

Department for Environment, Planning and Countryside – Subordinate Legislation Forward Look (Spring Term 2006)

EPC Committee meeting – 1st February 2006

The list is in two parts:

PART I shows those items of secondary legislation –
39 - in all- which are in the programme or likely to be made in the next few months.

It is quite possible that there will be other legislation which may have to be included in this list as plans are firmed up

PART II lists all other secondary legislation –

108 - in total- in the pipeline that we are aware of but which has not presently been programmed under the Standing Orders procedure.

KEY

- Items identified for future scrutiny by the Committee are in italics
- Items already considered by the Committee are displayed in italics and are shaded
- New additions to the Legislation table are highlighted in bold

Abbreviations Used

Key Dates

EPC – Scrutiny by EPC Committee
BC – Scrutiny by Business Committee
LC – Scrutiny by Legislation Committee
PL – Debated in Plenary
CIF – Coming Into Force

Department for Environment, Planning and Countryside Divisions
OCVO – Office of the Chief Veterinary Officer
CPD – Countryside Policy Division
EPQ – Environment, Protection and Quality Division
ECM – Environment, Conservation and Management Division
FMD – Food and Market Development Division
RPD – Rural Payments Division

Department for Environment, Planning and Countryside – Subordinate Legislation Forward Look – 1 February 2006

Part I - Programmed Legislation

N.o	EPC Id No	Title of Legislation	Purpose	Effect	Scope	Key dates/ Standing Order	Division
1	CFA 59	THE PLANT HEALTH (WALES) ORDER 2006	To consolidate amendments to the 1993 SI.	To introduce measures for carrying out inspections on plant / plant material which requires a phytosanitary passport. Changes to checks implement Council Directive 2002/89/EC introducing changes to CD 2000/29/EC and consolidates the Plant Health (GB) Order 1993.	The powers to make this SI come under sections 2, 3 and 4(1) of the Plant Health Act 1967. There is very limited scope for distinctive Assembly legislation. Wales Only	BC – 23/05/06 LC – 06/06/06 PL – 20/06/06 CIF – 27/06/06 SO24 Accelerated	FMD
2	CFA 61	THE SEED POTATOES FEES (WALES) REGULATIONS 2006	This SI replaces the 1998 SI and introduces 2 new categories for fees for certification of seed potatoes	To contribute to the costs of running a seed potato certification scheme in Wales	The Assembly has no seed potato certification capacity, PHSI undertake this work on the Assembly's behalf. The fees are set in consultation with the industry and as such the Assembly currently has limited scope to vary these arrangements. The powers to make this SI come from section 16(1) and (1A)(e) of the Plant Varieties and Seeds Act 1964. Functions under this Act have been delegated to the Minister for Environment, Planning and Countryside Wales Only	BC – 24/01/06 LC – 07/02/06 PL – 28/02/06 CIF – 03/03/06 SO24 Accelerated	FMD
3	CFA 62	THE PLANT HEALTH (EXPORT CERTIFICATION)	This SI makes provision for the issue of phytosanitary certificates and	To contribute to the costs of running a plant export certification scheme in Wales.	The Assembly has no export certification capacity, PHSI undertake this work on the Assembly's behalf.	BC – 23/05/06 LC – 06/06/06	FMD

		(WALES) ORDER 2006	reforwarding phytosanitary certificates for export of plants, plant products or other objects to third countries. The SI prescribes fees for services provided in connection with the issue of these certificates		The fees are set in consultation with the industry and as such the Assembly currently has limited scope to vary these arrangements. The powers to make this SI come from sections [3(1) and (2) and 4(1) and 4A] of the Plant Health Act 1967. Functions under this Act have been delegated to the Minister for Environment, Planning and Countryside.	PL – 20/06/06 CIF - 30/06/06 SO24 Standard	
4	CFA 130	THE PLANT BREEDERS' RIGHTS (AMENDMENT) REGULATIONS 2006	To allow fees to be set administratively and incorporate EU nomenclature procedures into domestic legislation.	To allow fees to be set administratively and incorporate EU nomenclature procedures into domestic legislation.	The UK PBR fees system is run and administered by Defra's PVS Division. Consequently there is no scope for specific Welsh action.	BC – 28/02/06 LC – PL – 07/03/06 CIF – 31/03/06 SO25 Section 3 Accelerated	FMD
5	CFA 131	THE PLANT BREEDERS' RIGHTS (DISCONTINUATION OF PRIOR USE EXEMPTION) (WALES) ORDER 2006	To remove the 'prior use exemption' on certain varieties of plants.	Will allow plant breeders to recover costs under intellectual property rights.	The UK PBR fees system is run and administered by Defra's PVS Division. Consequently, although this is unitary legislation, there is no scope for the Assembly to act in isolation.	BC – 14/03/06 LC – 28/03/06 PL – 03/05/06 CIF – 12/05/06 SO24 Accelerated	FMD
6	CFA 141	PLANT PROTECTION PRODUCTS REGULATIONS 2006	The Regulations reflect the EU programme to evaluate the active substances used in plant protection products and to list those considered acceptable onto Annex 1 of the framework directive	The Regulations will implement several new EU directives which are currently in draft form	The Plant Protection Regulations 1995 were made under section 2(2) of the European Community Act 1972. The Assembly has a joint power under section 2(2) of the ECA 1972 for the purposes of implementing community obligations in respect of plant protection products.	BC – 04/04/06 LC – PL – 02/05/06 CIF – 31/05/06 SO25 Section 3 Accelerated	FMD

7	CFA 142	THE PESTICIDES (MAXIMUM RESIDUE LEVELS) (AMENDMENT) REGULATIONS 2006	The Regulations reflect the EU programme to determine the maximum residue levels of pesticides permissible on crops, food, and feedingstuffs consumed within the community	The Regulations will implement several new EU directives.	<p>Wales & England</p> <p>These Regulations are being made under section 2(2) of the European Communities Act 1972. The Assembly is designated for the purposes of section 2(2) in relation to the common agricultural policy of the European Community. Schedule 2(2)(a)(ii) of the Designation Order (SI 1999/2788) provides that regulations are made by the National Assembly. There is no scope for a distinctive Welsh policy.</p> <p>Wales & England</p>	<p>BC – 14/03/06 LC – PL – 21/03/06 CIF – 21/04/06</p> <p>SO25 Section 3 Accelerated</p>	FMD
8	CFA 117	<i>THE HEATHER AND GRASS, ETC, (BURNING) (WALES) REGULATIONS 2006</i>	<i>To revoke and revise the current statutory burning conditions for farmers and landowners</i>	<i>To ensure burning is undertaken in the most environmentally sound manner.</i>	<p><i>Domestic legislation only. While Defra's review has focused largely on areas in the north of England, consideration has been given to the differing flora and fauna in Wales and, depending on the results of the consultation exercise, will be reflected in these Regulations.</i></p> <p><i>Wales Only</i></p>	<p><i>EPC - TBC BC – 24/10/06 LC – 07/11/06 PL – 21/11/06 CIF – 30/11/06</i></p> <p><i>SO24 Accelerated</i></p>	FMD
9	CFA 23	THE PLANT HEALTH (PHYTOPHTHORA RAMORUM) (WALES) ORDER 2006	This SI implements Commission Decision 2004/426/EC which further expands the list of host species susceptible to P ramorum (Sudden Oak Death) and details changes to passporting arrangements for trade	The Order will: - - Introduce Camellia to the list of host material that will now require a plant passport for movement within the EU; - Add plants recently identified as hosts to the list of plants subject to import controls; - Amend the plant passporting arrangements to “plants intended for planting” (the previous wording inadvertently caught cut branches and foliage which pose negligible risk);	<p>The power to make this SI comes from Sections 2, 3(1), 3(2)(b), 3(3), 3(4) and 4(1)(b) of the Plant Health Act 1967, as read with section 20 of the Agriculture (Miscellaneous Provisions) Act. There is very limited scope to introduce a distinct Welsh policy</p> <p>Wales Only</p>	<p>BC – 04/04/06 LC – 02/05/06 PL – 16/05/06 CIF – 24/05/06</p> <p>SO24.27 Accelerated</p>	FMD

				<ul style="list-style-type: none"> - Place a specific obligation on production nurseries to report any suspected cases of <i>Phytophthora ramorum</i> (previously covered by a general obligation contained in the main Plant Health Order relating to new pests and diseases); - Provide a specific prohibition on the use of fungicides that may suppress symptoms during the three month holding period - Changes have also been introduced to facilitate the movement of susceptible material from Switzerland, resulting from the EU/Swiss trade arrangements 			
1 0	CFA 116	DAIRY PRODUCE QUOTA REGULATIONS (AMENDMENTS) WALES 2006	To correct errors in the DPQR 2005 regulations	Compliance with EC and administrative arrangements	Milk quota regime currently operates on a UK basis so limited scope for direct Welsh action Wales Only	BC – 07/02/06 LC – 28/02/06 PL – 14/03/06 CIF – 31/03/06 SO24 Standard	CPD
1 1	CFA 143	HOME GROWN CEREALS AUTHORITY (RATE OF LEVY) ORDER 2006	To enable the HGCA to levy cereal growers and processors throughout the UK	To authorise the HGCA to collect levy	Wales & England	BC – 09/05/06 LC – PL – 16/05/06 CIF – 01/07/06 SO25 Section 1	CPD
1 2	CFA 84	THE REGISTRATION OF FISH BUYERS AND SELLERS AND DESIGNATION OF	To require buyers and sellers of first sale fish landed into Wales to register with Fisheries Departments	To improve the monitoring and control of landings of fish taken from Community and other waters and to ensure that such landings are properly recorded	The Order will be made under section 2(2) of the European Communities Act 1972 Wales Only	BC – 02/05/06 LC – 16/05/06 PL – 06/06/06 CIF – 09/06/06	ECM

