

Date: WEDNESDAY 29 MAY 2002

REPORT OF THE MINISTER FOR RURAL AFFAIRS

Gwlad

1. 'Gwlad' was launched in November 2001 and is sent direct to 37,000 farmers and rural organisations across Wales every month. Issue six has recently been distributed. Gwlad was developed as a communications tool in direct response to farmers' concerns about the disparate information, which was being sent to them from a number of Government and ASPB sources.
2. The aim of Gwlad was to streamline that information into a regular, easily identifiable publication that would bring together news from all the Government bodies involved in agriculture in Wales. Gwlad includes articles from ARAD, Environment Agency Wales, Farming Connect, WDA, Health & safety Executive, the Forestry Commission and many other organisations. It also features research and market-orientated sections of direct relevance to farming businesses, as well as offering a regular two-page section which covers changes to regulations, scheme closing dates and so on.
3. The cost of producing Gwlad works out at approximately £1 per issue per farm business. Much of the information included in Gwlad would have to be published and distributed separately if the magazine did not exist. The effectiveness of the magazine is regularly evaluated through market research. In a questionnaire distributed in March this year, 85.9 % of respondents said that they preferred to receive information in the form of a regular magazine rather than any other format, including letters, leaflets and email.

FVO Mission

4. A European Commission (Food and Veterinary Office mission) is visiting the UK on 23 – 31 May. It will look particularly at the implementation of the EC measures on Transmissible Spongiform Encephalopathy (TSE), Specified Risk Material (SRM) and the Date Based Export Scheme (DBES).
5. The Mission will visit the St Merryn Plant at Merthyr, the Veterinary Laboratory Agency, Carmarthen, Welsh Country Foods, Anglesey and a sheep farm in Denbigh.

TSE (Wales) Regulations 2002

6. These Regulations were made on 24 May under the Executive Procedure and came into force on 27 May. In the light of our discussion at the last meeting, I wrote to the Chairman of the Committee on 21 May explaining my reasons for making these Regulations by Executive Procedure.

House of Lords Select Committee on the Constitution

7. On Tuesday 28 May, I will be giving evidence to the above mentioned Committee. The Committee is investigating the workings of the devolution settlement with special reference to agriculture. The First Minister, the Acting Deputy First Minister and the Finance Minister will also be giving evidence.

Animal poisoning from agricultural chemicals

8. At the last meeting, Members sought further information on this issue. A table listing all the cases investigated by ARAD staff since January 2000 is at Annex 1. This should be read in conjunction with the material provided for the meeting on 15 May.

Independent Appeals

9. At the Committee meeting on 15 May, I agreed to provide members with a statistical breakdown of appeals submitted under the new appeals mechanism for farmers, by scheme and to issue a statement on "obvious error".

Appeals Statistics by Scheme.

10. The following tables set out appeals by subsidy scheme for stages 1,2 and 3 as at 23 May 2002.

Stage 1	2002	2001	2000	Pre 2000	Total
AAPS	-	16	-	-	16
BSPS	-	17	5	3	25
IACS	1	30	2	1	34
SAPS	3	24	2	-	29
SCPS	-	31	17	4	52
Tir Mynydd	4	7	-	-	11
Sheep Quota	3	15	-	-	18
Suckler Cow Quota	2	6	4	-	12
EPS	1	30	-	-	31
Total	14	176	30	8	228

Stage 2	2002	2001	Pre 2001	Total
AAPS	-	5	1	6
BSPS	-	5	-	5
IACS	-	13	-	13
SAPS	-	9	-	9
SCPS	-	8	3	11
Tir Mynydd	1	1	-	2
Sheep Quota	-	4	-	4
Suckler Cow Quota	-	1	1	2
EPS	-	8	-	8
Total	1	54	5	60

Stage 3: 2 applications both associated with SAPS 2001.

11. The European Commission recently issued a number of working documents on the practical implementation of Commission Regulation 2419/2001. These include a discussion document on the concept of obvious error according to Article 12 of Commission Regulation 2419/2001. The documents are currently under consideration by all four UK agriculture departments, so I will issue a more detailed statement when officials have completed their negotiations on this issue.

Secondary Legislation

12. Annex 2 to this report is my regular report on forthcoming legislation, a copy of which was circulated to the Committee in advance of this report.

Annex 1

WIIS INVESTIGATIONS 2000 to present (20/05/02)					
2000					
Incident code	Location	Species	Pesticides?	Final Conclusion	Comments
w/00/01	Swansea	Kite	Negative	Starvation	
w/00/02	Trisant, Aberystwyth	Corvids	Negative	Trauma	
w/00/03	Connahs Quay	Badger	Negative	Inconclusive	
w/00/04	Newborough	Dog	Negative	Unknown	
w/00/05	Newport	Cat	Negative	Unknown	
w/00/06	Penmaen, Gower	Dog	Negative	Unknown	
w/00/07	Monmouth	Goshawk	Negative	Unknown	
w/00/08	Newcastle, Monmouth	Buzzard	Negative	Starvation	
w/00/09	Pentwyn	Buzzard + Owl	Aldicarb	Abuse	
w/00/10	Pontypool	3 Peregrines + 1 Buzzard	Aldicarb (in 1 peregrine)	Abuse	
w/00/11	Rhigos	2 Peregrines	Strychnine	Abuse	
w/00/12	Llanfair Talhaiarn	Buzzard	Negative	Unknown	
w/00/13	Pontypridd	2 Peregrines	Aldicarb	Abuse	
w/00/14	Bagillt	Cat	Ethylene glycol	Abuse	Not pesticide
w/00/15	Pont Lottyn	4 Dogs	Strychnine	Abuse	Report was issued by Investigations Branch on 11/9/00. Case was referred to MAFF Lawyers on 22/9/00
w/00/16	Gwytheryn	Red Kite	Negative	Unknown	
w/00/17	Llangubi, Usk	Dog	NA	Disease	

