



Llywodraeth Cymru  
Welsh Government

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## **WRITTEN STATEMENT BY THE WELSH GOVERNMENT**

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**TITLE**            **The Aquatic Animal Health and Alien Species in Aquaculture (England and Wales) (Amendment) (EU Exit) Regulations 2018**

**DATE**            **16 November 2018**

**BY**                **Julie James AM, Leader of the House and Chief Whip**

**The Aquatic Animal Health and Alien Species in Aquaculture (England and Wales) (Amendment) (EU Exit) Regulations 2018**

The [retained EU] Law which is being amended

**The Aquatic Animal Health and Alien Species in Aquaculture (England and Wales) (Amendment) (EU Exit) Regulations 2018 amends the following:**

- The Aquatic Animal Health (England and Wales) Regulations 2009 implements Directive 2006/88/EC.
- The Alien and Locally Absent Species in Aquaculture (England and Wales) Regulations 2011 implements Council Regulation 708/2007.

**Any impact the SI may have on the Assembly's legislative competence and/or the Welsh Ministers' executive competence**

The SI's (where relevant to Wales) are within devolved competence, however, in these exceptional circumstances when we are required to consider and correct an unprecedented volume of legislation within a tight timeframe and with finite resources, the Welsh Government's general principal is that it appropriate that we ask the UK Government to legislate on our behalf in a large number of statutory instruments.

**The purpose of the amendments**

The purpose of this instrument (negative procedure), to be introduced by the Department for Environment Food and Rural Affairs (DEFRA) is to ensure that EU legislation in the fields of aquatic animal health and alien species in aquaculture will continue to be operable after the UK leaves the EU. The instrument will not introduce any policy changes.

The SI and accompanying Explanatory Memorandums, setting out the effect of each amendment are available here:

<https://www.gov.uk/eu-withdrawal-act-2018-statutory-instruments/the-aquatic-animal-health-and-alien-species-in-aquaculture-amendment-england-and-wales-eu-exit-regulations-2018>

**Why consent was given**

Consent has been given for the UK Government to make these corrections in relation to, and on behalf of, Wales for reasons of efficiency, expediency and due to the technical nature of the amendments. The amendments have been considered fully; and there is no divergence in policy. These amendments are to ensure that the statute book remains functional following the UK's exit from the EU. This is in line with the principles for correcting agreed by the Cabinet Sub-Committee on European Transition in May.