

## **Explanatory Memorandum**

The General Teaching Council for Wales (Additional Functions) Order 2007

**This Explanatory Memorandum has been prepared by Practitioner Division and is laid before the National Assembly for Wales.**

### **Description**

1. This Order updates references from EC Directive 89/48/EEC to take account of the implementation of EC Directive 2005/36/EC on 20<sup>th</sup> October 2007.

### **Matters of special interest to the Subordinate Legislation Committee**

2. None.

### **Legislative Background**

3. The powers used to make the Order are included in the Teaching and Higher Education Act 1998. Functions have been devolved to Welsh Ministers under the Government of Wales Act 2006. This Instrument is subject to the negative resolution procedure.

### **Purpose and intended effect of the legislation**

4. The objective of the legislation is to update references to the new EC Directive 2005/36/EC.

### **Implementation**

5. It is intended that the Order be made on 25 September 2007 and come in force on 20 October 2007.
6. The implementation of the Order will ensure that references reflect current legislation. Failure to implement them in Wales by the coming into force date of 20 October would mean that out of date legislation was being referred to.

### **Consultation**

7. Although the amendments are technical in nature any amendment to an Order relating to the General Teaching Council for Wales must be subject to a consultation. As such the Welsh Assembly Government went out to consultation between the 7<sup>th</sup> and 29<sup>th</sup> August 2007. Two responses were received to the consultation, neither with any comments.

### **Regulatory Impact Assessment**

8. No regulatory impact assessment has been prepared as the Order makes purely technical changes as a result of the implementation of an EU Directive.