

**Jeremy Miles AS/MS**  
Cwnsler Cyffredinol a'r Gweinidog Pontio  
Ewropeaidd Counsel General and Minister for  
European Transition



Llywodraeth Cymru  
Welsh Government

Mick Antoniw AS  
Cadeirydd, y Pwyllgor Materion Cyfansoddiadol a Deddfwriaethol  
Denedd Cymru,  
Caerdydd  
CF99 1NA

20 Mai 2020

Annwyl Mick,

Rwy'n ysgrifennu atoch i roi gwybod y bydd cyfarfod nesaf y Cyd-bwyllgor Gweinidogion (Negodiadau'r UE) yn cael ei gynnal fel rhith-gyfarfod ddydd Iau 21 Mai, o dan gadeiryddiaeth Llywodraeth y DU, yn unol â'r cytundeb cysylltiadau rhyng-sefydliadol. Bydd y cyfarfod yn trafod negodiadau'r UE, gan ddarparu'r wybodaeth ddiweddaraf am y cyfnod pontio, gan gynnwys parodrwydd gweithredol, deddfwriaeth, Protocol Gogledd Iwerddon, a hefyd drafodaeth am yr adolygiad o gysylltiadau rhnglywodraethol.

Yn ddiweddar, ysgrifennais at Ganghellor Dugiaeth Caerhirfryn ynglŷn â chyfarfod nesaf y Cyd-bwyllgor, gweler Atodiad A. Yn y llythyr hwnnw, pwysleisiais y byddaf yn parhau i bwysu am gynnal trafodaethau strwythuredig a manwl ar y cyd, sef trafodaethau sy'n cynnwys pob un o'r tair Llywodraeth Ddatganoledig a Llywodraeth y DU, er mwyn trafod y negodiadau ac yn benodol y newidiadau i safbwynt negodi Llywodraeth y DU yn y Cyd-bwyllgor Gweinidogion.

Byddaf yn hefyd yn galw am lunio fersiwn derfynol y cynigion datrys anghydfodau sy'n ffrwyth yr adolygiad o gysylltiadau rhnglywodraethol, er mwyn sicrhau bod yr amcanion negodi, a rôl y Llywodraethau Datganoledig yn y negodiadau, yn gwbl eglur. Rwyf hefyd wedi cyhoeddi datganiad ysgrifenedig ar bwyntiau eraill sydd ar agenda'r cyfarfod hwn o'r Cyd-bwyllgor, gweler Atodid B.

Anfonaf gopi o'r llythyr hwn at Gadeirydd y Pwyllgor Materion Allanol a Deddfwriaethol Ychwanegol.

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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.

## Jeremy Miles AS/MS

Cwnsler Cyffredinol a'r Gweinidog Pontio Ewropeaidd  
Counsel General and Minister for European Transition



Llywodraeth Cymru  
Welsh Government

The Rt Hon Michael Gove MP  
Chancellor of the Duchy of Lancaster  
Cabinet Office  
70 Whitehall  
London  
SW1A 2AS

12 May 2020

Dear Michael,

Thank you for your letter of 30 April regarding the proposal for a meeting of the Joint Ministerial Committee (EU negotiations), which I look forward to attending via videoconference. The recent bilateral discussions with the Paymaster General – while appreciated – are no substitute for the collective discussion necessary with all four governments within the UK on the UK's future relationship with the EU. I ask therefore for you to agree that there will be regular four government discussions prior to and immediately after each negotiation round to provide sufficient focused attention on the negotiations, complementing meetings of the JMC(EN).

Overall the nature of engagement from UK Government continues to fall significantly short of what is necessary and what successive UK Ministers have promised. While we have received updates from each negotiating round, the Government has not shared with us draft text which has been tabled in the negotiations and we have had no meaningful involvement in the strategic choices prior to each negotiating round. Before we meet next week we need sight of the key issues and understanding of the options the UK Government will be advancing in the subsequent negotiating round and a credible plan for how it proposes to reach an agreement with the EU. The UK Government needs to set out these issues in a paper for the meeting which is shared with us in advance so we are in a position to consider and then have a meaningful discussion in the meeting. It is worth emphasising that the terms of reference for the JMC(EN) include seeking to reach agreement on UK positions.

I also ask, in the spirit of seeking to make the JMC(EN) meeting as productive and constructive as possible, that in advance of the meeting the UK Government fulfils its commitments to share in full and involve us in its work on preparedness for the end of the transition period. I raised this in discussions with the Paymaster General in the first half of March and again more recently, and my officials have repeatedly pressed this with UK Government counterparts. The situation is deeply concerning and much less satisfactory than was the case with work on no deal preparedness last year, when the UK Government

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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.

