

# LEGISLATION COMMITTEE MEETING

## MINUTES (LEG(2)-05-2006):

**Meeting Date: 7 February 2006**

**Meeting Time: 9:30 a.m.**

**Meeting Venue: Committee Room 2, National Assembly Building**

### Assembly Members in Attendance:

<b>Assembly Member</b>	<b>Constituency</b>
Eleanor Burnham	North Wales
Rosemary Butler	Newport West
Jeff Cuthbert	Caerphilly
Janice Gregory	Ogmore
Christine Gwyther	Carmarthen West and South Pembrokeshire
Ann Jones	Vale of Clwyd
Dai Lloyd	South Wales West
David Melding (Chair)	South Wales Central
Janet Ryder	North Wales
Brynle Williams	North Wales

### Officials

<b>Name</b>	<b>Job Title</b>
Gwyn Griffiths	Legal Adviser

Joanest Jackson	Assistant Legal Adviser
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## **Committee Service**

<b>Name</b>	<b>Job Title</b>
Olga Lewis	Committee Clerk
Richard Miltiadis	Committee Deputy Clerk

### **Item 1: Apologies for absence: None received**

### **Item 2: Minutes of the Previous Meeting – LEG(2)-04-2006**

2.1 The Committee agreed the minutes of the meeting held on 31 January 2006.

### **Item 3: Chair's Report**

3.1. As there were no points to report the Chair suggested moving directly to discussing legislation.

### **Item 4: Assembly Orders for Consideration**

#### **4.1 LC1126 – Older Cattle (Disposal) (Wales) Regulations 2006**

Ms Jackson presented the report to the Committee. The Statutory Instrument was made under the Executive Procedure.

4.2 It was highlighted that the letter 'y' was missing from the title of the Welsh version of the Regulations. The Members agreed that the report should be made in the form of the draft presented to the Committee by the Legal Advisers.

#### **4.3 LC1212 – The Seed Potatoes (Fees) (Wales) Regulations 2006**

Ms Jackson presented the report to the Committee. The Statutory Instrument will be made under the Accelerated Procedure. The Members agreed that the report should be made in the form of the draft presented to the Committee by the Legal Advisers.

#### **4.4 LC1213 – The Common Agricultural Policy Single Payment and Support Schemes (Wales)(Amendment) Regulations 2006**

Mr Griffiths presented the report to the Committee. The Statutory Instrument will be made under the Accelerated Procedure. The Members agreed that the report should be made in the form of the draft presented to the Committee by the Legal Advisers.

#### **4.5 LC1214 – The General Medical Services Transitional and Consequential Provisions (Wales) (Amendment) Order 2006**

Mr Griffiths presented the reports to the Committee. The Statutory Instruments will be made under the Standard Procedure.

4.6 It was noted that the Legislation Committee's report on the 2004 Order highlighted several points for correction. These points could not be corrected at the time using the Memorandum of Corrections procedure as the Order had already been made under the Executive procedure. The Committee found it regrettable that the opportunity was not taken on this occasion to remedy those defects in the Order being amended. The Chair was asked to write a letter to the Minister for Health & Social Services Dr Brian Gibbons drawing his attention to this matter. Action: Chair/Legal Advisers/Clerk

4.7 The Members agreed that the report should be made in the form of the draft presented to the Committee by the Legal Advisers.

#### **4.8 LC1215 - The National Health Service (Primary Medical Services) (Miscellaneous Amendments) (Wales) Regulations 2006**

Mr Griffiths presented the reports to the Committee. The Statutory Instruments will be made under the Standard Procedure. The Members agreed that the report should be made in the form of the draft presented to the Committee by the Legal Advisers.

#### **4.9 LC1216 - Homelessness (Suitability of Accommodation) (Wales) Order 2006**

Ms Jackson presented the report to the Committee. The Statutory Instrument will be made under the Standard Procedure. Ms Jackson noted that references to 1 April 2004 in paragraph 8(f) of the Schedule should be changed to 1 April 2003. With this correction, the Members agreed that the report should be made in the form of the draft presented to the Committee by the Legal Advisers.

#### **4.10 LC1217 - The Health and Social Care (Community Health and Standards) Act 2003 Commencement (Wales) (No. 4) Order 2006**

Ms Jackson presented the report to the Committee. The Statutory Instrument will be made under the Standard Procedure. Members noted that there was no Welsh version of the Order and were of the view that despite time constraints and complexities all legislation should be produced in bilingual format. The Members agreed that the report should be made in the form of the draft presented to the Committee by

the Legal Advisers.

## **Actions**

4.6 It was suggested that the Chair should write a letter to the Minister for Health & Social Services Dr Brian Gibbons drawing his attention to the failure to implement the points highlighted by the Legislation Committee in respect of the 2004 Order. Action: Chair/Legal Advisers/Clerk

## **Item 5: Any Other Business and Date of Next Meeting**

5.1 The Legal Adviser reminded the Members that he had prepared a report on the operation of the Committee which would be presented at the next meeting.

5.2 The next meeting of the Committee would be held on 14 February 2006.