



Ein cyf/Our ref MA/JMEWL/1368/22

Huw Irranca-Davies MS
Chair, Legislation, Justice and Constitution Committee
Senedd Cymru
Cardiff Bay
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9 November 2022

Dear Huw,

I wish to inform the Committee that The European University Institute (EU Exit) Regulations 2022 were laid before the UK Parliament under the affirmative procedure on 17 October 2022. The Statutory Instrument (SI) can be found at: [The European University Institute \(EU Exit\) Regulations 2022 \(legislation.gov.uk\)](https://www.legislation.gov.uk/uk-si/2022/1100)

The Secretary of State makes these Regulations in exercise of the powers conferred by section 8(1) of, and paragraphs 21(a) and (b) and 38(1) to (3) of Schedule 7 to, the European Union (Withdrawal) Act 2018 and the Treasury makes the following Regulations in exercise of the power conferred by section 90(1)(b) of the Finance Act 2019.

The Regulations make provision in connection with the UK's former membership of the Convention setting up a European University Institute (the EUI Convention). The Regulations remove from domestic law any rights, powers, liabilities, obligations, restrictions, remedies and procedures (rights etc.) which might derive from the UK's membership of the EUI Convention and which would otherwise, despite the UK's exit from the EU and that Convention, remain on the statute book as 'retained EU law' by virtue of section 4 of the European Union (Withdrawal) Act 2018.

The Welsh Government twice previously consented to the EUI Regulations to be laid in the UK Parliament and apply in relation to Wales, following consent being sought in 2019 and 2020. However, the SI, though published, was put on hold pending ongoing negotiations between the UK Government and the European University Institute. Those negotiations have ended as the UK Government has confirmed a partnership agreement between the UK and European University Institute is not possible at this time.

There have been minor tweaks to the original SI where consents were initially provided, however, these are technical and serve to strengthen the SI, therefore, they do not revoke the original consent provided.

Although the Welsh Government's general principle is that the law relating to devolved matters should be made in Wales, consent originally provided for this UK SI to apply to

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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.

Wales, on the basis that 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 during this period of change. In these exceptional circumstances, the Welsh Government considers it appropriate that the UK Government legislates on our behalf in this instance.

A Written Statement has been laid before the Senedd in accordance with Standing Order 30C and the Inter-Institutional Relations Agreement and can be found at:

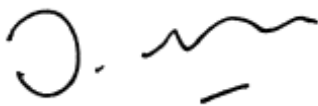
<https://senedd.wales/media/q02p2sda/ws-ld15443-e.pdf>

I also acknowledge that the Written Statement has been laid outside the normal timescales and offer my sincerest apologies. This is due to an administrative error and because written confirmation from UK Government informing me that the SI had been laid was issued after the event.

The Regulations were laid in draft before the UK Parliament on 17 October 2022 under the affirmative procedure. No dates for debates in the Houses of Parliament have been scheduled as yet but we understand that these are expected to take place before Christmas recess.

I have written in similar terms to the Chair of the Children's, Young Persons and Education Committee.

Yours sincerely,

A handwritten signature in black ink, consisting of a stylized 'J' followed by a series of loops and a horizontal line.

Jeremy Miles AS/MS

Gweinidog y Gymraeg ac Addysg

Minister for Education and Welsh Language