

Subordinate Legislation Committee

Report (SLC (3) 24-09)

Date: 4 November 2009
Time: 9.30am
Venue: Committee Room 4, Ty Hywel

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The Committee met on 4 November 2009. At the meeting the following Committee Members were present: Janet Ryder AM, Alun Davies AM, William Graham AM, Mike German AM. Apologies were received from Joyce Watson AM. There were no substitutions.

The Committee reports to the Assembly as follows:

Instruments in respect of which the Assembly is not invited to pay special attention under Standing Order 15.2

Instruments subject to annulment pursuant to a resolution of the Assembly (Negative Procedure)

SLC342 - The Assembly Learning Grants and Loans (Higher Education) (Wales) Regulations 2009

Negative Procedure. Date made 12 October 2009. Date laid 14 October 2009. Coming into force date 5 November 2009

Other Business

Proposed Red Meat Industry (Wales) Measure

The Members considered the legal advice on the delegated powers provisions in the Proposed Red Meat Industry (Wales) Measure and decided to further scrutinise the delegated powers provisions in the Measure. It was decided to invite the Minister to attend Committee to give evidence on the subordinate legislation provisions of the proposed Measure.

Welsh Ministers' Regulatory Impact Assessment Code for Subordinate Legislation

The Members discussed the Regulatory Impact Assessment Code for Subordinate Legislation and the relevant Guidance provided by the Counsel General and Leader of the House Carwyn Jones AM. The Members noted the introduction of the Code and agreed to continue monitoring the quality of the information provided in Explanatory Memorandum laid with Statutory Instruments. The Members agreed to look at the relevant Codes used by other administrations.

Proposed National Assembly for Wales (Remuneration) Measure

The Committee discussed the Proposed National Assembly for Wales (Remuneration) Measure, which was introduced on 15 October 2009 and is an Assembly Commission proposed Measure (the Member in charge is Lord Elis-Thomas). The Members noted that no powers to make subordinate legislation were included in the proposed Measure and were content with this.

Committee Correspondence: the Deputy Minister's response to the Chair's letter regarding SLC313 - The Natural Mineral Water, Spring Water and Bottled Drinking Water (Wales)(Amendment) Regulations 2009

The Members noted the Deputy Minister's reply to the Chair's letter and, agreed to write to the Minister regarding the timescale for issuing the amended regulations. The Committee will consider the amended regulations when they become available.

Agenda Item 7 – Inquiry into the Scrutiny of Delegated Powers

In accordance with Standing Order 10.37(ix) the Committee resolved to exclude the public from the remainder of the meeting to consider the scoping paper for the Inquiry into the Scrutiny of Delegated Powers.

Janet Ryder AM

Chair, Subordinate Legislation Committee

4 November 2009