



**Cynulliad Cenedlaethol Cymru
The National Assembly for Wales**

**Y Pwyllgor Materion Cyfansoddiadol a Deddfwriaethol
The Constitutional and Legislative Affairs Committee**

**Dydd Llun, 18 Chwefror 2013
Monday, 18 February 2013**

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Meeting

Cofnodir y trafodion yn yr iaith y llefarwyd hwy ynnddi yn y pwyllgor. Yn ogystal, cynhwysir trawsgrifiad o'r cyfieithu ar y pryd.

The proceedings are reported in the language in which they were spoken in the committee. In addition, a transcription of the simultaneous interpretation is included.

Aelodau'r pwyllgor yn bresennol
Committee members in attendance

Suzy Davies	Ceidwadwyr Cymreig Welsh Conservatives
Mark Drakeford	Llafur (yn dirprwyo ar ran Julie James) Labour (substitute for Julie James)
David Melding	Y Dirprwy Lywydd a Chadeirydd y Pwyllgor The Deputy Presiding Officer and Committee Chair
Eluned Parrott	Democratiaid Rhyddfrydol Cymru Welsh Liberal Democrats
Simon Thomas	Plaid Cymru The Party of Wales

Swyddogion Cynulliad Cenedlaethol Cymru yn bresennol
National Assembly for Wales officials in attendance

Gwyn Griffiths	Uwch-gynghorydd Cyfreithiol Senior Legal Adviser
Ruth Hatton	Dirprwy Glerc Deputy Clerk
Siân Richards	Y Gwasanaeth Ymchwil Research Service
Owain Roberts	Y Gwasanaeth Ymchwil Research Service
Gareth Williams	Clerc Clerk

Dechreuodd y cyfarfod am 2.31 p.m.
The meeting began at 2.31 p.m.

Cyflwyniad, Ymddiheuriadau, Dirprwyon a Datganiadau o Fuddiant
Introduction, Apologies, Substitutions and Declarations of Interest

[1] **David Melding:** Good afternoon and welcome to this meeting of the Constitutional and Legislative Affairs Committee. I will start with the usual housekeeping announcements. We do not expect a routine fire drill, so, if we hear the fire alarm sound, please follow the instructions of the ushers, who will help us to leave the building safely. Please switch off all electronic equipment completely, as otherwise, even on silent, it will interfere with the broadcasting equipment. These proceedings will be conducted in Welsh and English. When Welsh is spoken, there is a translation on channel 1 and channel 0 will amplify our proceedings. We have apologies from Julie James, and I welcome Mark Drakeford as her substitute this afternoon.

2.32 p.m.

Offerynnau nad ydynt yn Cynnwys Unrhyw Faterion i'w Codi o dan Reolau
Sefydlog Rhifau 21.2 neu 21.3
Instruments that Raise no Reporting Issues under Standing Order Nos. 21.2 or
21.3

[2] **David Melding:** These instruments are listed. Are there any comments? No? I see that you are content, therefore.

Papur i'w Nodi
Paper to Note

[3] **David Melding:** There is a paper to note on our subsidiarity monitoring and the report for the 2012 autumn term, from September to December. Are there any comments or issues that we want to explore arising out of the report?

[4] I have one, actually. I have been lobbied by a couple of people on the tobacco regulation directive, which may have an impact on e-cigarettes. I do not know whether there is anything that we can do or whether it would relate to a subsidiarity issue rather than an issue that the UK Government would take on. It is about selling, prescribing or whatever the devices that some people use to get a dose of nicotine rather than using patches—obviously it simulates the action of smoking more directly. This has been raised with me by a couple of members of the public that they find them useful and that they are concerned that this may restrict their ability to get these products, so perhaps I could ask the secretariat to find out a bit more information on this and whether there is anything that we could relay. We will do that. Is there anything else on the monitoring report? I see that you are content. I think it is useful and helpfully laid out.

2.33 p.m.

**Cynnig o dan Reol Sefydlog Rhif 17.42 i Benderfynu Gwahardd y Cyhoedd o'r
Cyfarfod**
**Motion under Standing Order No. 17.42 to Resolve to Exclude the Public from
the Meeting**

[5] **David Melding:** I move that

the committee resolves to exclude the public from the remainder of the meeting in accordance with Standing Order No. 17.42(ix).

[6] Does any Member object? I see no objections.

Derbyniwyd y cynnig.
Motion agreed.

Daeth rhan gyhoeddus y cyfarfod i ben am 2.34 p.m.
The public part of the meeting ended at 2.34 p.m.