

Concise Minutes – Legislation, Justice and Constitution Committee

Meeting Venue:

Committee Room 5 – Tŷ Hywel

Meeting date: Monday, 28 September 2020

Meeting time: 10.00 – 11.01

This meeting can be viewed

on [Senedd TV](#) at:

<http://senedd.tv/en/6468>

Attendance

Category	Names
Assembly Members:	Mick Antoniw MS (Chair) Carwyn Jones MS Dai Lloyd MS David Melding MS
Witnesses:	
Committee Staff:	P Gareth Williams (Clerk) Sarah Sargent (Second Clerk) Gareth Howells (Legal Adviser) Manon Huws (Legal Adviser)

1 Introduction, apologies, substitutions and declarations of interest

The Chair confirmed that, in accordance with Standing Order 34.19, he had determined that the public were excluded from the Committee's meeting in order to protect public health.



There were no apologies or substitutions.

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

2.1 SL(5)609 – The Business Tenancies (Extension of Protection from Forfeiture etc.) (Wales) (Coronavirus) (No. 2) Regulations 2020

The Committee considered the instrument and was content.

2.2 SL(5)618 – The Health Protection (Coronavirus Restrictions) (No. 2) (Wales) (Amendment) (No. 11) (Blaenau Gwent, Bridgend, Merthyr Tydfil and Newport etc.) Regulations 2020

The Committee considered the instrument and was content.

3 Instruments that raise issues to be reported to the Senedd under Standing Order 21.2 or 21.3

3.1 SL(5)608 – The Health Protection (Coronavirus, International Travel) (Wales) (Amendment) (No. 9) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting point identified.

3.2 SL(5)610 – The Health Protection (Coronavirus, International Travel) (Wales) (Amendment) (No. 10) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting point identified.

3.3 SL(5)617 – The Health Protection (Coronavirus, International Travel) (Wales) (Amendment) (No. 11) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting point identified.

3.4 SL(5)614 – The Planning Applications (Temporary Modifications and Disapplication) (No. 2) (Wales) (Coronavirus) Order 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified. In addition, the Committee agreed to write to the Welsh Government to seek further clarification in relation to the timescale for the laying of the regulations.

3.5 SL(5)583 – The Greenhouse Gas Emissions Trading Scheme Order 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified, and to highlight issues as a result of the UK's exit from the European Union.

3.6 SL(5)615 – The Health Protection (Coronavirus Restrictions) (No. 2) (Wales) (Amendment) (No.10) (Rhondda Cynon Taf) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified. In addition, the Committee agreed to write to the Welsh Government regarding its published guidance on coronavirus-related restrictions.

3.7 SL(5)616 – The Health Protection (Coronavirus Restrictions) (Functions of Local Authorities etc.) (Wales) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified. In addition, the Committee agreed to write to the Welsh Government to seek clarification on why it was necessary for the regulations came to come into force before they were laid before the Senedd, which is a requirement of the Statutory Instruments Act 1946.

4 Instruments that raise issues to be reported to the Senedd under Standing Order 21.2 or 21.3 – previously considered

4.1 SL(5)588 – The Health Protection (Coronavirus, International Travel) (Wales) (Amendment) (No. 2) Regulations 2020

The Committee noted the response from the Welsh Government.

5 Papers to note

5.1 Letter from the Minister for Housing and Local Government: National Development Framework

The Committee noted the letter from the Minister for Housing and Local Government.

5.2 Letter from the Minister for Finance and Trefnydd: The Coronavirus Act 2020 (Assured Tenancies and Assured Shorthold Tenancies, Extension of Notice Periods) (Amendment) (Wales) Regulations 2020

The Committee noted the letter from the Minister for Finance and Trefnydd.

5.3 Correspondence with the Secretary of State for Wales: UK Internal Market Bill

The Committee noted the correspondence in relation to the UK Internal Market Bill.

5.4 Letter from the Chair of the Finance Committee: Scrutiny of EU withdrawal arrangements

The Committee noted the letter from the Chair of the Finance Committee.

6 Motion under Standing Order 17.42 to resolve to exclude the public from the remainder of the meeting

The Committee agreed the motion.

7 Renting Homes (Amendment) (Wales) Bill – consideration of draft report

The Committee considered its draft report on the Renting Homes (Amendment) (Wales) Bill and agreed to confirm final changes outside of Committee. The Committee noted that the report would be laid by the required deadline of 2 October 2020.

8 Legislative Consent Memorandum: Medicines and Medical Devices Bill – consideration of key issues

The Committee considered the key issues in relation to the Welsh Government's Legislative Consent Memorandum on the Medicines and Medical Devices Bill and agreed to consider its draft report at a future meeting.

9 Legislative Consent Memorandum: Domestic Abuse Bill – consideration of key issues

The Committee considered the key issues in relation to the Welsh Government's Legislative Consent Memorandum on the Domestic Abuse Bill and agreed to consider its draft report at a future meeting.

10 Letter from the Minister for Environment, Energy and Rural Affairs: Basic Payment Scheme and rural support legislative framework from 2021 – consideration of response

The Committee gave further consideration to the letter from the Minister for Environment, Energy and Rural Affairs and agreed on the points to include in its response.

11 SICM(5)29 – The Waste (Circular Economy) (Amendment) Regulations 2020 – consideration of draft report

The Committee considered and agreed its report on the Welsh Government's Statutory Instrument Consent Memorandum on The Waste (Circular Economy) (Amendment) Regulations 2020. The Committee noted its report would be laid by the required deadline of 29 September 2020.