

# National Assembly for Wales

## Constitutional and Legislative Affairs Committee

### Merits Report for Statutory Instruments laid too late in the Fourth Assembly for Committee scrutiny

Each of the following instruments was laid before the Assembly at a point that did not allow them to be properly considered by the Fourth Assembly's Constitutional and Legislative Affairs Committee.

In the Fifth Assembly, the responsible Committee is not likely to be established until the 20-day deadline for reporting on the instruments has passed. The 40-day deadline, within which the Assembly is able to annul the instruments, may also have passed before the incoming Committee can consider these instruments.

In these circumstances, the instruments would not have been subject to any Assembly scrutiny procedure and the opportunity for Assembly Members to table motions to annul any of the instruments may be lost.

Therefore the Constitutional and Legislative Affairs Committee has agreed to report under Standing Order 21.3 that the National Assembly should pay special attention to these Statutory Instruments because they give rise to an issue of public policy likely to be of interest to the Assembly (namely that they may by-pass the usual scrutiny arrangements for Statutory Instruments).

### CLA700 - The Social Services and Well-being (Wales) Act 2014 (Consequential Amendments) (Secondary Legislation) (Amendment) Regulations 2016

#### Procedure: Negative

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The Social Services and Well-being (Wales) Act 2014 (Consequential Amendments) (Secondary Legislation) Regulations 2016 made consequential and incidental amendments to secondary legislation as a consequence of the commencement of the Social Services and Well-being (Wales) Act 2014.

Regulation 2 amends the 2016 Regulations to omit reference to two sets of regulations from Schedule 2 to the 2016 Regulations which were included in error. (Schedule 2 to the 2016 Regulations makes provision to disapply in relation to Wales the secondary legislation listed in that Schedule).

The two sets of regulations are the Children and Family Court Advisory and Support Service (Reviewed Case Referral) Regulations 2004 and the Children and Family Court Advisory and Support Service (Reviewed Case Referral) (Amendment) Regulations 2005.



The amendment made by regulation 2 will ensure that the two sets of regulations will continue to apply in relation to England and Wales.

**Date Made:** 9 March 2016

**Date Laid:** 14 March 2016

**Coming into force date:** 5 April 2016

**20 days ends:** 19 May 2016

**40 days ends:** 14 June 2016.

## CLA701 - The Building (Amendment) (Wales) Regulations 2016

### Procedure: Negative

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These Regulations amend the Buildings Regulations 2010. They transpose Article 8 of Directive 2014/61/EU of the European Parliament and of the Council of 15 May 2014 on measures to reduce the cost of deploying high-speed electronic communications networks.

**Date Made:** 10 March 2016

**Date Laid:** 15 March 2016

**Coming into force date:** 8 April 2016

**20 days ends:** 20 May 2016

**40 days ends:** 15 June 2016.

## CLA702 - The Animal Feed (Composition, Marketing and Use) (Wales) Regulations 2016

### Procedure: Negative

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These Regulations-

- (a) provide for the continuing enforcement or implementation of EU Regulations and Directives on feed safety, genetically modified feed, feed additives, the marketing and use of feed, undesirable substances (contaminants) in feed and feed for particular nutritional purposes;
- (b) prescribe offences and penalties for failure to comply with the Regulations; and
- (c) revoke or make consequential amendments to certain Regulations.

**Date Made:** 15 March 2016

**Date Laid:** 17 March 2016

**Coming into force date:** 12 May 2016

**20 days ends:** 22 May 2016

**40 days ends:** 17 June 2016.



# CLA703 - The Animal Feed (Hygiene, Sampling etc. and Enforcement) (Wales) Regulations 2016

## Procedure: Negative

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These Regulations provide for the continuing execution and enforcement of EU regulations relating to feed hygiene and methods of sampling and analysis of feed. These Regulations also make provision as to administration generally in relation to feed law, in particular to give effect to EU regulations relating to verification of compliance with feed and food law, animal health and animal welfare rules.

**Date Made:** 15 March 2016

**Date Laid:** 17 March 2016

**Coming into force date:** 12 May 2016

**20 days ends:** 22 May 2016

**40 days ends:** 17 June 2016.

# CLA704 - The Private Water Supplies (Wales) (Amendment) Regulations 2016

## Procedure: Negative

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These Regulations amend the Private Water Supplies (Wales) Regulations 2010 so as to implement Council Directive 2013/51/EURATOM on the protection of the health of the general public with regard to radioactive substances in water intended for human consumption in relation to private water supplies.

**Date Made:** 21 March 2016

**Date Laid:** 23 March 2016

**Coming into force date:** 14 April 2016

**20 days ends:** 25 May 2016

**40 days ends:** 21 June 2016.

# CLA705 - The Water Supply (Water Quality) (Amendment) Regulations 2016

## Procedure: Joint Negative

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These Regulations amend the Water Supply (Water Quality) Regulations 2010 so as to implement Council Directive 2013/51/EURATOM on the protection of the health of the general public with regard to the radioactive substances in water intended for human consumption in relation to water supplied by



water undertakers whose areas are wholly or mainly in Wales.

**Date Made:** 21 March 2016

**Date Laid:** 23 March 2016

**Coming into force date:** 14 April 2016

**20 days ends:** 25 May 2016

**40 days ends:** 21 June 2016

## CLA706 - The Disabled Persons (Badges for Motor Vehicles) (Wales) (Amendment) Regulations 2016

### Procedure: Negative

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A disabled person's parking badge (known as a "Blue Badge") enables the holder to benefit from a range of parking concessions and exemptions from certain charges which apply to other motorists. The Disabled Persons (Badges for Motor Vehicles) (Wales) Regulations 2000 ("the Principal Regulations") make provision regarding the issue of badges by local authorities.

These Regulations amend the Principal Regulations to provide a description of disabled persons that captures people with a temporary but substantial disability that is expected to affect their mobility for at least twelve months.

**Date Made:** 29 March 2016

**Date Laid:** 30 March 2016

**Coming into force date:** 1 October 2016

**20 days ends:** 25 May 2016

**40 days ends:** 21 June 2016.

