

Concise Minutes – Legislation, Justice and Constitution Committee

Meeting Venue:

Video Conference via Zoom

Meeting date: Monday, 13 September 2021

Meeting time: 13.30 – 15.35

This meeting can be viewed

on [Senedd TV](#) at:

<http://senedd.tv/en/12424>

Remote

Attendance

Category	Names
Members of the Senedd:	Huw Irranca-Davies MS (Chair) Rhys ab Owen MS Jayne Bryant MS Peter Fox MS
Witnesses:	
Committee Staff:	P Gareth Williams (Clerk) Sarah Sargent (Second Clerk) Nia Moss (Researcher) Gareth Howells (Legal Adviser) Jennifer Cottle (Legal Adviser) Aled Evans (Legal Adviser) Craig Griffiths (Legal Adviser) Gareth Pembridge (Legal Adviser)



1 Introductions, apologies, substitutions and declarations of interest

There were no apologies or substitutions.

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

2.1 SL(6)021 – The Cancellation of Student Loans for Living Costs Liability (Wales) Regulations 2021

The Committee considered the instrument and was content with the draft report.

2.2 SL(6)022 – The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2021

The Committee considered the instrument and was content with the draft report.

2.3 SL(6)025 – The Planning (Listed Buildings and Conservation Areas) (Wales) (Amendment) Regulations 2021

The Committee considered the instrument and was content with the draft report.

2.4 SL(6)036 – The Additional Learning Needs and Education Tribunal (Wales) Act 2018 (Consequential Amendments) (No. 2) Regulations 2021

The Committee considered the instrument and was content with the draft report.

2.5 SL(6)038 – The Infant Formula and Follow-on Formula (Wales) (Amendment) Regulations 2021

The Committee considered the instrument and was content with the draft report.

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

3.1 SL(6)024 – The Plant Health (Fees) (Forestry) (Wales) (Amendment) (No. 2) 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.

3.2 SL(6)033 – The National Health Service (Optical Charges and Payments) (Amendment) (Wales) Regulations 2021

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

3.3 SL(6)039 – The Business Tenancies (Extension of Protection from Forfeiture etc.) (Wales) (Coronavirus) (No. 3) Regulations 2021

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

3.4 SL(6)023 – The Health Protection (Coronavirus, International Travel and Operator Liability) (Miscellaneous Amendments) (Wales) (No. 2) Regulations 2021

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

3.5 SL(6)028 – The Health Protection (Coronavirus, International Travel and Public Health Information to Travellers) (Wales) (Miscellaneous Amendments) (No. 2) Regulations 2021

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

3.6 SL(6)029 – The Health Protection (Coronavirus, International Travel) (Wales) (Amendment) (No. 9) Regulations 2021

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

3.7 SL(6)032 – The Health Protection (Coronavirus, International Travel and Operator Liability) (Wales) (Miscellaneous Amendments) (No. 3) Regulations 2021

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

3.8 SL(6)035 – The Health Protection (Coronavirus, International Travel and Operator Liability) (Wales) (Miscellaneous Amendments) (No. 4) Regulations 2021

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

3.9 SL(6)040 – The Health Protection (Coronavirus, International Travel) (Wales) (Amendment) (No. 10) Regulations 2021

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

3.10 SL(6)026 – The Trade in Animals and Related Products (Wales) (Amendment) (EU Exit) (No. 2) Regulations 2021

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

3.11 SL(6)027 – The Health Protection (Coronavirus Restrictions) (No. 5) (Wales) (Amendment) (No. 14) Regulations 2021

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

3.12 SL(6)034 – The Health Protection (Coronavirus Restrictions) (No. 5) (Wales) (Amendment) (No. 15) Regulations 2021

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

3.13 SL(6)041 – The Health Protection (Coronavirus Restrictions) (No. 5) (Wales) (Amendment) (No. 16) Regulations 2021

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

4 Instruments previously considered for sifting and now subject to scrutiny under Standing Orders 21.2 and 21.3

4.1 SL(6)031 – The Food and Drink (Transitional Provisions) (Wales) (EU Exit) Regulations 2021

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

5 Written Statements under Standing Order 30C

5.1 WS–30C(6)001 – The Common Organisation of the Markets in Agricultural Products (Wine) (Amendment, etc.) Regulations 2021

The Committee noted the statement and the commentary and, in private, agreed to write to the Welsh Government to seek further clarification on the points raised in the commentary document.

5.2 WS–30C(6)002 – The Health Security (EU Exit) Regulations 2021

The Committee noted the statement and the commentary and, in private, agreed to write to the Welsh Government to seek further clarification on the points raised in the commentary document.

