

Agenda – Constitutional and Legislative Affairs Committee

Meeting Venue:

Committee Room 1 – Senedd

Meeting date: 7 January 2019

Meeting time: 14.30

For further information contact:

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Committee Clerk

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1 Introduction, apologies, substitutions and declarations of interest

2 Legislative Consent Memorandum on the Healthcare (International Arrangements) Bill: Evidence session

(Pages 1 – 43)

Vaughan Gething AM, Minister for Health and Social Services

CLA(5)–01–19 – Legal Advice Note

CLA(5)–01–19 – Briefing

CLA(5)–01–19 – Research Service Briefing

[Legislative Consent Memorandum](#)

CLA(5)–01–19 – Paper 1 – Letter from Cabinet Secretary for Health and Social Services to Lord O’Shaughnessy Parliamentary Secretary of State for Health and Social Care, 23 October 2018

CLA(5)–01–19 – Paper 2 – Letter from Cabinet Secretary for Health and Social Services to Lord O’Shaughnessy Parliamentary Secretary of State for Health and Social Care, 25 October 2018

CLA(5)–01–19 – Paper 3 – Letter from Lord O’Shaughnessy Parliamentary Secretary of State for Health and Social Care to Cabinet Secretary for Health and Social Services, 26 October 2018

CLA(5)–01–19 – Paper 4 – Letter from Cabinet Secretary for Health and Social Services to Lord O’Shaughnessy Parliamentary Secretary of State for Health and Social Care, 15 November 2018



CLA(5)–01–19 – Paper 5 – Letter from Cabinet Secretary for Health and Social Services to Lord O’Shaughnessy Parliamentary Secretary of State for Health and Social Care, 4 December 2018

CLA(5)–01–19 – Paper 6 – Letter from Lord O’Shaughnessy Parliamentary Secretary of State for Health and Social Care to Cabinet Secretary for Health and Social Services, 14 December 2018

CLA(5)–01–19 – Paper 7 – Letter from Cabinet Secretary for Health and Social Services to Lord O’Shaughnessy Parliamentary Secretary of State for Health and Social Care, 19 December 2018

CLA(5)–01–19 – Paper 8 – Letter from Lord O’Shaughnessy Parliamentary Secretary of State for Health and Social Care to Cabinet Secretary for Health and Social Services, 19 December 2018

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

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CLA(5)–01–19 – Paper 9 – Statutory instruments with clear reports
Affirmative Resolution Instruments

3.1 SL(5)291 – The Abolition of the Right to Buy and Associated Rights (Wales) Act 2018 (Consequential Amendments and Savings Provisions) Regulations 2019

4 Proposed negative instruments that raise no reporting issues under standing order 21.3B

(Pages 46 – 47)

CLA(5)–01–19 – Paper 10 – Proposed negative statutory instruments with clear reports

4.1 pNeg(5)001 – The Elections (Wales) (Amendment) (EU Exit) Regulations 2018

4.2 pNeg(5)002 – The Environmental Damage (Prevention and Remediation) (Wales) (Amendment) (EU Exit) Regulations 2018

4.3 pNeg(5)003 – The Environmental Noise (Wales) (Amendment) (EU Exit) Regulations 2018

5 Statutory Instruments requiring Consent: Brexit

5.1 SICM(5)10 – The Floods and Water (Amendment etc.) (EU Exit) Regulations 2019

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CLA(5)–01–19 – Paper 11 – Letter from the Cabinet Secretary for Energy, Planning and Rural Affairs

CLA(5)– 01–19 – Paper 12 – Welsh Government Written Statement:
Notification in Relation to Statutory Instruments made by UK Ministers in devolved areas under the European Union (Withdrawal) Act 2018 not laid before the Assembly

CLA(5)– 01–19 – Paper 13 – Statutory Instrument Consent Memorandum

CLA(5)– 01–19 – Paper 14 – Regulations

CLA(5)– 01–19 – Paper 15 – Explanatory Memorandum

CLA(5)– 01–19 – Paper 16 – Commentary

5.2 SICM(5)11 – The Fisheries (Amendment) (EU Exit) Regulations 2019

(Pages 94 – 118)

CLA(5)–01–19 – Paper 17 – Letter from the Cabinet Secretary for Energy, Planning and Rural Affairs

CLA(5)– 01–19 – Paper 18 – Welsh Government Written Statement:
Notification in Relation to Statutory Instruments made by UK Ministers in devolved areas under the European Union (Withdrawal) Act 2018 not laid before the Assembly

CLA(5)– 01–19 – Paper 19 – Statutory Instrument Consent Memorandum

CLA(5)– 01–19 – Paper 20 – Regulations

CLA(5)– 01–19 – Paper 21 – Explanatory Memorandum

CLA(5)– 01–19 – Paper 22 – Commentary

5.3 SICM(5)12 – Environment (Amendment Etc.) (EU Exit) Regulations 2018

(Pages 119 – 155)

CLA(5)-01-19 – Paper 23 – Letter from the Cabinet Secretary for Energy, Planning and Rural Affairs

CLA(5)- 01-19 – Paper 24 – Welsh Government Written Statement: Notification in Relation to Statutory Instruments made by UK Ministers in devolved areas under the European Union (Withdrawal) Act 2018 not laid before the Assembly

CLA(5)- 01-19 – Paper 25 – Statutory Instrument Consent Memorandum

CLA(5)- 01-19 – Paper 26 – Regulations

CLA(5)- 01-19 – Paper 27 – Explanatory Memorandum

CLA(5)- 01-19 – Paper 28 – Commentary

6 Written statements under Standing Order 30C

6.1 WS-30C(5)43 – The European Union (Withdrawal) Act 2018 (Consequential Modifications and Repeals and Revocations) Regulations 2018

