

Agenda – External Affairs and Additional Legislation Committee

Meeting Venue:	For further information contact:
Committee Room 4 – Tŷ Hywel	Alun Davidson
Meeting date: 4 June 2018	Committee Clerk
Meeting time: 14.00	0300 200 6565
	SeneddEAAL@assembly.wales

Private pre-meeting (13.45–14.00)

- 1 Introductions, apologies, substitutions and declarations of interest**
(14.00)
- 2 European law and the Brexit transition – evidence session 1**
(14.00–15.00) (Pages 1 – 11)
Dr Brigid Fowler, The Hansard Society

Break (15.00–15.10)

- 3 European law and the Brexit transition – evidence session 2**
(15.10–16.10)
Dr Tobias Lock, Edinburgh University
- 4 Papers to note**
(16.10–16.15)
 - 4.1 Paper to note 1 – Correspondence from Robin Walker MP, Parliamentary Under Secretary of State for Exiting the European Union regarding the Committee of the Regions nomination – 17 May 2018**

(Page 12)



- 4.2 Paper to note 2 – Correspondence from Mark Drakeford, Cabinet Secretary for Finance regarding the new Ministerial forum on the future relationship between the EU and UK – 23 May 2018**
(Pages 13 – 14)
- 4.3 Paper to note 3 – Correspondence from Mick Antoniw, Chair of the Constitutional and Legislative Affairs Committee to Mark Drakeford, Cabinet Secretary for Finance regarding UK governance post-Brexit – intergovernmental relations – 25 May 2018**
(Pages 15 – 16)
- 5 Motion under Standing Order 17.42(vi) to resolve to exclude the public from the remainder of the meeting**
(16.15)
- 6 Briefing on common frameworks**
(16.15–17.15) (Pages 17 – 26)
Dr Jo Hunt, Cardiff University
Hedydd Phylip, Cardiff University
- 7 European law and the Brexit transition – consideration of evidence**
(17.15–17.30)
- 8 Briefing on the European Union (Withdrawal) Bill**
(17.30–17.40) (Pages 27 – 31)

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Agenda Item 4.1

Department
for Exiting the
European Union

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David Rees AM
Chair
External Affairs and Additional Legislation Committee
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17th May 2018

Dear David,

COMMITTEE OF THE REGIONS NOMINATIONS

As agreed during my attendance at the meeting of the External Affairs and Additional Legislation Committee on 30 April 2018, I am writing to update you on the status of the nominations to the Committee of the Regions (CoR).

I am aware that the process for approving the CoR nominations has taken significantly longer than expected and am conscious of the impact of not having a full UK delegation participating on the Committee. At the time of writing this letter the nominations are being reviewed and I anticipate substantial progress will be made relatively soon. I would like to reassure you that I am committed to ensuring the nominations are confirmed at the earliest possible opportunity and have asked officials within my Department to provide whatever assistance they can to enable this to happen.

As you will be aware, the new nominees were unfortunately not confirmed prior to the May plenary and will therefore be unable to participate. While I can not say with absolute certainty, I am confident the process will be completed in advance of the July plenary.

yours,


ROBIN WALKER MP
PARLIAMENTARY UNDER SECRETARY OF STATE FOR
EXITING THE EUROPEAN UNION

Mark Drakeford AM/AC
Ysgrifennydd y Cabinet dros Gyllid
Cabinet Secretary for Finance



Llywodraeth Cymru
Welsh Government

David Rees AM
Chair,
External Affairs and Additional Legislation Committee.

23 May 2018

Dear Chair,

Tomorrow I will be issuing a written statement to members regarding the new Ministerial Forum on the future relationship between the UK and the EU.

Building on initial discussions at the Joint Ministerial Committee Europe (JMC - EU Negotiations), the new forum will give the devolved administrations an opportunity to contribute to the development of a UK negotiating position.

Ministers from the Welsh Government will attend alongside those from the Scottish Government and officials from the Northern Ireland civil service and will feed into the JMC (EN). The First Minister has asked Rebecca Evans, Minister for Housing and Regeneration, to act as the lead Minister for the new Ministerial Forum, working with myself as the established Welsh Government representative on JMC (EN).

The first meeting of the forum will take place tomorrow 24 May in Edinburgh with the Minister for Housing and Regeneration attending and the Welsh Government will keep members updated on the development of the forum and the progress of its work.

We expect the forum to meet on a regular basis. Given the fast-moving nature of the issues with which the forum will be dealing with and the confidential nature of the talks, it may be beneficial for my officials to work with your committee clerk on the best mechanism to keep you and members of the committee updated while maintaining the integrity of the discussions.

A Welsh version of this letter will follow shortly.

Bae Caerdydd • Cardiff Bay
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Rydym yn croesawu derbyn gohebiaeth yn Gymraeg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.

Mark

Mark Drakeford AM/AC

Ysgrifennydd y Cabinet dros Gyllid
Cabinet Secretary for Finance

Mark Drakeford AM
Cabinet Secretary for Finance

25 May 2018

Dear Mark

UK governance post-Brexit – intergovernmental relations

Thank you, again, for your attendance at the meetings of the Constitutional and Legislative Affairs Committee on 23 and 30 April. Both sessions were informative and the discussions assisted us as we prepared our report on the *Welsh Government's Supplementary Legislative Consent Memorandum (Memorandum No.2) on the European Union (Withdrawal) Bill*.

You will recall that future inter-governmental relations and the Committee's report on *UK governance post-Brexit* were discussed during both meetings. Recommendation 9 of that report stated:

We recommend that the Welsh Government enters into an inter-governmental relations agreement with this Committee to support the scrutiny of Welsh Government activity in this area.

During the Plenary debate on the report on 28 February, the Counsel General said the Welsh Government is happy to discuss with us the content of an agreement on inter-governmental relations. He added that, in doing so, the Welsh Government would want to consider the agreement between the Scottish Parliament and Scottish Government.

At our meeting on 30 April, you also reiterated the Welsh Government's willingness to work with this committee in developing the arrangements that will be needed on the part of the legislature to oversee the actions that will flow from the Intergovernmental Agreement on the European Union (Withdrawal) Bill and the Establishment of Common Frameworks.



As a first step in the process, I think it would be helpful to meet and discuss how we takes this work forward and I would be grateful if you could let me know when might be convenient.

I am copying this letter to the Llywydd, the First Minister, the Counsel General, the Chair of the External Affairs and Additional Legislation Committee and the Chair of Climate Change, Environment and Rural Affairs Committee.

Yours sincerely,

A handwritten signature in black ink that reads "Mick Antoniw". The signature is written in a cursive style with a horizontal line underneath the name.

Mick Antoniw

Chair

Croesewir gohebiaeth yn Gymraeg neu Saesneg.

We welcome correspondence in Welsh or English.



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