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recognised that the UK as a whole could not be prepared adequately prepared without it working and sharing information with the devolved governments.

In addition, as we have also requested, I hope you will be able to share the details of a credible timetable and work plan for the legislation needed before the end of the transition period recognising the need for the UK Government to work with the devolved governments on this, and the importance of respecting the devolution settlement and, in Wales, the role of the Senedd.

Overall, I have seen no proof that the UK /EU negotiations have advanced to a stage where there is any certainty that an agreement can be reached before the end of December. This means an extension to the transition period is essential. The governments within the UK are rightly prioritising the response to the Covid-19 pandemic. All the evidence I have seen demonstrates that the UK is not prepared for a major change in our relationship with the EU on top of the significant disruption caused by Covid-19. The impact of this on the UK and the option to extend the transition period is something that we will need to discuss in particular at the JMC(EN).

Finally, I would like us to include a specific item within the JMC(EN) agenda on the Inter-Governmental Relations Review. There was valuable work done on this at official level last year and we must now ensure we progress this and complete the review, which is critical to a number of important areas (e.g. common frameworks) connected to the UK's exit from the EU.

I hope before the meeting next week you will be able to show clear action on the points raised in this letter so that we can make the best use of the meeting itself.

I am copying this letter to the Cabinet Secretary for the Constitution, Europe and External Affairs, the First Minister and deputy First Minister of Northern Ireland and the Secretary of State for Wales.

Yours sincerely,



**Jeremy Miles AS/MS**

Cwnsler Cyffredinol a'r Gweinidog Pontio Ewropeaidd  
Counsel General and Minister for European Transition



Llywodraeth Cymru  
Welsh Government

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## DATGANIAD YSGRIFENEDIG GAN LYWODRAETH CYMRU

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**TEITL** Y Cyd-bwyllgor Gweinidogion (Negodiadau'r UE)

**DYDDIAD** 20 Mai 2020

**GAN** Jeremy Miles AS, Y Cwnsler Cyffredinol a'r Gweinidog Pontio Ewropeaidd

Cynhelir cyfarfod nesaf y Cyd-bwyllgor Gweinidogion (Negodiadau'r UE) yr wythnos hon, sef ddydd Iau 21 Mai, gyda'r partïon yn cymryd rhan o bell. Llywodraeth y DU fydd yn ei gadeirio, a dyma gyfarfod cyntaf y Cyd-bwyllgor ers mis Ionawr.

Rwyf wedi cael trafodaeth ddwyochrog bob wythnos gyda Thâl-feistr Cyffredinol Llywodraeth y DU, yr Aelod Seneddol Penny Mordaunt. Er bod y trafodaethau hynny wedi bod yn gyfle i'w groesawu, nid oedd papurau ysgrifenedig ynghlwm wrthynt felly roeddent o reidrwydd yn gyfyngedig o ran eu heffeithiolrwydd. Felly, byddaf yn parhau i bwysu am gynnal trafodaethau strwythuredig a manwl ar y cyd, sef trafodaethau sy'n cynnwys pob un o'r tair Llywodraeth Ddatganoledig a Llywodraeth y DU, er mwyn trafod y negodiadau ac yn benodol y newidiadau i safbwynt negodi Llywodraeth y DU yn y Cyd-bwyllgor Gweinidogion.

Hefyd bydd yr wybodaeth ddiweddaraf ynglŷn â'r cyfnod pontio yn cael ei darparu, a byddaf yn galw am ymestyn y cyfnod hwnnw, yng ngoleuni'r pwysau ar bob llywodraeth wrth ymateb i COVID-19. Materion eraill a fydd yn cael eu trafod fel rhan o'r eitem hon fydd parodrwydd gweithredol, deddfwriaeth, a Phrotocol Gogledd Iwerddon.

Yn olaf byddaf yn galw am barhau â'r adolygiad o gysylltiadau rhynglywodraethol, gan godi'r gwaith pwysig a wnaed ar lefel swyddogol y llynedd ynglŷn ag osgoi a datrys anghydfodau, a hefyd yr hyn sy'n cael ei ddysgu yn ystod y pandemig COVID-19. Byddaf yn rhoi'r wybodaeth ddiweddaraf i'r Aelodau ar ôl y cyfarfod.