

# Agenda – Constitutional and Legislative Affairs Committee

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Meeting Venue:

Committee Room 1 – Senedd

Meeting date: 4 February 2019

Meeting time: 14.30

For further information contact:

**Gareth Williams**

Committee Clerk

0300 200 6362

[SeneddCLA@assembly.wales](mailto:SeneddCLA@assembly.wales)

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## 1 Introduction, apologies, substitutions and declarations of interest

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

(Pages 1 – 2)

CLA(5)–05–19 – Paper 1 – Statutory instruments with clear reports

Affirmative Resolution Instruments

### 2.1 SL(5)306 – The Developments of National Significance (Specified Criteria, Fees and Fees for Deemed Applications) (Wales) (Amendment) Regulations 2019

## 3 Instruments previously considered for sifting and now subject to scrutiny under Standing Orders 21.2 and 21.3

(Pages 3 – 6)

CLA(5)–05–19 – Paper 2 – Clear reports except for single merits point under Standing Order 21.3 (has been subject to sifting)

### 3.1 SL(5)307 – The Livestock (Records, Identification and Movement) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019



Cynulliad  
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National  
Assembly for  
Wales

**3.2 SL(5)308 – The Animal By-Products and Transmissible Spongiform Encephalopathies (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019**

**3.3 SL(5)309 – The Elections (Wales) (Amendment) (EU Exit) Regulations 2019**

**3.4 SL(5)311 – The Service Charges (Consultation Requirements) (Wales) (Amendment) (EU Exit) Regulations 2019**

## **4 Instruments that raise issues to be reported to the Assembly under Standing Order 21.2 or 21.3**

Negative Resolution Instruments

**4.1 SL(5)304 – The Equine Identification (Wales) Regulations 2019**

(Pages 7 – 46)

CLA(5)–05–19 – Paper 3 – Report

CLA(5)–05–19 – Paper 4 – Regulations

CLA(5)–05–19 – Paper 5 – Explanatory Memorandum

**4.2 SL(5)301 – The Smoke Control Areas (Authorised Fuels) (Wales) Regulations 2019**

(Pages 47 – 48)

CLA(5)–05–19 – Paper 30 – Government Response

CLA(5)–05–19 – Paper 31 – Report

## **5 Proposed negative instruments that raise no reporting issues under Standing Order 21.3B**

(Page 49)

CLA(5)–04–19 – Paper 6 – Proposed negative statutory instruments with clear reports

**5.1 pNeg(5)15 – The Equine Identification (Wales) (Amendment) (EU Exit) Regulations 2019**

**5.2 pNeg(5)16 – The Learner Travel (Wales) (Amendment) (EU Exit) Regulations 2019**

## **6 Statutory Instruments requiring Consent: Brexit**

**6.1 SICM(5)18 – The Fertilisers and Ammonium Nitrate Material (Amendment) (EU Exit) Regulations 2019**

(Pages 50 – 76)

**CLA(5)–05–19 – Paper 7 – Letter from the Minister for the Environment, Energy and Rural Affairs**

**CLA(5)– 05–19 – Paper 8 – Statutory Instrument Consent Memorandum**

**CLA(5)– 05–19 – Paper 9 – Regulations**

**CLA(5)– 05–19 – Paper 10 – Explanatory Memorandum**

**CLA(5)– 05–19 – Paper 11 – Report**

## **7 Written statements under Standing Order 30C**

**7.1 WS–30C(5)78 – The Import of and Trade in Animals and Animal products (Amendment etc.) (EU Exit) Regulations 2019**

(Pages 77 – 85)

**CLA(5)–05–19 – Paper 12 – Statement**

**CLA(5)–05–19 – Paper 13 – Commentary**

**7.2 WS–30C(5)79 – The Aquatic Animal Health and Plant Health (Legislative Functions) (EU Exit) Regulations 2019**

(Pages 86 – 89)

**CLA(5)–05–19 – Paper 14 – Statement**

**CLA(5)–05–19 – Paper 15 – Commentary**

**7.3 WS-30C(5)80 – The Chemicals (Health and Safety) and Genetically Modified Organisms (Contained Use) (Amendment etc.) (EU Exit) Regulations 2019**  
(Pages 90 – 94)

CLA(5)-05-19 – Paper 16 – Statement

CLA(5)-05-19 – Paper 17 – Commentary

**7.4 WS-30C(5)81 – The State Aid (EU Exit) Regulations 2019**  
(Pages 95 – 103)

CLA(5)-05-19 – Paper 18 – Statement

CLA(5)-05-19 – Paper 19 – Letter from the Counsel General

CLA(5)-05-19 – Paper 20 – Commentary

**7.5 WS-30C(5)82 – The Public Procurement (Amendment) (EU Exit) Regulations 2019**  
(Pages 104 – 108)

CLA(5)-05-19 – Paper 21 – Statement

CLA(5)-05-19 – Paper 22 – Commentary

## **8 Papers to Note**

**8.1 Letter from Lord Boswell Chairman of the European Union Committee of the House of Lords: Post-Brexit UK-EU interinstitutional relations, and the role of the devolved institutions**  
(Pages 109 – 110)

CLA(5)-05-19 – Paper 23 – Letter from Lord Boswell: Post-Brexit UK-EU interinstitutional relations, and the role of the devolved institutions

**9 Motion under Standing Order 17.42 to resolve to exclude the public from the meeting for the following business:**

**10 Legislative Consent Memorandum on the UK Fisheries Bill: Draft Report**  
(Pages 111 – 146)

CLA(5)-05-19 – Paper 24 – Draft Report

**CLA(5)–05–19 – Paper 25** – Letter from the Minister for Environment, Energy and Rural Affairs to the Climate Change, Environment and Rural Affairs Committee, 22 January 2019

**CLA(5)–05–19 – Paper 26** – Letter from the Minister for Environment, Energy and Rural Affairs, 29 January 2019

**CLA(5)–05–19 – Paper 27** – Record of Proceedings, 21 January 2019

## **11 Legislative Consent Memorandum: The Animal Welfare (Service Animals) Bill**

(Pages 147 – 151)

**CLA(5)–05–19 – Paper 28** – Legal Advice Note

**CLA(5)–05–19 – Paper 32** – Legislative Consent Memorandum: The Animal Welfare (Service Animals) Bill

## **12 Scrutiny of regulations made under the EU (Withdrawal) Act 2018: Update**

(Pages 152 – 153)

**CLA(5)–05–19 – Paper 29** – Update