

Concise Minutes – Legislation, Justice and Constitution Committee

Meeting Venue:

Committee Room 4 – Tŷ Hywel

Meeting date: Monday, 18 January 2021

Meeting time: 10.00 – 11.13

This meeting can be viewed

on [Senedd TV](#) at:

<http://senedd.tv/en/11062>

Attendance

Category	Names
Members of the Senedd:	Mick Antoniw MS (Chair) Carwyn Jones MS Dai Lloyd MS David Melding MS
Witnesses:	Alyson Francis, Welsh Government Shane Williams, Welsh Government Jodie Woodward, Welsh Government
Committee Staff:	P Gareth Williams (Clerk) Nia Moss (Researcher) Gareth Howells (Legal Adviser)

1 Technical briefing on forthcoming socio-economic duty regulations

The Committee received a technical briefing from Welsh Government officials on the forthcoming socio-economic duty regulations.



2 Introduction, apologies, substitutions and declarations of interest

The Chair confirmed that, in accordance with Standing Order 34.19, he had determined that the public were excluded from the Committee's meeting in order to protect public health.

There were no apologies or substitutions.

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

3.1 SL(5)712 – The Education (Admission Appeals Arrangements) (Wales) (Coronavirus) (Amendment) (Amendment) Regulations 2020

The Committee considered the instrument and was content.

4 Instruments that raise issues to be reported to the Senedd under Standing Order 21.2 or 21.3

4.1 SL(5)695 – The Official Feed and Food Controls (Miscellaneous Amendments) (Wales) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified.

4.2 SL(5)700 – The Firefighters' Pension Schemes and Compensation Scheme (Wales) (Amendment) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting point identified.

4.3 SL(5)701 – The Planning Applications (Temporary Modifications and Disapplication) (No. 3) (Wales) (Coronavirus) Order 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting point identified.

4.4 SL(5)716 – The Meat Preparations (Amendment and Transitory Modification) (Wales) (EU Exit) Regulations 2021

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting point identified.

4.5 SL(5)714 – The Official Controls (Animals, Feed and Food, Plant Health Fees etc.) (Wales) (Amendment) (EU Exit) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified.

4.6 SL(5)718 – The Public Health (Protection from Eviction) (Wales) (Coronavirus) Regulations 2021

The Committee considered the instrument and the Welsh Government response and agreed to report to the Senedd in line with the reporting points identified.

4.7 SL(5)719 – The Health Protection (Coronavirus, International Travel and Restrictions) (Amendment) (Wales) Regulations 2021

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified. The Committee also noted that the inconsistency highlighted in the technical reporting point has been addressed in The Health Protection (Coronavirus, International Travel and Restrictions) (Amendment) (No.2) (Wales) Regulations 2021 which were made on Friday 15 January 2021 and which will be considered at a future meeting.

4.8 SL(5)720 – The Non-Domestic Rating (Multiplier) (Wales) Order 2021

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting point identified.

5 Instruments that raise issues to be reported to the Senedd under Standing Order 21.2 or 21.3 – previously considered

5.1 SL(5)691 – The Digital Health and Care Wales (Establishment and Membership) Order 2020

The Committee noted the Welsh Government response.

5.2 SL(5)692 – The Digital Health and Care Wales (Membership and Procedure) Regulations 2020

The Committee noted the Welsh Government response.

5.3 SL(5)708 – The Health Protection (Coronavirus Restrictions) (No. 5) (Wales) (Amendment) Regulations 2020

The Committee noted the Welsh Government response.

6 Subordinate legislation that raises issues to be reported to the Assembly under Standing Order 21.7

6.1 SL(5)704 – Political Parties Campaign Expenditure (Senedd Elections) Code of Practice 2020

The Committee considered the Code of Practice and the Government response and agreed to report to the Senedd in line with the points noted under Standing Order 21.7.

7 Written Statements under Standing Order 30C

7.1 WS-30C(5)211 – The Framework for the Free Flow of Non-Personal Data (Revocation) (EU Exit) Regulations 2021

The Committee noted the statement and the commentary, in particular that there is a disagreement between the Welsh Government and the UK Government as to whether consent is needed.

7.2 WS-30C(5)212 – The International Waste Shipments (Amendment) (EU Exit) Regulations 2021

The Committee noted the statement and the commentary.

7.3 WS-30C(5)213 – The Official Controls (Animals, Feed and Food, Plant Health etc) (Amendment) (EU Exit) (No.2) Regulations 2020

The Committee noted the statement and the commentary.

8 Legislative Consent Memorandum on the Trade Bill – update

The Committee noted the Supplementary Legislative Consent Memorandum and the correspondence from the Counsel General in relation to the Trade Bill.

9 Papers to note

9.1 Correspondence from the Minister for Education: Curriculum and Assessment (Wales) Bill

The Committee noted the correspondence from the Minister for Education in relation to the Curriculum and Assessment (Wales) Bill.

9.2 Letter from the Minister for Housing and Local Government: The Public Health (Protection from Eviction) (Wales) (Coronavirus) Regulations 2020

The Committee noted the letter from the Minister for Housing and Local Government.

10 Motion under Standing Order 17.42 to resolve to exclude the public from the remainder of the meeting

The Committee agreed the motion.

11 Scrutiny of regulations made under the EU (Withdrawal) Act 2018 – update

The Committee noted the letter from the Minister for Finance and Trefnydd.

12 The European Union (Future Relationship) Act

The Committee considered the letter from Chair of the External Affairs and Additional Legislation Committee in relation to the European Union (Future Relationship) Act and received a briefing on the Act..