

Concise Minutes – Legislation, Justice and Constitution Committee

Meeting Venue:

Virtual – Video conference via Zoom

Meeting date: Monday, 11 September 2023

Meeting time: 13.30 – 16.08

This meeting can be viewed

on [Senedd TV](#) at:

<http://senedd.tv/en/13477>

Remote

Attendance

Category	Names
Members of the Senedd:	Huw Irranca-Davies MS (Chair) Alun Davies MS James Evans MS Adam Price MS
Witnesses:	
Committee Staff:	P Gareth Williams (Clerk) Gerallt Roberts (Second Clerk) Sarah Sargent (Second Clerk) Kate Rabaiotti (Legal Adviser)

1 Introductions, apologies, substitutions and declarations of interest

There were no apologies or substitutions.

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



Made Negative Resolution Instruments

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

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

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

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

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

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

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

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

Affirmative Resolution Instruments

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

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

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

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

3 Instruments that raise reporting issues under Standing Order 21.7

3.1 SL(6)374 – School Admission Appeals Code

The Committee considered the instrument and Welsh Government response and agreed to report to the Senedd in line with the reporting points 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(6)364 – The Animal By-Products, Pet Passport and Animal Health (Fees) (Wales) (Amendment) Regulations 2023

The Committee noted the correspondence from the Minister.

5 Inter-Institutional Relations Agreement

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

The Committee noted the letter from the Deputy Minister for Climate Change.

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

The Committee noted the Written Statement and correspondence from the Minister.

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

The Committee noted the letter from the Minister.

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

The Committee noted the Written Statement and correspondence from the First Minister and the Intergovernmental Relations Report.

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

The Committee noted the Written Statement and correspondence from the First Minister.

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

The Committee noted the Written Statement and correspondence from the Counsel General and Minister for the Constitution.

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

The Committee noted the Written Statement and correspondence with the Minister.

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

The Committee noted the Written Statement and correspondence from the Minister.

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

The Committee noted the Written Statement and correspondence from the Minister.

The Committee agreed to write to the Minister for further information.

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

The Committee noted the Written Statement and correspondence from the Minister. The Committee agreed to write to the Minister for further information.

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

The Committee noted the Written Statement and correspondence from the Minister.

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

The Committee noted the correspondence from the Counsel General and Minister for the Constitution.

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

The Committee noted the correspondence from the Minister and agreed to write to the Minister seeking further clarification.

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

The Committee noted the correspondence from the Minister.

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

The Committee noted the correspondence from the Minister.

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

The Committee noted the correspondence from the Minister.

6 Papers to note

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

The Committee noted the correspondence from the Children, Young People and Education Committee to the Minister for Education and Welsh Language.

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

The Committee noted the correspondence from the Minister.

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

The Committee noted the correspondence from the Minister for Rural Affairs and North Wales, and Trefnydd to the Business Committee.

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

The Committee noted the correspondence from the Equality and Social Justice Committee

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

The Committee noted the correspondence from the Minister for Economy to the Economy, Trade and Rural Affairs Committee.

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

The Committee noted the correspondence from the First Minister.

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

The Committee noted the correspondence from the First Minister to the Llywydd.

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

The Committee noted the Written Statement from the Counsel General and Minister for the Constitution.

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

The Committee noted the correspondence from the Counsel General and Minister for the Constitution.

6.10 Correspondence from the First Minister: International agreements:

UK/Switzerland: Agreement on Recognition of Professional Qualifications

The Committee noted the correspondence with the First Minister.

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

The Committee noted the correspondence from the Minister.

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

The Committee noted the correspondence from the Minister.

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

The Committee noted the Written Statement by the Minister for Education and Welsh Language, and the correspondence from the Minister to the Children, Young People and Education Committee.

6.14 Written submissions: UK – EU Governance inquiry

The Committee noted the submissions provided to the inquiry.

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

The Committee noted the correspondence from the Minister.

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

The Committee noted the correspondence with the Counsel General and Minister for the Constitution.

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

The Committee noted the correspondence from the First Minister.

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

The Committee agreed the motion.

8 Legislative Consent Memoranda on the Energy Bill

The Committee agreed its draft report.

9 International agreements

The Committee noted the following international agreements:

- Protocol on the Accession of the United Kingdom of Great Britain and Northern Ireland to the Comprehensive and Progressive Agreement for Trans–Pacific Partnership (CPTPP);
- UK–Norway–Liechtenstein–Iceland Convention on Social Security Coordination;
- Protocol amending the International Convention on the Conservation of Atlantic Tunas (“Palma Protocol”);
- UK–Canada Air Services Agreement;
- UK–Azerbaijan International Road Transport;
- UK–Saint Vincent and the Grenadines Air Services Agreement.

The Committee agreed to consider its draft report on the agreements at a future meeting.

The Committee welcomed the UK Government’s decision to not commence the pre–ratification scrutiny process for the Protocol on the Accession of the United Kingdom of Great Britain and Northern Ireland to the CPTPP for at least three months, which will allow more time for committees to undertake scrutiny of the published protocol.

The Committee agreed to write to Welsh Government in relation to two of the agreements: the UK–Norway–Liechtenstein–Iceland Convention on Social Security

Coordination and the Protocol amending the International Convention on the Conservation of Atlantic Tunas.

The Committee also agreed to draw the international agreements to the attention of relevant Senedd and UK Parliament committees.

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

The Committee agreed its draft report.