w/00/18	Lake Vyrnwy	Buzzard	NA	Sample unsuitable
w/00/19	Llanybydder	Red Kite	Negative	Unknown
w/00/20	Holyhead	Collared Dove + feral pigeon	NA	Disease
w/00/21	Sennybridge	2 Red Kites	Fenthion	Abuse
w/00/22	New Church	2 Buzzards	Negative	Unknown
w/00/23	Nr Tregaron	Red Kite	Negative	Starvation
w/00/24	Tregaron	Buzzard	NA	Disease
w/00/25	Lawrenny	Buzzard	Negative	Unknown
w/00/26	Llanrwst	Peregrine + 2 pigeons (bait)	Alphachloralose	Abuse
w/00/27	Llanfachreth	2 Ravens	NA	Trauma
w/00/28	Brecon	Collared Dove	NA	Disease
w/00/29	Llanbrynmair	Pig stomach contents	Negative	Disease
w/00/30	Newport	Seagulls	NA	Botulism
w/00/31	Swansea	Peregrine	Negative	Unknown
w/00/32	Llwygwrl	3 suspected baits	Negative	Unknown
w/00/33	Adpar	Red Kite	Difenacoum	Approved Use?
w/00/34	Llandrindod Wells	Dog	Negative	Unknown
w/00/35	Brecon	Cat	Difenacoum	Abuse (unsuccessful)
w/00/36	Garnant	2 Cats	Bendiocarb	Abuse
w/00/37	Aberystwyth	Red Kite	Negative	Unknown
w/00/b1	Llanbister	Bees	Negative	Disease
w/00/b2	Berriew	Bees	Negative	Unknown
w/00/b3	Lampeter	Bees	Negative	Unknown

2001

Incident code	Location	Species	Pesticides?	Final Conclusion	Comments
w/01/01	Trecwn	Kestrel	NA	Starvation	
w/01/02	Wenvoe	Buzzard	NA	Starvation	
w/01/03	Llandudno Junction	2 Cats	ethylene glycol	Abuse	Not pesticide
w/01/04	Aberystwyth	Buzzard	NA	Starvation	
w/01/05	Aberystwyth	Buzzard	NA	Starvation	
w/01/06	Llangollen	Buzzard	Negative	Unknown	
w/01/07	Dolwyddelan	Foxhound	NA	Insufficient Field Evidence	
w/01/08	Pontardawe	Red Kite	NA	Insufficient Field Evidence	
w/01/09	Carmarthen	Cat	Negative	Unknown	

w/01/10	Llanbradach	Cat	NA	Insufficient Field Evidence		
w/01/11	Carmarthen	Red Kite	Alphachloralose (+trace of bromadilone)	Abuse		
w/01/12	Aberystwyth	Red Kite	Negative	Unknown		
w/01/13	Port Talbot	Bait (Pigeon)	Aldicarb + Bendiocarb	Abuse	2 men convicted March 2002	
w/01/14	Laugharne	Foxcub	NA	Trauma		
w/01/15	Trecwnon	Dog	Negative	Unknown		
w/01/16	BrynMawr	Dog	Strychnine	Abuse	No suspects + source of strychnine unknown	
w/01/17	Swansea	Blackbird & 2 Pigeons	Fenthion	Abuse		
w/01/18	Sennybridge	Red Kite + Jackdaw	Negative	Starvation		
w/01/19	Lloyney, Knighton	Badger	NA	Starvation		
w/01/20	Caernarfon	Herring Gull	Negative	Disease		
w/01/21	Fairbourne	Buzzard	Negative	Unknown		
w/01/22	Talsarn	Red Kite	NA	Insufficient Field Evidence		
w/01/23	Bala	Buzzard	NA	Disease		
w/01/24	Nr Lampeter	Chough	Negative	Unknown		
w/01/25	Rhayader	Otter + Kestrel	NA	trauma / starvation		
w/01/26	Pencader	Tissue samples from Dog	Paraquat	Abuse	Investigations Branch	
w/01/27	Llandrindod Wells	2 Thrushes	Negative	Unknown		
w/01/28	Welshpool	Tawny Owl	Negative	Unknown		
w/01/29	Pennant, Llanon	Dog	NA	Disease		
w/01/30	Llanrhystud	Buzzard	NA	Disease		
w/01/31	Aberystwyth	Dog	Small trace bromadilone	Unknown		
w/01/32	Barry	Hawk (sparrow or gos)	NA	Insufficient Field Evidence		
w/01/33	Cwm tydi beach	Guillemot	NA	Insufficient Field Evidence		
w/01/b1	Gower	Bees	Dichlorvos	source unknown.		
w/01/b2	Southgate, Gower	Bees	Negative	Disease		
w/01/b3	Barry	Bees	Negative	Unknown		

2002

Incident code	Location	Species	Pesticides?	Final Conclusion	Comments
w/02/01	Ebbw Vale	Snowy Owl	Negative	Unknown	
w/02/02	Aberdyfi	Buzzard	Negative	Starvation	
w/02/03	Dinas Mawddwy	Red Kite	Negative	Asphyxia	

w/02/04	Lampeter	Bait - sheep leg	Negative		Sample degraded too far
w/02/05	Tregoyd	Badger	NA	Trauma	
w/02/06	Tenby	Fox + Buzzard	Pending	?	
w/02/07	Pant	2 Foxes	NA	Shot	
w/02/08	Aberystwyth	Duck (reported as buzzard)	NA	Insufficient Field Evidence	
w/02/09	Dolfor, Newtown	Badger	NA	Disease	
w/02/10	Aberystwyth	Sparrowhawk + Song thrush	NA	Trauma	
w/02/11	Torfaen	Bait - pigeon	Negative	N/A	Sample degraded too far
w/02/12	Southerndown	Red Wings + Rat	NA	Trauma	
w/02/13	Aberystwyth	Red Kite	Pending	?	
w/02/14	Abercarn	Bait - 3 pigeons	Aldicarb - not confirmed	N/A	Police dealing
w/02/15	Pontypool	Peregrine	Aldicarb - not confirmed	?	Police dealing
w/02/16	Abergele	Polecat	Pending	?	
w/02/17	Morfa Nevyn	Cat	Ethylene Glycol	Abuse	Police dealing - not pesticide
w/02/18	Whitland	Buzzard	Pending	?	
w/02/19	Nr Blackwood, Gwent	Vomit sample (green coloring)	Pending	?	
w/02/20	Pontyberrem	Cat	Pending	?	
w/02/21	Brecon	Red Kite	Pending	?	
w/02/22	Chepstow	Buzzard	Pending	?	
w/02/23	Cowbridge	2 Blackbirds	Pending	?	
w/02/24	Cowbridge	Rook	Pending	?	
w/02/25	Llangaffo	Bait - pigeon	Pending	?	