		FISH AUCTION SITES (WALES) REGULATIONS 2006		and capable of verification		SO24 Accelerated	
1 3	CFA 129	THE SEA FISHING (NORTHERN HAKE STOCK) (WALES) ORDER 2005	This Order provides for the control of fishing and landing of Northern Hake.	The Order provides for the administration, and enforcement, of the provisions of Council Regulation 811/2004	This Order will be made under Section 30(2) of the Fisheries Act 1981. The functions of the Secretary of State under the Act have been transferred to the Assembly and delegated to the EPC Minister. Wales Only	EPC – 05/04/06 BC – 16/05/06 LC – 06/06/06 PL – 13/06/06 CIF – 19/06/06 SO24 Standard	ECM
1 4	CFA 144	The Protection of Water against Agricultural Nitrates Pollution (England and Wales) (Amendment) Regulations 2006	The Regulations are required in order to transpose the EU Public Participation Directive into UK law.	The Transposition of the Public Participation Directive into UK law is an EU requirement.	The regulations transpose EU Directive into UK law The Welsh Assembly Government already has a well established consultation process with regards to any changes to multiple nitrate zones. This is in line with EU directives. We are aiming to have England and Wales Regulations.	SO 25 Sections 1/2/3 Accelerated Defra are aiming to bring the SI into force in February.	ECM
1 5	64P E	COUNTRYSIDE AND RIGHTS OF WAY ACT 2000 (COMMENCEMENT NO. 8) (WALES) ORDER 2006	To commence various technical provisions relating to hearings and inquiries	To introduce certain technical provisions, particularly relating to the meeting of costs of public inquiries and hearings.	The Assembly has discretion over the timing of the introduction of certain sections of the Act. The relevant technical provisions of the Act have already been implemented in England. Wales Only	BC – 07/03/06 LC – 21/03/06 PL – 28/03/06 CIF – 31/03/06 SO24 Accelerated	ECM
1 6	CFA 100	PRODUCTS OF ANIMAL ORIGIN (THIRD COUNTRY IMPORTS)(WALES) REGS 2006	Amendments to domestic legislation to improve veterinary checks on imports of POAO from third countries and bring other	New regulations revoke and remark with amendments the 2004 regulations and introduce amendments to give effect to recent changes to EU import	Legislation is being actioned jointly with Scotland and Defra - limited scope for distinctive Welsh legislation Wales Only	BC – 06/06/06 LC – 20/06/06 PL – 04/07/06 CIF – 12/07/06	OCVO

			aspects of national legislation in line with community law	requirements		SO24 Standard	
17	CFA 38	CATTLE COMPENSATION ORDER 2006	To introduce a new cattle compensation system using table valuations	To set cattle compensation rates based on the average sales price achieved for similar animals	Amend or revoke: The Brucellosis and TB (England & Wales) Compensation Order 1998 The Enzotic Bovine Leukosis (Compensation) Order 1980 For DEFRA and the Assembly to decide jointly, subject to general Community law. Joint UK	EPC – 08/03/06 BC – 02/05/06 LC – 16/05/06 PL – 23/05/06 CIF – 25/05/06 SO24 Standard	OCVO
18	CFA 37	THE ENZOONOTIC BOVINE LEUKOSIS (WALES) ORDER 2006	Regulatory framework for testing of milk for EBL	To implement Council Directive 64/432/EEC and 77/391/EEC. Relating to arrangements for milk testing for EBL	To revoke and re-enact the EBL Order 1997 in Wales. To bring legislation into line with that in England and Scotland, therefore there is limited scope to develop distinctive Welsh Legislation Wales Only	BC – 14/02/2006 LC – 07/03/06 PL – 21/03/06 CIF – 31/03/06 SO24 Standard	OCVO
19	CFA 91	ANIMAL BY PRODUCTS (WALES) (AMENDMENT) REGULATIONS 2006	To tidy up current legislation and include changes following EU approval of certain processes	To allow burial of animal in 2 remote areas in Wales, to address issues within the current regulations that have been identified as causing issues to the industry.	Limited scope for distinctive Welsh policy Wales Only	BC – 14/02/06 LC – 28/02/06 PL – 14/03/06 CIF – 31/03/06 SO24	OCVO
20	CFA 36	THE BRUCellosIS (WALES) ORDER 2006	Provisions governing the testing of milk for Brucellosis	To implement Council Directive 64/432/EEC and 77/391/EEC. Relating to arrangements for milk testing for Brucellosis	To revoke and substantially re-enact the Brucellosis Order 1997 in Wales. To bring legislation in line with that in England and Scotland, therefore there is limited scope to develop distinctive Welsh legislation	BC – 14/02/06 LC – 07/03/06 PL – 21/03/06 CIF – 31/03/06 SO24	OCVO

					Wales Only	Accelerated	
2 1	CFA 145	AVIAN INFLUENZA (SURVEY POWERS)(WALES) REGS 2006	To implement a Commission Decision providing for surveys of Avian Influenza	To give powers to inspectors to enter premises, take samples and carry out laboratory tests	To carry out surveys in Wales Wales Only	BC – 14/03/06 LC – 28/03/06 PL – 04/04/06 CIF – 12/04/06 SO24	OCVO
2 2	CFA 33	TSE (WALES) (AMENDMENT) REGS 2005-CONSOLIDATED REGS	To enforce Community wide measures that lay down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies (TSEs), epidemio - surveillance of TSEs and the feeding of animal protein	To give effect to Community legislation	Any scope for local variation would have to operate in accordance with the criteria set out in the EC Regulation. The SI will be made using powers under 2(2) of the EU Communities Act 1972 Wales Only	BC – 14/02/06 LC – 28/02/06 PL – 07/03/06 CIF – 10/03/06 SO24 Standard	OCVO
2 3	CFA 133	THE SALMONELLA IN BROILER FLOCKS (SURVEY POWERS)(WALES) REGS 2006	To provide the necessary powers of entry to premises and related powers for the purpose of carrying out a survey to ascertain levels of zoonotic salmonella within broiler flocks	Monitor and report trends and sources of this zoonotic infection	None. Straightforward implementation of European legislation (EC Regulation 2160/2003 and Directive 2003/99/EC Wales Only	BC – 07/03/06 LC – 21/03/06 PL – 02/05/06 CIF – 15/05/06	OCVO
2 4	CFA 121	THE TUBERCULOSIS (WALES) ORDER 2006	To extend current legislation	To introduce arrangements for pre-movement testing of cattle and to clarify and strengthen the powers of veterinary inspectors for dealing with TB incidents and overdue tests	The Order would revoke and replace the TB (England and Wales) Order 1984 in so far as it applies to Wales only. Wales Only	EPC – 19/01/06 BC – 07/03/06 LC – 21/03/06 PL - 28/03/06 CIF – 12/04/06 SO24	OCVO
2 5	CFA 146	The Feeding Stuffs and The Feeding Stuffs (Sampling and Analysis) (Amendment)	This instrument transposes in respect of Wales: Commission Directive 2005/6/EC, Commission Directive	These regulations implement in Wales two Commission Directives on procedures for the sampling and Analysis of undesirable substances (i.e.	Commission Directives 2005/6/EC and 2005/7/EC introduce technical provisions for measurement of uncertainty and correction for recovery in the reporting of	BC – 14/02/06 LC – 28/02/06 PL – 07/03/06 CIF – 10/03/06	Food Standards Agency Wales (Minister for

		(Wales) Regulations 2006	2005/7/EC and Commission Directive 2005/8/EC. Parallel regulations are being made in England, Scotland and Northern Ireland	contaminants) in animal feed, and one Commission Directive amending or introducing new permitted maximum levels for some of these undesirable substances	analyses of undesirable substances in animal feedingstuffs. These refinements to existing procedures are necessary because of uncertainties inherent in the measurement procedure. Commission Directive 2005/8/EC introduces an upper limit for mercury in calcium carbonate, amends the existing entry for fluorine in complementary feedingstuffs, and amends the maximum permitted level for lead in green fodder by inserting a footnote to clarify what the term encompasses.	SO 24 Accelerated	Health and Social Services, and the HSS Committee, have prime responsibility for these regulations.)
26	65 PE	THE RADIOACTIVE CONTAMINATED LAND (MODIFICATIONS OF ENACTMENTS)(WALES) REGULATIONS 2005	Extend part 2a of the Environmental Protection Act 1990 to cover radioactively contaminated land	Modifies the LA 's inspection duties and the Environment Agency's enforcement duties to include radioactively contaminated land	Wales Only	BC & LC– late March/early April 2006 PL – May 2006 (tbc) CIF – tbc SO24 Standard	EPQ
27	76 PE	THE CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005 (COMMENCEMENT NO1 AND SAVINGS) (WALES) ORDER 2005	To commence S47,S53 and S104 of the CNEA	S47 repeals the requirement of waste disposal authorities in Wales to contract out waste disposal functions.S53 enables waste collection authorities to use powers of investigation, previously confined to the Environment Agency.S104 amends the arrangements	This will alter the management of waste and contaminated land in Wales Wales Only	BC – 07/02/06 LC – 07/03/06 PL – 14/03/06 CIF – 16/03/06 SO24	EPQ

