

# Proposed Negative Statutory Instruments with Clear Reports

9 November 2020

## Pn(5)33 – The Nutrition (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2020

### Procedure: Proposed Negative

These Regulations are proposed to be made under paragraph 1(1) of Schedule 2 to the European Union (Withdrawal) Act 2018, in order to address deficiencies arising from the withdrawal of the United Kingdom from the European Union.

The Regulations make minor, technical amendments to the Nutrition (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019, such as replacing references to “UK” with “Great Britain” in order to reflect the Northern Ireland Protocol. The Explanatory Memorandum to the Regulations confirms that the Regulations do not make any policy changes.

These Regulations were laid for the purposes of sifting under the EU (Withdrawal) Act 2018 in accordance with Standing Order 27.9A.

**Parent Act:** European Union (Withdrawal) Act 2018

**Sift Requirements Satisfied:** Yes

## Pn(5)35 – The Fisheries and Marine Management (Amendment) (Wales) (EU Exit) Regulations 2020

### Procedure: Proposed Negative

The purpose of the Fisheries and Marine Management (Amendment) (Wales) (EU Exit) Regulations 2020 (“the Regulations”) is to ensure retained EU law operates effectively once the UK leaves the EU.

These Regulations make amendments to the Fisheries and Marine Management (Amendment) (Wales) (EU Exit) Regulations 2019 (“the 2019 Regulations”).

Regulation 3 amends the 2019 Regulations, which in turn amend the Marine Licensing (Exempted Activities) (Wales) Order 2011 in order to correct an error in references.



Regulation 4 amends the 2019 Regulations, which in turn amend the European Maritime and Fisheries Fund (Grants) (Wales) Regulations 2016. The EMFF scheme and funding will continue to be governed by the EU until the closure of those programmes and activities, as set out by Article 138 of the Withdrawal Agreement. The applicable Union law will continue to directly apply in the UK and will not become part of Retained EU law, as a result of section 7A and section 3(2)(bi) of the EU Withdrawal Act 2018, as amended by the EU (Withdrawal Agreement) Act 2020. Amendments are therefore made to the 2019 Regulations, relating to the 2016 Regulations to reflect the position that the EU legislation referenced in the 2016 Regulations has effect by virtue of the Withdrawal Agreement, and the EU (Withdrawal) Act.

These Regulations were laid for the purposes of sifting under the EU (Withdrawal) Act 2018 in accordance with Standing Order 27.9A.

**Parent Act:** European Union (Withdrawal) Act 2018

**Sift Requirements Satisfied:** Yes



Senedd Cymru

**Pwyllgor Deddfwriaeth, Cyfiawnder a'r Cyfansoddiad**

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Welsh Parliament

**Legislation, Justice and Constitution Committee**