

UK MINISTERS ACTING IN DEVOLVED AREAS

55 - The Ionising Radiation (Environmental and Public Protection) (Miscellaneous Amendments) (EU Exit) Regulations 2018

Laid in the UK Parliament: 4 December 2018

Sifting

Subject to sifting in UK Parliament?	Yes
Procedure:	Proposed negative
Date of consideration by the House of Commons European Statutory Instruments Committee	18 December 2018
Date of consideration by the House of Lords Secondary Legislation Scrutiny Committee	w/c 17 December 2018
Date sifting period ends in UK Parliament	20 December 2018
Written statement under SO 30C:	Paper 47
SICM under SO 30A (because amends primary legislation)	Not required

Scrutiny procedure

Outcome of sifting	Not known
Procedure	Negative or Affirmative
Date of consideration by the Joint Committee on Statutory Instruments	Not known
Date of consideration by the House of Commons Statutory Instruments Committee	Not known
Date of consideration by the House of Lords Secondary Legislation Scrutiny Committee	Not known

Commentary

These Regulations are proposed to be made by the UK Government pursuant to section 8(1) of the European Union (Withdrawal) Act 2018.

These Regulations are being made in order to address failures of retained EU law to operate effectively and other deficiencies arising from the withdrawal of the United Kingdom from the European Union.

The Regulations amend domestic legislation that implements EU ionising radiation legislation to ensure it continues to be operable after the withdrawal of the UK from the EU. The United Kingdom is leaving the Treaty establishing the European Atomic Energy Community (Euratom Treaty) at the same time as it is leaving the EU.

Legal Advisers make the following comments in relation to the Welsh Government's statement dated 7 December 2018 regarding the effect of these Regulations:

The statement does not refer to The Nuclear Reactors (Environmental Impact Assessment for Decommissioning) Regulations 1999, which are referred to in the Explanatory Memorandum and extend to the United Kingdom.

The above summary and the content of the Explanatory Memorandum to these Regulations confirm their effect.

Legal Advisers do not consider that any significant issues arise under paragraph 8 of the Memorandum on the European Union (Withdrawal) Bill and the Establishment of Common Frameworks in relation to these Regulations.

Legal Advisers have not identified any legal reason to seek a consent motion under Standing Order 30A.10 in relation to these Regulations.