28	77 PE	COMMENCEMENT ORDER SECTION 104 CLEAN NEIGHBOURHOODS ACT 2005	To amend section 78I of the Environment Protection Act 1990	To allow for appeals against remediation notices served under the EPA act.	Wales Only	BC – 07/02/06 LC – 07/03/06 PL – 14/03/06 CIF – 16/03/06	SO24	EPQ
29	54 PE	THE NORTH- WEST, SEVERN- TRENT AND WELSH REGIONAL FLOOD DEFENCE COMMITTEES (BOUNDARIES ALTERATION) ORDER 2005	To alter the border of the Welsh Regional flood defence committee so that it aligns with the political boundary between England and Wales.	To enable the Welsh Assembly Government to have control over all FD matters in Wales.	The powers to amend the boundaries of the Welsh Regional Committee are contained in Schedule 4 to the Environment Act 1995 and must be exercised jointly with the Secretary of State. are devolved to the Welsh Assembly Government and are contained within existing legislation (Water Resources Act 1991 and Water Act 2003). In relation to the change in boundary which affects England the powers have to be exercised by the Ministers acting jointly. It is possible that this item could be scrutinised at Committee meeting on 25.05.05	EPC – 25/05/05 BC – 28/06/05 LC – 12/07/05 PL – 12/07/05 CIF – 01/04/06	SO25 Section 1 Standard	EPQ
30	51 PE	WELSH REGIONAL FLOOD DEFENCE COMMITTEE (ALTERATION OF COMPOSITION) ORDER 2006	To set out the composition of the Regional Flood Defence Committee in Wales	To set a composition for the committee which reflects the funding arrangement, geographical area and role of the regional flood defence committee in Wales	The necessary powers are devolved to the Assembly and are contained within existing legislation (Section 16A of the Environment act 1995 Power to alter the composition of regional flood defence committees in Wales.) However, if the Order is to be made prior to the alteration of the committee boundary, it will be subject to Secretary of State agreement and annulment in Parliament	EPC – 01/02/06 BC – 28/02/06 LC – 14/03/06 PL – 28/03/06 CIF – 01/04/06	SO24 Standard	EPQ

3 1	78 PE	THE ENVIRONMENTAL IMPACT ASSESSMENT (LAND DRAINAGE IMPROVEMENT WORKS) (AMENDMENT) (NO.2) REGULATION 2006	To implement Community Regulations	To require advertisement of drainage schemes in the press.	Wales and England only.	BC – 28/02/06 LC – PL – 07/03/06 CIF - tbc SO25 Section 3 Accelerated	EPQ
3 2	79 PE	GROUNDWATER (WATER FRAMEWORK DIRECTIVE) DIRECTION 2006	Enable the Environment Agency to Establish Interim Criteria for Good Groundwater Status	Interim Measure Pending Adoption by EC of New Groundwater Directive	Joint Direction with DEFRA to Cover England & Wales Wales & England	BC – 28/02/06 LC – PL – 07/03/06 CIF – 03/04/06 SO25 Section 3 Accelerated	EPQ
3 3	11 PE	WATER RESOURCES (ABSTRACTION AND IMPOUNDING) REGULATIONS	The regulations amend and update previous water resources licensing regulations in the light of new provisions in the Water Act 2003	Provides for procedures to be undertaken when water abstraction licence applications are processed.	England and Wales Regulations (jointly with Defra) Joint UK	BC – 28/02/06 LC – PL – 07/03/06 CIF – 01/04/06 SO25 Section 3	EPQ
3 4	66 PE	CONTAMINATED LAND(WALES) REGULATIONS 2005	To provide a consolidated set of regulations which detail radioactively contaminated land as a special site	Inclusion of radioactively contaminated land as a special site under part 2A of EPA 1990	Modifies the LA 's inspection duties and the Environment Agency's enforcement duties with regard to radioactively contaminated land Wales Only	BC & LC– late March/early April 2006 PL – May 2006 (tbc) CIF – tbc SO24 Standard	EPQ
3 5	67 PE	HOME LOSS PAYMENTS (PRESCRIBED AMOUNTS) (WALES) REGULATIONS 2006	These proposed Regulations will increase the maximum and minimum Home Loss	The powers enabling the making of this instrument are contained in section 30(5) of the Land Compensation Act 1973(as amended) Home Loss payments are	Because the primary legislation on statutory compensation (section 30(5) of the Land Compensation Act 1973(as amended)) covers both England and Wales there is a fundamental need for consistency in	BC – 13/06/06 LC – 27/06/06 PL – 04/07/06 CIF – 01/09/06 SO24	ESTATES

			<p>Payments from their current levels £38,000 and £3,800 and increase the flat rate payment from £ £3,800 by a figure set by the change in House Prices and which will be determined in May 2006. The proposed new Regulations will become operative on the 1st September 2006.</p>	<p>statutory compensation paid by acquiring authorities and other organisations who possess powers of compulsory purchase. They are paid to qualifying owner-occupiers and tenants of dwellings displaced by compulsory purchase or public redevelopment. It is to compensate them for the distress and inconvenience of having to move home at a time not of their choosing. They are paid to owner-occupiers at a rate of 10% of the market value of their dwelling (currently subject to a maximum and minimum payment.) Tenants receive a flat-rate payment equal to the minimum. The proposed Regulations will effect an incremental uplift in these specific Payments.</p>	<p>the determining the basis upon which Home Loss Payments are assessed. It would be difficult to justify having a different basis in existence for Home Loss Payments between Wales and England. Therefore in parallel with the proposed Regulations for Wales ODPM have also agreed to prepare Regulations for England to revise the payments on the same basis.</p> <p>Wales Only</p>	<p>Accelerated</p>	
3 6	68 PE	<p>TOWN AND COUNTRY PLANNING (FEES FOR APPLICATIONS AND DEEMED APPLICATIONS) (AMENDMENT NO.2)(WALES) REGULATIONS 2006</p>	<p>To introduce monitoring fees for mineral planning authorities to recover the costs of monitoring planning conditions for minerals and landfill sites</p>	<p>Minerals and Waste disposal operators affected by new monitoring fees on their operations together with landowners; local authorities will receive new funds to resource their monitoring duties</p>	<p>Devolved - TFO 1999 transferred the relevant functions of the 1990 Town and Country Planning Act to the Assembly. 1990 Act was amended by S.53 of The Planning and Compensation Act 2004 to widen the scope to provide for the payment of fees relating to planning applications & other functions of local planning authorities.</p>	<p>BC - 28/02/2006 LC -14/03/06 PL - 21/03/06 CIF – 01/04/06</p> <p>SO24 Accelerated</p>	<p>Planning</p>
3 7	69 PE	<p>THE TOWN AND COUNTRY PLANNING (FEES FOR APPLICATIONS AND DEEMED</p>	<p>Amendment to the fee rates for planning applications in Wales as contained in the 1989 regulations as amended</p>	<p>Across the board increase in rates to be agreed in Wales</p>	<p>Devolved secondary legislation under section 303 of the Town and Country Planning Act 1990.. It neither implements nor introduces any new requirement rather it simply uprates in Wales by (to be</p>	<p>BC - 28/02/2006 LC -14/03/06 P - 14/03/06 CIF - 01/04/06</p>	<p>Planning</p>

		APPLICATIONS) (AMENDMENT) (WALES) REGULATIONS 2006			agreed) the statutory fees prescribed in another statutory instrument	SO24 Standard	
3 8	70 PE	THE PLANNING (NATIONAL SECURITY DIRECTIONS AND APPOINTED REPRESENTATIV ES)(WALES) REGULATIONS 2006	Make provision as to procedure to be followed by the National Assembly when it is considering giving a national security direction	Impacts primarily on central government	Devolved secondary legislation under Section 321 of the Town and Country Planning Act as amended by Section 80(1) and modified by Section 81(1) of the Planning and Compulsory Purchase Act 2004	BC - 20/02/06 LC - 28/03/06 PL - 04/04/06 CIF – 05/04/06 SO24 Standard Procedure	Planning
3 9	71 PE	THE PLANNING(LISTED BUILDINGS AND CONSERVATION AREAS) (AMENDMENT) (WALES) REGULATIONS 2006	Make provision for the handling of urgent work by the Crown affecting listed buildings	Impacts primarily on central government	Devolved secondary legislation under Sections 82B(8) and 93 of the Planning (Listed Buildings and Conservation Areas) Act 1990	BC - 20/02/06 LC - 28/03/06 PL - 04/04/06 CIF - 05/04/06 SO24	Planning

Department for Environment, Planning and Countryside – Subordinate Legislation Forward Look – 1 February 2006

Part II - Unprogrammed Legislation

N.o	EPC Id No	Title of Legislation	Purpose	Effect	Scope	Key dates/ Standing Order	Division
40	CFA39	AVIAN INFLUENZA (SURVEY POWERS) WALES REGULATIONS 2005	Commission Decision 2004/111/EC require Member States to determine the prevalence of certain strains of Avian Influenza in different poultry populations	Regulations will be made under section 2 (2) of the European Community Act 1972. By virtue of European Community (Designation) No3 Order SI 1999/2788	Legislation is being actioned jointly with Scotland and DEFRA -limited scope for distinctive policy Wales Only	SO24	OCVO
41	CFA40	THE POULTRY BREEDING FLOCKS, HATCHERIES AND ANIMAL BY-PRODUCTS (FEES) (WALES) ORDER 2003	Sets out revised fees for the recovery of full costs on activities relating to the collection, taking and analysis of samples	The Order revokes and replaces the Poultry Breeding Flocks, Hatcheries and Processed Animal Protein (Fees) Order 1993.	The Order needs to be made jointly by the Assembly and DEFRA subject to the consent of Treasury Joint UK	SO24 Standard	OCVO
42	CFA41	THE ANIMALS (THIRD COUNTRY IMPORTS) (CHARGES) REGULATIONS 2004	Charges for the importation of animals in accordance with the Animals and Animal Products (Imports and Export) (England and Wales) 2000 Regulations into Wales from outside the EU	Any person who imports animals into Wales from outside the EU in accordance with the Animals and Animal Products (Imports and Export) (England and Wales) 2000 Regulations shall pay the Secretary of State a charge for the Veterinary and health inspection carried out under those regulations	Legislation is being actioned jointly with Scotland and DEFRA – limited scope for a distinctive Welsh Legislation	tbc	OCVO
43	CFA120	THE ZOONOSES REGS 2006	To allow inspectors appointed by NAFW to have	To transpose Directive 2003/99/EC	Wales Only	SO24	OCVO

