

# C(5)035 – The Legislation (Wales) Act 2019 (Commencement) Order 2019

## Background and Purpose

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This Order brings Part 2 of the Legislation (Wales) Act 2019, which makes provision about the interpretation and operation of Welsh legislation, fully into force on 1 January 2020. Part 2 of the Act will therefore apply to Assembly Acts that receive Royal Assent on or after 1 January 2020, and to Welsh subordinate instruments made on or after that date.

The Order also amends provisions that refer to the day on which Part 2 comes into force, so that they refer instead to 1 January 2020.

## Procedure

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No procedure.

## Scrutiny under Standing Order 21.7

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### Two points are identified for reporting under Standing Order 21.7 in respect of this Order:

1. Article 4 of the Order amends section 23B of the Interpretation Act 1978. The beginning of the English version of article 4 (correctly) states: "In section 23B...". But the beginning of the Welsh version of article 4 (incorrectly) states: "Yn lle adran 23B...".

However, we accept that the overall context makes it clear what article 4 is seeking to achieve.

2. We note that this Order is made under both section 38 (which includes a power to make **regulations**) and section 44(2) (which includes a power to make an **order**) of the Legislation (Wales) Act 2019, and that section 39 of that Act helpfully allows the Welsh Ministers to exercise a power to make regulations and a power to make an order in a single instrument (in this case, labelled an order).

## Government Response

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No government response is required.

## Committee Consideration

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The Committee considered the instrument at its meeting on 21 October 2019 and reports to the Assembly in line with the reporting points above.

