



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE	The European Structural and Investment Funds Common Provisions and Common Provision Rules etc. (Amendment) (EU Exit) (Revocation) Regulations 2020.
DATE	09 July 2020
BY	Rebecca Evans AS, Minister for Finance and Trefnydd

The European Structural and Investment Funds Common Provisions and Common Provision Rules etc. (Amendment) (EU Exit) (Revocation) Regulations 2020.

Policy Overview of the SI

This SI intends to revoke the Statutory Instrument (SI) repealing the European Regional Development Fund (ERDF), the European Social Fund (ESF) and European Territorial Cooperation (ETC) and the Cohesion Fund regulations that was laid in 2019.

The Law which is being amended

The European Structural and Investment Funds Common Provisions and Common Provision Rules etc. (Amendment) (EU Exit) (Regulations) 2019(b)

The purpose of the amendments

The purpose of the amendment is to revoke the Statutory Instrument, The European Structural and Investment Funds Common Provisions and Common Provision Rules etc. (Amendment) (No.2) (EU Exit) Regulations 2019, which was laid in January 2019. This SI is required to be revoked because it was planned for a No Deal EU Exit, and therefore would repeal the EU regulations at the end of the Transition Period for ERDF, ESF and ETC (collectively known as Structural Funds). This would contradict the intent and purpose of the Withdrawal Agreement as implemented in UK law which maintains the EU regulations for Structural Funds until their closure and beyond.

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

<https://statutoryinstruments.parliament.uk/timeline/kp6EREZF/SI-2020/>

Any impact the SI may have on the Welsh Ministers' executive competence

The SI has no impact on the Welsh Ministers' executive competence.

Any impact the SI may have on the legislative competence of the National Assembly for Wales

The SI has no impact on the National Assembly for Wales' legislative competence.

Why consent was given

There is no divergence between the Welsh Government and the UK Government on the policy for the correction. Therefore, making separate SIs in Wales and England would lead to duplication, and unnecessary complication of the statute book. Consenting to a UK wide SI ensures that there is a single legislative framework across the UK which promotes clarity and accessibility. The Welsh Government considers it appropriate that the UK Government legislates on our behalf in this instance.