			powers of entry to undertake sampling to ascertain the existence of zoonoses; to set out the offences that apply for obstructing an inspector; the penalties that will apply following conviction and power for local authorities to enforce the regulations				
44	CFA137	BOVINE AND BOVINE PRODUCTS (WALES)(AMENDMENT) REGULATIONS 2006	To introduce legislation to permit the export of beef and live cattle from Wales	To permit the export of beef and live cattle in accordance with EC Legislation	Limited - EC Legislation will set out the conditions under which the export ban can be lifted Wales Only	tbc	OCVO
45	CFA42	THE REVISION OF THE DISEASE OF ANIMALS (APPROVED DISINFECTANT) ORDER 1978	Proposals for a fundamental review of the procedure for approving disinfectants for purposes of the Animal Health Act 1981	Up to date list of disinfectant. Transparent and effective legislative framework. More efficient system for granting/removing approval, ensure we meet relevant national and/or EU obligations relating to environment and health safety.	Legislation is being actioned jointly with Scotland and DEFRA -limited scope for distinctive policy Joint UK	SO24 Standard	OCVO
46	CFA34	TSE (WALES) (AMENDMENT) REGULATIONS 2006	Commission decision 2003/100/EC lays down minimum requirements for the establishment of breeding programmes for resistance to TSEs in sheep. The decision requires that participation in the breeding programme shall become compulsory for all flocks of high genetic	To introduce a compulsory genotyping programme for rams of high genetic merit	Any scope for local variation would have to operate in accordance with the criteria set out in the EC Regulation. The SI will be made using powers under 2(2) of the EU Communities Act 1972 Wales Only	SO24 Standard	OCVO

			merit				
47	CFA12	THE SHEEP AND GOAT IDENTIFICATION REGULATIONS 2005	To implement Commission Directive 21/2004	Rules for the record keeping and individual ID of sheep and goats	Powers are jointly exercisable by DEFRA and the Assembly, subject to Standing Order 24 procedures. Assembly functions under the Animal Health Act 1981 have been delegated to the EPC Portfolio. Enforcement provisions are common throughout the UK and their application must be consistent, therefore there is no limited scope for distinctive Welsh policy. Joint UK	Executive (The EC has requested that these regulations are in place by March 2006. Officials are currently analysing responses to the consultation which ended on 16 January 2006. The EPC Committee has identified these regulations for scrutiny and an appropriate meeting date will be identified shortly.)	OCVO
48	CFA114	OFFICIAL FEED AND FOOD CONTROLS (WALES) (NO.2) REGS 2006	To give effect to the Official Feed and Food Controls (EC Regulation 882/2004)	It will help to harmonise all animal health and Welsh official controls across Europe thereby giving effect to the European Regulation 882/2004 in Wales	It will affect all animal health and welfare legislation that give rise to official controls on farm production of food Wales Only	Accelerated	OCVO
49	CFA5	ANIMAL AND ANIMAL PRODUCTS (IMPORT AND EXPORT) REGS (AMENDMENTS) WALES 2006	Technical amendments	Specifies the compliance required under Community law for assembly centres handling sheep, goats, which are permitted to be exported to other Member States. Update and implement as up-to-date as possible at the time making	To amend previous revisions to the 2005 Regulations. Limited scope for a distinctive Welsh Legislation Wales Only	SO24	OCVO
50	CFA140	THE DISEASES OF ANIMALS (APPROVED DISINFECTANTS)	To approve disinfectants for use for animals disease purposes	To implement Commission Directive 98/34/EC as amended by Directive 98/48/EC	To amend and update the list of approved disinfectants. Limited scope for distinctive Welsh Policy		OCVO

		(AMENDMENT)(WALES) ORDER 2006			Wales Only		
51	CFA69	THE RABIES (IMPORTATION OF DOGS, CATS AND OTHER MAMMALS) (AMENDMENT) (WALES) ORDER	Possible requirement to add special rules for the control of echinococcosis and ticks as part of the PETS Travel Scheme	Maintenance of Public Health	Limited scope for separate Welsh policy - i.e. decide to apply derogations available in Community legislation or not, subject to DEFRA agreement as the power to make the order is joint. Wales Only	SO24 Standard	OCVO
52	CFA71	MONKEY POX AND EBOLA VIRUS NOTIFIABLE	To make these diseases notifiable rather than reportable	Transpose into domestic legislation the EU commission Regulations (EC) No 1398/2003 of 5 August 2003 amending Annex A to council Directive 92/65/EEC making Ebola virus and monkey pox notifiable diseases	Legislation is being actioned jointly with Scotland and DEFRA – limited scope for a distinctive Welsh Legislation Joint UK	SO25 Section 1 Standard	OCVO
53	CFA72	THE WELFARE OF ANIMALS (STAGING POINTS) (WALES) ORDER 2005	The new Order updates enforcement powers in respect of the new rules under Council Regulation (EC) No. 1040/2003 which amended Council Regulation (EC) No. 1255/97 as regards the use of staging points	The new Order will - require that both the premises and the operator of the premises used as a staging point require approval; - improve scope for powers to issue notices to protect the health and welfare of animals on a staging point; - provide an appeal mechanism for refusal to issue, suspend or revoke an approval	It is being actioned jointly with Defra – limited scope for distinctive policy Joint UK		OCVO
54	CFA73	WELFARE OF ANIMALS (SLAUGHTER AND KILLING) REGULATIONS 2006	Bring WASK legislation into line with existing English, Scottish and N Irish legislation	Introduction of 6 minor technical amendments	WASK legislation in Wales EU	SO24 Standard	OCVO
55	CFA123	CATTLE IDENTIFICATION	To provide a legal basis for current policy and practice.	Do nothing. Implement to satisfy subsequent EU	Council Regulation 1760/2000 EC together with a series of	SO24	OCVO

		REVIEW	Consolidate existing legislation into a single SI. Abolish temporary calf passports and save the resources used in dealing with them	amendments to implement them fully. Consolidate the 7 existing SI's and introduce additional amendments to allow the legislation to match up with existing practices	Commission Regulations establishes a system for the ID and registration of cattle Wales Only		
56	CFA13 4	HORSE STANDARD ZOO-TECHNICAL REGULATIONS	To lay down the criteria for entry and registration of equidae for breeding purposes	To implement EC Decision 96/78	To implement commission Decision 96/78 to accept all animals into the main section of a breed book if the parents of that animal are registered in the main section of the stud book. No scope for distinctive Welsh Policy	Tbc	OCVO
57	CFA13 5	PRODUCTS OF ANIMAL ORIGIN (THIRD COUNTRY IMPORTS)(WALES)(AMENDMENT) REGS 2006	Amendments to domestic legislation to improve veterinary checks on import of POAO from third countries and bring other aspects of national legislation in line with community law	New regulations revoke and remake with amendments to give effect to recent changes to EU import requirements	Legislation is being actioned jointly with Scotland and DEFRA - limited scope for a distinctive Welsh Legislation Wales Only	Tbc	OCVO
58	CFA13 3	THE SALMONELLA IN BROILER FLOCKS (SURVEY POWERS)(WALES) REGS 2006	To provide the necessary powers of entry to premises and related powers for the purpose of carrying out a survey to ascertain levels of zoonotic salmonella within broiler flocks	Monitor and report trends and sources of this zoonotic infection	None. Straightforward implementation of European legislation (EC Regulation 2160/2003 and Directive 2003/99/EC Wales Only	Tbc	OCVO
59	CFA13 6	WELFARE OF ANIMALS IN TRANSPORT	To extend the controls that exist with the current WATO legislation	To implement Regulation 1/2005/EC	Enforcement legislation will be brought in alongside England and the remainder of the UK CIF 5 January 2007	Tbc	OCVO
60	CFA12 4	THE SPECIFIED ANIMAL PATHOGENS (AMENDMENT)(WALES) ORDER 2006	To update The Specified Animal Pathogens Order 1998 and substitutes the Schedule to that Order with a new one	A. To extend the licensing requirements in Part 1 of the Schedule to include Nipah Disease virus, West Nile virus and St Louis equine encephalomyelitis virus. B. to substitute "Hendra disease virus" for " Equine morbill virus" and Ehrlichia	To update existing legislation which prohibits the possession of certain animal pathogens causing serious predominantly, except by licence Wales Only	SO24	OCVO

				ruminatum" for Cowdria ruminatum and C. Make minor amendments to the terms Burkholdaria (Pseudomonas) mallei Peste de petits ruminants virus and swine vesicular disease.			
61	CFA98	BOVINE SEMEN FEES (WALES) REGS 2006	To revise the fees and the elements requiring inspection	Maintain Animal Health	No scope for separate Welsh Policy as charges reflect costs of services provided by SVS Wales Only	SO24	OCVO
62	CFA97	THE AI OF CATTLE (ANIMAL HEALTH) (WALES) (AMENDMENT) REGS 2005	To reflect the additional health testing. Requirements of EU Regulations 2003/43	Maintenance of Animal Health	No scope for separate Welsh Policy as we are required to reflect EU health requirements Wales Only	SO24 Accelerated	OCVO
63	CFA96	THE BEE DISEASES AND PESTS CONTROL (WALES) ORDER 2005	To deregulate preciously notifiable diseases	Maintenance of Bee Health	No scope for separate Welsh policy as we are required to reflect EU health requirements Wales Only	SO24 Accelerated	OCVO
64	CFA12 2	THE BOVINE SEMEN(WALES) REGS 2006	To implement the changes required by EC Regulations 2003/43	To deregulate some areas of the current Regulations and to include additional health testing requirements for EC approved centres	Mainly the AI Industry and those farmers who use bulls on farms Wales Only	SO24	OCVO
65	CFA14 8	SINGLE PAYMENT SCHEME & MISCELLANOUS DIRECT SUPPORT SCHEMES (APPEALS) (WALES) REGULATIONS 2006	To bring Tir Mynydd and other RDP schemes under an appeals system	To introduce an appeals system for farmers for Tir Mynydd and other RDP schemes	To be made under Section 2 (2) of the ECA - Devolved to Minister. Full scope to introduce Welsh domestic arrangements Wales Only	SO24 Standard	RPD
66	CFA14 9	CAP SINGLE PAYMENT SCHEME (SET-	To update SPS set-aside management rules and conditions	To confirm new set-aside management rules and conditions for those	To be made under Section 2 (2) of the ECA. Brings set-aside management	SO24 Standard	RPD

