

# SL(5)252 – The Transmissible Spongiform Encephalopathies (Wales) Regulations 2018

## Background and Purpose

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These Regulations, which apply in relation to Wales, revoke and remake with amendments the Transmissible Spongiform Encephalopathies (Wales) Regulations 2008 (S.I. 2008/3154 (W. 282)).

These Regulations continue to enforce Regulation (EC) No 999/2001 of the European Parliament and of the Council laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies (OJ No L 147, 31.5.2001, p. 1) (“the EU TSE Regulation”).

## Procedure

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Negative.

## Technical Scrutiny

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No points are identified for reporting under Standing Order 21.2 in respect of this instrument.

## Merits Scrutiny

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No points are identified for reporting under Standing Order 21.3 in respect of this instrument.

## Implications arising from exiting the European Union

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These Regulations implement and enforce EU obligations in respect of animal health, and therefore these Regulations will form part of retained EU law after exit day.

The Intergovernmental Agreement on the European Union (Withdrawal) Bill and the Establishment of Common Frameworks states that “animal health” is a policy area likely to be subject to clause 11 regulations under the Withdrawal Bill (now section 12 regulations under the European Union (Withdrawal) Act 2018). Therefore, the law covered by these Regulations is likely to be an area of EU law that is frozen while common frameworks are put in place.

## Government Response

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No government response is required.

### Legal Advisers

**Constitutional and Legislative Affairs Committee**

**19 September 2018**

