

Agenda – Legislation, Justice and Constitution Committee

Meeting Venue:	For further information contact:
Video Conference via Zoom	P Gareth Williams
Meeting date: 31 January 2022	Committee Clerk
Meeting time: 13.00	0300 200 6565
	SeneddLJC@senedd.wales

1 Introductions, apologies, substitutions and declarations of interest

(13.00)

2 Scrutiny session with the Counsel General and Minister for the Constitution

(13.00–14.30)

(Pages 1 – 39)

Mick Antoniw MS, Counsel General and Minister for the Constitution

Rob Parry – Deputy Director European Transition Legislation, Welsh Government

Paul Harrington – Head of Intergovernmental Relations, European Transition, Welsh Government

[Brexit Opportunities: Review of Retained EU Law – Statement made on 9 December 2021](#)

Attached Documents:

LJC(6)–04–22 – Paper 1 – Research briefing

LJC(6)–04–22 – Paper 2 – Letter from the Counsel General and Minister for the Constitution – 25 November 2021

LJC(6)–04–22 – Paper 3 – Letter to the Counsel General and Minister for the Constitution – 15 November 2021

LJC(6)–04–22 – Paper 4 – Letter from the Counsel General and Minister for



the Constitution – 19 November 2021

LJC(6)-04-22 – Paper 5 – Letter from the Counsel General and Minister for
the Constitution – 8 November 2021

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

(14.30–14.35)

(Pages 40 – 42)

Attached Documents:

LJC(6)-04-22 – Paper 6 – Statutory instruments with clear reports

Made negative resolution instruments

3.1 SL(6)129 – The Renting Homes (Fitness for Human Habitation) (Wales) Regulations 2022

3.2 SL(6)136 – The Education (Eligibility for Student Support) (Amendment) (Wales) Regulations 2022

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

(14.35–14.45)

Made negative resolution instruments

4.1 SL(6)130 – The Renting Homes (Supported Standard Contracts) (Supplementary Provisions) (Wales) Regulations 2022

(Pages 43 – 46)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)-04-22 – Paper 7 – Draft report

4.2 SL(6)131 – The Renting Homes (Supplementary Provisions) (Wales) Regulations 2022

(Pages 47 – 49)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)–04–22 – Paper 8 – Draft report

4.3 SL(6)132 – The Renting Homes (Explanatory Information for Written Statements of Occupation Contracts) (Wales) Regulations 2022

(Pages 50 – 52)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)–04–22 – Paper 9 – Draft report

4.4 SL(6)134 – The Renting Homes (Model Written Statements of Contract) (Wales) Regulations 2022

(Pages 53 – 55)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)–04–22 – Paper 10 – Draft report

4.5 SL(6)139 – The Health Protection (Coronavirus Restrictions) (No. 5) (Wales) (Amendment) (No. 2) Regulations 2022

(Pages 56 – 59)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)–04–22 – Paper 11 – Draft report

LJC(6)–04–22 – Paper 12 – Letter from the First Minister to the Llywydd – 20 January 2022

Affirmative resolution instruments

4.6 SL(6)133 – The Renting Homes (Wales) Act 2016 (Amendment of Schedule 9A) Regulations 2022

(Pages 60 – 62)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)-04-22 – Paper 13 – Draft report

5 Instruments that raise issues to be reported to the Senedd under Standing Order 21.7

(14.45–14.55)

5.1 SL(6)137 – Code of Recommended Practice for Local Authority Publicity

(Pages 63 – 64)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)-04-22 – Paper 14 – Draft report

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

(14.55–15.05)

6.1 SL(6)087 – The Education (European University Institute) (Wales) (Amendment) (EU Exit) Regulations 2021

(Pages 65 – 68)

Attached Documents:

LJC(6)-04-22 – Paper 15 – Report

LJC(6)-04-22 – Paper 16 – Letter from Minister for Education and Welsh Language – 25 January 2022

6.2 SL(6)135 – The Health Protection (Coronavirus Restrictions) (No. 5) (Wales) (Amendment) Regulations 2022

(Pages 69 – 72)

Attached Documents:

LJC(6)-04-22 – Paper 17 – Draft report

LJC(6)-04-22 – Paper 18 – Welsh Government response

7 Written Statements under Standing Order 30C

(15.05.15.15)

7.1 WS-30C(6)005 – The Waste and Agriculture (Legislative Functions) Regulations 2021

(Pages 73 – 79)

Attached Documents:

LJC(6)-04-22 – Paper 19 – Written statement, 17 January 2022

LJC(6)-04-22 – Paper 20 – Commentary

7.2 WS-30C(6)006 – The Pesticides (Revocation) (EU Exit) Regulations 2022

(Pages 80 – 88)

Attached Documents:

LJC(6)-04-22 – Paper 21 – Written statement, 20 January 2022

LJC(6)-04-22 – Paper 22 – Letter from the Minister for Climate Change – 25 January 2022

LJC(6)-04-22 – Paper 23 – Commentary

8 Papers to note

(15.15)

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

(15.15)

10 Scrutiny session with the Counsel General and Minister for the Constitution – consideration of evidence

(15.15–15.25)

11 Monitoring report

(15.25–15.35)

(Pages 89 – 101)

Attached Documents:

LJC(6)–04–22 – Paper 24 – Monitoring report

12 Strategic planning and forward work

(15.35.15.55)

(To Follow)

Attached Documents:

LJC(6)–04–22 – Paper 25 – Discussion paper

LJC(6)–04–22 – Paper 26 – Summary of engagement

LJC(6)–04–22 – Paper 27 – Research briefing (Covid regulations)

LJC(6)–04–22 – Paper 28 – Research briefing (House of Lords Constitution Committee report)

13 Review of the Committee's remit

(15.55–16.05)

(To Follow)

Attached Documents:

LJC(6)–04–22 – Paper 29 – Draft response

14 Legislative Consent Memorandum: The Cultural Objects (Protection from Seizure) Bill

(16.05–16.15)

(Pages 102 – 105)

[Legislative Consent Memorandum: The Cultural Objects \(Protection from Seizure\) Bill](#)

Attached Documents:

LJC(6)–04–22 – Paper 30 – Legal advice note

15 Legislative Consent Memorandum: Commercial Rent (Coronavirus) Bill

(16.15–16.25)

(To Follow)

[Legislative Consent Memorandum: Commercial Rent \(Coronavirus\) Bill](#)

Attached Documents:

LJC(6)–04–22 – Paper 31 – Draft report

16 Legislative Consent Memorandum: The Nationality and Borders Bill

(16.25–16.35)

(Pages 106 – 111)

[Legislative Consent Memorandum: The Nationality and Borders Bill](#)

Attached Documents:

LJC(6)–04–22 – Paper 32 – Draft report