6 Papers to note

6.1 Correspondence from the Minister for Economy: Ministerial Forum for Trade

The Committee noted the letters from the Minister for Economy, and that discussions were on-going with the Welsh Government in relation to a new Inter-institutional Relations Agreement.

6.2 Correspondence from the Llywydd: Committee timetable

The Committee noted the letter from the Llywydd.

6.3 Correspondence from the Counsel General and Minister for the Constitution: Inter-Ministerial Group for Elections and Registrations

The Committee noted the letters from the Counsel General and Minister for the Constitution.

6.4 Correspondence with the Llywydd: Legislative Consent Memorandum on the Police, Crime, Sentencing and Courts Bill

The Committee noted the correspondence with the Llywydd.

6.5 Correspondence from the Minister for Finance and Local Government: Finance Ministers' Quadrilateral

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

6.6 Correspondence from the Chair of the Children, Young People and Education Committee: Children and young people's priorities for the Sixth Senedd

The Committee noted the letter from the Chair of the Children, Young People and Education Committee and agreed that it would consider it again at a future discussion on strategic planning.

6.7 Correspondence from the Chief Executive of the Competition and Markets

Authority: Office for the Internal Market

The Committee noted the correspondence with the Chief Executive of the Competition and Markets Authority, and that officials were in contact to set up a meeting with the Chair.

6.8 Correspondence with the First Minister: Inter-Institutional Relations Agreement

The Committee noted the correspondence with the First Minister relating to a new Inter-institutional Relations Agreement.

6.9 Correspondence from the Minister for Climate Change: UK Emissions Trading Scheme

The Committee noted the letter from the Minister for Climate Change.

6.10 Correspondence with the Royal College of Speech and Language Therapists: Potential inquiry

The Committee noted the correspondence with the Royal College of Speech and Language Therapists and agreed to consider it again at a future discussion on strategic planning.

6.11 Correspondence from the Chair of the Equality and Social Justice Committee: Joint working between committees in the Sixth Senedd

The Committee noted the letter from the Chair of the Equality and Social Justice Committee and agreed to consider it again at a future discussion on strategic planning.

6.12 Correspondence in relation to the UK-EU Parliamentary Partnership Assembly

The Committee noted the correspondence in relation to the UK-EU Parliamentary Partnership Assembly.

6.13 Correspondence with the Counsel General and Minister for the Constitution:

Common frameworks

The Committee noted the letter from the Counsel General and Minister for the Constitution and, in private, agreed to draw the letter to the attention of other Senedd Committees and to the Business Committee.

6.14 Correspondence with the Counsel General and Minister for the Constitution:

Evidence session

The Committee noted the letter from the Counsel General and Minister for the Constitution, and that he would be attending for an evidence session on 20 September 2021.

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

The Committee agreed the motion.

8 Legislative Consent Memorandum on the Environment Bill – consideration of draft report

The Committee considered its draft report on the Welsh Government's Legislative Consent Memoranda on the Environment Bill. The Committee agreed to consider a revised draft at the next meeting.

9 Legislative Consent Memorandum on the Leasehold Reform (Ground Rents) Bill

The Committee considered the Welsh Government's Legislative Consent Memorandum on the Leasehold Reform (Ground Rent) Bill and agreed to consider its draft report at a future meeting.

10 Legislative Consent Memorandum on the Professional Qualifications Bill

The Committee considered the Welsh Government's Legislative Consent Memorandum on the Professional Qualifications Bill, and the related correspondence, and agreed to consider its draft report at the next meeting.

11 Legislative Consent Memoranda on the Armed Forces Bill

The Committee considered the Welsh Government's Legislative Consent Memoranda on the Armed Forces Bill and agreed to consider its draft report at a future meeting.

12 Briefing note on international agreements

The Committee considered the following international agreements:

- UK/Peru: Treaty on the Mutual Recognition of Degrees;
- UK/Japan: Protocol Amending the Agreement for Co-operation in the Peaceful Uses of Nuclear Energy;
- Protection of Classified Information: agreements UK/Estonia, UK/Latvia, UK/Belgium and UK/Italy;
- UNESCO Global Convention on the Recognition of Qualifications Concerning Higher Education;
- UK/Russia: Protocol Amending the Agreement concerning the Prevention of Incidents at Sea;

and agreed to consider its draft report on the agreements at the next meeting.

13 Forward Work Programme

The Committee considered its forward work programme and received an update from the Chair on the progress made with various matters during the summer recess.