based on that subject matter.
7. The subject headings used for NWSIs are to be based on the subject headings used for Welsh statutory instruments that are determined and held by the SI Registrar on behalf of the King's Printer for Wales. If a suitable subject heading

is not held by the SI Registrar, a new subject heading will be determined by the Welsh Ministers at the time of making the NWSI.

8. More than one subject heading may be used for NWSIs and a sub-heading (related to the main heading) may also be used.
9. The suffix “Wales” is not to be used in subject headings for NWSIs.

## **Publication**

---

10. Each NWSI made must include:
  - a. the prefix “NWSI” (“NOSC”), the calendar year of the series of NWSIs to which the NWSI has been allocated, followed by “No.” (“Rhif”) and the number assigned to it (for example “NWSI 2026 No. 1” / “NOSC 2026 Rhif 1”);
  - b. the subject heading or headings allocated to it.
11. This information should be recorded in a prominent position on the NWSI, most usually on the first page. But if the NWSI includes:
  - a. a banner, the number should be placed beneath the banner but above the subject heading and title of the NWSI;
  - b. a header, there is no requirement for the number and subject heading to appear in each page of the header.
12. Each NWSI made must be published as soon as practicable after it has been made on the Welsh Government’s website.
13. A record of the NWSI should also be made in the Welsh Government’s publications archive.

### ***Guidance on publishing on the Welsh Government’s website***

14. When publishing a NWSI to the Welsh Government’s website:
  - a. the number of the NWSI should be included in the website’s page title to support search engine location;
  - b. the NWSI should be tagged as ‘legislation’ to support search engine location and website retention policies;
  - c. the webpage should contain a brief description of the content of the NWSI.
15. Where practical as part of the ‘related’ section of the webpage for each NWSI, the following information should be provided:

- a. a link to the enabling power for the NWSI;
- b. links to any related NWSIs made under that enabling power or otherwise.

16. If the legislation revokes an existing NWSI:

- a. this should be explained in the “details” section of the webpage for the NWSI and the full title and number of the revoked or replaced NWSI should be provided, together with information about where the original NWSI can be accessed or obtained;
- b. the revoked NWSI should be retained in the publications archive.

17. An NWSI that is in force should remain available on the Welsh Government’s website.

18. An NWSI that is no longer in force should remain accessible through the Welsh Government’s publications archive.

## **Record keeping**

---

19. A central register of NWSI subject headings must be held, recording:

- a. the subject headings that NWSIs have been classified under; and
- b. for each subject heading, whether this is the same subject heading used to classify Welsh statutory instruments or whether it is a subject heading adopted by the Welsh Ministers for NWSIs only (and if so, the date the subject heading was first adopted).

20. A central register of NWSIs made must be held, recording:

- a. the title of each NWSI;
- b. the date the NWSI was made;
- c. the number allocated to the NWSI for the relevant series for each calendar year;
- d. the URL for the webpage on which the NWSI has been published.

## **Further information**

---

For further information about the operation of this determination or to register an instrument, contact the Welsh Government’s [Legislative Codes Office](#).

## **Making of the determination**

---

This determination was made by the First Minister, one of the Welsh Ministers on 10 December 2025.