

Agenda – Legislation, Justice and Constitution Committee

Meeting Venue:

Video conference via Zoom

Meeting date: 11 January 2021

Meeting time: 09.30

For further information contact:

Gareth Williams

Committee Clerk

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In accordance with Standing Order 34.19, the Chair has determined that the public are excluded from the Committee's meeting in order to protect public health. This meeting will be broadcast live on www.Senedd.TV

Informal pre-meeting (09.00–09.30)

1 Introduction, apologies, substitutions and declarations of interest
09.30

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

09.30–09.35

(Page 1)

CLA(5)–01–21 – Paper 1 – Statutory Instruments with clear reports

Affirmative Resolution Instruments

2.1 SL(5)713 – The Land Transaction Tax (Specified Amount of Relevant Rent) (Wales) (Amendment) Regulations 2021

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

09.35–09.45

Negative Resolution Instruments

3.1 SL(5)691 – The Digital Health and Care Wales (Establishment and Membership) Order 2020

(Pages 2 – 23)



Senedd Cymru
Welsh Parliament

CLA(5)-01-21 – Paper 2 – Report

CLA(5)-01-21 – Paper 3 – Regulations

CLA(5)-01-21 – Paper 4 – Explanatory Memorandum

3.2 SL(5)692 – The Digital Health and Care Wales (Membership and Procedure) Regulations 2020

(Pages 24 – 55)

CLA(5)-01-21 – Paper 5 – Report

CLA(5)-01-21 – Paper 6 – Regulations

CLA(5)-01-21 – Paper 7 – Explanatory Memorandum

3.3 SL(5)693 – The Business Tenancies (Extension of Protection from Forfeiture etc.) (Wales) (Coronavirus) (No. 3) Regulations 2020

(Pages 56 – 72)

CLA(5)-01-21 – Paper 8 – Report

CLA(5)-01-21 – Paper 9 – Regulations

CLA(5)-01-21 – Paper 10 – Explanatory Memorandum

3.4 SL(5)694 – The Personal Protective Equipment (Temporary Arrangements) (Coronavirus) (Wales) Regulations 2020

(Pages 73 – 86)

CLA(5)-01-21 – Paper 11 – Report

CLA(5)-01-21 – Paper 12 – Regulations

CLA(5)-01-21 – Paper 13 – Explanatory Memorandum

3.5 SL(5)697 – The Health Protection (Coronavirus, International Travel and Public Health Information to Travellers) (Wales) (Amendment) (No. 2) Regulations 2020

(Pages 87 – 106)

CLA(5)-01-21 – Paper 14 – Report

CLA(5)-01-21 – Paper 15 – Regulations

CLA(5)-01-21 – Paper 16 – Explanatory Memorandum

CLA(5)-01-21 – Paper 17 – Letter from the Minister for Finance and
Trefnydd, 11 December 2020

**3.6 SL(5)705 – The Health Protection (Coronavirus, International Travel) (Wales)
(Amendment) (No. 22) Regulations 2020**

(Pages 107 – 123)

CLA(5)–01–21 – Paper 18 – Report

CLA(5)–01–21 – Paper 19 – Regulations

CLA(5)–01–21 – Paper 20 – Explanatory Memorandum

CLA(5)–01–21 – Paper 21 – Letter from the Minister for Finance and
Trefnydd, 18 December 2020

CLA(5)–01–21 – Paper 22 – Written statement, 17 December 2020

Made Affirmative Resolution Instruments

**3.7 SL(5)715 – The Health Protection (Coronavirus, South Africa) (Wales)
Regulations 2020**

(Pages 124 – 142)

CLA(5)–01–21 – Paper 23 – Report

CLA(5)–01–21 – Paper 24 – Regulations

CLA(5)–01–21 – Paper 25 – Explanatory Memorandum

CLA(5)–01–21 – Paper 26 – Letter from the Minister for Health and Social
Services, 23 December 2020

CLA(5)–01–21 – Paper 27 – Written statement, 23 December 2020

**3.8 SL(5)706 – The Health Protection (Coronavirus Restrictions) (No. 5) (Wales)
Regulations 2020**

(Pages 143 – 277)

CLA(5)–01–21 – Paper 28 – Report

CLA(5)–01–21 – Paper 29 – Regulations

CLA(5)–01–21 – Paper 30 – Explanatory Memorandum

CLA(5)–01–21 – Paper 31 – Letter from the First Minister, 18 December 2020

CLA(5)–01–21 – Paper 32 – Written statement, 18 December 2020

**3.9 SL(5)708 – The Health Protection (Coronavirus Restrictions) (No. 5) (Wales)
(Amendment) Regulations 2020**

(Pages 278 – 293)

