

Lesley Griffiths AC / AM
Y Gweinidog Cymunedau a Threchu Tlodi
Minister for Communities and Tackling Poverty



Llywodraeth Cymru
Welsh Government

Ein cyf/Our ref: LF/LG/1291/14

William Graham AM
Chair, Enterprise and Business Committee
National Assembly for Wales
Cardiff
CF99 1NA

7 January 2015

Dear William,

Supplementary Legislative Consent Memorandum, Small Business, Enterprise and Employment Bill: Amendments in relation to Landlord and Tenant Act 1954

I would like to thank the Committee for the report they prepared last November regarding the above Supplementary Legislative Consent Memorandum.

The Legislative Consent Motion is due to be considered in Plenary on 13 January. With this in mind, I am writing to inform you of amendments to the Small Business, Enterprise and Employment Bill ("the Bill") concerning provisions relating to the Landlord and Tenant Act 1954 and home business tenancies. The amendments to the Bill were tabled by the UK Government on Saturday 20 December.

The key amendment concerns the procedure for making secondary legislation to define a home business in relation to the definition of a home business tenancy. The regulation making power to which the proposed amendments relate is set out in clause 35. Following a recommendation from Parliament's Delegated Powers Committee, the UK Government included an amendment to change the procedure from the negative to the affirmative procedure.. I have agreed the amendment should also apply in Wales and trust the Committee will be content with this amendment.

As this is a significant amendment to the Memorandum originally laid on this matter, the Welsh Government is arranging for an amended Memorandum to be tabled before the debate on 13 January. I should add there are some other, minor, amendments to the Bill. These relate to the provisions relating to home business tenancies and the revised Memorandum will also refer to them. A copy of the revised Memorandum is attached for information.

Regards
Lesley

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