

SL(5)195 – The Tax Collection and Management (Wales) Act 2016 (Consequential and Supplemental Provisions) Regulations 2018

Background and Purpose

These Regulations are made under section 188 of the Tax Collection and Management (Wales) Act 2016 (the Act).

Regulation 2 amends Schedule 1 to the Public Contracts Regulations 2015 to provide that the Welsh Revenue Authority (“WRA”) is to be treated as a “central government authority” for the purposes of those Regulations.

Regulation 3 amends Schedule 19 to the Equality Act 2010 to provide that WRA is to be treated as a “relevant Welsh authority” for the purposes of that Act.

Regulation 4 amends the National Assembly for Wales (Disqualification) Order 2015 to provide that the chairperson and non-executive members of WRA are disqualified from becoming members of the National Assembly for Wales.

Regulation 5 amends the Proceeds of Crime Act 2002 in order to make supplemental provision in connection with section 186 (proceeds of crime) of the Act.

Procedure

Negative.

Technical Scrutiny

No points are identified for reporting under Standing Order 21.2 in respect of this instrument.

Merits Scrutiny

No points are identified for reporting under Standing Order 21.3 in respect of this instrument.

Implications arising from exiting the European Union

Regulation 2 amends the Public Contract Regulations 2015 (the “2015 Regulations”), to provide that the WRA is to be treated as a central government body for the purposes of the 2015 Regulations. The 2015 Regulations implement the Public Sector Procurement Directive (2014/24/EU) which provides rules for the procurement of goods, services and works above certain thresholds by public authorities. The 2015 Regulations form part of “EU-derived domestic legislation” under clause 2 of the European Union (Withdrawal) Bill, therefore the 2015 Regulations will be retained as domestic law and will continue to have effect in Wales on and after exit day.

Government Response

No government response is required.