CLA(5)–01–21 – Paper 33 – Report

CLA(5)–01–21 – Paper 34 – Regulations

CLA(5)-01-21 – Paper 35 – Explanatory Memorandum

CLA(5)-01-21 – Paper 36 – Letter from the First Minister, 19 December 2020

CLA(5)-01-21 – Paper 37 – Written statement, 19 December 2020

**3.10 SL(5)711 – The Health Protection (Coronavirus Restrictions) (No. 5) (Wales)
(Amendment) (No. 2) Regulations 2020**

(Pages 294 – 306)

CLA(5)-01-21 – Paper 38 – Report

CLA(5)-01-21 – Paper 39 – Regulations

CLA(5)-01-21 – Paper 40 – Explanatory Memorandum

CLA(5)-01-21 – Paper 41 – Letter from the First Minister, 21 December 2020

CLA(5)-01-21 – Paper 42 – Written statement, 22 December 2020

**3.11 SL(5)709 – The Landfill Disposals Tax (Tax Rates) (Wales) (Amendment) (No.
2) Regulations 2020**

(Pages 307 – 330)

CLA(5)-01-21 – Paper 43 – Report

CLA(5)-01-21 – Paper 44 – Regulations

CLA(5)-01-21 – Paper 45 – Explanatory Memorandum

**CLA(5)-01-21 – Paper 46 – Letter from the Minister for Finance and
Trefnydd, 21 December 2020**

**3.12 SL(5)710 – The Land Transaction Tax (Tax Bands and Tax Rates) (Wales)
(Amendment) Regulations 2020**

(Pages 331 – 350)

CLA(5)-01-21 – Paper 47 – Report

CLA(5)-01-21 – Paper 48 – Regulations

CLA(5)-01-21 – Paper 49 – Explanatory Memorandum

**CLA(5)-01-21 – Paper 50 – Letter from the Minister for Finance and
Trefnydd, 21 December 2020**

**4 Instruments that raise no reporting issues under Standing Order
21.2 or 21.3 but have implications as a result of the UK exiting
the EU**

09.45–09.50

**4.1 SL(5)689 – The Environmental Impact Assessment (Agriculture) (Wales)
(Amendment) Regulations 2020**

(Pages 351 – 363)

CLA(5)–01–21 – Paper 51 – Report

CLA(5)–01–21 – Paper 52 – Regulations

CLA(5)–01–21 – Paper 53 – Explanatory Memorandum

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

09.50–09.55

**5.1 SL(5)685 – The Health Protection (Coronavirus Restrictions and Functions of
Local Authorities) (Amendment) (Wales) Regulations 2020**

(Pages 364 – 368)

CLA(5)–01–21 – Paper 54 – Report

CLA(5)–01–21 – Paper 55 – Welsh Government response

**5.2 SL(5)696 – The Public Health (Protection from Eviction) (Wales) (Coronavirus)
Regulations 2020**

(Pages 369 – 373)

CLA(5)–01–21 – Paper 56 – Report

CLA(5)–01–21 – Paper 57 – Welsh Government response

**5.3 SL(5)699 – The Health Protection (Coronavirus Restrictions) (School Premises
and Further Education Institution Premises) (Wales) Regulations 2020**

(Pages 374 – 380)

CLA(5)–01–21 – Paper 58 – Report

CLA(5)–01–21 – Paper 59 – Welsh Government response

**6 Standing Order 30B Report: The European Union (Withdrawal) Act
and Common Frameworks**

09.55–10.00

(Pages 381 – 399)

CLA(5)–01–21 – Paper 60 – Written statement

CLA(5)–01–21 – Paper 61 – Report

7 Written Statements under Standing Order 30C

10.00–10.05

7.1 WS–30C(5)209 – The Fertilisers and Ammonium Nitrate Material (Amendment) (EU Exit) Regulations 2021

(Pages 400 – 403)

CLA(5)–01–21 – Paper 62 – Written statement

CLA(5)–01–21 – Paper 63 – Commentary

7.2 WS–30C(5)210 – The Plant Health (Amendment) (EU Exit) Regulations 2020

(Pages 404 – 407)

CLA(5)–01–21 – Paper 64 – Written statement

CLA(5)–01–21 – Paper 65 – Commentary

8 Written Statements under the Protocol between the Welsh Government and the Committee

10.05–10.10

8.1 PS(5)001 – The World Trade Organisation Agreement on Agriculture (Domestic Support) Regulations 2020

(Pages 408 – 410)

CLA(5)–01–21 – Paper 66 – Written statement

9 Papers to note

10.10–10.20

9.1 Letter from the Chair of the Northern Ireland Assembly Committee for Economy: Shared Prosperity Fund

(Pages 411 – 412)