EARLY REJECTS

	2000	2001 (FMD)	2002
Insufficient Field Evidence	26	7	2
Sample unsuitable	1	3	
Starvation/ Disease/ Trauma	3	3	1

Non-pesticide (ethylene glycol)

2

Unspecified

3

1

AGRICULTURE & RURAL AFFAIRS LEGISLATION LIST

The list is in two parts:

PART I shows those items of secondary legislation –

17 - in all- which are in the programme

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 –

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

<i>NO</i>	<i>TITLE</i>	<i>INTENTION OF LEGISLATION</i>			<i>KEY DATES</i>	<i>PROCEDURE</i>
		<i>PURPOSE</i>	<i>EFFECT</i>	<i>SCOPE</i>	<i>BC- BUSINESS COMMITTEE</i> <i>LC- LEGISLATIVE COMMITTEE</i> <i>P- PLENARY</i>	

ANIMAL HEALTH

1	<i>TSE (Wales) Regulations 2002</i>	<i>To enforce new Community-wide measures against TSEs.</i>	<i>This Regulation will ensure a statutory base for the additional scrapie testing requirements for sheep and goats that came into force in January 2002. The purpose of the testing is to provide an European wide picture about the incidence of scrapie given concerns that scrapie could be masking BSE in sheep.</i>	<i>The proposals implement EU Legislation and the SI will be made using powers under S2(2) of the EU Communities Act 1972.FSA lead on some parts of the Regulation, eg, SRM controls as they apply in licensed slaughterhouses. To make things simpler for the industry and enforcement bodies and, as it is good regulatory practice, all TSE Regulation requirements are contained in a single SI for Wales.</i>	<i>It will be made on the 24 May 2002, and will be coming into force on 27th May 2002.</i>	<i>Executive Procedure A letter has been sent to the ARD Committee Chair on 21st May explaining the reasons for use of this procedure</i>
2	<i>Welfare of Farmed Animals (Wales) Amendment Regulations 2002</i>	<i>EU proposals laying down minimum standards for the protection of laying hens kept in various systems</i>	<i>Sets minimum requirements in respect of feeding space for hens, size of drinking troughs, nest space, perches, littered area, construction of installations and stocking density. Bans battery cages from 2012</i>	<i>Derived from the EU legislation and will be brought into force as an amendment to the Welfare of Farmed Animals (Wales) Amendment Regulations 2001.</i>	<i>BC- 18.06.02 LC- 02.07.02 P- 11.07.02</i>	<i>SO 22 SI</i>

NO	TITLE	INTENTION OF LEGISLATION			KEY DATES	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
					<i>BC- BUSINESS COMMITTEE LC- LEGISLATIVE COMMITTEE P- PLENARY</i>	
<i>CAP/ AGRICULTURE COMMODITIES</i>						
3	<i>Tir Mynydd amendment regulations 2002</i>	<i>To make changes to the existing regulations (eg for stocking density)</i>	<i>Mainly to broaden the base for making TM payments and to bring cross border holdings in line with UK agreed arrangements.</i>	<i>The TM scheme is specific to Wales but these regulations are only amending extant scheme principal regulations.</i>	<i>May 2002</i>	<i>Executive procedure in May -02.so that we can give immediate effect to changes sought from the EC and that associated scheme payments will not be delayed to farmers.</i>
4	<i>Home grown Cereals Authority Levy order</i>	<i>To set the annual levy</i>	<i>The levy is used to fund the activities of the HGCA who continually seek to improve the production and marketing of cereals.</i>	<i>Enabling powers are section 13 of the Cereals marketing Act 1965. The act requires the Assembly to make the order jointly with GB Agriculture Ministers.</i>	<i>P - 30th May 2002</i>	<i>SO 23 SI</i>

5	<i>Horticulture Development Council Regs</i>	<i>Technical amendment to change the levy and accounts year from 1st October to 1st April</i>	<i>Will bring the HDC accounts year into line with Whole of Government Accounts (WGA) project. For administrative simplicity, levy year also being similarly revised.</i>	<i>GB wide application with no scope for distinctive Welsh policy. Regs will amend Horticultural Development Council Order SI 1986/1110, as amended by the Horticultural (Amendment) Order 2000 SI2000/1975</i>	<i>Plenary on 23 May. Will be made on completion of the Parliamentary process and will come into force on 17 June 02</i>	<i>SO 23</i>
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NO	TITLE	INTENTION OF LEGISLATION			KEY DATES	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
					BC- BUSINESS COMMITTEE LC- LEGISLATIVE COMMITTEE P- PLENARY	
6	<i>The Sheep Annual Premium (Wales) Regulations 2002</i>	<i>To implement the December 2001 EU Regulations on a reformed sheepmeat regime. Commission Reg. 2550/2001 and Council Reg. 2529/2001 refer.</i>	<i>To introduce :</i> <i>A new fixed rate premium and LFA supplement;</i> <i>A new premium payment period;</i> <i>A new definition of producer group;</i> <i>A new national envelope for sheep.</i>	<i>With the exception of the national envelope all these measures will have a common application in the UK. The national envelope may be applied on a regional basis thereby allowing for the implementation of different options by the devolved UK administrations. Regs will amend SI 1992/2677 (as amended); and will be introduced under the European Communities Act 1972 Section 2(2). Assembly designated for this purpose.</i>	<i>BC – 15.10.02</i> <i>LC – 29.10.02</i> <i>P – 03.12.02</i>	<i>SO 22</i>

NO	TITLE	INTENTION OF LEGISLATION	KEY DATES	PROCEDURE

		<i>PURPOSE</i>	<i>EFFECT</i>	<i>SCOPE</i>	<i>BC- BUSINESS COMMITTEE</i> <i>LC- LEGISLATIVE COMMITTEE</i> <i>P- PLENARY</i>	
<i>PLANT HEALTH, SEEDS & PESTICIDES</i>						
7	<i>Seeds(fees) (Amendment) Regulations 2002</i>	<i>This regulation will amend the Seed (Fees) Regulations in line with changes made in the Fodder Plant Seeds Regulations.</i>	<i>This SI will inter alia expand the definition of "Certified Seed" to include new varieties of Fodder plant seeds.</i>	<i>This consequential amendment arises from the reclassification of lupins etc. in the Fodder Plant Seeds (Amendment) Regulations. These regulations will be made under sections 16(1), (1A) and 36 of the Plant Varieties and Seeds Act 1964. Standard scale of fees apply to all parts of the U.K. and therefore no scope for a distinctive Welsh policy.</i>	<i>BC- 7 May Accelerated</i> <i>LC- 21 May</i> <i>P- 11 June</i>	<i>SO22</i>
8	<i>Plant Health (Amendment) (Wales) Order 2002</i>	<i>This SI will end the Rhizomania Protected Zone in Great Britain including Wales.</i>	<i>Consultation ended 7 May 2002. This instrument will, inter alia, introduce additional soil testing requirements for the movement of seed potatoes to the remaining parts of the protected zone.</i>	<i>The proposals implement EU obligations 2002/28 and 2002/29. The powers enabling this SI to be made are Section 2, 3(1) to (4) and 4 (1) of the Plant Health Act 1967. There is no scope for a distinctive Welsh policy.</i>	<i>BC- 11 June</i> <i>LC- 25 June</i> <i>P- 9 July</i>	<i>SO22</i>

