

National Assembly for Wales

Constitutional and Legislative Affairs Committee

CLA679 - The Water Environment (Water Framework Directive) (England and Wales) (Amendment) Regulations 2016

Procedure

Composite Negative

Background

These Regulations amend the Water Environment (Water Framework Directive) (England and Wales) Regulations 2003 to provide specific powers for the designation of transitional and coastal waters where shellfish are commercially harvested and to place requirements regarding the monitoring of any designated waters.

These amendments are made following the repeal of the Shellfish Waters Directive (79/923/EEC) by the Water Framework Directive (2000/60/EC) and are intended to ensure that the protections provided by the Shellfish Waters Directive continue. These Regulations also revoke the Surface Waters (Shellfish) (Classification) Regulations 1997, which implemented the Shellfish Waters Directive.

Technical Scrutiny

The following points are identified for reporting under Standing Order 21.2(ix) that it is not made or to be made in both English and Welsh.

The Explanatory Memorandum states

“The Regulations will apply to England and Wales and are subject to negative resolution procedure in the National Assembly for Wales and in both Houses of the UK Parliament. Because the Regulations will be subject to UK Parliamentary scrutiny, it is not considered reasonably practicable for this instrument to be made or laid bilingually”.

Merits Scrutiny

No points are identified for reporting under Standing Order 21.3 in respect of this instrument.

Legal Advisers
Constitutional and Legislative Affairs Committee
02 March 2016



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