

# Agenda – Constitutional and Legislative Affairs Committee

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Meeting Venue:

Committee Room 1 – Senedd

Meeting date: 18 March 2019

Meeting time: 14.30

For further information contact:

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Committee Clerk

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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 – 6)

CLA(5)–10–19 – Paper 1 – Statutory instruments with clear reports

Negative Resolution Instruments

### 2.1 SL(5)339 – The Electricity (Offshore Generating Stations) (Safety Zones) (Application Procedures and Control of Access) (Amendment) (Wales) Regulations 2019

### 2.2 SL(5)340 – The Electricity (Offshore Generating Stations) (Fees) (Wales) Regulations 2019

### 2.3 SL(5)347 – The Developments of National Significance (Procedure) (Wales) (Amendment) Order 2019

### 2.4 SL(5)361 – The Zoonotic Disease Eradication and Control (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019

### 2.5 SL(5)387 – The National Health Service (Dental Charges) (Wales) (Amendment) Regulations 2019



**2.6 SL(5)391 – The Sea Fishing (Licences and Notices) (Wales) Regulations 2019**

Affirmative Resolution Instruments

**2.7 SL(5)371 – The Partnership Arrangements and Population Assessments (Miscellaneous Amendments) (Wales) Regulations 2019**

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

(Pages 7 – 8)

CLA(5)–10–19 – Paper 2 – Clear reports except for single merits point under Standing Order 21.3 (has been subject to sifting)

**3.1 SL(5)379 – The Teachers’ Qualifications (Amendment) (Wales) (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)343 – The Electricity (Offshore Generating Stations) (Inquiries Procedure) (Wales) Regulations 2019**

(Pages 9 – 52)

CLA(5)–10–19 – Paper 3 – Report

CLA(5)–10–19 – Paper 4 – Regulations

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

**4.2 SL(5)344 – The Electricity (Offshore Generating Stations) (Variation of Consents) (Wales) Regulations 2019**

(Pages 53 – 76)

CLA(5)–10–19 – Paper 6 – Report

CLA(5)–10–19 – Paper 7 – Regulations

CLA(5)–10–19 – Paper 8 – Explanatory Memorandum

**4.3 SL(5)345 – The Electricity (Offshore Generating Stations) (Applications for Consent) (Wales) Regulations 2019**

(Pages 77 – 97)

CLA(5)–10–19 – Paper 9 – Report

CLA(5)–10–19 – Paper 10 – Regulations

CLA(5)–10–19 – Paper 11 – Explanatory Memorandum

**4.4 SL(5)348 – The Developments of National Significance (Wales) (Amendment) Regulations 2019**

(Pages 98 – 143)

CLA(5)–10–19 – Paper 12 – Report

CLA(5)–10–19 – Paper 13 – Regulations

CLA(5)–10–19 – Paper 14 – Explanatory Memorandum

**4.5 SL(5)351 – The Town and Country Planning (General Permitted Development) (Amendment) (Wales) Order 2019**

(Pages 144 – 195)

CLA(5)–10–19 – Paper 15 – Report

CLA(5)–10–19 – Paper 16 – Order

CLA(5)–10–19 – Paper 17 – Explanatory Memorandum

**4.6 SL(5)354 – The Local Health Boards (Area Change) (Wales) (Miscellaneous Amendments) Order 2019**

(Pages 196 – 214)

CLA(5)–10–19 – Paper 18 – Report

CLA(5)–10–19 – Paper 19 – Regulations

CLA(5)–10–19 – Paper 20 – Explanatory Memorandum

**4.7 SL(5)355 – The Sea Fishing (Penalty Notices) (Wales) Order 2019**

(Pages 215 – 236)

CLA(5)–10–19 – Paper 21 – Report

CLA(5)–10–19 – Paper 22 – Regulations

CLA(5)–10–19 – Paper 23 – Explanatory Memorandum

- 4.8 SL(5)357 – The Marketing of Seeds and Plant Propagating Material (Amendment) (Wales) (EU Exit) Regulations 2019**  
(Pages 237 – 270)
- CLA(5)–10–19 – Paper 24 – Report  
CLA(5)–10–19 – Paper 25 – Regulations  
CLA(5)–10–19 – Paper 26 – Explanatory Memorandum
- 4.9 SL(5)358 – The Trade in Animals and Related Products (Amendment) (Wales) (EU Exit) Regulations 2019**  
(Pages 271 – 291)
- CLA(5)–10–19 – Paper 27 – Report  
CLA(5)–10–19 – Paper 28 – Regulations  
CLA(5)–10–19 – Paper 29 – Explanatory Memorandum
- 4.10 SL(5)359 – The Fisheries and Marine Management (Amendment) (Wales) (EU Exit) Regulations 2019**  
(Pages 292 – 308)
- CLA(5)–10–19 – Paper 30 – Report  
CLA(5)–10–19 – Paper 31 – Regulations  
CLA(5)–10–19 – Paper 32 – Explanatory Memorandum
- 4.11 SL(5)360 – The Exotic Diseases in Animals (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019**  
(Pages 309 – 331)
- CLA(5)–10–19 – Paper 33 – Report  
CLA(5)–10–19 – Paper 34 – Regulations  
CLA(5)–10–19 – Paper 35 – Explanatory Memorandum
- 4.12 SL(5)362 – The Genetically Modified Organisms (Deliberate Release and Transboundary Movement) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019**  
(Pages 332 – 361)
- CLA(5)–10–19 – Paper 36 – Report  
CLA(5)–10–19 – Paper 37 – Regulations  
CLA(5)–10–19 – Paper 38 – Explanatory Memorandum

