

LEGISLATION COMMITTEE MEETING

MINUTES (LEG(2)-23-2006):

Meeting Date: 19 September 2006

Meeting Time: 9:30 a.m.

Meeting Venue: Committee Room 1, Senedd

Assembly Members in Attendance:

Assembly Member	Constituency
Eleanor Burnham	North Wales
Rosemary Butler	Newport West
Jeff Cuthbert	Caerphilly
Janice Gregory	Ogmore
Christine Gwyther	Carmarthen West and South Pembrokeshire
Dai Lloyd	South Wales West
David Melding (Chair)	South Wales Central
Janet Ryder	North Wales
Brynle Williams	North Wales

Officials

Name	Job Title
Gwyn Griffiths	Legal Adviser

Committee Service

Name	Job Title
Olga Lewis	Committee Clerk

Item 1: Apologies for absence: Joanest Jackson**Item 2: Minutes of the Previous Meeting – LEG(2)-22-2006**

2.1 The Committee agreed the minutes of the meeting held on 11 July 2006.

Item 3: Chair's Report

3.1. As there were no items to report the Chair moved directly to discussing legislation.

Item 4: Assembly Orders for Consideration

4.1 LC1346 - The Horses (Zootechnical Standards) (Wales) Regulations 2006

It was queried whether these Regulations were a safeguard against the removal of horse stud books from the country of origin. The Legal Adviser clarified that this Statutory Instrument did not cover this issue. The Members agreed that the report should be made in the form of the draft presented to the Committee by the Legal Advisers.

4.2 In relation to the following Statutory Instruments Members agreed that the reports should be made in the form of the drafts presented to the Committee by the Legal Advisers:

LC1343 - The Avian Influenza (Vaccination) (Wales) Regulations 2006

LC1344 - The Avian Influenza and Influenza of Avian Origin in Mammals (Wales) Order 2006

Item 5: Standing Order 29 Legislation

5.1 In relation to the following legislation Members agreed that the reports should be made in the form of the drafts presented to the Committee by the Legal Advisers:

LC1345 - Directions to NHS Trusts and Powys Local Health Board 2006

Actions

There were no action points.

Item 6: Committee Correspondence

6.1 Response of the First Minister Rhodri Morgan AM to the letter of the Chair of the Legislation

Committee to clarify the point raised in the First Minister's letter regarding the storage of paper copies of the original drafts and amendments considered by the Assembly

It was observed that the final paragraph of the First Minister's reply could be understood to mean that at the moment there was no secure storage of records. The Chair agreed that such an interpretation was possible, although he understood the letter to mean simply what was planned to do for the future.

6.2 The Legal Adviser reported that a project had been started which related to the drafting of the Assembly Measures and the secure tracking of the development of legislation once it came from the Government to the National Assembly. It was agreed that the Committee might wish to return to this matter once the project was more advanced.

6.3 Response of the Minister for Health & Social Services Dr Brian Gibbons AM to the letter of the Chair of the Legislation Committee re:

- o The National Health Service (Travelling Expenses and Remission of Charges) (Amendment) (Wales) Regulations 2005 (LC1286)

The Chair reminded the Members that they had considered the above mentioned Regulations at the meeting on the 14 March – the Regulations followed the Executive procedure and as it was too late to make corrections under the Memorandum of Corrections procedure, the Chair wrote to the Minister seeking his observations under Standing Order 11.6. The Members noted the Minister's reply.

6.4 Response of the Minister for Minister for Finance, Local Government and Public Services Sue Essex AM to the letter of the Chair of the Legislation Committee re:

- o The Public Services Ombudsman (Wales) Act 2005 (Consequential Amendments to the Local Government Pension Scheme Regulations 1997 and Transitional Provisions) Order 2006 (LC1276)

The Chair reminded the Members that they had considered the above mentioned Order on 2 May. The Chair wrote to the Minister that in Members' opinion as the above mentioned Order was very brief, the absence of time for translation could not be an excuse for it having been made monolingually. The Members noted the Minister's response.

Item 7: Any Other Business and Date of Next Meeting

7.1 The next meeting of the Committee would be held on 26 September 2006.