

Subordinate Legislation Committee

Agenda (SLC (3)-23-08)

Date: 21 October 2008

Time: 8.45am

Venue: Committee Room 1, Senedd

Item 1: Introduction, Apologies, Substitutions and Declarations of Interest

Item 2: Instruments and draft instruments in respect of which the Assembly is not invited to pay special attention under Standing Order 15.2

Item 2.1: Instruments subject to annulment pursuant to a resolution of the Assembly (Negative Procedure)

SLC206 - The Education (National Curriculum) (Foundation Stage) (Wales) (Amendment) Order 2008

Negative Procedure. Date made 3 October 2008. Date laid 7 October 2008. Coming into force date 28 October 2008

This Order corrects a defect noted in the Committee's report on the Education (National Curriculum) (Foundation Stage) (Wales) Order 2008.

SLC207 - The Central Rating List (Wales) (Amendment) Regulations 2008

Negative Procedure. Date made 6 October 2008. Date laid 8 October 2008. Coming into force date 30 October 2008.

These Regulations amend the Central Rating List (Wales) Regulations 2005 (No. 422) (W. 40) so as to make British Telecommunications ("BT") liable from the 1st April 2005 for non domestic rates in respect of unbundled local loops, so that any unbundled local loops which BT let or license to any person are to be treated as though they were occupied by BT. An unbundled local loop exists where the copper wire connection between the local telephone exchange and the customer's premises is disconnected from BT's network and connected to an alternative service provider's network.

SLC208 - The Non-Domestic Rating (Communications Hereditaments) (Valuation, Alteration of Lists and Appeals and Material Day) (Wales) Regulations 2008

Negative Procedure. Date made 6 October 2008. Date laid 8 October 2008. Coming into force date 31 October 2008.

The valuation of non-domestic hereditaments is governed by Schedule 6 to the Local Government Finance Act 1988 ("the 1988 Act"). The Non-Domestic Rating (Alteration of Lists and Appeals) (Wales) Regulations 2005 ("ALA Regulations") give ratepayers the right in certain circumstances to make a proposal to a valuation officer that the rateable value shown for their hereditament in a rating list should be changed. These Regulations allow British Telecommunications ("BT") to make a proposal to alter the rateable value of its hereditament as a consequence of the full unbundling of local loops in relation to BT's entry in the central rating list that came into force on 1st April 2005 and subsequent rating lists. Fully unbundled local loops are the single pair of copper wires that connect a customer's premises to the local telephone exchange through which the customer is receiving both telephone and broadband services. They comprise part of BT's hereditament by virtue of regulation 8 of the Central Rating List (Wales) Regulations 2005.

SLC209 - The Disqualification from Caring for Children (Wales) (Amendment) Regulations 2008

Negative Procedure. Date made 8 October 2008. Date laid 10 October 2008. Coming into force date 3 November 2008.

- amending the Disqualification from Caring for Children (Wales) Regulations 2004 ("the 2004 Regulations") to take account of changes in the appeal procedure applicable to approvals under the 2004 Regulations brought about by the Tribunals, Courts and Enforcement Act 2007.

SLC210 - The Suspension of Day Care Providers and Child Minders (Wales) (Amendment) Regulations 2008

Negative Procedure. Date made 8 October 2008. Date laid 10 October 2008. Coming into force date 3 November 2008.

- amending the Suspension of Day Care Providers and Child Minders (Wales) Regulations 2004 ("the 2004 Regulations") to take account of changes in the appeal procedure applicable to approvals under the 2004 Regulations brought about by the Tribunals, Courts and Enforcement Act 2007.

SLC211 - The Tax Credits (Approval of Child Care Providers) (Wales) (Amendment) Scheme 2008

Negative Procedure. Date made 8 October 2008. Date laid 10 October 2008. Coming into force date 3 November 2008.

- amending the Tax Credits (Approval of child Care Providers) (Wales) Scheme 2007 ("the Scheme") to take account of changes in the appeal procedure applicable to approvals under the Scheme brought about by the Tribunals, Courts and Enforcement Act 2007.

Item 3: Instruments in respect of which the Assembly is invited to pay special attention under Standing Orders 15.2

Item 3.1: - Instruments subject to annulment pursuant to a resolution of the Assembly (Negative Procedure)

SLC205 - The Infant Formula and Follow-on Formula (Amendment) (Wales) Regulations 2008

Negative Procedure. Date made 1 October 2008. Date laid 6 October 2008. Coming into force date 29 October 2008.

- amending the Infant Formula and Follow-on Formula (Wales) Regulations 2007 ("the 2007 Regulations") to create transitional arrangements in relation to the enforcement of - labelling requirements for infant formula and follow-on formula, requirements in relation to the shape, appearance and packaging of infant formula and follow-on formula and make related consequential amendments. These amendments are necessary to give effect to the judgement of the High Court delivered on 20 February 2008 giving a declaration that the 2007 Regulations fail to comply with Commission Directive 2006/141/EC to the extent that the 2007 Regulations prohibit as of 11 January 2008 instead as from 31 December 2009, trade in infant formula and follow-on formula whose labelling satisfies the labelling requirements of the Infant Formula and Follow-on Regulations 1995 but does not satisfy the requirements of the 2007 Regulations.

Item 4: Any Other Business

Item 5: Date of the Next Meeting