

Huw Irranca-Davies MS  
Chair  
Legislation, Justice and Constitution Committee

17 December 2021

Dear Huw

### **Legislative Consent Memorandum (LCM) on the Building Safety Bill**

As you'll be aware the LCM on the Building Safety Bill was remitted to the Local Government and Housing Committee. We wrote to you on 13 October outlining the concerns of some Members of the Committee at the Welsh Government's increased use of LCMs on UK Bills, including the Building Safety LCM, to legislate in devolved areas rather than using Senedd legislation. We received evidence from the Minister for Climate Change on this LCM at our meeting on 17 November.

Following the evidence session, and following the publication of our report on the Building Safety LCM, we agreed to write to you to highlight the concerns of some Members and ask that you consider these concerns in relation to your work on LCMs.

The majority of the Members of the Committee are concerned about the limited scrutiny available when considering LCMs compared with primary legislation, including the lack of opportunity for engagement with stakeholders. Some Members are also concerned that a precedent for using the LCM process to legislate in devolved areas is being set for the Sixth Senedd.

Some Members are also concerned by the Minister's comments that resource and capacity issues have restricted the Welsh Government's ability to progress a Senedd building safety Bill as a matter of urgency. If there are resource issues that restrict the introduction of Senedd Bills, then we would like to ask what is being done to address the matter and whether there has been any communication between the Senedd and Welsh Government on the matter.

I would be grateful if your Committee could take these concerns into consideration in any communications with the Llywydd and the Welsh Government in relation to your own work on the use of LCMs.

Yours sincerely

A handwritten signature in black ink that reads "John". The letters are cursive and connected.

John Griffiths MS

Chair

Croesewir gohebiaeth yn Gymraeg neu Saesneg.

We welcome correspondence in Welsh or English.