

The Excepted Matters to all Part 1 Fields (Schedule 5 to the *Government of Wales Act 2006*)



Cynulliad National
Cenedlaethol Assembly for
Cymru Wales

Subject: **Excepted Matters**

Last updated: 27 November 2007

This tracking note provides information on the proposed **excepted matters table**. It is proposed that this table will be inserted after Field 20 in Part 1 of Schedule 5 to the [Government of Wales Act 2006](#) ('the Act').

Contents

[Excepted Matters 1 – 18](#)

[Excepted Matters 19 - 28](#)

Status:	Proposed (brought forward by the Welsh Assembly Government)
Source:	National Assembly for Wales Legislative Competence Order The proposed National Assembly for Wales (Legislative Competence) (No.2) Order 2007 seeks to insert a table of excepted matters after Field 20 in Part 1, Schedule 5 to the Act.

Excepted Matters in Part 1 Fields

The matters specified in the first column of the table below (excepted matters) are not included within the matters in the fields of this Part specified in the corresponding entry in the second column.

Table

1. Road freight transport services, including goods vehicles operating licensing.	Matters 6.1, 6.2
2. The regulation of the use of motor vehicles on roads, their construction and equipment and conditions under which they may be so used.	Matters 5.10, 6.1, 6.2
3. Road traffic offences.	Matter 5.10
4. Driver licensing.	Matter 5.10
5. Driving instruction.	Matter 5.10
6. Insurance of motor vehicles.	Matter 5.10

7. Drivers' hours.	Matter 5.10
8. Traffic regulation on special roads, pedestrian crossings, traffic signs and speed limits;	Matter 5.10
9. Public service vehicle operator licensing.	Matter 5.10
10. The provision and regulation of railway services, apart from financial assistance which— (a) does not relate to the carriage of goods, (b) is not made in connection with a railway administration order, and (c) is not made in connection with Council Regulation (EEC) 1191/69 as amended by Council Regulation (EEC) No. 1893/91 on public service obligations in transport.	Matter 5.10
11. Transport security.	Matter 5.10
12. Shipping, apart from financial assistance for shipping services to, from or within Wales.	Matters 5.10, 6.1, 6.2
13. Navigational rights and freedoms, apart from regulation of works which may obstruct or endanger navigation.	Matters 6.1, 6.2
14. Technical and safety standards of vessels.	Matters 5.10, 6.1, 6.2
15. Harbours, docks, piers and boatslips apart from— (a) those used or required wholly or mainly for the fishing industry, for recreation or for communication between places in Wales (or for two or more of those purposes), and (b) regulation for the purposes of protecting the environment.	Matters 5.10, 6.1, 6.2
16. Carriage of dangerous goods (including transport of radioactive material).	Matters 6.1, 6.2
17. Registration of local bus services, and the application and enforcement of traffic regulation conditions in relation to those services	Matter 5.10
18. Energy conservation, apart from the encouragement of energy efficiency otherwise than by prohibition or regulation.	Matters 6.1, 6.2

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Status:	Proposed (brought forward by the Welsh Assembly Government)
Source:	National Assembly for Wales Legislative Competence Order The proposed The National Assembly for Wales (Legislative Competence) (No.3) Order 2007 (Vulnerable Children) seeks to insert excepted matters 19 -28. The Proposed National Assembly for Wales (Legislative Competence) (No.4) Order 2008 seeks to insert '15.9' after '15.8' under excepted matters 19 and 21-25.

19. Child support.	Matters 15.1, 15.2, 15.3, 15.4, 15.5, 15.7, 15.8, 15.9
20. Child trust funds, apart from payments into such funds by— (a) the council of a county or county borough council in Wales, or (b) the Welsh Ministers.	Matters 15.1, 15.2, 15.3, 15.4, 15.5, 15.7, 15.8
21. Tax credits.	Matters 15.1, 15.2, 15.3, 15.4, 15.5, 15.7, 15.8, 15.9
22. Child benefit and guardian's allowance.	Matter 15.1, 15.2, 15.3, 15.4, 15.5, 15.7, 15.8, 15.9
23. Social security.	Matters 15.1, 15.2, 15.3, 15.4, 15.5, 15.7, 15.8, 15.9
24. Independent living funds.	Matters 15.1, 15.2, 15.3, 15.4, 15.5, 15.7, 15.8, 15.9
25. Motability.	Matters 15.1, 15.2, 15.3, 15.4, 15.5, 15.7, 15.8, 15.9
26. Intercountry adoption, apart from adoption agencies and their functions, and functions of the "Central Authority" under the Hague Convention on Protection of Children and Co-operation in respect of Intercountry Adoption.	Matters 15.2, 15.7
27. The Children's Commissioner established under the Children Act 2004.	Matters 15.1, 15.2, 15.3, 15.4, 15.5, 15.6, 15.7, 15.8

28. Family law and proceedings apart from— (a) welfare advice to courts, representation and provision of information, advice and other support to children ordinarily resident in Wales and their families, and (b) Welsh family proceedings officers.	Matters 15.1, 15.2, 15.3, 15.3, 15.4, 15.5, 15.6, 15.7, 15.8
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