

LEGISLATION COMMITTEE MEETING**MINUTES:**

Date: 6th February 2001
Time: 9:30 a.m.
Venue: Committee Room 1, National Assembly Building

Attendance:

Mick Bates (Chair)	(Liberal Democrat)
Rosemary Butler	(Labour)
Glyn Davies	(Conservative)
Ron Davies	(Labour)
Val Feld	(Labour)
Pauline Jarman	(Plaid Cymru)
Dr Dai Lloyd	(Plaid Cymru)
Owen John Thomas	(Plaid Cymru)

Officials

John Turnbull	Legal Adviser
Huw Davies	Assistant Legal Adviser
Adrian Green	Committee Clerk
Julie Owen	Deputy Committee Clerk

Apologies for absence: John Griffiths.

Item 1: Minutes of the previous meeting and matters arising: LEG-02-2001(min)

1.1 The Committee agreed the minutes of the meeting held on 30th January 2001.

Item 2: Chair's Report

2.1 The Chair reminded members that when they had considered **The Education (Education Standards Grants) (Wales) Regulations (LC153)** in the previous meeting a question was raised as to whether these regulations need to be made on an annual basis. The Legal Adviser informed members that although there is no provision, either in the enabling legislation or in the Regulations themselves, which limited the duration of the Regulations to one year, the practice in the last three years has been for the Regulations to be remade annually due to changes in the grant system.

Item 3: Assembly Orders for Consideration

LC156: The Local Education Authority (Behaviour Support Plans) (Amendment) (Wales) Regulations 2001

3.1 Mr Turnbull presented his report to the Committee.

3.2 The Committee agreed that it did not need to invite the Assembly to pay special attention to the regulations on any grounds specified in Standing Order 11.5. However, the Committee did make some general observations which they felt should be recorded in their Report.

3.3 The Committee's report to the Assembly on the draft regulations is attached as LC156 (Report).

LC157: The National Health Service (Professions Supplementary to Medicine) Amendment (Wales) Regulations 2001

3.4 Mr Turnbull presented his report to the Committee.

3.5 The Committee agreed that it did not need to invite the Assembly to pay special attention to the regulations on any grounds specified in Standing Order 11.5. The Legal Advisers had the opportunity to see an early draft of the Regulations and identified a number of points which had been taken into account in the final draft.

3.6 The Committee's report to the Assembly on the draft regulations is attached as LC157 (Report).

LC158: The Financing of Maintained Schools (Amendment) (Wales) Regulations 2001

3.7 Mr Turnbull presented his report to the Committee.

3.8 The Committee agreed that it did not need to invite the Assembly to pay special attention to the regulations on any grounds specified in Standing Order 11.5 and there were no observations.

3.9 The Committee's report to the Assembly on the draft regulations is attached as LC158 (Report).

LC159: The Education (Pupil Registration) (Amendment) (Wales) Regulations 2001

3.10 Mr Davies presented his report to the Committee.

3.11 The Committee agreed that it did not need to invite the Assembly to pay special attention to the regulations on any grounds specified in Standing Order 11.5. The Legal Advisers had the opportunity to see an early draft of the Regulations and identified a number of points which

had been taken into account in the final draft.

3.12 The Committee's report to the Assembly on the draft regulations is attached as LC159 (Report).

LC160: The Tir Mynydd (Wales) Regulations 2001

3.13 Mr Davies presented his report to the Committee.

3.14 Having considered the Legal Adviser's report, Members agreed that there were matters to raise under Standing Order 11.5. However as these matters were drafting errors which were appropriate for correction, it was agreed that they should be amended under SO22.13 by a Memorandum of Corrections. The Committee's report would indicate that it was subject to these particular errors being corrected in this way, by laying before the Assembly a Memorandum of Corrections. There were also a number of general observations in respect of typographical and grammatical errors and minor drafting improvements that the Committee felt should be recorded in their Report.

3.15 The Committee's report to the Assembly on the draft regulations is attached as LC160 (Report).

LC161: The Highways Noise Payments (Movable Homes) (Wales) Regulations 2001

3.16 Mr Turnbull presented his report to the Committee.

3.17 The Committee agreed that it did not need to invite the Assembly to pay special attention to the regulations on any grounds specified in Standing Order 11.5. However, the Committee did make a number of general observations which they felt should be recorded in their Report.

3.18 The Committee's report to the Assembly on the draft regulations is attached as LC161 (Report).

Item 4: Draft Paper for Submission to the Assembly Review

4.1 At the previous meeting a draft paper had been presented to the Committee which sought to outline their concerns and suggest various means of improving the role of the Committee and the way that Assembly legislation is scrutinised generally. The Committee had requested a number of minor amendments to that paper. The Committee agreed that the revised paper correctly reflected their views and that it should be formally submitted to the Assembly Review Group for its meeting on 14 February. A copy of the final paper is attached.

4.2 Following discussion it was agreed that when information was available a short paragraph would be inserted in the Legal Advisers report detailing the source of each regulation. **Action: Clerk/Legal Advisers.**

Item 5: Any Other Business and Date of next meeting

5.1 The next meeting would be held on 13th February 2001.

Reports Attached

- LC156 (Report)
- LC157 (Report)
- LC158 (Report)
- LC159 (Report)
- LC160 (Report)
- LC161 (Report)
- Submission to the Assembly Review