- 4.13 SL(5)364 – The Waste (Wales) (Miscellaneous Amendments) (EU Exit) Regulations 2019**  
(Pages 362 – 395)
- CLA(5)–10–19 – Paper 39 – Report  
CLA(5)–10–19 – Paper 40 – Regulations  
CLA(5)–10–19 – Paper 41 – Explanatory Memorandum
- 4.14 SL(5)372 – The National Health Service (Clinical Negligence Scheme) (Wales) Regulations 2019**  
(Pages 396 – 422)
- CLA(5)–10–19 – Paper 45 – Report  
CLA(5)–10–19 – Paper 46 – Regulations  
CLA(5)–10–19 – Paper 47 – Explanatory Memorandum
- 4.15 SL(5)373 The Food and Feed Regulated Products (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019**  
(Pages 423 – 447)
- CLA(5)–10–19 – Paper 48 – Report  
CLA(5)–10–19 – Paper 49 – Regulations  
CLA(5)–10–19 – Paper 50 – Explanatory Memorandum
- 4.16 SL(5)376 – The Local Government Finance (Amendment) (Wales) (EU Exit) Regulations 2019**  
(Pages 448 – 461)
- CLA(5)–10–19 – Paper 54 – Report  
CLA(5)–10–19 – Paper 55 – Regulations  
CLA(5)–10–19 – Paper 56 – Explanatory Memorandum
- 4.17 SL(5)392 – The Sea Fish Licensing (Wales) Order 2019**  
(Pages 462 – 475)
- CLA(5)–10–19 – Paper 57 – Report  
CLA(5)–10–19 – Paper 58 – Order  
CLA(5)–10–19 – Paper 59 – Explanatory Memorandum  
Affirmative Resolution Instruments
- 4.18 SL(5)335 – The Plant Health (Amendment) (Wales) (EU Exit) Regulations 2019**  
(Pages 476 – 558)

CLA(5)–10–19 – Paper 60 – Report

CLA(5)–10–19 – Paper 61 – Regulations

CLA(5)–10–19 – Paper 62 – Explanatory Memorandum

**4.19 SL(5)365 – The Regulated Services (Service Providers and Responsible Individuals) (Wales) (Amendment) Regulations 2019**

(Pages 559 – 572)

CLA(5)–10–19 – Paper 63 – Report

CLA(5)–10–19 – Paper 64 – Regulations

CLA(5)–10–19 – Paper 65 – Explanatory Memorandum

**4.20 SL(5)366 – The Food (Miscellaneous Amendments) (Wales) (EU Exit) (No. 2) Regulations 2019**

(Pages 573 – 605)

CLA(5)–10–19 – Paper 66 – Report

CLA(5)–10–19 – Paper 67 – Regulations

CLA(5)–10–19 – Paper 68 – Explanatory Memorandum

**4.21 SL(5)368 – The Local Authorities Capital Finance and Accounting (Wales) (Amendment) (EU Exit) Regulations 2019**

(Pages 606 – 618)

CLA(5)–10–19 – Paper 42 – Report

CLA(5)–10–19 – Paper 43 – Regulations

CLA(5)–10–19 – Paper 44 – Explanatory Memorandum

**4.22 SL(5)367 – The Welsh Tax Acts (Miscellaneous Amendments) (EU Exit) Regulations 2019**

(Pages 619 – 643)

CLA(5)–10–19 – Paper 69 – Report

CLA(5)–10–19 – Paper 70 – Regulations

CLA(5)–10–19 – Paper 71 – Explanatory Memorandum

**4.23 SL(5)370 – The Seed Potatoes (Wales) (Amendment) (EU Exit) Regulations 2019**

(Pages 644 – 667)

CLA(5)–10–19 – Paper 72 – Report

CLA(5)–10–19 – Paper 73 – Regulations

CLA(5)–10–19 – Paper 74 – Explanatory Memorandum

**4.24 SL(5)374 – The Plant Health (Forestry) (Miscellaneous Amendments) (Wales)  
(EU Exit) Regulations 2019**

(Pages 668 – 723)

