

## The Agricultural Wages (Wales) Order 2017

### **Response to Technical Scrutiny Reporting Points**

**Points 1 and 2: Standing Order 21.2 (vii) – Inconsistencies between the meanings of the Welsh and English texts:**

*Both reporting points are accepted. The Welsh and English texts are not equivalent. These points will be considered afresh in any future agricultural wages orders made.*

**Point 3: Standing Order 21.2 (i) – there appears to be doubt as to whether it is *intra vires*; Standing Order (iv) – that it appears to have retrospective effect where the authorising enactment does not give express authority.**

*This reporting point is not accepted. The Welsh Ministers are satisfied that the retrospective effect of the Agricultural Wages (Wales) Order 2017 is lawful.*

*The Welsh Ministers are satisfied that the instrument is compatible with Article 1 Protocol 1 of the European Convention on Human Rights. The instrument is considered to strike a fair balance between the rights of individuals and the general interest and is proportionate.*