

National Assembly for Wales

Constitutional and Legislative Affairs Committee

January 2015

Cynulliad
Cenedlaethol
Cymru

National
Assembly for
Wales



Report on the Statutory Instrument Consent Memorandum for The Public Bodies (Abolition of the Advisory Committees on Pesticides) Order 2015

Background

1. On 16 December 2014, Rebecca Evans AM, Deputy Minister for Farming and Food, in accordance with Standing Order 30A.2, laid before the Assembly a Statutory Instrument Consent Memorandum for The Public Bodies (Abolition of the Advisory Committees on Pesticides) Order 2015.
2. Standing Order 30A states that that a Statutory Instrument Consent Memorandum must be laid and a Statutory Instrument Consent Motion may be tabled before the Assembly if a UK Statutory Instrument makes provision in relation to Wales to amend primary legislation within the legislative competence of the Assembly.

The Statutory Instrument Consent Memorandum

3. The Memorandum states that:

“The objective of the Order is to abolish the Advisory Committee on Pesticides (the ACP) and the Advisory Committee on Pesticides (Northern Ireland) (ACP NI)...The ACPs were established under section 16(7) of the Food and Environment Protection Act 1985(FEPA) as statutory non-departmental public bodies. Following abolition, the intention is to replace the ACPs with a non-statutory expert committee of the Department for Environment, Food and Rural Affairs (Defra).

The Order also makes repeals and revocations associated with the abolition of ACPs, including the repeal of sections 16(7) and 16(9) of FEPA.”¹

4. The non-statutory committee will provide independent and impartial advice to UK Departments and Devolved Administrations.

5. The Memorandum also states that:

“The Welsh Government considers that this Order represents the most appropriate and proportionate legislative vehicle to deal with the abolition of the ACP which covers Wales, England and Scotland, and the ACP(NI); which is also being abolished in the Order.”²

Consideration

6. We considered the Statutory Instrument Consent Memorandum at our meeting on 19 January 2015.

Conclusion

7. **We are content with the Memorandum.**

¹ Paragraphs 4 and 5

² Paragraph 13