CLA(5)–10–19 – Paper 51 – Report

CLA(5)–10–19 – Paper 52 – Regulations

CLA(5)–10–19 – Paper 53 – Explanatory Memorandum

**4.25 SL(5)375 – The Rural Affairs (Miscellaneous Amendments) (Wales) (EU Exit)  
Regulations 2019**

(Pages 724 – 750)

CLA(5)–10–19 – Paper 75 – Report

CLA(5)–10–19 – Paper 76 – Regulations

CLA(5)–10–19 – Paper 77 – Explanatory Memorandum

**4.26 SL(5)380 – The Food (Miscellaneous Amendments) (Wales) (EU Exit)  
Regulations 2019**

(Pages 751 – 773)

CLA(5)–10–19 – Paper 78 – Report

CLA(5)–10–19 – Paper 79 – Regulations

CLA(5)–10–19 – Paper 80 – Explanatory Memorandum

**4.27 SL(5)381 – The Regulation and Inspection of Social Care (Qualifications)  
(Wales) (Amendment) (EU Exit) Regulations 2019**

(Pages 774 – 796)

CLA(5)–10–19 – Paper 81 – Report

CLA(5)–10–19 – Paper 82 – Regulations

CLA(5)–10–19 – Paper 83 – Explanatory Memorandum

**5 Instruments that raise no reporting issues under Standing Order  
21.2 or 21.3 but have implications as a result of the UK exiting  
the EU**

**5.1 SL(5)341 – The Electricity Works (Environmental Impact Assessment) (England and Wales) (Amendment) (Wales) Regulations 2019**

(Page 797)

CLA(5)–10–19 – Paper 84 – Report

**5.2 SL(5)346 – The Town and Country Planning (Environmental Impact Assessment) (Wales) (Amendment) Regulations 2019**

(Page 798)

CLA(5)–10–19 – Paper 85 – Report

**5.3 SL(5)369 – The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019**

(Pages 799 – 801)

CLA(5)–10–19 – Paper 86 – Report

CLA(5)–10–19 – Paper 87 – Letter from the Minister for Education, 21 February 2019

**5.4 SL(5)377 – The Food Standards and Labelling (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019**

(Page 802)

CLA(5)–10–19 – Paper 88 – Report

**5.5 SL(5)378 – The Food and Feed Hygiene and Safety (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019**

(Page 803)

CLA(5)–10–19 – Paper 89 – Report

## **6 Papers to note**

**6.1 Letter from the First Minister: Scrutiny of Regulations made under the EU (Withdrawal) Act 2018 progress Report**

(Pages 804 – 807)

CLA(5)–10–19 – Paper 90 – Letter from the First Minister, 11 March 2019

**6.2 Letter for the Chair of the External Affairs and Additional Legislation Committee to the First Minister: Scrutiny of Regulations made under the EU (Withdrawal) Act 2018 progress Report**

(Pages 808 – 811)



**CLA(5)–10–19 – Paper 91 – Letter from the Chair of the External Affairs and Additional Legislation Committee, 14 March 2019**

**6.3 Letter from the Counsel General and Brexit Minister to the External Affairs and Additional legislation Committee: Welsh EU Exit Statutory Instruments**

(Pages 812 – 815)

**CLA(5)–10–19 – Paper 92 – Letter from the Counsel General and Brexit Minister, 11 March 2019**

**6.4 Letter from the Counsel General and Brexit Minister: Regulation (EC) No 1370/2007 (Public Service Obligations in Transport) (Amendment) (EU Exit) Regulations 2019**

(Pages 816 – 817)

**CLA(5)–10–19 – Paper 93 – Letter from the Counsel General and Brexit Minister, 8 March 2019**

**6.5 Letter from the Minister for Health and Social Services re: Supplementary Legislative Consent Memorandum on the Healthcare (International Arrangements) Bill**

(Pages 818 – 819)

**CLA(5)–10–19 – Paper 94 – Letter from the Minister for Health and Social Services, 11 March 2019**

**6.6 Letter from the Counsel General: Legislation (Wales) Bill**

(Pages 820 – 827)

**CLA(5)–10–19 – Paper 95 – Letter from the Counsel General, 8 March 2019**

**CLA(5)–10–19 – Paper 95 – Annex**

**6.7 Letter from the Llywydd: Speaker's Conference**

(Page 828)

**CLA(5)–10–19 – Paper 96 – Letter from the Llywydd, 13 March 2019**

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

**8 Legislation (Wales) Bill: Draft Report**

(Pages 829 – 939)

**CLA(5)-10-19 - Paper 97 - Draft Report**