

Economic Development and Transport Committee

Date: Wednesday 19 January 2005
Time: 9.00 – 12.30
Venue: National Assembly Building, Cardiff Bay
Title: Forthcoming EDT Secondary Legislation

Purpose of paper

The attached information has been provided by the Economic Development and Transport Minister.

The main part of the paper details the forthcoming legislation in the Economic Development and Transport portfolio. Members are invited to comment on this and to consider whether they wish to examine any of the items in more detail.

The Annex to the paper lists other legislation which is outside the EDT portfolio will impact on it. Members may also wish to consider whether they wish to look further at any of these.

Sian Wilkins
Clerk
Members Research and Committee Service

Annex 1

Subordinate Legislation Programme 2004/2005

2005 Spring Term	
-----------------------------	--

Name/Working Title	Summary of proposed Purpose	Projected Month Legislation to be Made	Procedure/ Standing Order	Contact
The Street Works (Inspection Fees) (Wales) Regulations	To reform the basis on which highway authorities may charge for carrying out a proportion of their routine inspections of utilities' street works.	March	Accelerated	Russell Dewey NM
The Street Works (Charges for Unreasonably Prolonged Occupation of Highway) (Wales) Regulations	To allow street authorities to levy charges on contractors and utilities for street works which overrun their agreed deadlines.	February	Accelerated	Russell Dewey NM
The Street Works (Recovery of Costs) (Wales) Regulations	To standardise the basis on which staff costs, overheads and other administrative expenses for street works and related activities are calculated.	January	Accelerated	Russell Dewey NM
The Street Works (Records) (Wales) Regulations	To set out rules for utility undertakers to keep records of their apparatus in the highway.	March	Accelerated	Russell Dewey NM
The Street Works (Reinstatement) (Amendment) (Wales) Regulations	To amend the Street Works (Reinstatement) Regulations 1992 which prescribed requirements for the specification of materials to be used, and the standard of workmanship to be observed, by undertakers in reinstating streets by reference to a Code of Practice.	March	Accelerated	Russell Dewey NM

Commencement Order Traffic Management Act 2004	To commence provisions of the Traffic Management Act in Wales	To be confirmed	Accelerated	Martin Stevenson (TP)
The Town and Country Planning (Blight provisions) (Wales) Order 2005	To introduce the new blight threshold regulations which need to be made as a consequence of the new rating lists in England and Wales.	April 2005	Accelerated	Helen Burr Roads Administration Division (RA)

2005 Summer Term				
Name/Working Title	Summary of proposed Purpose	Projected Month Legislation to be Made	Procedure/ Standing Order	Contact
The Highways (assessment of Environmental Effects) (Wales) Regulations	The regs. are needed to address procedural anomalies in the 1999 Regs.	May	To be confirmed	Mike Burnell (RA)
The Congestion Charge Regulations	To enable local authorities to introduce two forms of charging; congestion charging and working place parking levies.	Towards the end of the financial year	Standard	Martin Stevenson (TP)

2005 Autumn Term				
-------------------------	--	--	--	--

Name/Working Title	Summary of proposed Purpose	Projected Month Legislation to be Made	Procedure/ Standing Order	Contact
Commencement Order, Transport Wales Act	To commence provisions of the Transport Wales Act	To be confirmed, depending on when/ if the bill receives Royal Assent.	Accelerated	Paul Jones (TP)
Local Transport Plan Replacement Order	To set dates for the production of Local Transport Plans by Local Authorities	To be confirmed, depending on when/ if the Transport Bill receives Royal Assent	Accelerated	Paul Jones (TP)
Local Transport Plan Modification Order, Transport Wales Act	To enable the Assembly to modify the duties of Local Authorities in relation to local transport plans to enable them to be prepared jointly	To be confirmed, depending on when/ if the Transport Bill receives Royal Assent	Standard	Paul Jones (TP)
The Street Works (Sharing of Costs of Works) (Wales) (Regulations)	To reduce, from 18% to 7.5%, the proportion of the cost of works that a utility has to bear where their appliances beneath the road need to be disturbed as a result of a major public transport scheme.	To be Confirmed	S.O. 24	Stephen Chandler (NM)
The Traffic Management (Permit Schemes) (Wales) Regulations		To be Confirmed	S.O. 24	Stephen Chandler (NM)
The Street Works (Notices, Registers, Directions and Designations) (Wales) Regulations		To be Confirmed	S.O. 24	Stephen Chandler (NM)

Special Roads (Classes of Traffic) Order 2004	To bring the Highways Act 1980 into line with changes in VED legislation (which is also being done in England) by prohibiting agricultural vehicles from using motorways.	September	SO 24	Alun Evans (TP)
---	---	-----------	-------	-----------------

Other Legislation of interest to EDT

2005 Autumn Term				
Name/Working Title	Summary of proposed Purpose	Projected Month Legislation to be Made	Procedure/ Standing Order	Contact
Proposed Regulatory Reform Order - buses	To increase the maximum permitted lengths of bus subsidy contracts. To remove the restrictions placed by the Transport Act 1985 on Councillor Directors of Public Transport Companies	October/ November	The draft order will be subject to two stages of parliamentary scrutiny. It will be debated in plenary between these two stages.	Mike Spearing (TP)

Key:

Projected Month Legislation to be made -this is the month that the legislation is likely to come before Plenary for approval. Members are notified of draft instruments under Standing Order 22.1 and notification usually occurs at least 6 weeks in advance of proposed instruments coming forward to Plenary. Upon notification, Members will be invited to make representations on whether a proposed

instrument merits formal consideration by a subject committee. The Deputy Presiding Officer is required to make a determination on whether a proposed instrument is to be considered formally by a Subject Committee under the "extended" procedure, having regard to any advice the Business Committee may provide and any representations received from members.

Recommended Procedure – this is the Standing Order procedure that the Welsh Assembly Government is likely to recommend should be adopted having regard to the nature of the proposed instrument and judgement as to how much scrutiny AMs may want to exercise.