



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE **The Public Procurement (Agreement on Government Procurement) (Amendment) Regulations 2021**
The Public Procurement (International Trade Agreements) (Amendment) Regulations 2021

DATE **25 May 2021**

BY **Rebecca Evans MS, Minister for Finance and Trefnydd**

The Public Procurement (Agreement on Government Procurement) (Amendment) Regulations 2021

The Public Procurement (International Trade Agreements) (Amendment) Regulations 2021

Policy Overview of the SIs:

It is necessary for procurement legislation (detailed below) to be amended so as to effect domestic implementation of the:

- Agreement on Government Procurement (GPA) (under the Public Procurement (Agreement on Government Procurement) (Amendment) Regulations 2021) ; and
- the procurement obligations in international trade agreements (under the Public Procurement (International Trade Agreements) (Amendment) Regulations 2021

The Law which is being amended:

- The Public Procurement (Amendment etc.) (EU Exit) Regulations 2020
- The Public Contracts Regulations 2015
- The Concession Contracts Regulations 2016
- The Utilities Contracts Regulations 2016
- The Public Contracts (Scotland) Regulations 2015
- The Concession Contracts (Scotland) Regulations 2016

- The Utilities Contracts (Scotland) Regulations 2016

The purpose of the amendments

The purpose of the amendments is to make technical amendments to existing procurement legislation to ensure that international procurement obligations are implemented fully across the UK.

The SI and accompanying Explanatory Memorandum, setting out the effect of each amendment is available here: The Public Procurement (Agreement on Government Procurement) (Amendment) Regulations 2021 ([legislation.gov.uk](https://www.legislation.gov.uk)) .

The second SI has been laid in draft and is available here: The Public Procurement (International Trade Agreements) (Amendment) Regulations 2021 ([legislation.gov.uk](https://www.legislation.gov.uk))

Any impact the SI may have on the Welsh Ministers' executive competence

The SIs have no impact on the Welsh Ministers' executive competence.

Any impact the SI may have on the legislative competence of the Senedd

The SIs have no impact on the Senedd's legislative competence.

Why consent was given

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.

The Welsh Government considers it appropriate that the UK Government legislates on its behalf in this instance.