

Concise Minutes – Constitutional and Legislative Affairs Committee

Meeting Venue:

Committee Room 1 – Senedd

Meeting date: Monday, 5 November
2018

Meeting time: 14.30 – 16.23

This meeting can be viewed

on [Senedd TV](#) at:

<http://senedd.tv/en/5020>

Attendance

Category	Names
Assembly Members:	Mick Antoniw AM (Chair) Dawn Bowden AM Suzy Davies AM Mandy Jones AM Dai Lloyd AM
Witnesses:	Lesley Griffiths AM, Cabinet Secretary for Energy, Planning and Rural Affairs Tim Render, Welsh Government Peter McDonald, Welsh Government
Committee Staff:	P Gareth Williams (Clerk) Sarah Sargent (Second Clerk) Ruth Hatton (Deputy Clerk) Alys Thomas (Researcher) Gareth Howells (Legal Adviser)



1 Introduction, apologies, substitutions and declarations of interest

Apologies were received from Lee Waters AM.

2 Instruments that raise no reporting issues under Standing Order 21.2 or 21.3

2.1 SL(5)260 – The Sustainable Drainage (Approval and Adoption) (Wales) Order 2018

2.2 SL(5)261 – The Sustainable Drainage (Application for Approval Fees) (Wales) Regulations 2018

2.3 SL(5)265 – The Ecclesiastical Exemption (Listed Buildings and Conservation Areas) (Wales) Order 2018

2.4 SL(5)263 – The Sustainable Drainage (Enforcement) (Wales) Order 2018

2.5 SL(5)264 – The Sustainable Drainage (Appeals) (Wales) Regulations 2018

The Committee considered the instruments and was content.

3 Instruments that raise issues to be reported to the Assembly under Standing Order 21.2 or 21.3

3.1 SL(5)262 – The Sustainable Drainage (Approval and Adoption Procedure) (Wales) Regulations 2018

The Committee considered the instrument and will report to the Assembly in line with the technical point identified.

3.2 SL(5)267 – The Town and Village Greens (Landowner Statements) (Wales) (No. 2) Regulations 2018

The Committee considered the instrument and will report to the Assembly in line with the merits point identified.

3.3 SL(5)266 – The Sea Fishing (Miscellaneous Amendments) (Wales) Order 2018

The Committee considered the instrument and will report to the Assembly in line with the merits point identified.

4 Statutory Instruments requiring Consent in accordance with Standing Order 30A – EU Exit

4.1 SICM(5)4 – The Environmental Assessments and Miscellaneous Planning (Amendment) (EU Exit) Regulations 2018

The Committee considered the Statutory Instrument Consent Memorandum and as agreed in private session will publish a commentary on the Committee's website.

4.2 SICM(5) 5 – Inquiries and Coroners (Amendment) (EU Exit) Regulations 2018

The Committee considered the Statutory Instrument Consent Memorandum and as agreed in private session will publish a commentary on the Committee's website.

5 Written statements in accordance with Standing Order 30C – EU Exit

5.1 The Ionising Radiation (Basic Safety Standards) (Miscellaneous Provisions) (Amendment) (EU Exit) Regulations 2018

5.2 The Local Government (Miscellaneous Amendments) (EU Exit) Regulations 2018

The Committee noted the written statements and agreed, in private session, to publish a factual commentary on the Committee's website.

6 UK Agriculture Bill: Evidence session

The Committee took evidence from the Lesley Griffiths AM, Cabinet Secretary for Energy, Planning and Rural Affairs.

The Cabinet Secretary gave an undertaking to provide the Committee with information following the forthcoming quadrilateral meeting of UK Ministers that will be taking place in two weeks' time. The Committee will report on the Agriculture Bill Legislative Consent Memorandum by the reporting deadline of 14 December 2018.

7 Correspondence relating to Composite and Joint Statutory Instruments

The Committee noted the letter from Charles Walker MP, Chair of the Procedures Committee of the House of Commons and agreed to write to the First Minister to pursue the matter further.

8 Papers to note

8.1 Letter from the National Autistic Society: Autism Bill

The Committee noted the letter.

8.2 Letter to the Finance Committee from the Cabinet Secretary for Finance: Bonds for Capital Investment Expenditure

The Committee noted the letter.

8.3 House of Lords Secondary Legislation Scrutiny Committee Report: Correspondence: Delegated legislation under the European Union (Withdrawal) Act 2018

The Committee noted the report.

9 Motion under Standing Order 17.42 to resolve to exclude the public from the meeting for the following business:

The motion was agreed.

10 Consideration of Evidence: UK Agriculture Bill

The Committee considered the evidence received from the Cabinet Secretary in relation to the UK Agriculture Bill.

11 Statutory Instruments requiring Consent: Brexit and Statements made under Standing Order 30C: Handling

The Committee considered the handling of Statutory Instruments that require consent in accordance with Standing Order 30A and written statements issued under Standing Order 30C and agreed to publish commentaries on the Committee's website following consideration of each statutory instrument.

12 Legislative Consent Memorandum: Ivory Bill

The Committee considered and noted a legal advice note in relation to the Ivory Bill. The Legislative Consent Memorandum has not been formally referred to the Committee and therefore the Committee will not report.