



## **Constitutional and Legislative Affairs Committee**

**Report: CLA(4)-09-11 : 31 October 2011**

**The Committee reports to the Assembly as follows:**

**Instruments that raise no reporting issues under Standing Order 21.2 or 21.3**

### **Negative Resolution Instruments**

#### **CLA47 - The Marketing of Fresh Horticultural Produce (Wales) (Amendment) Regulations 2011**

**Procedure:** Negative.

**Date made:** 18 October 2011

**Date laid:** 18 October 2011

**Coming into force date:** 8 November 2011

### **Other Business**

#### **Legislative Consent Motion: Education Bill**

The Committee considered a paper from the Committee's Legal Advisers on the Supplementary Legislative Consent Memorandum (LCM) for amendments to the Education Bill, laid by the Minister for Education and Skills Leighton Andrews AM. The paper also referred to a written Statement under Standing Order 30 about powers that it is proposed are conferred on the Welsh Ministers through the Localism Bill.

The Committee noted that the Education Bill amendments would give power to Welsh Ministers to legislate in respect of significant issues, but that the Bill was at an advanced stage that did not allow detailed scrutiny in the Assembly.

The Committee agreed that the Chair should write to the Minister for Education and Skills based on the issues identified in the paper and the Committee's discussion. The Committee has also agreed to bring the letter to the attention of Assembly Members to inform the Plenary debate on the LCM on 1 November.

### **Committee Correspondence**

**CLA36 - The Wildlife and Countryside Act 1981 (Variation of Schedules 5 and 8) (England and Wales) Order 2011**

The Committee noted the Minister's response to the Chair's letter dated 27 September 2011 on the merits of The Wildlife and Countryside Act 1981 (Variation of Schedules 5 and 8) (England and Wales) Order 2011.

**CLA37 - The Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2011**

The Committee noted the Minister's response to the Chair's letter dated 27 September 2011, which expressed concern that the Regulations were laid very close to coming into force date for what is such a significant new policy and informed the Minister about the Committee's report on the merits of The Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2011.

**Committee Inquiries: Inquiry into the Granting of Powers to Welsh Ministers in UK Laws**

The Committee took oral evidence from Alan Trench, Honorary Senior Research Fellow, the Constitution Unit, University College London.

**Resolution to Meet in Private**

In accordance with Standing Order 17.42(vi) the Committee resolved to exclude the public from the remainder of the meeting to discuss the evidence submitted thus far on the Inquiry into the Granting of Powers to Welsh Ministers in UK Laws.

**David Melding AM**

Chair, Constitutional and Legislative Affairs Committee

**31 October 2011**