

Concise Minutes – Legislation, Justice and Constitution Committee

Meeting Venue:

Video conference via Zoom

Meeting date: Monday, 12 October 2020

Meeting time: 09.30 – 11.29

This meeting can be viewed

on [Senedd TV](#) at:

<http://senedd.tv/en/6470>

Attendance

Category	Names
Assembly Members:	Mick Antoniw MS (Chair) Carwyn Jones MS Dai Lloyd MS David Melding MS
Witnesses:	Mark Drakeford MS, First Minister of Wales Jeremy Miles MS, Counsel General and Minister for European Transition Chris Warner, Welsh Government James Gerard, Welsh Government
Committee Staff:	P Gareth Williams (Clerk) Stephen Davies (Legal Adviser) Gareth Howells (Legal Adviser) Sam Mason (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.

In accordance with Standing Order 17.24A, David Melding declared an interest with respect to Item 2.

2 Making Justice work in Wales: Evidence session 2

The Committee took evidence from the First Minister (until 9.55am) and the Counsel General in relation to its inquiry into Making Justice work in Wales.

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

3.1 SL(5)623 – The Coronavirus Act 2020 (Residential Tenancies: Protection from Eviction) (Wales) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified, and to consider the Welsh Government response at a future meeting.

3.2 SL(5)628 – The Health Protection (Coronavirus, International Travel) (Wales) (Amendment) (No. 13) 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)625 – The Smoke-free Premises and Vehicles (Wales) Regulations 2020

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

3.4 SL(5)626 – The Senedd Cymru (Disqualification) Order 2020

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

3.5 SL(5)627 – The Health Protection (Coronavirus Restrictions) (No. 2) (Wales) (Amendment) (No. 16) (Conwy, Denbighshire, Flintshire and Wrexham) Regulations 2020

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting points identified, and to consider the Welsh Government response at a future meeting.

3.6 SL(5)629 – The Health Protection (Coronavirus Restrictions) (No. 2) (Wales) (Amendment) (No. 17) Regulations 2020

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

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)619 – The Health Protection (Coronavirus Restrictions) (No. 2) (Wales) (Amendment) (No. 12) Regulations 2020

The Committee noted the Welsh Government response and agreed to seek further clarification with regard to the timescales for reviewing local restrictions.

4.2 SL(5)621 – The Health Protection (Coronavirus, International Travel) (Wales) (Amendment) (No. 12) Regulations 2020

The Committee noted the Welsh Government response.

5 Subordinate legislation that raises issues to be reported to the Senedd under Standing Order 21.7

5.1 C(5)042 – The Senedd and Elections (Wales) Act 2020 (Commencement) Order 2020

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

6 Written statements under Standing Order 30C

6.1 WS–30C(5)167 – The Environment (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020

The Committee noted the statement and the commentary.

6.2 WS–30C(5)168 – The Nutrition (Amendment etc) (EU Exit) Regulations 2020

The Committee noted the statement and the commentary.

7 Papers to note

7.1 Letter from the Counsel General: Follow up to Committee scrutiny session on 21 September 2020

The Committee noted the letter from the Counsel General.

7.2 Letter from the Secretary of State for Wales: UK Internal Market Bill

The Committee noted the letter from the Secretary of State for Wales.

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

The Committee agreed the motion.

9 Making Justice work in Wales: Consideration of evidence

The Committee considered the evidence received during the session with the Counsel General and the First Minister.

10 The Greenhouse Gas Emissions Trading Scheme Order 2020: Consideration of draft report

The Committee considered its draft report and agreed to consider it further at the next meeting.

11 Legislative Consent Memorandum on the Domestic Abuse Bill: Consideration of correspondence

The Committee noted the letter from the Deputy Minister and Chief Whip in relation to the Domestic Abuse Bill LCM and agreed to write to seek further clarification before drafting its report.

12 Legislative Consent Memorandum on the Non-Domestic Rating (Lists) (No. 2) Bill: Consideration of key issues

The Committee considered the key issues with regard to the Non-Domestic Rating (Lists) (No. 2) Bill LCM. The Committee agreed to consider its draft report at a future meeting.

13 Covid-19 regulations: Consideration of correspondence

The Committee considered the letter from the Llywydd in relation to the scrutiny of Covid-19 regulations and agreed to consider its response at the next meeting.