

Agenda – Legislation, Justice and Constitution Committee

Meeting Venue:

Video Conference via Zoom

Meeting date: 17 January 2022

Meeting time: 13.30

For further information contact:

P Gareth Williams

Committee Clerk

0300 200 6565

SeneddLJC@senedd.wales

1 Introductions, apologies, substitutions and declarations of interest

13.30

2 Scrutiny session with the Counsel General and Minister for the Constitution

13.30 – 14.45

(Pages 1 – 55)

Mick Antoniw MS, Counsel General and Minister for the Constitution

James Gerard, Deputy Director, Justice Policy

Attached Documents:

LJC(6)–02–22 – Paper 1 – Briefing

LJC(6)–02–22 – Paper 2 – Letter from the First Minister, 10 January 2022

LJC(6)–02–22 – Paper 3 – Letter from the Counsel General, 13 January 2022

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

14.45 – 14.50

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Attached Documents:

LJC(6)–01–22 – Paper 4 – Statutory instruments with clear reports

Made Negative Resolution Instruments



**Senedd Cymru
Welsh Parliament**

3.1 SL(6)116 – The Additional Learning Needs and Education Tribunal (Wales) Act 2018 (Consequential Amendments) (No. 3) Regulations 2021

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

14.50 – 15.00

Made Negative Resolution Instruments

4.1 SL(6)121 – The Education (School Day and School Year) (Wales) (Amendment) (Coronavirus) Regulations 2021

(Pages 57 – 62)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)-02-22 – Paper 5 – Draft report

LJC(6)-02-22 – Paper 6 – Letter from the Minister for Education and Welsh Language to the Llywydd, 21 December 2021

4.2 SL(6)126 – The Health Protection (Coronavirus, International Travel and Public Health Information to Travellers) (Wales) (Miscellaneous Amendments) Regulations 2022

(Pages 63 – 68)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)-02-22 – Paper 7 – Draft report

LJC(6)-02-22 – Paper 8 – Letter from the Minister for Health and Social Services to the Llywydd, 6 January 2022

Made Affirmative Resolution Instruments

4.3 SL(6)123 – The Official Controls (Extension of Transitional Periods and Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021

(Pages 69 – 73)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)–02–22 – Paper 9 – Draft report

LJC(6)–02–22 – Paper 10 – Letter from the Minister for Rural Affairs and North Wales, and Trefnydd to the Llywydd, 22 December 2021

Composite Negative Resolution Instruments

4.4 SL(6)115 – The Greenhouse Gas Emissions Trading Scheme (Amendment) Order 2021

(Pages 74 – 75)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)–02–22 – Paper 11 – Draft report

Composite Affirmative Resolution Instruments

4.5 SL(6)114 – The Greenhouse Gas Emissions Trading Scheme (Amendment) Order 2022

(Pages 76 – 77)

[Regulations](#)

[Explanatory Memorandum](#)

Attached Documents:

LJC(6)–02–22 – Paper 12 – Draft report

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

15.00 – 15.05

5.1 SL(6)102 – The Education (Student Fees, Awards and Support) (Amendment) (Wales) Regulations 2021

(Pages 78 – 80)

Attached Documents:

LJC(2)-02-22 – Paper 13 – Report

LJC(2)-02-22 – Paper 14 – Welsh Government response

5.2 SL(6)118 – The Health Protection (Coronavirus Restrictions) (No. 5) (Wales) (Amendment) (No. 23) Regulations 2021

(Pages 81 – 85)

Attached Documents:

LJC(6)-02-22 – Paper 15 – Report

LJC(6)-02-22 – Paper 16 – Welsh Government response

6 Papers to note

15.05 – 15.10

6.1 Correspondence from the Health and Social Care Committee and the Children, Young People and Education Committee: Legislative Consent Memoranda on the Nationality and Borders Bill

(Pages 86 – 87)

Attached Documents:

LJC(6)-02-22 – Paper 17 – Letter from the Health and Social Care Committee and the Children, Young People and Education Committee to the Llywydd, 6 January 2021

6.2 Correspondence from the Counsel General and Minister for the Constitution: The Waste and Agriculture (Legislative Functions) Regulations 2022

(Pages 88 – 90)

Attached Documents:

LJC(6)-02-22 – Paper 18 – Letter from the Counsel General and Minister for the Constitution, 7 January 2022

- 7 Motion under Standing Order 17.42 to resolve to exclude the public from the remainder of the meeting**
15.10
- 8 Scrutiny session with the Counsel General and Minister for the Constitution – consideration of evidence**
15.10 – 15.20
- 9 Supplementary Legislative Consent Memoranda (Memorandum No. 3 and Memorandum No. 4) on the Police, Crime, Sentencing and Courts Bill**
15.20 – 15.30 (Pages 91 – 116)
[Supplementary Legislative Consent Memorandum \(Memorandum No. 3\) – Police, Crime, Sentencing and Courts Bill](#)
[Supplementary Legislative Consent Memorandum \(Memorandum No. 4\) – Police, Crime, Sentencing and Courts Bill](#)

Attached Documents:

LJC(6)–02–22 – Paper 19 – Draft report

LJC(6)–02–22 – Paper 20 – Letter from the Minister for Social Justice regarding Memoranda No. 3 and No. 4, 7 January 2022

LJC(6)–02–22 – Paper 21 – Letter from the Minister for Social Justice regarding the report on Memorandum No. 2, 7 January 2022

- 10 Supplementary Legislative Consent Memorandum (Memorandum No. 2) on the Professional Qualifications Bill**
15.30 – 15.40 (Pages 117 – 143)
[Supplementary Legislative Consent Memorandum \(Memorandum No. 2\) – Professional Qualifications Bill](#)

[Report on the Welsh Government's Legislative Consent Memorandum on the Professional Qualifications Bill](#)

Attached Documents:

LJC(6)-02-22 – Paper 22 – Legal advice note

LJC(6)-02-22 – Paper 23 – Letter from the Minister for Education and Welsh Language , 6 December 2021

11 Supplementary Legislative Consent Memorandum (Memorandum No. 2) on the Health and Care Bill

15.40 – 15.50

(Pages 144 – 151)

[Supplementary Legislative Consent Memorandum \(Memorandum No. 2\) – The Health and Care Bill](#)

[Report on the Welsh Government's Legislative Consent Memorandum on the Health and Care Bill](#)

Attached Documents:

LJC(6)-02-22 – Paper 24 – Legal advice note

12 Legislative Consent Memorandum on the Commercial Rent (Coronavirus) Bill

15.50 – 16.00

(Pages 152 – 155)

[Legislative Consent Memorandum – Commercial Rent \(Coronavirus\) Bill](#)

Attached Documents:

LJC(6)-02-22 – Paper 25 – Legal advice note

13 Scrutiny of Welsh Government notifications: Consent to Statutory Instruments made by the UK Government

16.00 – 16.10

(Pages 156 – 175)

Attached Documents:

LJC(6)-02-22 – Paper 26 – Briefing

LJC(6)-02-22 – Paper 27 – Written Statement by the Minister for Finance and Trefnydd, 25 May 2021

LJC(6)-02-22 – Paper 28 – Written Statement by the Minister for Rural Affairs

and North Wales and Trefnydd, 22 June 2021

LJC(6)-02-22 – Paper 29 – Written Statement by the Minister for Finance and Local Government, 22 July 2021

LJC(6)-02-22 – Paper 30 – Written Statement by the Minister for Rural Affairs, North Wales and Trefnydd, 9 August 2021

LJC(6)-02-22 – Paper 31 – Written Statement by the Minister for Finance and Local Government, 2 November 2021

LJC(6)-02-22 – Paper 32 – Written Statement by the Minister for Rural Affairs and North Wales and Trefnydd, 21 December 2021

14 Review of Intergovernmental Relations

16.10 – 16.20

(Pages 176 – 195)

Attached Documents:

LJC(6)-02-22 – Paper 33 – Letter from the First Minister, 13 January 2022

LJC(6)-02-22 – Paper 34 – Written Statement by the First Minister, 13 January 2022

LJC(6)-02-22 – Paper 35 – Policy paper: The review of intergovernmental relations

15 Review of the committee timetable and committee remits

16.20 – 16.30

(Pages 196 – 204)

Attached Documents:

LJC(6)-02-22 – Paper 36 – Letter from the Llywydd, 7 January 2022