<i>NO</i>	<i>TITLE</i>	<i>INTENTION OF LEGISLATION</i>			<i>KEY DATES</i>	<i>PROCEDURE</i>
		<i>PURPOSE</i>	<i>EFFECT</i>	<i>SCOPE</i>	<i>BC- BUSINESS COMMITTEE</i> <i>LC- LEGISLATIVE COMMITTEE</i> <i>P- PLENARY</i>	

9	<i>The Seed(Fees) Amendment (No 2) Regs. 2002</i>	<i>To set the fees for seed certification in England and Wales.</i>	<i>a 5 % fees increase is proposed for 2002-03.</i>	<i>The powers enabling this instrument to be made are contained in sections 16(1) and (1A)(e) and 36 of the Plant Varieties and Seeds Act 1964. The Seed certification system in England and Wales is run on the basis of full cost recovery, therefore, there is limited scope for distinctive Welsh policy.</i>	<i>BC 2 July LC 9 July Plenary 9 July</i>	<i>SO22</i>
10	<i>Plant Breeders Rights (Fees) Amendment Regulations 2002</i>	<i>To set the fees for Plant Breeders' Rights in England and Wales.</i>	<i>a 5 % fees increase is proposed for 2002-03.</i>	<i>The powers enabling this Instrument to be made are contained in Sections 29(1) (2) (3) and 48(1) of the Plant Varieties Act 1997. The System of Plant Breeders' Rights is run on a joint England and Wales footing on the basis of full cost recovery, therefore, there is limited scope for distinctive Welsh policy.</i>	<i>BC June 11 P 20 June</i>	<i>SO23</i>

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		PURPOSE	EFFECT	SCOPE		
					<i>BC- BUSINESS COMMITTEE LC- LEGISLATIVE COMMITTEE P- PLENARY</i>	
11	<i>Plant Protection Products (Amendment) Regulations 2002</i>	<i>The Regulations reflect the EU decision to add a number of substances used in Plant Protection Products to be listed in the regulations.</i>	<i>The Regulations will implement EU directives 2001/99/EC, 2001/103/EC and 2002/18/EC.</i>	<i>The Plant Protection Products 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. The power of the National Assembly to act under this section 2(2) designation has been delegated to the Minister for Rural Affairs.. There is no scope for a distinctive Welsh policy.</i>	<i>BC 21 May P 30 May</i>	<i>SO23</i>

NO	TITLE	INTENTION OF LEGISLATION			KEY DATES	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
					BC- BUSINESS COMMITTEE LC- LEGISLATIVE COMMITTEE P- PLENARY	
FISHERIES						
12	<i>The Undersized Spider Crabs (Wales) Order 2002</i>	<i>Measures to support EU technical conservation regulation 850/98</i>	<i>Improved technical conservation measures includes an increase in the minimum landing sizes for spider crabs above those otherwise applying at EU level.</i>	<i>Order will be made under sections 1(1), (4), (6) and 15(3) of the Sea Fish Conservation Act 1967. The functions of the Secretary of State under the Act have been transferred to the Assembly and delegated to the Rural Affairs Minister. The minimum sizes have been determined to meet Welsh needs, but enforcement provisions are common throughout UK waters.</i>	BC - 25.06.02 LC -02.07.02 P -11.07.02	SO 22
13	<i>The Prohibition of Fishing with Multiple Trawls Order 2002</i>	<i>Measure to enforce EU technical conservation regulation 850/98</i>	<i>Improved technical conservation measures by restricting the types of nets that can be used in Welsh waters.</i>	<i>Order will be made under sections 5(1) and 15(3) of the Sea Fish (Conservation) Act 1967. The functions of the Secretary of State under the Act have been transferred to the Assembly and delegated to the Rural Affairs Minister. Enforcement provisions are common throughout UK waters</i>	BC - 25.06.02 LC -02.07.02 P -11.07.02	SO 22
14	<i>The Undersized Lobsters (Wales) Order 2002</i>	<i>Measures to support EU technical conservation regulation 850/98</i>	<i>Improved technical conservation measures includes an increase in the minimum landing sizes for lobsters above those otherwise applying at EU level.</i>	<i>Order will be made under sections 1(1), (4), (6) and 15(3) of the Sea Fish Conservation Act 1967. The functions of the Secretary of State under the Act have been transferred to the Assembly and delegated to the Rural Affairs Minister. The minimum sizes have been determined to meet Welsh needs, but enforcement provisions are common throughout UK waters</i>	BC - 25.06.02 LC -02.07.02 P -11.07.02	SO 22

NO	TITLE	INTENTION OF LEGISLATION	KEY DATES	PROCEDURE

		PURPOSE	EFFECT	SCOPE	BC- BUSINESS COMMITTEE LC- LEGISLATIVE COMMITTEE P- PLENARY	
15	<i>The Shellfish (Specification of Crustaceans) (Wales) Regs</i>	<i>Addition of crabs to the specification of crustaceans for the purposes of section 1 of the Sea Fisheries (Shellfish) Act 1967</i>	<i>These regulations add crabs to other types of shellfish which enables several or regulated fisheries for crabs to be established.</i>	<i>Regulations will be made under section 1(1) of the Sea Fisheries (Shellfish) Act 1967. The functions of the Secretary of State have been transferred to the Assembly and delegated to the Rural Affairs Minister. This is enabling legislation. Any substantive legislation will proceed under SO 26</i>	BC - 25.06.02 LC -02.07.02 P -11.07.02	SO 22
16	<i>The Sea Fishing (Enforcement of Community Quota and Third Country Fishing Measures) (Wales) Order 2002</i>	<i>The management of fish quotas. Updating by replacing existing similar legislation.</i>	<i>Enforcement powers and penalties imposed on any boat fishing against EC quotas.</i>	<i>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. These enable Community legislation to be effectively enforced in Welsh waters. It is important that enforcement powers are consistent throughout UK waters.</i>	BC - 25.06.02 LC -02.07.02 P -11.07.02	SO 22
17	<i>The Sea Fishing (Enforcement of Community Conservation Measures) (Wales) (Amendment) Order 2002</i>	<i>Measures to support EU technical conservation regulation 850/98</i>	<i>Improved conservation of fishery resources through the enforcement of restrictions and obligations. Updates the references to Community legislation in existing Welsh legislation.</i>	<i>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. These enable Community legislation to be effectively enforced in Welsh waters. It is important that enforcement powers are consistent throughout UK waters.</i>	BC - 25.06.02 LC -02.07.02 P -11.07.02	SO 22

