

Concise Minutes – Constitutional and Legislative Affairs Committee

Meeting Venue:

Committee Room 1 – Senedd

Meeting date: Monday, 13 May 2019

Meeting time: 11.00 – 12.32

This meeting can be viewed

on [Senedd TV](#) at:

<http://senedd.tv/en/5440>

Attendance

Category	Names
Assembly Members:	Mick Antoniw AM (Chair) Rhianon Passmore AM (In place of Dawn Bowden AM) Suzy Davies AM Carwyn Jones AM Mandy Jones AM Dai Lloyd AM
Witnesses:	Jeremy Miles AM, Counsel General and Brexit Minister Claire Fife, Welsh Government Dylan Hughes, Welsh Government
Committee Staff:	P Gareth Williams (Clerk) Sarah Sargent (Second Clerk) Rachael Davies (Deputy Clerk) Rhiannon Lewis (Legal Adviser) Katie Wyatt (Legal Adviser) Enrico Carpanini (Legal Adviser)



Cynulliad
Cenedlaethol
Cymru

National
Assembly for
Wales

1 Introduction, apologies, substitutions and declarations of interest

Apologies were received from Dawn Bowden AM. Rhianon Passmore AM attended as a substitute.

2 Legislation (Wales) Bill: Stage 2 Proceedings

In accordance with Standing Order 26.21, the Committee disposed of the following amendments to the Bill:

Amendment 18 (Dai Lloyd AM) was withdrawn in accordance with Standing Order 26.66(i).

Amendment 19 (Dai Lloyd AM) was not moved.

Amendment 12 (Suzy Davies AM)

In Favour	Against	Abstain
Suzy Davies AM	Mick Antoniw AM	
Mandy Jones AM	Carwyn Jones AM	
Dai Lloyd AM	Rhianon Passmore AM	
As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20 (ii)). Therefore amendment 12 was not agreed.		

Amendment 1 (Jeremy Miles AM) was agreed in accordance with Standing Order 17.34(i).

Amendment 2 (Jeremy Miles AM) was agreed in accordance with Standing Order 17.34(i).

Amendment 3 (Jeremy Miles AM) was agreed in accordance with Standing Order 17.34(i).

Amendment 13 (Suzy Davies AM) was not moved.

Amendment 14 (Suzy Davies AM)

In Favour	Against	Abstain
Suzy Davies AM	Mick Antoniw AM	
Mandy Jones AM	Carwyn Jones AM	
Dai Lloyd AM	Rhianon Passmore AM	
As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20 (ii)). Therefore amendment 14 was not agreed.		

Amendment 15 (Suzy Davies AM)

In Favour	Against	Abstain
Suzy Davies AM	Mick Antoniw AM	
Mandy Jones AM	Carwyn Jones AM	
Dai Lloyd AM	Rhianon Passmore AM	
As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20 (ii)). Therefore amendment 15 was not agreed.		

Amendment 16 (Suzy Davies AM)

In Favour	Against	Abstain
Suzy Davies AM	Mick Antoniw AM	
	Carwyn Jones AM	
	Mandy Jones AM	
	Dai Lloyd AM	
	Rhianon Passmore AM	

Amendment 16 was not agreed.

Amendment 4 (Jeremy Miles AM) was agreed in accordance with Standing Order 17.34(i).

Amendment 5 (Jeremy Miles AM) was agreed in accordance with Standing Order 17.34(i).

Amendment 9 (Jeremy Miles AM) was agreed in accordance with Standing Order 17.34(i).

Amendment 10 (Jeremy Miles AM) was agreed in accordance with Standing Order 17.34(i).

Amendment 6 (Jeremy Miles AM) was agreed in accordance with Standing Order 17.34(i).

Amendment 7 (Jeremy Miles AM) was agreed in accordance with Standing Order 17.34(i).

Amendment 17 (Suzy Davies AM) was not moved.

Amendment 11 (Jeremy Miles AM) was agreed in accordance with Standing Order 17.34(i).

Amendment 8 (Jeremy Miles AM) was agreed in accordance with Standing Order 17.34(i).

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

3.1 SL(5)410 – The Regulated Services (Penalty Notices) (Wales) Regulations 2019

The Committee considered the instrument, along with the Government response, and will report to the Assembly in line with the reporting points identified.

3.2 SL(5)411 – The Education (Student Support) (Postgraduate Master's Degrees) (Wales) Regulations 2019

The Committee considered the instrument and agreed to wait for the Government response before reporting to the Assembly.

4 Statutory Instruments requiring consent: Brexit

4.1 SICM(5)22 The Law Enforcement and Security (Amendment) (EU Exit) Regulations 2019

The Committee considered the Statutory Instrument Consent Memorandum and noted that as detailed in the letter from the Minister for Environment, Energy and Rural Affairs, the Minister was not minded to table a motion for a debate.

5 Paper(s) to note

5.1 Letter from the Chair of External Affairs and Additional Legislation Committee: Attendance of Ministers at Monday committees

The Committee noted the letter from the Chair of the External Affairs and Additional Legislation Committee.

5.2 Letter from the Counsel General: Legislation (Wales) Bill

The Committee noted the letter from the Counsel General.

5.3 Letter from the Chancellor of the Duchy of Lancaster: Engagement between UK administrations

The Committee noted the letter from the Chancellor of the Duchy of Lancaster.

5.4 Letter from the Chair of the External Affairs and Additional Legislation Committee to the Minister for International Relations and the Welsh Language: Trade Bill – legislative consent

The Committee noted the letter from the Chair of the External Affairs and Additional Legislation Committee.

5.5 Letter from the Llywydd: Application of Standing Order 30A

The Committee noted the letter from the Llywydd.

5.6 Letter from the Counsel General: Joint Ministerial Committee (European Negotiations)

The Committee noted the letter from the Counsel General.

5.7 Welsh Government Interim Response to the Law Commission's Report on Planning Law in Wales

The Committee noted the Welsh Government's Interim Response to the Law Commission's Report on Planning Law in Wales.

6 Motion under Standing Order 17.42 to resolve to exclude the public from the meeting for the following business:

The Committee agreed to exclude the public from the remainder of the meeting.

7 Supplementary Legislative Consent Memorandum on the Agriculture Bill

The Committee noted the Supplementary Legislative Consent Memorandum on the Agriculture Bill, and agreed to consider a draft report at a future meeting.

8 Consideration of response to letter from Bruce Crawford MSP, Convener of the Finance and Constitution Committee

The Committee considered its response to the letter from Bruce Crawford MSP. A letter will be sent in due course.

9 Forward Work Programme

The Committee noted the Forward Work Programme.