

Concise Minutes – Legislation, Justice and Constitution Committee

Meeting Venue:

Committee Room 4 – Tŷ Hywel

Meeting date: Monday, 25 January 2021

Meeting time: 10.00 – 10.26

This meeting can be viewed

on [Senedd TV](#) at:

<http://senedd.tv/en/11063>

Attendance

Category	Names
Members of the Senedd:	Mick Antoniw MS (Chair) Carwyn Jones MS Dai Lloyd MS David Melding MS
Committee Staff:	P Gareth Williams (Clerk) Gareth Howells (Legal Adviser)

1 Introduction, apologies, substitutions and declarations of interest

The Chair confirmed that, in accordance with Standing Order 34.19, he had determined that the public were excluded from the Committee's meeting in order to protect public health.

There were no apologies or substitutions.



2 Instruments that raise no reporting issues under Standing Order 21.2 or 21.3

2.1 SL(5)717 – The Education (Student Fees, Awards and Support) (Ordinary Residence) (Wales) Regulations 2021

The Committee considered the instrument and was content.

3 Instruments that raise issues to be reported to the Senedd under Standing Order 21.2 or 21.3

3.1 SL(5)702 – The Greenhouse Gas Emissions Trading Scheme (Amendment) Order 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified.

3.2 SL(5)707 – The National Health Service (Charges to Overseas Visitors) (Amendment) (Wales) (EU Exit) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified.

3.3 SL(5)721 – The Health Protection (Coronavirus, International Travel) (Wales) (Amendment) Regulations 2021

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified.

3.4 SL(5)724 – The Health Protection (Coronavirus, International Travel, Pre-Departure Testing and Operator Liability) (Wales) (Amendment) Regulations 2021

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified.

3.5 SL(5)725 – The Health Protection (Coronavirus, International Travel) (Wales) (Amendment) (No. 2) Regulations 2021

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified.

3.6 SL(5)723 – The Health Protection (Coronavirus, International Travel and Restrictions) (Amendment) (No. 2) (Wales) Regulations 2021

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified.

3.7 SL(5)726 – The Health Protection (Coronavirus Restrictions) (No. 5) (Wales) (Amendment) Regulations 2021

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified.

3.8 SL(5)703 – The Marketing of Seeds and Plant Propagating Material (Amendment) (Wales) (EU Exit) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting point identified.

4 Instruments that raise issues to be reported to the Senedd under Standing Order 21.2 or 21.3 – previously considered

4.1 SL(5)719 – The Health Protection (Coronavirus, International Travel and Restrictions) (Amendment) (Wales) Regulations 2021

The Committee noted the Welsh Government response.

5 Subordinate legislation that raises issues to be reported to the Assembly under Standing Order 21.7

5.1 SL(5)722 – The Primary Care (Oxford/AstraZeneca Vaccine COVID-19 Immunisation Scheme) Directions 2020

The Committee considered the Directions and agreed to report to the Senedd in line with the reporting point identified.

6 Written Statements under Standing Order 30C

6.1 WS-30C(5)214 – The Organic Production (Organic Indications) (Amendment) (EU Exit) Regulations 2020

The Committee noted the statement and the commentary.

7 Papers to note

7.1 Letter from the Llywydd to the Chair of the Procedure Committee, House of Commons: The procedure of the House of Commons and the territorial constitution

The Committee noted the letter from the Llywydd to the Chair of the Procedure Committee in the House of Commons.

7.2 Welsh Government written statement: Legal challenge to the UK Internal Market Act 2020

The Committee noted the statement by the Welsh Government.

7.3 Letter from the Commissioner for Public Law and the Law in Wales, the Law Commission: Consultation paper on the future of devolved tribunals in Wales

The Committee noted the letter from the Commissioner for Public Law and the Law in Wales and, in private, agreed to respond to the letter and the offer enclosed regarding the consultation.

7.4 Letter from the Counsel General: Government of Wales Act 2006 (Amendment) Order 2021

The Committee noted the letter from the Counsel General, which responded to the Committee's report on the proposed Government of Wales Act 2006 (Amendment) Order 2021, and further noted that the draft Government of Wales Act 2006 (Amendment) Order 2021 had now been laid.

8 Motion under Standing Order 17.42 to resolve to exclude the public from the remainder of the meeting

The Committee agreed the motion.

9 Supplementary Legislative Consent Memorandum on the Environment Bill – consideration of draft report

The Committee noted that a response had not yet been received from the Minister to its letter of 23 December 2020 and, as such, agreed to seek an extension from the Business Committee to the current reporting deadline.

10 Scrutiny of regulations made under the EU (Withdrawal) Act 2018 – update

The Committee noted the letter from the Minister for Finance and Trefnydd.