	TITLE	INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
CAP/ AGRICULTURE COMMODITIES						
1	<i>Rural Payments Agency Appeals Regulations</i>	<i>To put into place an appeals procedure for schemes administered by the Rural Payments Agency on behalf of the National Assembly.</i>	<i>To extend rights of appeal already existing in relation to IACS schemes in Wales.</i>	<i>Regulations will give effect in Wales to a standard procedure agreed between the Rural Payments Agency and the 4 agriculture departments.</i>	<i>By Autumn 2002</i>	<i>SO 22</i>

2	<i>Livestock Quotas (Amendment)(Wales) Regulations 2002</i>	<i>To implement measures to consolidate and liberalise the quota regime</i>	<i>Provide more flexible system of quota allocation and trading by simplifying administrative procedures.</i>	<i>Limited scope for distinctive Welsh policy. Will amend SI 1997 No 2844. Regs will be introduced under the European Communities Act 1972 Section 2(2)</i>	<i>Timing uncertain. Possibly Autumn 02</i>	<i>SO22</i>
3	<i>CAP Wine Amendment Regs</i>	<i>To implement EU updated labelling regs.</i>	<i>Will give effect to EU rules relating to the description, designation and presentation of wines. Will standardise labelling of wine throughout the EU</i>	<i>EU wide with no discretion for distinctive Welsh policy. Will amend SI No 2193 The Common Agricultural Policy (Wine) (Wales) Regulations 2001. Regs will be introduced under the European Communities Act 1972 Section 2(2). Assembly designated for this purpose.</i>	<i>Timing uncertain but could be July-02 if the Council agrees the Regulations.</i>	<i>SO 22</i>

	<i>TITLE</i>	<i>INTENTION OF LEGISLATION</i>			<i>PROJECTED DATE FOR MAKING SI</i>	<i>PROCEDURE</i>
		<i>PURPOSE</i>	<i>EFFECT</i>	<i>SCOPE</i>		
4	<i>Small Farmers' Scheme (Wales) Regulations 2002</i>	<i>To implement an EU Reg. giving farmers the option to participate in a pilot scheme offering a simplified procedure for claiming direct subsidies.</i>	<i>It would enable small farmers to receive a single payment (based on historic claims) in place of payments under a range of direct aid schemes thus reducing administrative burdens on farmers, national authorities and the commission.</i>	<i>Enabling powers are section 2 (2) of the European Communities Act 1972. The Assembly has been designated for this purpose, but scope for distinctive action is limited.</i>	<i>Spring 2003</i>	<i>SO 22</i>
5	<i>Eggs and Poultry Marketing Regs.</i>	<i>These will implement EU regulations on labelling stocking density for free range eggs and technical requirements relating to the marketing of poultry meat.</i>	<i>To increase the minimum outside stocking density for free range hens where rotation of pasture is practised.</i>	<i>Enabling powers are section 2 (2) of European Communities Act 1972. The Assembly has been designated for this purpose. EU obligation requiring consistent application throughout UK.</i>	<i>late 2002/ early 2003</i>	<i>SO 22</i>
6	<i>Potato Industry Development Council</i>	<i>to implement proposed modification to the levy collection system</i>	<i>To provide for a dual system of levy collection from potato producers in England, Scotland and Wales.</i>	<i>GB wide application with no scope for distinctive Welsh policy. Regs will amend the Potato Industry Development Council Order 1997 SI 1997/266 as amended by the Potato Industry Development Council (Amendment) Order SI1999/1413</i>	<i>October/ November 0/2</i>	<i>SO 23</i>

TITLE		INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
7	<i>Tir Mynydd amendment regulations 2003</i>	<i>To implement changes to the scheme for 2004 onwards following the review of the scheme as part of RDP evaluation</i>	<i>To introduce a more refined land based scheme, using GIS, to replace the existing Tir Mynydd scheme.</i>	<i>Tir Mynydd, introduced in 2001, is a dedicated LFA scheme for Wales. SI 2001 No 496 and SI 2001 No 1154 refer. The revised scheme will reinforce the differences which currently exist between Tir Mynydd and the comparable LFA schemes operating in England, Scotland and Northern Ireland. The new regs will be introduced under the European Communities Act 1972 Section 2 (2).</i>	<i>Autumn 2003</i>	<i>SO22</i>
8	<i>Dairy quota amendment regulations</i>	<i>To implement EU reforms under Agenda 2000 awarding extra quota allocation to dairy farmers and to compensate dairy farmers for cuts in support prices</i>	<i>Final tranche of Agenda 2000 reforms. 15% reduction in support prices, -Dairy Premium Scheme-Community-funded compensation for reductions in support prices, 1.5% linear increase in milk quotas for UK and provision for additional national envelope for topping up basic payments.</i>	<i>Enabling powers are section 2(2) of European Communities Act 1972. The Assembly has been designated for this purpose. UK wide application – so limited scope for distinctive action</i>	<i>01/04/2005</i>	<i>SO 23 SI</i>

TITLE		INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE
		PURPOSE	EFFECT	SCOPE		

9	<i>Home Grown Cereals Authority amendment order</i>	<i>To implement provisions in Regulatory Reform Act</i>	<i>To remove various burdensome operational and bureaucratic requirements of the 1965 Cereals Marketing Act.</i>	<i>Enabling powers are section 14 of the Cereals marketing Act 1965. The act requires the Assembly to make the order jointly with GB Agriculture Ministers.</i>	<i>Timing Uncertain</i>	<i>SO 23 SI</i>
10	<i>Arable Area Payments Regulations</i>	<i>To consolidate & incorporate a number of new measures</i>	<i>To provide arable area subsidies under the CAP.</i>	<i>These regulations will implement EU legislation. There will be no specific Welsh dimension. The regulations will be made using powers under section 2(2) of the European Communities Act 1972. The Assembly has been designated for this purpose.</i>	<i>Timing uncertain</i>	<i>To be confirmed.</i>
11	<i>Marketing Standards for Olive Oil</i>	<i>To standardise/regulate labelling and quality of olive oil</i>	<i>To give consumers more information. These will have little or no effect on the industry in Wales as there are no commercial olive growers in Wales.</i>	<i>EU wide application with no scope for distinctive Welsh policy. The Regs will be introduced under the European Communities Act 1972 Section 2(2)</i>	<i>Timing uncertain</i>	<i>SO 23</i>
12	<i>Amendment to Horticulture Development Order</i>	<i>To subsume the Apples and Pears Research Council(APRC)</i>	<i>To implement the recommendation of an independent evaluation of the functions of the APRC and the HDC</i>	<i>Industrial Development Act 1947. The order needs to be made jointly with Defra and Scottish Executive</i>	<i>Timing uncertain</i>	<i>SO 23</i>

