**Lesley Griffiths AS/MS**
**Y Gweinidog Materion Gwledig a Gogledd Cymru, a'r Trefnydd**
**Minister for Rural Affairs and North Wales, and Trefnydd**

Llywodraeth Cymru
Welsh Government

Llyr Gruffydd MS
Chair
Climate Change, Environment, and Infrastructure Committee

Llyr.Gruffydd@senedd.wales

19 October 2022

Dear Llyr,

I refer to my letter to you of 10 October 2022. I am writing to inform the Committee I have given my consent to the Secretary of State to lay The Biocidal Products (Health and Safety) (Amendment) Regulations 2022 in relation to Wales. I have laid a Written Statement which can be found at https://senedd.wales/media/fcib1twr/ws-ld15405-e.pdf.

The Regulations intersect with devolved policy and will apply to Wales. The provisions could be made by Welsh Ministers in exercise of our own powers. The Regulations extend to England, Scotland and Wales.

The Regulations were made in exercise of the powers conferred by section 8(1) and paragraph 21 of Schedule 7 of the European Union (Withdrawal) Act 2018. The Statutory Instrument was subject to the affirmative procedure and was laid before Parliament on 18 October 2022 with a commencement date of 31 December 2022.

Although the Welsh Government's general principle is that the law relating to devolved matters should be made and amended in Wales, on this occasion, it is considered appropriate for the substance of the amendments to apply to Wales as the Regulations are technical in nature and contain no change of policy. There is, therefore, no policy divergence between the Welsh and UK Government in this matter. This ensures a coherent and consistent statute book with the regulations being accessible in a single instrument. I consider that legislating separately for Wales would be neither the most appropriate way to give effect to the necessary changes nor a prudent use of Welsh Government resources given other important priorities.

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Rydym yn croesawu derbyn gohebiaeth yn Gymraeg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.

I have written similarly to Huw Irranca-Davies MS, the Chair of the Legislation, Justice and Constitution Committee.

Yours sincerely,

**Lesley Griffiths AS/MS**
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