

Agenda – External Affairs and Additional Legislation Committee

Meeting Venue:

Committee Room 2 – Senedd

Meeting date: 27 January 2020

Meeting time: 13.15

For further information contact:

Alun Davidson

Committee Clerk

0300 200 6565

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Private pre-meeting

(13.15–13.30)

1 Introductions, apologies, substitutions and declarations of interest

(13.30)

2 Scrutiny session with the Counsel General and Brexit Minister

(13.30–14.30)

(Pages 1 – 50)

Jeremy Miles AM, Counsel General and Brexit Minister

3 Papers to note

(14.30–14.35)

3.1 Paper to note 1: Correspondence from the Convener of the Scottish Parliament's Culture, Tourism, Europe and External Affairs Committee to the Chair regarding the EU (Withdrawal Agreement) Bill – 16 January 2020

(Page 51)

3.2 Paper to note 2: Correspondence from the Counsel General and Brexit Minister to the Chair regarding the Welsh Government's publication of 'The Future UK/EU Relationship: Negotiating Priorities for Wales' – 20 January 2020

(Pages 52 – 53)



- 3.3 Paper to note 3: Correspondence from the Chair of the House of Lords European Union Committee to the Chair regarding the European Union (Withdrawal Agreement) Bill – 21 January 2020**
(Page 54)
- 3.4 Paper to note 4: Correspondence from the Minister for International Relations and the Welsh Language to the Chair regarding Ministerial Forum for Trade – 23 January 2020**
(Page 55)
- 4 Motion under Standing Order 17.42(vi) to resolve to exclude the public from the remainder of the meeting**
(14.35)
- 5 Scrutiny session with the Counsel General and Brexit Minister – consideration of evidence**
(14.35–14.50)
- 6 Scrutiny of international agreements**
(14.50–15.00) (Pages 56 – 70)

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The Scottish Parliament
Pàrlamaid na h-Alba

Agenda Item 3.1

Mr David Rees AM
Chair of the External Affairs and Additional
Legislation Committee
National Assembly of Wales
Cardiff
Wales

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Edinburgh
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BY E-MAIL

16 January 2020

RE: EU (Withdrawal Agreement) Bill: Revision of EU law during the implementation period

Dear Mr Rees,

Thank you for your letter, of 8 January, regarding scrutiny of European Union (EU) legislation during the transition period. The Culture, Tourism, Europe and External Affairs Committee is responsible for the operation of subsidiarity procedures within the Scottish Parliament.

The Committee recognises that the European Union (Withdrawal Agreement) Bill does not contain equivalent provisions for scrutiny of EU legislation, during the transition period, by devolved legislatures. Given that EU legislation will continue to apply to devolved competences during the transition period the Committee considers it essential that this scrutiny role is not diminished during the transition period. Accordingly, the Committee fully supports the amendments that your Committee has proposed to the Bill.

Yours Sincerely,

Joan McAlpine
Convener, Culture, Tourism, Europe and External Affairs Committee



Llywodraeth Cymru
Welsh Government

David Rees AM
Chair of the External Affairs and Legislation Committee
National Assembly for Wales
Cardiff Bay
CF99 1NA

20 January 2020

Dear David,

Today the Welsh Government published 'The Future UK/EU Relationship: Negotiating Priorities for Wales', setting out the broad negotiating priorities that we believe will best protect Wales' economic, social and environmental interests. The purpose of this document is to set out how we believe the political declaration agreed between the UK Government and the EU in October could be developed to minimise the economic damage of leaving the EU.

As part of this publication we have produced an updated economic analysis on the future trading relationship by the Welsh Government's Chief Economist. We have also published an independent report completed by the UK Trade Policy Observatory which analyses the potential implications for Wales' external trade as a result of the protocol on Ireland/Northern Ireland, as set out in the Withdrawal Agreement.

The publications are available at the following link:

<https://gov.wales/the-future-uk-eu-relationship>

I hope the Committee finds this new evidence and further clarity on the Welsh Government's negotiating priorities useful. I look forward to discussing these issues with you at a future meeting.

Yours Sincerely,

A handwritten signature in black ink, appearing to read 'Jeremy Miles'.

Jeremy Miles AM

Y Cwnsler Cyffredinol a Gweinidog Brexit
Counsel General and Brexit Minister

Agenda Item 3.3



HOUSE OF LORDS

European Union Committee

House of Lords
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David Rees AM
Chair, External Affairs and Additional Legislation Committee
National Assembly for Wales
Cardiff Bay
Cardiff, CF99 1NA

21 January 2020

Dear David,

Thank you for copying me in to your letter to the Secretary of State for Exiting the EU dated 8 January 2020, regarding proposed amendments to the European Union (Withdrawal Agreement) Bill regarding the role of the devolved legislatures in scrutinising draft EU legislation during the transition period.

I am writing to let you know that I raised this matter in a meeting last week with the DExEU Minister in the House of Lords, Lord Callanan. He has confirmed that, in the UK Government's view, there is nothing in the Clause that stops Parliament's scrutiny committees from consulting with committees of the devolved legislatures in preparation of their reports, and indeed would expect the committees to want to do so in relevant areas.

I also wanted to assure you of my Committee's commitment to engagement with the devolved legislatures on the scrutiny of EU legislation during the transition period, scrutiny of the UK-EU future relationship negotiations, and other related issues. I hope to write to you and the Chairs and Conveners of equivalent Committees in the Northern Ireland Assembly and Scottish Parliament shortly on how we propose that such dialogue can operate.

Yours sincerely

Lord Kinnoull
Chair of the European Union Committee

David Rees AM
Chair of External Affairs and Additional Legislation Committee
National Assembly for Wales
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Mr Mick Antoniw AM
Chair of Constitutional and Legislative Affairs Committee
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23 January 2020

Dear Chairs,

I am writing under the inter-institutional relations agreement to inform you that a meeting of the Ministerial Forum for Trade will take place on 23 January.

I anticipate that the meeting will cover trade policy. I will be reiterating the Welsh Government's position that Devolved Administrations views must be taken into account when developing negotiating positions.

I will write you again following the meeting.

Yours,



Eluned Morgan AC/AM
Gweinidog y Gymraeg a Chysylltiadau Rhyngwladol
Minister for International Relations and the Welsh Language

Canolfan Cyswllt Cyntaf / First Point of Contact Centre:
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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.

Agenda Item 6

By virtue of paragraph(s) vi of Standing Order 17.42

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