<i>TITLE</i>		<i>INTENTION OF LEGISLATION</i>			<i>PROJECTED DATE FOR MAKING SI</i>	<i>PROCEDURE</i>
		<i>PURPOSE</i>	<i>EFFECT</i>	<i>SCOPE</i>		
<i>ANIMAL HEALTH</i>						
13	<i>Implementation of EU regulation 999/2001 on TSEs</i>	<i>To cover international trade issues.</i>	<i>Trade and export of live animals or trading in products of animal origin</i>	<i>The proposals implement EU Legislation and the SI will be made using powers under S2(2) of the EU Communities Act 1972</i>	<i>July 2002</i>	<i>SO 22</i>
14	<i>The Brucellosis in Cattle Herds (Wales) Order 2001</i>	<i>Provisions governing the testing of milk for Brucellosis</i>	<i>To implement C.Dir. 64/432/EEC and 77/391/EEC. Relating to arrangements for milk testing for Brucellosis.</i>	<i>To revoke and substantially re-enact the Brucellosis Order 1997 in Wales.</i>	<i>Summer 2002</i>	

15	<i>The Enzootic Bovine Leukosis (Wales) Order 2001</i>	<i>Regulatory framework for testing of milk for EBL</i>	<i>To implement CDir 64/432/EEC and 77/391/EEC. Relating to arrangements for milk testing for EBL.</i>	<i>To revoke and re-enact the EBL Order 1997 in Wales</i>	<i>Summer 2002</i>	
16	<i>Animal By-Products Regulation</i>	<i>To enforce Community-wide measures that lay down health rules concerning animal by-products not intended for human consumption.</i>	<i>To control animal by-products and products such as meat and bonemeal that are derived from animal by-products. It will also deal with the import and trade of animal products that are not intended for human consumption and will ban the use of high risk material in animal feed.</i>	<i>The proposals implement EU Legislation and the SI will be made using powers under S2(2) of the EU Communities Act 1972.</i>	<i>March 2003</i>	<i>SO 22</i>

	<i>TITLE</i>	<i>INTENTION OF LEGISLATION</i>			<i>PROJECTED DATE FOR MAKING SI</i>	<i>PROCEDURE</i>
		<i>PURPOSE</i>	<i>EFFECT</i>	<i>SCOPE</i>		
17	<i>Amendments to the requirements of The Horse Passport Order</i>	<i>To implement EC Decision 2000/68. Deadline for EU implementation was 1 July 2000</i>	<i>To effect greater control over withdrawal periods for veterinary products used on equines destined for the human food chain and greater traceability of individual animals through the introduction of passports for all equines.</i>	<i>Updates Commission Decision 93/623/EEC. Separate Legislation for Wales and will apply to all equines.</i>	<i>Timing uncertain</i>	<i>SO 23 SI</i>
18	<i>Classical Swine Fever Regulations</i>	<i>To revise and strengthen controls for this disease</i>	<i>To enact Directive 92/119, and a new Directive awaited on African Swine fever.</i>		<i>Timing uncertain</i>	<i>SO 23 SI</i>
19	<i>Swine Vesicular Disease Order</i>	<i>To improve and strengthen controls for this disease</i>	<i>To enact Directive 92/119, under Specified Diseases.</i>		<i>Timing uncertain</i>	<i>SO 23 SI</i>

	TITLE	INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
20	<i>The Bovine and Bovine Products (Trade) (Wales) Regulations 2001</i>	<i>To permit Welsh slaughterhouses to operate the Data Based Export scheme (DBES)</i>	<i>Will permit the despatch of bone-in beef from establishments approved under the Date Based Export Scheme to the domestic market</i>		<i>Timing uncertain at the moment.</i>	<i>By Standard Procedure But we will asking for executive procedure if it seems likely that relaxation of the DBES rules would allow a Welsh plant to enter the scheme.</i>
21	<i>Review of Welfare of Animals in transit</i>	<i>To implement changes agreed to strengthen welfare standards of animals in transit</i>	<i>To tighten controls in some areas of existing legislation but does not include amendment to journey times</i>	<i>EU legislation put into force at present under the Welfare of Animals (Transport) Order 1997</i>	<i>Timing uncertain</i>	<i>SO 22</i>
22	<i>Welfare of Animals (Slaughter) Regulations</i>	<i>To implement EU amending Directives</i>	<i>To adapt/tighten methods of slaughter to take into account animal welfare considerations</i>	<i>EU legislation under section 2(2) of the EC Act 1972(b) in relation to CAP</i>	<i>Timing uncertain</i>	<i>SO 22</i>

	TITLE	INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
FISHERIES						
23	<i>The Swansea Bay (Penclawdd Shellfish Processors Ltd) Order</i>	<i>Grant of fishing rights to one body</i>	<i>The intention is to improve the management and cultivation of the fishery by regulation and licensing</i>	<i>Orders are made under Section 1 of the Sea Fisheries Shellfish Act 1967. The functions of the Secretary of State have been transferred to the Assembly and delegated to the Minister of Rural Affairs</i>	<i>Summer 2002</i>	<i>This is a local SI which will proceed under Standing order 26 if approved following appropriate consultation.</i>

24	<i>The Undersized Edible Crabs (Wales) Order 2002</i>	<i>Measures to support EU technical conservation regulation 850/98 in respect of Edible Crabs</i>	<i>Improved technical conservation measures includes an increase in the minimum landing sizes for crabs above those otherwise applying at EU level</i>	<i>Order will be made under sections 6(1), (3), 20(1) and 15(3) of the Sea Fish Conservation Act 1967. The functions of the Secretary of State under the Act have been transferred to the Assembly and delegated to the Rural Affairs Minister. The minimum sizes have been determined to meet Welsh needs following consultation, but enforcement provisions are common throughout UK waters</i>	Summer 2002	SO 22
25	<i>The South Wales Sea Fisheries District (Variation) Order 2002</i>	<i>To amend existing SWSFC Order of 1912</i>	<i>To provide further for the membership and funding of the SWSFC</i>	<i>The Order is made under the Sea Fisheries Regulation Act 1966. The functions of the Secretary of State have been transferred to the Assembly and delegated to the Minister for Rural Affairs. The content of the Order is still the subject of consultation.</i>	Summer 2002	SO 22

