

Agenda – Legislation, Justice and Constitution Committee

Meeting Venue:	For further information contact:
Virtual – Video conference via Zoom	P Gareth Williams
Meeting date: 11 September 2023	Committee Clerk
Meeting time: 13.30	0300 200 6565
	SeneddLJC@senedd.wales

1 Introductions, apologies, substitutions and declarations of interest (13.30)

2 Instruments that raise issues to be reported to the Senedd under Standing Order 21.2 or 21.3 (13.30 – 13.40)

Made Negative Resolution Instruments

2.1 SL(6)370 – The Traffic Signs (Amendment) (Wales) Regulations and General Directions 2023

(Pages 1 – 6)

[Regulations and General Directions](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)-23-23 – Paper 1 – Draft report

2.2 SL(6)371 – The Valuation Tribunal for Wales (Amendment) Regulations 2023

(Pages 7 – 8)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)-23-23 – Paper 2 – Draft report



Senedd Cymru
Welsh Parliament

**2.3 SL(6)373 – The Greenhouse Gas Emissions Trading Scheme (Amendment)
Order 2023**

(Pages 9 – 19)

[Order](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)-23-23 – Paper 3 – Draft report

LJC(6)-23-23 – Paper 4 – Letter from the Minister for Climate Change, 21 July 2023

LJC(6)-23-23 – Paper 5 – Letter from the Minister for Climate Change to the Climate Change, Environment, and Infrastructure Committee, 21 July 2023

LJC(6)-23-23 – Paper 6 – Written Statement by the Minister for Climate Change, 21 July 2023

**2.4 SL(6)375 – The Education (Student Loans) (Repayment) (Amendment) (No. 2)
Regulations 2023**

(Pages 20 – 21)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)-23-23 – Paper 7 – Draft report

Affirmative Resolution Instruments

2.5 SL(6)367 – The Welsh Language Standards (No. 9) Regulations 2023

(Pages 22 – 26)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)-23-23 – Paper 8 – Draft report

LJC(6)-23-23 – Paper 9 – Letter from the Culture, Communications, Welsh Language, Sport, and International Relations Committee to the Minister for Education and Welsh Language, 30 June 2023

2.6 SL(6)368 – The Environmental Permitting (England and Wales) (Amendment) Regulations 2023

(Pages 27 – 28)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)–23–23 – Paper 10 – Draft report

3 Instruments that raise reporting issues under Standing Order 21.7
(13.40 – 13.45)

Draft Negative Resolution Instruments

3.1 SL(6)374 – School Admission Appeals Code

(Pages 29 – 30)

[Code](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)–23–23 – Paper 11 – Draft report

4 Instruments that raise issues to be reported to the Senedd under Standing Order 21.2 or 21.3 – previously considered
(13.45 – 13.50)

4.1 SL(6)364 – The Animal By-Products, Pet Passport and Animal Health (Fees) (Wales) (Amendment) Regulations 2023

(Pages 31 – 32)

Attached Documents:

LJC(6)–23–23 – Paper 12 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 3 August 2023

5 Inter-Institutional Relations Agreement
(13.50 – 14.05)

5.1 Correspondence from the Deputy Minister for Climate Change: Transport Inter-Ministerial Standing Committee

(Pages 33 – 34)

Attached Documents:

LJC(6)-23-23 – Paper 13 – Letter from the Deputy Minister for Climate Change, 6 September 2023

LJC(6)-23-23 – Paper 14 – Letter from the Deputy Minister for Climate Change, 11 July 2023

5.2 Written Statement and correspondence from the Minister for Rural Affairs and North Wales, and Trefnydd: The Validating Alternative Methods for Salmonella Typing (Amendment) Regulations 2023

(Pages 35 – 38)

Attached Documents:

LJC(6)-23-23 – Paper 15 – Written Statement by the Minister for Rural Affairs and North Wales, and Trefnydd, 17 July 2023

LJC(6)-23-23 – Paper 16 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 18 July 2023

5.3 Correspondence from the Minister for Rural Affairs and North Wales, and Trefnydd: The Persistent Organic Pollutants (Amendment) Regulations 2023

(Pages 39 – 40)

Attached Documents:

LJC(6)-23-23 – Paper 17 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 18 July 2023