CLA(5)–01–21 – Paper 67 – Letter from the Chair of the Northern Ireland
Assembly Committee for Economy, 14 December 2020

9.2 Letter from the Minister for Environment, Energy and Rural Affairs: UK Fisheries Bill

(Pages 413 – 415)

CLA(5)–01–21 – Paper 68 – Letter from the Minister for Environment, Energy
and Rural Affairs, 16 December 2020

- 9.3 Letter from the Deputy Minister and Chief Whip: Domestic Abuse Bill**
(Pages 416 – 417)
CLA(5)–01–21 – Paper 69 – Letter from the Deputy Minister and Chief Whip,
16 December 2020
- 9.4 Correspondence from the Law Commission: Consultation paper on devolved
Tribunals in Wales**
(Pages 418 – 420)
CLA(5)–01–21 – Paper 70 – Correspondence from the Law Commission, 17
December 2020
CLA(5)–01–21 – Paper 71 – Written statement, 17 December 2020
- 9.5 Statement by the UK Government: Update on the UK Internal Market Bill**
(Pages 421 – 422)
CLA(5)–01–21 – Paper 72 – Statement by the UK Government, 17 December
2020
- 9.6 Letter from the Minister for Environment, Energy and Rural Affairs: British–
Irish Council Environment work sector Ministerial meeting**
(Pages 423 – 424)
CLA(5)–01–21 – Paper 73 – Letter from the Minister for Environment, Energy
and Rural Affairs, 18 December 2020
- 9.7 Letter from the Minister for Environment, Energy and Rural Affairs: UK
Agriculture Bill**
(Pages 425 – 427)
CLA(5)–01–21 – Paper 74 – Letter from the Minister for Environment, Energy
and Rural Affairs, 22 December 2020
- 9.8 Letter from the National Residential Landlords Association to the Minister for
Finance and Trefnydd: Changes to Land Transaction Tax Higher Rate**
(Pages 428 – 429)
CLA(5)–01–21 – Paper 75 – Letter from the National Residential Landlords
Association to the Minister for Finance and Trefnydd, 5 January 2021
- 9.9 Correspondence from the Minister for Health and Social Services: Legislative
Consent Memorandum on the Medicines and Medical Devices Bill**
(Pages 430 – 433)

CLA(5)–01–21 – Paper 76 – Letter from the Minister for Health and Social Services, 5 January 2021

CLA(5)–01–21 – Paper 77 – Letter from the Minister for Health and Social Services to the Chair of the Health, Social Care and Sport Committee, 5 January 2021

9.10 Letter from the Counsel General: Joint Ministerial Committee (EU Negotiations)

(Page 434)

CLA(5)–01–21 – Paper 78 – Letter from the Counsel General, 6 January 2020

9.11 Letter from the Counsel General: Ministerial Forum for Trade

(Page 435)

CLA(5)–01–21 – Paper 79 – Letter from the Counsel General, 7 January 2020

10 Motion under Standing Order 17.42 to resolve to exclude the public from the remainder of the meeting and from Item 1 of the meeting on 18 January 2021

10.20

11 Proposed Order in Council: The Government of Wales Act 2006 (Amendment) Order 2021 – consideration of draft report

10.20–10.40

(Pages 436 – 447)

CLA(5)–01–21 – Paper 80 – Draft report

12 Supplementary Legislative Consent Memorandum on the Environment Bill – consideration of key issues

10.40–11.00

(Pages 448 – 455)

[Supplementary Legislative Consent Memorandum](#)

CLA(5)–01–21 – Paper 81 – Legal advice note

CLA(5)–01–21 – Paper 82 – Letter to the Minister for Environment, Energy and Rural Affairs, 23 December 2020

13 Scrutiny of regulations made under the EU (Withdrawal) Act 2018 – update

11.00–11.05

(Pages 456 – 457)

CLA(5)–01–21 – Paper 83 – Letter from the Minister for Finance and
Trefnydd, 23 December 2020

14 Common Frameworks – update

11.05–11.15

(Pages 458 – 495)

CLA(5)–01–21 – Paper 84 – Outline agreement summary for the Food
Compositional Standards and Labelling Framework

CLA(5)–01–21 – Paper 85 – Letter from the Minister for Housing and Local
Government to the Chair of the Climate Change, Environment and Rural
Affairs Committee, 18 December 2020

CLA(5)–01–21 – Paper 86 – Letter from the Minister for Finance and
Trefnydd to the Chair of the Economy, Infrastructure and Skills Committee,
21 December 2020

CLA(5)–01–21 – Paper 87 – Letter from the Minister for Economy, Transport
and North Wales to the Chair of the Economy, Infrastructure and Skills
Committee, 22 December 2020

Date of the next meeting – 18 January 2021