		ASIDE) (WALES) AMENDMENT REGULATIONS 2006		farmers in Wales who hold SPS set-aside entitlements	conditions in line with England and prevents risk of challenge from Welsh farmers on discriminatory grounds. Unlikely for any flexibility Wales Only		
67	CFA150	SPS AND MISCELLANOUS DIRECT SUPPORT SCHEMES (CROSS COMPLIANCE) (WALES) REGULATIONS 2006	To introduce arrangements for competent control authorities responsible for cross compliance controls. Possible introduction of other cross compliance measures yet to be determined.	Determination of competent control authorities could affect the Assembly's paying Agency status. Farmers are obliged to adhere to cross compliance conditions many of which are regulated by authorities outside off the Assembly e.g the Environment Agency	To be made under Section 2 (2) of the ECA. Wales has full discretion to introduce regional arrangements under the SPS Wales Only	SO24 Standard	RPD
68	CFA30	DRINKING MILK REGULATIONS	To amend regulations in line with EU	Deletion of article 4(d) of 2597/97 which laid down the fat-free dry matter content	To be confirmed	SO24 Standard	CPD
69	CFA31	BPC LEVY ORDER 2005	To set annual levy	The British Potato Council (BPC) is a levy funded body commissioning research and development and promotion of the potato industry	Enabling powers are under Article 9 of the Potato Industry Development Council Order 1997. The levy order will be made jointly with GB Agriculture Ministers Joint United Kingdom	SO25 Section 1 Standard	CPD
70	CFA151	DAIRY PRODUCE QUOTA REGULATIONS (WALES) (AMENDMENT) 2007	To update and rationalise the dairy produce quota regulations in accordance with EC regulations	Introduces corrections to tessellate with EC regulations	All other UK administrations introducing parallel regulations on the same day European Union	SO24 Standard CIF – 31/03/07	CPD
71	CFA152	THE TIR MYNYDD (AMENDMENT WALES) REGULATIONS 2006	Required to implement the successor Tir Mynydd scheme in 2007	A consultation on two possible options for the shape of the new scheme is underway. The proposed new arrangements will form part of the draft RDP for	The industry in Wales and the EPC Committee are being consulted and will be engaged in the emerging scheme. It is hoped that Commission approval to	SO 24 Standard procedure assuming Commission approval in September CIF	CPD

				Wales 2007 to 2013 and will be subject to the approval of the EU Commission.	new arrangements will be forthcoming at September Star Committee meeting. Wales Only	1/01/07	
72	CFA15 3	BPC LEVY ORDER 2006	To set annual levy	The British Potato Council is a levy funded body commissioning research and development and promotion of the potato industry	Enabling powers are under Article 9 or the Potato Industry Development Council Order 1997. The levy order will be made jointly with GB Agriculture Ministers. Joint United Kingdom	SO25 Section 1	CPD
73	CFA15 4	HDC LEVY ORDER 2006	To set annual levy	The HDC is a levy funded body with the primary purpose of commissioning research.	Enabling powers are the Horticultural Development Council Order 1986 (amended by the HDC Amendment Order 2000). The Act requires the Assembly to make the Order jointly with GB Agriculture Ministers. Joint United Kingdom	SO25 Section 1 Standard	CPD
74	CFA57	THE PLANT HEALTH (AMENDMENT) (WALES) NO 2 ORDER 2005	To amend and further improve on import requirements for plants and plant products ie tighter passenger baggage import controls.	Implements Directive 2002/89/EC to reduce the opportunity for plant pests and diseases to spread within the community	The powers to make this SI come under the Plant Health Act 1967. There is very limited scope for distinctive Assembly legislation EU	SO24 Standard	FMD
75	CFA51	PLANT BREEDERS' RIGHTS FEES AMENDMENTS REGULATIONS	To set annual fees increases	Frequent Legislation made on this subject	Fees are set to achieve full cost recovery for operating the Plant Breeders' Rights Scheme which is administered by DEFRA. There is therefore little scope for Welsh Legislation. Awaiting DEFRA advice.	SO25 Section 3 Standard	FMD

					Wales & England		
76	CFA49	THE EGGS & POULTRY MARKETING STANDARDS ENFORCEMENT REGULATIONS (WALES) 2004	These regulations further amend the Eggs (marketing standards) regulations 1995	Establishes an enforcement regime for the marketing standards for poultry and to consolidate marketing standards regulations for table eggs, hatching eggs and poultry chicks.	EU wide with no discretion for distinctive Welsh policy. Will amend the Eggs (marketing standards) amendment regulations 1998. Regulations will be introduced under the European Communities Act 1972 Section 2 (2). EU	Standard	FMD
77	CFA48	THE GEOGRAPHICAL INDICATIONS, DESIGNATIONS OF ORIGIN AND CERTIFICATE OF SPECIFIC CHARACTER	To implement EU decisions on the protection of Welsh food products	Not definite if this will require an SI. Awaiting further information	Not definite if this will require an SI. Awaiting further information Wales Only	Standard	FMD
78	CFA110	THE OIL, FIBRE AND FODDER PLANT SEED (AMENDMENT)(WALES) REGS 2006	The purpose of the regulations is to ensure the correct and transparent implementation of EU directives while maintaining the quality of seed marketed in Wales.	Subject to consultation the regulations will transparently implement EU Directives and where possible reduce administrative costs.	The powers enabling this instrument to be made are sections 16(1), (1A), (2), (3), (4) and (5) and 36 of the Plant Varieties and Seeds Act 1964 in accordance with 66/400/EEC. These regulations will re-transpose the EU common catalogue Directives. As a result there is very limited scope for distinctive Assembly legislation Wales Only	SO24	FMD
79	CFA111	THE VEGETABLE SEED (AMENDMENT)(WALES) REGS 2006	The purpose of the regulations is to ensure the correct and transparent implementation of EU directives while maintaining the quality of seed	Subject to consultation the regulations will transparently implement EU Directives and where possible reduce administrative costs.	The powers enabling this instrument to be made are sections 16(1), (1A), (2), (3), (4) and (5) and 36 of the Plant Varieties and Seeds Act 1964 in accordance with	SO24	FMD

			marketed in Wales.		66/400/EEC. These regulations will re-transpose the EU common catalogue Directives. As a result there is very limited scope for distinctive Assembly legislation Wales Only		
80	CFA11 2	THE BEET SEED (AMENDMENT)(WALES) REGS 2006	The purpose of the regulations is to ensure the correct and transparent implementation of EU directives while maintaining the quality of seed marketed in Wales.	Subject to consultation the regulations will transparently implement EU Directives and where possible reduce administrative costs.	The powers enabling this instrument to be made are sections 16(1), (1A), (2), (3), (4) and (5) and 36 of the Plant Varieties and Seeds Act 1964 in accordance with 66/400/EEC. These regulations will re-transpose the EU common catalogue Directives. As a result there is very limited scope for distinctive Assembly legislation Wales Only	SO24	FMD
81	CFA11 3	THE CEREAL SEED (AMENDMENT)(WALES) REGS 2006	The purpose of the regulations is to ensure the correct and transparent implementation of EU directives while maintaining the quality of seed marketed in Wales.	Subject to consultation the regulations will transparently implement EU Directive 2004/117, and where possible reduce administrative costs.	The powers enabling this instrument to be made are sections 16(1), (1A), (2), (3), (4) and (5) and 36 of the Plant Varieties and Seeds Act 1964 in accordance with 66/400/EEC. These regulations will re-transpose the EU common catalogue Directives. As a result there is very limited scope for distinctive Assembly legislation Wales Only	SO24	FMD
82	CFA11	THE OIL, FIBRE	The purpose of the	Subject to consultation the	The powers enabling this	SO24	FMD

	0	AND FODDER PLANT SEED (AMENDMENT)(WALES) REGS 2006	regulations is to ensure the correct and transparent implementation of EU directives while maintaining the quality of seed marketed in Wales.	regulations will transparently implement EU Directives and where possible reduce administrative costs.	instrument to be made are sections 16(1), (1A), (2), (3), (4) and (5) and 36 of the Plant Varieties and Seeds Act 1964 in accordance with 66/400/EEC. These regulations will re-transpose the EU common catalogue Directives. As a result there is very limited scope for distinctive Assembly legislation Wales Only		
83	CFA111	THE VEGETABLE SEED (AMENDMENT)(WALES) REGS 2006	The purpose of the regulations is to ensure the correct and transparent implementation of EU directives while maintaining the quality of seed marketed in Wales.	Subject to consultation the regulations will transparently implement EU Directives and where possible reduce administrative costs.	The powers enabling this instrument to be made are sections 16(1), (1A), (2), (3), (4) and (5) and 36 of the Plant Varieties and Seeds Act 1964 in accordance with 66/400/EEC. These regulations will re-transpose the EU common catalogue Directives. As a result there is very limited scope for distinctive Assembly legislation Wales Only	SO24	FMD
84	CFA138	THE PLANT HEALTH (IMPORT CONTROLS)(WALES) REGS 2005	These regulations will implement Council directive 2002/89/EC which brings forward proposals for a package of significant changes on checks for third country imports.	This includes a system of standardised charging for imports for third countries that will put Wales in line with the levels of charging throughout the rest of the Community. The changes reflect the need to harmonise charges throughout all Member States to make costs associated with goods more predictable for	Implementing EU legislation. Wales Only	SO24	FMD