5.4 Written Statement and correspondence from the First Minister: Intergovernmental Relations Report

(Pages 41 – 97)

Attached Documents:

LJC(6)-23-23 – Paper 18 – Intergovernmental Relations Report

LJC(6)-23-23 – Paper 19 – Letter from the First Minister, 18 July 2023

LJC(6)-23-23 – Paper 20 – Written Statement by the First Minister, 18 July 2023

5.5 Written Statement and correspondence from the First Minister: British-Irish Council Summit

(Pages 98 – 100)

Attached Documents:

LJC(6)-23-23 – Paper 21 – Written Statement by the First Minister, 19 July 2023

LJC(6)-23-23 – Paper 22 – Letter from the First Minister, 19 July 2023

5.6 Written Statement and correspondence from the Counsel General and Minister for the Constitution: Inter-Ministerial Group for Elections and Registration

(Pages 101 – 102)

Attached Documents:

LJC(6)-23-23 – Paper 23 – Written Statement by the Counsel General and Minister for the Constitution, 19 July 2023

LJC(6)-23-23 – Paper 24 – Letter from the Counsel General and Minister for the Constitution, 19 July 2023

5.7 Written Statement from, and correspondence with, the Minister for Rural Affairs and North Wales, and Trefnydd: Windsor Framework (Retail Movement Scheme: Public Health, Marketing and Organic Product Standards and Miscellaneous Provisions) Regulations 2023

(Pages 103 – 117)

Attached Documents:

LJC(6)-23-23 – Paper 25 – Written Statement by the Minister for Rural Affairs and North Wales, and Trefnydd, 6 September 2023

LJC(6)-23-23 – Paper 26 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 6 September 2023

LJC(6)-23-23 – Paper 27 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 21 July 2023

LJC(6)-23-23 – Paper 28 – Letter to the Minister for Rural Affairs and North Wales, and Trefnydd, 7 July 2023

5.8 Written Statement and Correspondence from the Minister for Rural Affairs, and Trefnydd: The Windsor Framework (Retail Movement Scheme) Regulations 2023

(Pages 118 – 123)

Attached Documents:

LJC(6)-23-23 – Paper 29 – Written Statement by the Minister for Rural Affairs and North Wales, and Trefnydd, 10 August 2023

LJC(6)-23-23 – Paper 30 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 10 August 2023

LJC(6)-23-23 – Paper 31 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 1 August 2023

5.9 Written Statement and correspondence from the Minister for Rural Affairs and North Wales, and Trefnydd: The Windsor Framework (Enforcement etc.) Regulations 2023

(Pages 124 – 130)

Attached Documents:

LJC(6)-23-23 – Paper 32 – Written Statement by the Minister for Rural Affairs and North Wales, and Trefnydd, 6 September 2023

LJC(6)-23-23 – Paper 33 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 6 September 2023

LJC(6)-23-23 – Paper 34 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 9 August 2023

5.10 Written Statement and correspondence from the Minister for Rural Affairs and North Wales, and Trefnydd: The Windsor Framework (Plant Health) Regulations 2023

(Pages 131 – 134)

Attached Documents:

LJC(6)-23-23 – Paper 35 – Written Statement by the Minister for Rural Affairs and North Wales, and Trefnydd, 5 September 2023

LJC(6)-23-23 – Paper 36 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 9 August 2023

5.11 Written Statement and correspondence from the Minister for Rural Affairs and North Wales, and Trefnydd: Windsor Framework (Financial Assistance) (Marking of Retail Goods) Regulations 2023

(Pages 135 – 140)

Attached Documents:

LJC(6)-23-23 – Paper 37 – Written Statement by the Minister for Rural Affairs and North Wales, and Trefnydd, 5 September 2023

LJC(6)-23-23 – Paper 38 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 5 September 2023

LJC(6)-23-23 – Paper 39 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 31 August 2023

5.12 Correspondence from the Counsel General and Minister for the Constitution: Inter-Ministerial Group on Justice

(Page 141)

Attached Documents:

LJC(6)-23-23 – Paper 40 – Letter from the Counsel General and Minister for the Constitution, 30 August 2023

5.13 Correspondence from the Minister for Climate Change: The Fluorinated Greenhouse Gases (Amendment) Regulations 2023

(Pages 142 – 143)

Attached Documents:

LJC(6)-23-23 – Paper 41 – Letter from the Minister for Climate Change, 1 September 2023

5.14 Correspondence from the Minister for Economy: Inter-Ministerial Group on Trade

(Page 144)

Attached Documents:

LJC(6)-23-23 – Paper 42 – Letter from the Minister for Economy, 5 September 2023

5.15 Correspondence from the Minister for Rural Affairs and North Wales, and Trefnydd: The Persistent Organic Pollutants (Amendment) (No. 2) Regulations 2023

(Pages 145 – 146)

Attached Documents:

LJC(6)-23-23 – Paper 43 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd, 5 September 2023

5.16 Correspondence from the Minister for Finance and Local Government: Finance: Interministerial Standing Committee

(Pages 147 – 148)

Attached Documents:

LJC(6)-23-23 – Paper 44 – Letter from the Minister for Finance and Local Government, 7 September 2023

6 Papers to note

(14.05 – 14.20)

6.1 Correspondence from the Children, Young People and Education Committee to the Minister for Education and Welsh Language: The Welsh Government's Elective Home Education Guidance

(Pages 149 – 181)

Attached Documents:

LJC(6)-23-23 – Paper 45 – Letter from the Children, Young People and Education Committee to the Minister for Education and Welsh Language, 12 July 2023

6.2 Correspondence from the Minister for Climate Change: Packaging Waste (Data Collection and Reporting) (Wales) Regulations 2023

(Page 182)

Attached Documents:

LJC(6)-23-23 – Paper 46 – Letter from the Minister for Climate Change, 13 July 2023

6.3 Correspondence from the Minister for Rural Affairs and North Wales, and Trefnydd to the Business Committee: The Environment (Air Quality and Soundscapes) (Wales) Bill

(Page 183)

Attached Documents:

LJC(6)-23-23 – Paper 47 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd to the Business Committee, 13 July 2023

6.4 Correspondence from the Equality and Social Justice Committee: Legislative Consent Memorandum on the Victims and Prisoners Bill

(Page 184)

Attached Documents:

LJC(6)-23-23 – Paper 48 – Letter from the Equality and Social Justice Committee, 14 July 2023

6.5 Correspondence from the Minister for Economy to the Economy, Trade and Rural Affairs Committee: Ministerial scrutiny

(Pages 185 – 188)

Attached Documents:

LJC(6)-23-23 – Paper 49 – Letter from the Minister for Economy to the Economy, Trade and Rural Affairs Committee, 24 July 2023

6.6 Correspondence from the First Minister to the Culture, Communications, Welsh Language, Sport, and International Relations Committee: Council of Europe Convention on an Integrated Safety, Security and Service Approach to Football Matches and Other Sporting Events

(Pages 189 – 190)

Attached Documents:

LJC(6)-23-23 – Paper 50 – Letter from the First Minister to the Culture, Communications, Welsh Language, Sport, and International Relations Committee, 25 July 2023

6.7 Correspondence from the First Minister to the Llywydd: The Environmental Protection (Single-use Plastic Products) (Wales) Act 2023

(Page 191)

Attached Documents:

LJC(6)-23-23 – Paper 51 – Letter from the First Minister to the Llywydd, 27 July 2023

6.8 Written Statement by the Counsel General and Minister for the Constitution: Statement on the progress of the Independent Commission on the Constitutional Future of Wales

(Page 192)

Attached Documents:

LJC(6)-23-23 – Paper 52 – Written Statement by the Counsel General and Minister for the Constitution, 28 July 2023

6.9 Letter from the Counsel General and Minister for the Constitution: 10 July correction to the record

(Page 193)

Attached Documents:

LJC(6)-23-23 – Paper 53 – Letter from the Counsel General and Minister for the Constitution, 2 August 2023

6.10 Correspondence from the First Minister: International agreements:

UK/Switzerland: Agreement on Recognition of Professional Qualifications

(Pages 194 – 197)

Attached Documents:

LJC(6)-23-23 – Paper 54 – Letter from the First Minister, 7 August 2023

LJC(6)-23-23 – Paper 55 – Letter to the First Minister, 12 July 2023

6.11 Correspondence from the Minister for Finance and Local Government: Welsh Government response to the Committee's report on the Welsh Government's Supplementary Legislative Consent Memorandum (Memorandum No. 6) on the Procurement Bill