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CLA(5)-01-19 – Paper 29 – Statement

CLA(5)-01-19 – Paper 30 – Commentary

6.2 WS-30C(5)44 – The Common Agricultural Policy (Direct Payments to Farmers) (Amendment) (EU Exit) Regulations 2018

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CLA(5)-01-19 – Paper 31 – Statement

CLA(5)-01-19 – Paper 32 – Commentary

6.3 WS-30C(5)45 – The Rural Development (Rules and Decisions) (Amendment) (EU Exit) Regulations 2018

(Pages 164 – 167)

CLA(5)-01-19 – Paper 33 – Statement

CLA(5)-01-19 – Paper 34 – Commentary

6.4 WS-30C(5)46 – The Rural Development (EU Exit) (Amendment) Regulations 2018

(Pages 168 – 171)

CLA(5)-01-19 – Paper 35 – Statement

CLA(5)-01-19 – Paper 36 – Commentary

- 6.5 WS-30C(5)47 – The Shipments of Radioactive Substances (EU Exit) Regulations 2018**
(Pages 172 – 175)
- CLA(5)-01-19 – Paper 37 – Statement
CLA(5)-01-19 – Paper 38 – Commentary
- 6.6 WS-30C(5)48 – The Environmental Permitting (England & Wales) (Amendment) (EU Exit) Regulations 2018**
(Pages 176 – 180)
- CLA(5)-01-19 – Paper 39 – Statement
CLA(5)-01-19 – Paper 40 – Commentary
- 6.7 WS-30C(5)49 – The Intelligent Transport Systems (EU Exit) Regulations 2018**
(Pages 181 – 184)
- CLA(5)-01-19 – Paper 41 – Statement
CLA(5)-01-19 – Paper 42 – Commentary
- 6.8 WS-30C(5)50 – The Animal Breeding (Amendment) (EU Exit) Regulations 2018**
(Pages 185 – 188)
- CLA(5)-01-19 – Paper 43 – Statement
CLA(5)-01-19 – Paper 44 – Commentary
- 6.9 WS-30C(5)51 – The European Structural and Investment Funds Common Provisions (Amendment) (EU Exit) Regulations 2018**
(Pages 189 – 192)
- CLA(5)-01-19 – Paper 45 – Statement
CLA(5)-01-19 – Paper 46 – Commentary
- 6.10 WS-30C(5)55 – The Ionising Radiation (Environmental and Public Protection) (Miscellaneous Amendments) (EU Exit) Regulations 2018**
(Pages 193 – 196)
- CLA(5)-01-19 – Paper 47 – Statement
CLA(5)-01-19 – Paper 48 – Commentary
- 6.11 WS-30C(5)56 – The Plant Breeders’ Rights (Amendment etc.) (EU Exit) Regulations 2018**
(Pages 197 – 203)

CLA(5)–01–19 – Paper 49 – Statement

CLA(5)–01–19 – Paper 50 – Commentary

**6.12 WS–30C(5)057 – The Marketing of Seeds and Plant Propagating Material
(Amendment etc.) (England and Wales) (EU Exit) Regulations 2018**

(Pages 204 – 207)

CLA(5)–01–19 – Paper 51 – Statement

CLA(5)–01–19 – Paper 52 – Commentary

**6.13 WS–30C(5)058 – The European Parliamentary Elections Etc. (Repeal,
Revocation, Amendment and Saving Provisions) (United Kingdom and
Gibraltar) (EU Exit) Regulations 2018**

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CLA(5)–01–19 – Paper 53 – Statement

CLA(5)–01–19 – Paper 54 – Commentary

**6.14 WS–30C(5)60 – The Invasive Non–Native Species (Amendment etc.) (EU Exit)
Regulations 2019**

(Pages 212 – 216)

CLA(5)–01–19 – Paper 55 – Statement

CLA(5)–01–19 – Paper 56 – Commentary

7 Inter–institutional agreement

(Pages 217 – 221)

CLA(5)–01–19 – Paper 57 – Letter from Cabinet Secretary for Finance
regarding the Inter–Governmental Relations agreement between Welsh
Government and National Assembly for Wales, 10 December 2018

CLA(5)–01–19 – Paper 58 – Final Agreement

8 Papers to note

**8.1 Letter from the Cabinet Secretary for Education: Additional Learning Needs
(ALN) transformation**

(Pages 222 – 224)

CLA(5)–01–19 – Paper 59 – Letter from the Cabinet Secretary for Education

8.2 Letter from the Leader of the House: Regulations made under the EU (Withdrawal) Act 2018

(Pages 225 – 230)

CLA(5)–01–19 – Paper 60 – Letter from the Leader of the House, 10 December 2018

CLA(5)–01–19 – Paper 61 – Letter to the Leader of the House, 15 November 2018

8.3 Letter from the First Minister: WS–30C(5)17 – The Animal Welfare (Amendment)(EU Exit) Regulations 2018

(Pages 231 – 235)

CLA(5)–01–19 – Paper 62 – Letter from the First Minister, 7 December 2018

CLA(5)–01–19 – Paper 63 – Letter to the First Minister, 28 November 2018

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

10 Statutory Instruments requiring Consent: Brexit and Written statements under Standing Order 30C: Review

(Pages 236 – 238)

CLA(5)–01–19 – Paper 64 – Review

11 Scrutiny of Regulations made under the EU (Withdrawal) Bill: Guidance

(Pages 239 – 250)

CLA(5)–01–19 – Paper 65 – Guidance