				the importers of the goods.			
85	CFA10 2	FODDER PLANT SEED (WALES) REGS 2005 -	The purpose of the Regulations is to ensure that correct and transparent implementation of EU Directives while maintaining the quality of seed marketed in Wales and to implement 2001/64/EC	Subject to consultation Regulations will transparently implement Directives, and where possible reduce administrative costs	The powers enabling this instrument to be made are sections 16(1), 1(A), (2), (3), (4) and (5) and 36 of the Plant Varieties and Seeds Act 1964 in accordance with 66/400/EEC. These Regulations will re-transpose the EU common catalogue Directive. As a result there is very limited scope for interpretation Wales Only	SO24 Accelerated	FMD
86	CFA15 5	THE SEEDS (UNLISTED VARIETIES) (WALES) REGULATIONS 2006	To implement an EC Decision allowing the marketing of unlisted varieties of seed for test or trial in advance of certification.	The Regulations will implement EU Decision 2004/842/EC	These Regulations will be implemented under powers granted by the Plant Varieties and Seeds Act. Wales Only	SO24 Accelerated	FMD
87	CFA13 2	CODE OF PRACTICE TO CONTROL AND PREVENT THE SPREAD OF RAGWORT	To offer background and guidance on the control and prevention of spread of common ragwort	To remind landowners and occupiers of their responsibilities under the 1959 Weeds Act with regard to common ragwort.	Domestic only. Consideration was given to the Welsh ecosystem and Welsh views were reflected in the Code following the consultation exercise. Wales Only	SO29	FMD
88	CFA11 8	PLANT PROTECTION PRODUCTS (AMENDMENT) REGULATIONS 2006	The Regulations reflect the EU programme to evaluate the active substances used in plant protection products and to list those considered acceptable onto Annex 1 of the framework directive	The Regulations will implement several new EU directives which are currently in draft form	The Plant Protection Regulations 1995 were made under section 2(2) of the European Community Act 1972. The Assembly has a joint power under section 2(2) of the ECA 1972 for the purposes of implementing community obligations in	SO25 Section 3 Accelerated	FMD

					respect of plant protection products. Wales & England		
89	CFA15 6	THE PESTICIDES (MAXIMUM RESIDUE LEVELS) (NO2) REGULATIONS 2006	The Regulations reflect the EU programme to determine the maximum residue levels of pesticides permissible on crops, food, and feedingstuffs consumed within the community	The Regulations will implement several new EU directives.	These Regulations are being made under section 2(2) of the European Communities Act 1972. The Assembly is designated for the purposes of section 2(2) in relation to the common agricultural policy of the European Community. Schedule 2(2)(a)(ii) of the Designation Order (SI 1999/2788) provides that regulations are made by the National Assembly. There is no scope for a distinctive Welsh policy. Wales & England	SO25 Section 3 Accelerated	FMD
90	CFA15 7	THE CONTROL OF PESTICIDES (AMENDMENT) REGULATIONS 2007	To introduce new provisions on record keeping, disclosure and local authority enforcement of pesticides.	This SI will introduce a more stringent regime for the keeping of records on the possession and use of pesticides.	This SI will introduce an EU Regulation, therefore there is limited scope for interpretation. Wales & England	SO25 Section 3 Accelerated	FMD
91	CFA10 9	SEED (REGISTRATION, LICENSING AND ENFORCEMENT)(AMENDMENT)(WALES) REGS 2006	The purpose of the regulations is to ensure the correct and transparent implementation of EU directives while maintaining the quality of seed marketed in Wales.	Subject to consultation the regulations will transparently implement EU Directives and where possible reduce administrative costs.	The powers enabling this instrument to be made are sections 16(1), (1A), (2), (3), (4) and (5) and 36 of the Plant Varieties and Seeds Act 1964 in accordance with 66/400/EEC. These regulations will re-transpose the EU common catalogue Directives. As a result there is very limited scope for distinctive Assembly	SO24	FMD

					legislation Wales Only		
92	CFA60	SEEDS GENERAL LICENCE ON EQUIVALENCE	Puts into effect a system of equivalence for seed certification for the new accession states to the EU	The General Licence will remove eight states from Part 1 of the Schedule, will change "Yugoslavia" to "Serbia and Montenegro" and will also revoke GL 2003/6.	Similar licences are already in place in England and Scotland, hence the need for a Welsh one. Wales Only	SO29	FMD
93	CFA102	THE FODDER PLANT SEEDS (WALES) REGULATIONS 2006	The purpose of the Regulations is to ensure the correct and transparent implementation of EU Directives while maintaining the quality of seed marketed in Wales and to implement EC Directives.	Subject to consultation the Regulations will transparently implement EU Directives, and where possible reduce administrative costs	The powers enabling this instrument to be made are sections 16(1), (1A), (2), (3), (4) and (5) and 36 of the Plant Varieties and Seeds Act 1964 in accordance with 66/400/EEC. Wales Only	SO24 Accelerated	FMD
94	CFA158	The Common Agricultural Policy (Wine) (Wales) (Amendment) Regulations 2006	Amend the Common Agricultural Policy (Wine) (Wales) Regulations 2001 (SI) implementing the recommendation made by Philip Hampton in his report 'Reducing administrative burdens: effective inspection and enforcement', that the Food Standards Agency (FSA) should be expanded to include the functions of the Wine Standards Board	The Food Standards Agency (FSA) should be expanded to include the functions of the Wine Standards Board (WSB).	This order will amend the existing regulation to substitute Wins Standards Board with the term Agency. This will reflect the expansion of the FSA's role to cover this area. Wales only	Tbc	FMD

			(WSB).				
95	CFA45	THE SEA FISHING (ENFORCEMENT OF COMMUNITY QUOTA AND THIRD COUNTRY FISHING MEASURES)(WAL ES) ORDER	The management of fish quotas. This legislation provides enforcement powers of, and lays down penalties for, those provisions of Community Regulations which are outside the scope of Section 30(1) of the Fisheries Act 1981.	The Order relates to offences involving the retention on board and landing of fish. It also satisfies a requirement under the Fisheries Act to provide enforcement powers in relation to third country fishing vessels operating in British waters, and to lay down penalties for breach of the requirements included in EC rules.	Order will be made under section 30(2) of the Fisheries Act 1981. The functions of the Secretary of State under the Act have been transferred to the Assembly and delegated to the Rural Affairs Minister. This Order will enable EC legislation to be effectively implemented in Welsh waters. Wales Only	SO24	ECM
96	CFA47	FARM WOODLAND PREMIUM SCHEME	To take account of any changes which emerge from the five year review	To provide levels of payment to reflect income forgone through separation of land for tree planting	Section 2 of the Farm Land and Rural Development Act 1988. The Scheme complies with Title VIII of Council Regulation (EEC) No. 2328/91. The scope for influencing policy is limited until the review is completed. Wales Only	SO24 Standard	ECM
97	CFA46	THE SEA FISHING (ENFORCEMENT OF COMMUNITY CONSERVATION MEASURES)(WAL ES)(AMENDMENT) ORDER	Measures to support EU technical conservation regulation 850/98.	Improved conservation of fishery resources through the enforcement of restrictions and obligations. Updates the references to Community legislation in existing Welsh legislation	Order will be made under section 30(2) of the Fisheries Act 1981. The functions of the Secretary of State under the Act have been transferred to the Assembly and delegated to the EPC Minister. This Order will enable EC legislation to be effectively implemented in Welsh waters. It is enforced by the Fisheries Inspectorate to achieve consistency in the UK. Wales Only	SO24 Standard	ECM
98	CFA159	NORTH WESTERN &	Conservation of shellfish stocks	Closed season for cockles	Sea Fisheries Regulation Act 1966	SO30	ECM

		NORTH WALES SEA FISHERIES COMMITTEE BYELAW 14			Wales & England		
99	CFA87	<i>TIR GOFAL (AMENDMENT) WALES REGULATIONS 2005</i>	<i>To reflect the minor amendments to the scheme included in the 2004 modification of the Rural Development Plan for Wales</i>	<i>Amendments to the existing Tir Gofal scheme to ensure that it is compatible with Tir Cynnal, and in particular to require the completion of a resource management plan as part of Tir Gofal agreements.</i>	<i>Tir Gofal is run under Council Regulation (EC) No 1257/1999 on support for Rural Development. Amendments to the scheme have to be notified to and agreed with the European commission. These regulations have been identified for scrutiny by Committee.</i> <i>Wales Only</i>	SO24 Standard	ECM
100	CFA79	NORTH WESTERN & NORTH WALES SEA FISHERIES COMMITTEE BYELAW 24 - FIXED ENGINES	<i>Restricts Netting</i>	<i>To protect Salmonids</i>	<i>Sea Fisheries Regulation Act 1966 - Distinctive Welsh Legislation</i> <i>Wales & England</i>	SO30 Standard	ECM
1001	CFA160	THE BASS FISHERIES (WALES) ORDER 2005	To increase the number of larger bass around the coast of Wales	To increase the size of bass, to increase the values of such landings, and to enable more fish to spawn.	Section 19 (1) (size limits for fish) of the Fisheries Act 1981. The functions of the Secretary of State under the Act have been transferred to the Assembly and delegated to the EPC Minister. Wales Only	SO24 Accelerated	ECM
1002	CFA161	NORTH WESTERN & NORTH WALES SEA FISHERIES COMMITTEE BYELAW 25	Restricts Netting	To protect salmonids	Sea Fisheries Regulation Act 1966 - Distinctive Welsh Legislation Wales Only	SO30	ECM
100	CFA67	<i>THE SWANSEA BAY (COLIN</i>	<i>To cultivate shellfish</i>	<i>To manage the mussel fishery</i>	<i>Sea Fisheries (Shellfish) Act 1967 - Distinctive Welsh</i>	SO28 Standard	ECM