(Pages 198 – 213)

Attached Documents:

LJC(6)-23-23 – Paper 56 – Letter from the Minister for Finance and Local Government, 8 August 2023

6.12 Correspondence from the Minister for Social Justice and Chief Whip: Victims and Prisoners Bill

(Pages 214 – 216)

Attached Documents:

LJC(6)-23-23 – Paper 57 – Letter from the Minister for Social Justice and Chief Whip, 11 August 2023

6.13 Written Statement and correspondence from the Minister for Education and Welsh Language to the Children, Young People and Education Committee: Tertiary Education and Research (Wales) Act 2022 (Commencement No. 2 and Transitory Provision) Order 2023

(Pages 217 – 224)

Attached Documents:

LJC(6)-23-23 – Paper 58 – Written Statement by the Minister for Education and Welsh Language, 22 August 2023

LJC(6)-23-23 – Paper 59 – Letter from the Minister for Education and Welsh Language to the Children, Young People and Education Committee, 22 August 2023

6.14 Written submissions: UK – EU Governance inquiry

(Pages 225 – 349)

Attached Documents:

LJC(6)-23-23 – Paper 60 – Written submission by Charles Whitmore

LJC(6)-23-23 – Paper 61 – Written Submission by Tanja Buzek, Chair on behalf of the EU Domestic Advisory Group

LJC(6)-23-23 – Paper 62 – Written submission by Cillian Lohan, Chair of the EU-UK Follow-up Committee

6.15 Correspondence from the Minister for Climate Change: Welsh Government response to the Committee's report on the Environment (Air Quality and Soundscapes) (Wales) Bill

(Pages 350 – 361)

Attached Documents:

LJC(6)-23-23 – Paper 63 – Letter from the Minister for Climate Change, 1 September 2023

**6.16 Correspondence with the Counsel General and Minister for the Constitution:
Ministerial scrutiny**

(Pages 362 – 371)

Attached Documents:

LJC(6)-23-23 – Paper 64 – Letter from the Counsel General and Minister for the Constitution, 4 September 2023

LJC(6)-23-23 – Paper 65 – Letter to the Counsel General and Minister for the Constitution, 24 July 2023

**6.17 Correspondence from the First Minister: Welsh Government response to the
Committee's report on the Welsh Government's Legislative Consent
Memoranda on the Data Protection and Digital Information (No. 2) Bill**

(Pages 372 – 376)

Attached Documents:

LJC(6)-23-23 – Paper 66 – Letter from the First Minister, 5 September 2023

**7 Motion under Standing Order 17.42 to resolve to exclude the
public from the remainder of the meeting**
(14.20)

8 Legislative Consent Memoranda on the Energy Bill

(14.20 – 15.05)

(Pages 377 – 458)

[Legislative Consent Memorandum](#)

[Supplementary Legislative Consent Memorandum \(Memorandum No. 2\)](#)

[Supplementary Legislative Consent Memorandum \(Memorandum No. 3\)](#)

Attached Documents:

LJC(6)-23-23 – Paper 67 – Legislative Consent Memorandum

LJC(6)-23-23 – Paper 68 – Supplementary Legislative Consent Memorandum
(Memorandum No. 2)

LJC(6)-23-23 – Paper 69 – Supplementary Legislative Consent Memorandum (Memorandum No. 3)

LJC(6)-23-23 – Paper 70 – Letter from the Minister for Climate Change, 1 September 2023

LJC(6)-23-23 – Paper 71 – Letter from the Minister for Climate Change to the Llywydd, 25 July 2023

LJC(6)-23-23 – Paper 72 – Letter from the UK Government, 24 July 2023

LJC(6)-23-23 – Paper 73 – Letter to the UK Government, 12 July 2023

LJC(6)-23-23 – Paper 74 – Draft report

9 International agreements

(15.05 – 15.15)

(Pages 459 – 470)

Attached Documents:

LJC(6)-23-23 – Paper 75 – Briefing paper

10 Supplementary Legislative Consent Memorandum (Memorandum No. 2) on the Non-Domestic Rating Bill

(15.15 – 15.25)

(Pages 471 – 482)

Attached Documents:

LJC(6)-23-23 – Paper 76 – Legal Advice Note

LJC(6)-23-23 – Paper 77 – Draft report