

Rt Hon Mark Drakeford MS
First Minister of Wales

5 October 2020

Dear Mark

The Health Protection (Coronavirus Restrictions) (Functions of Local Authorities etc.) (Wales) Regulations 2020

We considered The Health Protection (Coronavirus Restrictions) (Functions of Local Authorities etc.) (Wales) Regulations 2020 (the Regulations) at our meeting on 28 September and laid our report before the Senedd the same day.

Our report identifies four points under Standing Order 21.3, the first of which concerns the coming into force of the Regulations before they had been laid before the Senedd.

We acknowledge the notification you provided in your letter to the Llywydd, dated 17 September 2020, that the Regulations that were to be laid the following day, would come into force at the beginning of that day.

We recognise that this was likely to be in order to urgently correct the position under the original Regulations, which were revoked and replaced by Regulations under our consideration, and to ensure the functions contained in these Regulations were quickly available to local authorities. Your letter did not, however, provide such an explanation. As you will be aware, the *Statutory Instruments Act 1946* states that an explanation of the reasons why a statutory instrument comes into force before it is laid before the Senedd should be made to the Llywydd.

We would be grateful if such an explanation could be provided as to why it was necessary for the Regulations to come into force before they had been laid.

Yours sincerely



Mick Antoniw MS
Chair

Croesewir gohebiaeth yn Gymraeg neu Saesneg | We welcome correspondence in Welsh or English



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