3		VIVIAN THOMAS) MUSSEL FISHERY ORDER 2004			Legislation Wales Only		
1 0 4	CFA16 2	NORTH WESTERN & NORTH WALES SEA FISHERIES COMMITTEE BYELAW 30	Hobby Fishing	Will allow small bag limits for non-commercial fishing of crabs, lobsters, prawns and whelks		SO30	ECM
1 0 5	CFA75	PENRHOS POINT MUSSEL FISHERY ORDER 2005	To cultivate shellfish	To manage the mussel fishery	Sea Fisheries (Shellfish) Act 1967 - Distinctive Welsh Legislation Wales Only	SO28 Standard	ECM
1 0 6	CFA76	DEE ESTUARY COCKLE FISHERY ORDER 2006	To control fishing	To protect stocks through licensing	Sea Fisheries (Shellfish) Act 1967 - Distinctive Welsh Legislation. Wales & England	SO25 Section 3 Standard	ECM
1 0 7	CFA77	THE TAF, TYWI AND GWENDRAETH COCKLE FISHERY ORDER 2006	To control fishing	To protect stocks through licensing	Sea Fisheries (Shellfish) Act 1967 section 1- Distinctive Welsh Legislation Wales Only	SO28 Standard	ECM
1 0 8	CFA81	SOUTH WALES SEA FISHERIES COMMITTEE BYELAW - SKOMER NO TAKE	To protect stocks	To protect Skomer Marine Nature Reserve	Sea Fisheries Regulation Act 1966 - Distinctive Welsh Legislation Wales Only	SO30	ECM
1 0 9	CFA82	ROD & LINE (SALMON & MIGRATORY TROUT) BYELAWS 2003	Amend existing byelaws	Better regulation of fisheries management and conservation.	The Byelaws will be made under Schedule 26 of the Water Resources Act 1991, function in and under this Act have been delegated to the Minister for EPC. The Byelaws will effect cross-border rivers and will be signed jointly by WAG and Defra.	SO30	ECM

					Wales & England		
1 1 0	CFA85	THE SEA FISHING (ENFORCEMENT OF COMMUNITY SATELLITE MONITORING MEASURES) (WALES) ORDER 2005	To enable the enforcement of extended Community provisions on satellite monitoring	To increase the effectiveness of measures supporting the conservation and sustainable exploitation of fisheries resources, and to create offences if the equipment is not used as intended	This Order will be made under section 30(2) of the Fisheries Act 1981. The functions of the Secretary of State under the Act have been transferred to the Assembly and delegated to the EPC Minister. This Order will enable legislation to be effectively implemented in Welsh waters. Wales Only	SO24	ECM
1 1 1	CFA88	PROTECTION OF CETACEANS (WALES) ORDER 2005	The application of technical measures to fishing nets to minimise the incidental capture of cetaceans during fishing operations	Reduction in Cetacean bycatch	This Order will be made under Section 30(2) of the Fisheries Act 1981. The functions of the Secretary of State under the Act have been transferred to the Assembly and delegated to the EPC Minister. Wales Only	SO24	ECM
1 1 2	CFA89	THE FISHING BOATS (SATELLITE - TRACKING DEVICES) (WALES) SCHEME 2005	To provide for funding the purchase and installation of tamper-resistant satellite tracking devices	To extend the existing provisions relating to the satellite monitoring of fishing vessels by additionally requiring the provision of course and speed in each report, and by increasing the security and integrity of data capture and transmission.	This Order will be made under Section 15 of the Fisheries Act 1981 Wales Only	SO24	ECM
1 1 3	CFA90	THE SHELLFISH (SPECIFIED SEA AREA) (PROHIBITION OF FISHING METHODS) (WALES) (NO2)	To avoid potential infringement proceedings and to satisfy the European Commission who are looking to the UK authorities to take "all appropriate measures" to safeguard the food source	To safeguard the food source for the Scoter Duck by prohibiting dredging in a specified sea area	This Order will be made under Section 5, 5a and 15(3) of the Sea Fish (Conservation) Act 1967 Wales Only	SO24	ECM

		<i>ORDER 2005</i>	<i>of the Scoter Duck from damage resulting from dredging in Carmarthen Bay</i>				
1 1 4	28PE	CONSERVATION (NATURAL HABITATS ETC) (AMENDMENT) (WALES) REGULATIONS	To enhance transposition of certain requirements of the EC Habitats Directive and to bring the Regulations into line with the sites protection provided by the Countryside and Rights of Way Act 2000	To extend protection and management measures introduced for SSSI's by the CROW Act 2000 to European sites and greater clarity in relation to species protection including explicit provision for surveillance	Devolved. The amendment is now being progressed, on the Welsh Assembly Government's behalf by Defra The Committee can scrutinise the amendment but it should be noted that it is being progressed by Defra and on an England and Wales basis. The SI will be made in the UK Parliament only.	SO24 Accelerated	ECM
1 1 5	73PE	<i>THE HIGHWAYS ACT 1980 (GATING /ORDERS) (WALES) REGULATIONS 2006</i>	<i>Provisions for the making of orders to gate relevant highways for the prevention of crime and anti-social behaviour</i>	<i>Enables local authorities to make orders to gate highways without permanently extinguishing the rights associated with those highways.</i>	<i>The Clean Neighbourhoods Act inserts these provisions into the Highways Act enabling the National Assembly to create separate regulations. The related regulations are due to come into force in England at the end of 2005.</i>	SO24 Accelerated	ECM
1 1 6	41PE	CONSERVATION (NATURAL HABITATS ETC) (AMENDMENT) (WALES) REGULATIONS 2004	To implement changes in legislation to better transpose Directive 92/43/EEC on the conservation of natural habitats and of wild fauna and flora ("the Habitats Directive"). The European Commission has issued infraction	The first package of amendments will transpose outstanding commitments under the Habitats Directive (92/43/EEC) into domestic law (Habitats regulations 1994), providing more effective protection of Habitats and Species under Articles 11, 12, 13, 15, 16.	Devolved The proposed legislation is to implement a specific community obligation with no room for manoeuvre. It is now being progressed, on the Welsh Assembly Government's behalf by Defra	SO24	ECM

			proceedings against the UK for the inadequate transposition of Articles 6, 11, 12, 13, 15 and 16 of the Habitats Directive (92/43/EEC) into the Habitats Regulations 1994.		The Committee can scrutinise the amendment but it should be noted that it is being progressed by Defra and on an England and Wales basis. The SI will be made in the UK Parliament only. Wales Only		
1 1 7	38 PE	WATER INDUSTRY (INSET APPOINTMENTS) REGULATIONS	Reduce large volume users threshold for Water Industry inset appointments	Encourage competition in the water industry – potential reduction in charges for large business users.	Devolved in relation to water companies operating wholly or mainly in Wales. Cross-border issues – The regulations will be subject to Parliamentary procedure (SO 23) Wales Only	SO25 Section 1 Accelerated	EPQ
1 1 8	39 PE	PRIVATE WATER SUPPLIES REGULATIONS	To prescribe standards of wholesomeness and to set frequencies for the sampling and analysis of private water supplies in Wales	Set in place a regulatory regime which provides an added measure of protection to people consuming water from private water supplies.	Transposition of Drinking Water Directive (98/83/EC) Wales Only	SO24 Accelerated	EPQ
1 1 9	17 PE	MUNICIPAL WASTE MANAGEMENT REGULATIONS	<i>The proposed Regulations will implement Sections 29 and 30 of the Waste and Emissions Trading Act 2003 (WET ACT) and will require the preparation of municipal waste management strategies and to require the submission of municipal waste data in a prescribed format.</i>	<i>The Regulations will require local authorities to prepare municipal waste management strategies and to use Wastedataflow to submit municipal waste data..</i>	<i>There is scope for distinctive welsh policy. Section 29 and 30 of the WET Act are Wales only clauses. The EPC Committee have identified this particular item for scrutiny at a later date.</i>	SO24	EPQ

1 2 0	10 PE	WATER INDUSTRY (WATER QUALITY IN PUBLIC BUILDINGS)	To prescribe standards of wholesomeness of water supplied in public buildings	Set in place a regulatory regime for monitoring the quality of water supplied at taps in premises such as schools and hospitals.	Transposition of Drinking Water Directive (98/83/EC)	SO25 Section 3 Accelerated	EPQ
1 2 1		WATER RESOURCES MANAGEMENT PLANS REGULATIONS	Formalise a Voluntary Agreement	Prescribe Process and Content of Water Company Wales Resources Management Plans	Joint UK	SO25 Section 3	EPQ
1 2 2	80 PE	THE LOCAL AUTHORITY PERMITS FOR PART A, PART B AND MOBILE PLANT FEES AND CHARGES SCHEME 2006-7	A scheme made under S.22 of the PPC Regulations (2001) allowing local authorities to levy fees and charges from Industry who operate processes under the Local Air Pollution Control (LA-IPPC (Part A2) , LA-PPc (Part B))	Allows local authorities to recover costs related to carrying out their pollution control responsibilities in line with the polluter pays principle.	Powers to make the fees and charges scheme is devolved, but the level of fees and charges is subject to approval from the UK Treasury	SO29	EPQ
1 2 3	81 PE	THE LOCAL ENFORCING AUTHORITIES AIR POLLUTION FEES AND CHARGES SCHEME 2006-7	A scheme made under S.8 of the EPA 1990 allowing local authorities to levy fees and charges from Industry who operate processes under the Local Air Pollution Control (LAPC)	Allows local authorities to recover costs related to carrying out their pollution control responsibilities in line with the polluter pays principle.	Powers to make the fees and charges scheme is devolved, but the level of fees and charges is subject to approval from the UK Treasury	SO29	EPQ
1 2 4	82 PE	THE SMOKE CONTROL AREA EXEMPTED FIREPLACES AMENDMENT REGULATIONS 2006	To amend the list of appliances exempted from the provisions of S.20 of the Clean Air Act	The order will enable the appliance manufacturers to market their products in all smoke control areas in Wales.	The power to make amendments to the regulations is contained under S.23 of the Clean Air Act 1993, which is fully devolved.	SO24 Accelerated	EPQ
1 2 5	83 PE	WASTE ELECTRICAL AND ELECTRONIC EQUIPMENT	Implement the treatment requirements of the WEEE Directive	Provide treatment regulations and guidance in line with the requirements of the directive	Wales & England		EPQ