	TITLE	INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
26	<i>The South Wales Sea Fisheries Committee (Levies) Regulations 2002</i>	<i>To permit the Committee to issue revised levies in consequence of the above Variation Order.</i>	<i>To allow SFC's to adjust levies on constituent member councils in year.</i>	<i>The Regulations is made under the Local Government Finance Act 1988. The powers have been transferred to the Assembly.</i>	Summer 2002	SO 22
27	<i>The Prohibition of Keeping or Release of Live Fish (Specified Species) (Amendment) (Wales) Order 2002"</i>	<i>To increase the number of non-native fish and shellfish species covered by the licensing procedures under The Prohibition of Keeping or Release of Live Fish (Specified Species) Order 1998</i>	<i>To protect native flora and fauna in Wales from the risks posed by accidental or deliberate introductions of certain non-native fish species.</i>	<i>The order making power under section 1 of the 1980 Act was transferred to the Assembly by the principal Transfer of Functions Order (1999/672). Responsibility under that Act has been delegated to the Minister. The Assembly has the power to determine the fish to be included. These have been decided upon following expert advice and consultation.</i>	Autumn 2002	SO 22
28	<i>Taf, Tywi & Gwendraeth Estuaries Regulating Order</i>	<i>Grant of fishing management rights to one body (SWSFC)</i>	<i>The intention is to improve the management and cultivation of the fishery by regulation and licensing</i>	<i>Orders are made under Section 1 of the Sea Fisheries Shellfish Act 1967. The functions of the Secretary of State have been transferred to the Assembly and delegated to the Minister of Rural Affairs. The Assembly has a discretion whether to make such an order. Officials are currently considering possible provisions with the SWSFC prior to consultation.</i>	Autumn 2002	<i>This is a local SI which will proceed under Standing order 26 following consultation</i>

TITLE		INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
<i>PLANT HEALTH, SEEDS & PESTICIDES</i>						
29	<i>The Pesticides (maximum residues levels) Regulations 2002</i>	<i>The Regulations reflect the EU decision to determine the Maximum Residue Levels for a number of substances.</i>	<i>MRLs for permethrin, parathion, lindane and quinterozone will be set at the limit of determination (LOD).</i>	<i>These Regulations are being made under section 2(2) of the European Communities Act 1972. The National Assembly is designated for the purposes of section 2(2) in relation to the common agricultural policy of the European Community (SI 1999/2788). 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</i>	<i>July-02</i>	<i>SO23</i>
30	<i>The Beet Seeds Regulations</i>	<i>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.</i>	<i>Subject to consultation the regulations will transparently implement EU Directives, and where possible reduce administrative costs.</i>	<i>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 Directive. As a result there is very limited scope for interpretation</i>	<i>Autumn 2002</i>	<i>SO 22</i>

TITLE		INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
31	<i>The Vegetable Seeds Regulations</i>	<i>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.</i>	<i>Subject to consultation the regulations will transparently implement EU Directives, and where possible reduce administrative costs.</i>	<i>The powers enabling this instrument to be made under sections 16(1), (1A), (2), (3), (4) and (5) and 36 of the Plant Varieties and Seeds Act 1964 in accordance with 70/458/EEC. These regulations will re-transpose the EU common catalogue Directive. As a result there is very limited scope for interpretation</i>	<i>Autumn 2002</i>	<i>SO22</i>

32	<i>The Seeds (Registration, Licensing and enforcement) Regulations</i>	<i>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.</i>	<i>Subject to consultation the regulations will transparently implement EU Directives, and where possible reduce administrative costs</i>	<i>The powers enabling this instrument to be made under the Plant Varieties and Seeds Act 1964 in accordance with 70/457/EEC. These regulations will re-transpose the EU common catalogue Directive. As a result there is very limited scope for interpretation</i>	<i>Autumn 2002</i>	<i>SO22</i>
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TITLE		INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
33	<i>Transposition of Directive 2001/18/EC</i>	<i>To implement controls on the deliberate release into the environment of GMOs and repeal Directive 90/220/EC</i>	<i>It consolidates best practice in the approval process from across the EU. New features include more detailed environmental risk assessment, including consideration of long term impacts; provision for post-market monitoring; time limited authorisations; the phasing out of some antibiotic resistance markers and compulsory labelling of GMOs.</i>	<i>The Directive is prescriptive in its requirements because it is intended as a measure to harmonise the GMO consent regime across the EU. As a result there is very limited scope for interpretation. The Directive does leave the design of the Part B public consultation mechanism open, but it must be agreed across a Member State. The regulations will be made under powers contained in the Environmental Protection Act 1990 and Section 2(2) of the European Communities Act 1972.</i>	<i>Oct-02</i>	<i>SO22</i>
34	<i>The Cereal Seeds Regulations</i>	<i>The purpose of the regulation is to ensure correct and transparent implementation of EU directives while maintaining the quality of seed marketed in Wales and to implement 2001/64/EC on the bulk marketing of seed</i>	<i>Subject to consultation the regulations will transparently implement EU Directives, and where possible reduce administrative costs.</i>	<i>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 66/402/EEC <i>.These regulations will re-transpose the EU common catalogue Directive. As a result there is very limited scope for interpretation</i></i>	<i>Autumn 2002</i>	<i>SO22</i>

TITLE		INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE

		<i>PURPOSE</i>	<i>EFFECT</i>	<i>SCOPE</i>		
35	<i>The Green Code - Code of Practice for the Safe use of Pesticides on Farms and Holdings</i>	<i>To update present version.</i>	<i>A document that will be available to all pesticide users giving guidance and practical advice on how to comply with the laws and regulations governing all aspects of pesticide use</i>	<i>The Code will be made under section 17 of the Food and Environment Protection Act 1985. This function was transferred to the National Assembly by the National Assembly for Wales (Transfer of Functions) Order 1999</i>	<i>Timing Uncertain</i>	<i>SO 27</i> <i>Even though this is a code it may fall within the definition of Assembly general subordinate legislation and have to be made accordingly.</i>
36	<i>The Potatoes Originating in Netherlands (revocation) (Wales) Regulations 2001</i>	<i>Revokes the temporary authorisation given to member states to take additional measures against the spread of brow rot in potatoes originating in the Netherlands.</i>	<i>Importers will no longer be required to give the Plant Health and Seeds Inspectorate two days prior notification of imports of potatoes from the Netherlands.</i>	<i>The powers to make this SI come under Section 2(2) of the ECA 1972. Assembly has been designated for this purpose</i>	<i>Timing uncertain</i>	<i>SO 22</i>
37	<i>The Fodder Plant Seeds Regulations</i>	<i>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</i> <i>2001/64/EC.</i>	<i>Subject to consultation the regulations will transparently implement EU Directives, and where possible reduce administrative costs</i>	<i>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</i> <i>.These regulations will re-transpose the EU common catalogue Directive. As a result there is very limited scope for interpretation</i>	<i>Autumn 2002</i>	<i>SO22</i>

