

DRAFT SI REPORT

Constitutional and Legislative Affairs Committee Draft Report

CLA(4)-21-13

CLA288 - The Bathing Water Regulations 2013

Procedure: Negative

The Regulations revoke and replace the Bathing Water Regulations 2008, and implement in England and Wales only, Directive 2006/7/EC of the European Parliament and of the Council concerning the management of bathing water quality and repealing Directive **76/160/EEC (“the Bathing Water Directive”)**. **They also implement** Commission Implementing Decision 2011/321/EU establishing pursuant to Directive 2006/7, a symbol for information to the public on bathing water classification and any bathing prohibition or advice against bathing.

Technical Scrutiny

The following point is identified for reporting under Standing Order 21.2 (ix) in respect of this instrument:

That it is not made or to be made in both English and Welsh

Merits Scrutiny

No points are identified for reporting in respect of this instrument .

Legal Advisers

Constitutional and Legislative Affairs Committee

September 2013

Government Response:

The Bathing Water Regulations 2013

The purpose of these Regulations was, inter alia, to respond to a challenge from the European Commission on the common transposition of Directive 2006/7/EC in England and Wales by the (composite) predecessor transposing regulations. It is considered appropriate to maintain a common England and

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Wales approach to transposition, so as to ensure the Commission's concerns are fully addressed.

These composite Regulations apply to England and Wales and are subject to approval by the National Assembly for Wales and by Parliament. Accordingly, it is not considered reasonably practicable for this Instrument to be laid in draft, or made, bilingually.