		(WASTE MANAGEMENT LICENSING)(ENGLAND AND WALES) REGULATIONS					
1 2 6	84 PE	THE ENVIRONMENTAL LIABILITY DIRECTIVE	To provide a consistent umbrella approach to current environmental legislation			Joint UK	EPQ
1 2 7	85 PE	THE CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005 (COMMENCEMENT NO 2)	To commence the remaining sections of the Act as soon as possible.			Wales Only	EPQ
1 2 8	86 PE	PROTECTION OF WATER AGAINST AGRICULTURAL NITRATE POLLUTION - WALES REGULATIONS	Implementation of EC Nitrates Directive	Amend Coverage of Nitrates Vulnerable Zones		Wales Only	SO24 Standard EPQ
1 2 9	87 PE	THE SMOKE CONTROL AREAS AUTHORISED FUELS AMENDMENT REGULATIONS 2006	To update list of fuels authorised for use in smoke control areas	The order will enable the fuel manufacturers to market their products in all smoke control areas in Wales		Wales Only	SO24 Accelerated EPQ
1 3 0	88 PE	THE SMOKE CONTROL AREAS (AUTHORITSED FUELS) REGULATIONS 2006	To update the list of authorised fuels for use in smoke control areas	The order will enable the fuel manufacturers to market their products in all smoke control areas in Wales		Wales Only	Tbc EPQ

1 3 1	89 PE	THE POLLUTION PREVENTION AND CONTROL (PETROL VAPOUR RECORY STAGE II CONTROLS) (WALES) REGUALTIONS 2006	Amend the Pollution Prevention and Control (England and Wales) Regulations 2001 to list refuelling activities at those service station required to comply as Part B processes	Will cover the UK and affect all petrol stations with an annual throughput of over 3 500m3 (500m3 for new petrol stations)	Will fulfil UK's obligations under the UNECE 1991 VOC Protocol and will assist in meeting the UK's target for limiting VOC emissions under the National Emissions Ceiling Directive. Using BAT and amending the PPC regulations is viewed as the lightest possible touch.	Joint UK	SO26	EPQ
1 3 2	58 PE	THE TRANSFER OF CONSENTS REGULATIONS	TO ENABLE THE TRANSFERS OF A DISCHARGE CONSENT FROM ONE HOLDER TO ANOTHER	TO OVERCOME PROBLEMS EXPERIENCED WITH THE CURRENT TRANSFER SYSTEM	JOINT REGULATIONS WITH DEFRA TO COVER WALES & ENGLAND	Wales & England	SO25 Section 3	EPQ
1 3 3	56 PE	TRANSPORT AND WORKS ACT ENGLAND AND WALES, THE ENVIRONMENT AGENCY (INLAND WATERWAYS ORDER)	AMEND PREVIOUS LEGISLATION	REGISTRATION AND PRESCRIBED LEVELS OF SAFETY ON THE RIVER WYE		Wales & England	S017	EPQ
1 3 4	63 PE	THE NOISE (ASSESSMENT AND MANAGEMENT) (WALES) REGULATIONS 2005	Transposition of Directive 2002/49 relating to the assessment and management of environmental noise into UK law.	<i>The Environmental Noise Directive or END aims to define a common approach throughout the European Union with the intention of avoiding, preventing or reducing on a prioritised basis the harmful effects, including annoyance, due to exposure to environmental noise. This will involve the preparation of strategic noise maps for large urban areas and</i>	<i>The proposed regulations will give the National Assembly for Wales the responsibility of preparing, reviewing and revising noise maps and action plans, except in the case of major airports, where airport operators will fulfil this role. Although environmental policy is a devolved matter, as this concern the implementation of EU legislation there is little scope for deviating from the</i>		SO24 Accelerated	EPQ

				<i>major transport systems (rail, road and air) and the preparation of action plans based on the results</i>	<i>approach adopted throughout the UK.</i> <i>European Union</i>		
135	47 PE	RADIOACTIVE SUBSTANCES (NATIONAL SECURITY) (WALES) DIRECTION 2005	Direction amending the Radioactive substances Act 1993	Direction to the EA to restrict information on the basis of national security, relating to the registration of radioactive sealed sources	Devolved powers under the RSA93 parallel direction to the EA in England being undertaken by DEFRA Wales Only	SO29	EPQ
136	90 PE	WATER RESOURCES TRANSITIONAL REGULATIONS	Implement Provision of Water Act 2003	End Exemptions for Licensing for Quarries, Irrigation and Canals	England and Wales	SO25 Section 3	EPQ
137	72 PE	WATER RESOURCES FURTHER EXEMPTION REGULATIONS	IMPLEMENTS PROVISIONS OF THE WATER ACT 2003	PROVIDES FOR FURTHER EXEMPTIONS FROM THE ABSTRACTION LICENSING SYSTEM	ENGLAND AND WALES REGULATIONS (JOINTLY WITH DEFRA)	SO25 Section 3	EPQ
138	45 PE	GUIDANCE TO DIRECTOR GENERAL OF WATER SERVICES ON APPROVAL OF CHARGING SCHEMES	Guidance, which the Director General of Water Services must take into account when approving water company charging, schemes.	Ensure that the water charging framework provides for fairness and affordability, stability and predictability, takes account of environmental considerations and is customer orientated.	Devolved in relation to water undertakers operating wholly or mainly in Wales Wales Only	SO29	EPQ
139	44 PE	THE SLUDGE (USE IN AGRICULTURE) (AMENDMENT) (ENGLAND & WALES) REGULATIONS	Amendments to regulations made in 1989 which transposed EC Directive 86/278/EEC.	To incorporate into statute existing voluntary controls being followed by the water industry on the agricultural use of sewage sludge.	Joint regulations with Defra to cover England and Wales. Joint UK	SO25 Section 3 Standard	EPQ
140	42 PE	<i>THE CONTROL OF POLLUTION (SILAGE, SLURRY AND AGRICULTURAL</i>	<i>Replacement of regulations made in 1991 to satisfy the requirements of the EC Technical Standards Directive 98/34/EC</i>	<i>The original regulations were made without notification to the EC. The revision will correct this.</i>	<i>Joint regulations with DEFRA to cover England and Wales. Primary power - sections 92 and 219(2) of the Water Resources Act 1991</i>	<i>SO25 Section 3 Standard</i>	<i>EPQ</i>

		FUEL OIL) REGULATIONS			Joint UK		
1 4 1	18P E	THE ENVIRONMENTAL IMPACT ASSESSMENT AND HABITATS (EXTRACTION OF MINERALS BY MARINE DREDGING) REGULATIONS (WALES)	To transpose the relevant European Directives for marine dredging in Welsh waters	To introduce statutory procedures for the control of marine aggregates dredging including the requirement for EIA and appropriate assessment under the Habitats Directive	ODPM have provided a first draft for English and Welsh waters, subject to consultations with DEFRA. Government of Wales Act 1998 gives the power under the European Communities Act 1972 to transpose the relevant EIA Directives. There is some scope for differential implementation with respect to dredging permissions per se and the area to which the regulations will apply. The EPC Committee has identified this item for scrutiny at a later date.	Standard Procedure	Planning
1 4 2	22P E	VILLAGE GREEN REGULATIONS	To provide definition of village green and prescribe periods within which application may be made for registration as village green	Landowners, local authorities, and members of the public could be affected - registration as a village green provides restrictions as to what uses land may be put.	Power is devolved, but need for regulations accepted in making of Countryside and Rights of Way Act 2000. The EPC Committee have identified this particular item for scrutiny at a later date.	SO27	Planning
1 4 3	24P E	THE TOWN AND COUNTRY PLANNING (GENERAL DEVELOPMENT PROCEDURE) (AMENDMENT) (WALES) (NO.2) ORDER 2004	Amendments (for Wales) to the Town and Country Planning (General Development Procedure) Order 1995, amending the GDPO in line with the Planning & Compulsory Purchase Act 2004 (when enacted)	Amendments will enable Local Planning Authorities to establish Local Development Orders, and LPAs will need to maintain a register of LDOs. The amendments will also place a duty on statutory consultees to respond	Devolved The proposed legislation will implement some of the clauses in the Planning & Compulsory Purchase Act 2004, when enacted.		Planning

1 4 4	74 PE	THE TOWN AND COUNTRY PLANNING (COST OF INQUIRIES)(STANDARD DAILY AMOUNT)(WALES) REGULATIONS	Regulations to increase the daily rate charged by the Planning Inspectorate for inquiries held into development plans	The daily rate paid by local planning authorities for development plan work undertaken by the Planning Inspectorate will increase by an agreed amount.	Regulations made in accordance with S.303A of the Town and Country Planning Act 1990 as inserted by 5.1 of the Town and Country Planning (Costs of Inquiries, etc) Act 1995	SO24 Standard Procedure	Planning
1 4 5	49P E	TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) (WALES) (AMENDMENT) REGULATIONS	To transpose commitments under the 'Public Participation' Directive relating to Environmental Impact Assessment	Amends the existing joint EIA Regulations to require Local Planning Authorities, developers and National Assembly for Wales to undertake additional publication of information relating to planning applications subject to EIA procedures	Devolved. Proposed legislation amends joint England and Wales Regulations in order to comply with EU Directive with little room for manoeuvre	SO24 Standard Procedure	Planning
1 4 6	75 PE	THE TOWN AND COUNTRY PLANNING (FEES FOR INQUIRIES)(STANDARD DAILY AMOUNT)(WALES) REGULATIONS	Regulations to increase the daily fee charged by the Planning Inspectorate for inquiries held into compulsory purchase orders and other ad hoc work	The daily fee paid by local authorities to the Planning Inspectorate for holding an inquiry under certain enactments will increase by an agreed amount.	Regulations made in accordance with S.42(4) of the Housing and Planning Act 1986 and relating to inquiries held under the provisions of the Local Government Act 1972, the Road Traffic Regulations Act 1984 and the Land Drainage Act 1991	SO24 Standard Procedure	Planning
1 4 7	91 PE	TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) (WALES)(AMENDMENT NO.2) REGULATIONS 2006	To apply the need for EIA to "stalled" mineral review applications submitted before Regulations came into force on 15/11/2000	To apply the Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999 (as amended) to mineral review (ROMP) applications made and not determined before 15 November 2000 where the applicant has failed to supply environmental information	Devolved - to extend to all mineral review applications submitted before 15/11/2000 and remain undetermined because requested environmental information has not been supplied	SO24 Standard Procedure	Planning

				within 6 months of the coming into force of the legislation.			
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