<i>TITLE</i>	<i>INTENTION OF LEGISLATION</i>			<i>PROJECTED DATE FOR MAKING SI</i>	<i>PROCEDURE</i>
	<i>PURPOSE</i>	<i>EFFECT</i>	<i>SCOPE</i>		

38	<i>The Oil and Fibre Seeds Regulations</i>	<i>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.</i>	<i>Subject to consultation the regulations will transparently implement EU Directives, and where possible reduce administrative costs.</i>	<i>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 69/208/EEC. These regulations will re-transpose the EU common catalogue Directive. As a result there is very limited scope for interpretation</i>	Autumn 2002	SO 22
39	<i>Amendments to 2000/29/EC</i>	<i>To improve upon existing protective measures against the introduction into the Community of organisms harmful to plants or plant products under Directive 2000/29/EC</i>	<i>The proposals if accepted will, inter alia, allow seed certification labels to serve as plant passports and to require prior notification of imports, declarations to customs about the presence of plants in imported consignments.</i>	<i>Plant Health Act 1967</i>	2003	SO 22
	<i>TITLE</i>	<i>INTENTION OF LEGISLATION</i>			<i>PROJECTED DATE FOR MAKING SI</i>	<i>PROCEDURE</i>
		<i>PURPOSE</i>	<i>EFFECT</i>	<i>SCOPE</i>		
40	<i>The control of Pesticides (Amendment) Regulations</i> <i>The Plant Protection Products (Basic Conditions) (Amendment) (England and Wales) Regulations 2000</i>	<i>Two SIs which will amend the Control of Pesticides Regulations 1986, as amended and the Plant Protection Products (Basic Conditions) Regulations 1997.</i>	<i>Existing statutory access arrangements will be opened up so as to make available to the public the vast majority of information supplied in connection with the pesticide regulatory system. The regs will also make some minor improvements to the controls on pesticides concerning aerial applications and the extension to Local authorities of Ministers' powers to seize and dispose of pesticides which breach the legislation.</i>	<i>The power to make these Regs is contained in Section 16(2) of the Food and Environment Protection Act 1985.</i>	<i>Timing Uncertain.</i>	SO 23

TITLE		INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE
		PURPOSE	EFFECT	SCOPE		
FOOD & FARMING DEVELOPMENT						
41	<i>Environmental Impact Assessment (Uncultivated land and semi natural areas)(Wales) Regulations 2002</i>	<i>To implement the uncultivated land and semi natural areas provisions of the EIA Directive</i>	<i>Farmers will be required to seek permission from the National Assembly for Wales when they wish to change the character of uncultivated land.</i>	<i>Implementing Council Directive 85/337/EEC (as amended by Council Directive 97/11/EEC). This has been the subject of discussion by the Committee.</i>	<i>1 August 2002</i>	<i>Transfer of function from DETR to NAW received 20th August. Further transfer of functions order subsequently made. SI to be made on 1st August 2002 using the Executive procedure</i>
42	<i>Organic Products Regulations</i>	<i>to introduce revised standards for organic produce</i>	<i>Requiring producers to comply with the new organic standards</i>	<i>Some scope for distinctive action.</i>	<i>Early 2003</i>	<i>SO 22</i>
43	<i>Agricultural Holdings (Units of Production) Order 2002</i>	<i>Used in Agricultural Land Tribunals to measure the productivity of agricultural land. An annual updating SI</i>	<i>In essence, the SI lays down the figures for agricultural incomes, which are used in cases of a possible succession to an agricultural tenancy. These figures are then used to decide whether a close relative is eligible to succeed to a tenancy.</i>	<i>Succession provisions are contained in the Agricultural Holdings Act 1986, section 6. Revised figures for the annual uprating follow expert advice in relation to the economics of the industry.</i>	<i>Sept 2002</i>	<i>SO 22</i>

TITLE		INTENTION OF LEGISLATION			PROJECTED DATE FOR MAKING SI	PROCEDURE
		PURPOSE	EFFECT	SCOPE		

44	<i>Action Programme for Nitrate Vulnerable Zones (Wales) Regulations 2002</i>	<i>To establish active programmes for NVZ and monitoring arrangements in newly designated areas.</i>	<i>Occupiers of a farm or livestock unit required to implement action programme procedures outlined in Regs.</i>	<i>To give wider implementation to Council Directive 91/676/EEC</i>	<i>Dec-02</i>	<i>Will come into force about 6 months after the NVZs have been designated by a separate SI (by Environment Division)</i> <i>SO 22</i>
45	<i>Farm Woodland Premium Scheme</i>	<i>To take account of any changes which emerge from the FWPS review</i>	<i>To provide levels of payment to reflect income forgone through separation of land for tree planting.</i>	<i>Section 2 of the Farm Land and Rural Development Act 1988</i> <i>The Scheme complies with Title VIII of Council Regulation (EEC) No. 2328/91</i>	<i>Late 2002</i>	<i>The FWPS is currently being reviewed and should be concluded later in 2002.</i> <i>SO 22</i>
46	<i>Tir Gofal (Amendment) Regulations 2002</i>	<i>to implement changes recommended by the stocktake</i>	<i>To allow access to the scheme for a wider range of farmers and to rationalise the number of prescriptions</i>	<i>Tir Gofal only applies in Wales and the Assembly therefore has flexibility within Community legislation</i>	<i>Early 2003</i>	<i>SO 22</i>
47	<i>Fertiliser Regs</i>	<i>Consolidation of existing EU regulations</i>	<i>Simplification of Fertiliser Legislation</i>	<i>Legislation will almost certainly need to be replicated across the U.K.-</i>	<i>Timing Uncertain</i>	<i>Awaiting information from the Commission.</i>
48	<i>The Geographical Indications, Designations of Origin and Certificate of Specific Character</i>	<i>To implement EU decisions on the protection of Welsh food products</i>			<i>Timing uncertain</i>	<i>Not definite if this will require an SI. Awaiting further information.</i>