



**NATIONAL ASSEMBLY  
FOR WALES  
LEGISLATION COMMITTEE**

**ANNUAL REPORT**

**1999- 2000**

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**SUMMARY OF THE WORK OF THE LEGISLATION COMMITTEE**

**1999-2000**

**INTRODUCTION:**

The role of the Legislation Committee is to scrutinise the legislation of the National Assembly for Wales to ensure that all relevant requirements are complied with. Its statutory basis is set out in sections 58 and 59 of the Government of Wales Act 1998 and its functions in Standing Order 11.

This is the first Annual Report to Members of the Legislation Committee on its work. The Legislation Committee held its first meeting on 29<sup>th</sup> June 1999 and met 32 times in the period until July 2000. During that time, the Committee considered a total of 117 pieces of subordinate legislation and made numerous comments and observations.

This report provides an overview of the Committee's reports on each piece of legislation scrutinised and considers the impact of the Committee's recommendations and comments. The results are also presented in summary tabular form. The report also looks at the wider work of the Committee including its efforts to help shape the presentation and improve the quality of National Assembly legislation.

**Adrian Green**

Clerk,

Legislation Committee

September 2000

## FIRST YEAR ANALYSIS:

### Standing Order 11.5

Standing Order 11.5 sets out the Committee's primary functions and provides grounds for the Committee to invite the National Assembly to pay special attention to orders. The grounds are as follows:

- doubt whether the legislation is within the Assembly's powers
- it is excluded from challenge in the courts
- it appears to have retrospective effect
- its form or meaning needs further explanation
- its drafting appears to be defective; or
- there appear to be inconsistencies between the English and the Welsh texts.

Before reporting to the Assembly, the Committee informs the relevant Assembly Secretary of their intention and invites him or her to give evidence to the Committee under Standing Order 11.4.

The Committee invited the Assembly to pay special attention to legislation on 14 separate occasions (12% of orders) for the following reasons:

- Drafting defects (8 cases)
- LC 4: The Education (School Teacher Appraisal) (Wales) Regulations 1999.

(These regulations were made under the urgency procedure)

*The Assembly Secretary accepted the points made by the Committee and agreed to take them on board when the regulations were next revised.*

- LC 18: The Water Undertakers (Rateable Values) (Wales) Order 1999.

(submitted under Standard Procedure)

*The Assembly Secretary accepted the points made by the Committee. The Order was subsequently withdrawn and revised.*

- LC 47: The Local Authorities (Alteration of Requisite Calculations) (Wales) Regulations 2000.

(submitted under Standard Procedure)

*The Assembly Secretary accepted the points made and the regulations were revised accordingly.*

- LC 49: The Seed (Fees) (Amendment) (Wales) Regulations 2000.

(submitted under Standard Procedure)

*The Assembly Secretary accepted the point and the regulations were revised accordingly.*

- LC 57: The NHS Trusts (Originating Capital) (Wales) Order 2000.

(submitted under Standard Procedure)

*The Assembly Secretary accepted the point and the regulations were revised accordingly.*

- LC 70: The Sea Fishing (Enforcement of Measures for the Recovery of the Stock of Cod) (Irish Sea) (Wales) Order 2000.

(These regulations were made under the urgency procedure)

*The Assembly Secretary accepted that the Order was technically defective and noted the Committee's comment that the error did not affect the validity of the instrument.*

- LC: 87 The Sea Fishing (Enforcement of Community Quota and Third Country Fishing Measures) (Wales) Order 2000.

(These regulations were made under the urgency procedure)

*Incorrect references in the Order amounted to defective drafting. The Assembly Secretary stated that this was a clerical error which did not affect the validity of the Order.*

- LC 88: The Sea Fishing (Enforcement of Community Satellite Monitoring Measures) (Wales) Order 2000.

(These regulations were made under the urgency procedure)

*The same comments applied to those given above (LC 87).*

- Retrospective effect (3 cases) – S.O. 11.5(iii)
- LC 12: The NHS (Travelling Expenses and Remission of Charges) Amendment (Wales) Regulations 1999.

(These regulations were made under the urgency procedure)

*The regulations were made and came into force the same day. Although this does not affect the validity of the regulations, there is nevertheless technically part of that day when they would have had retrospective effect. This was accepted by the Assembly Secretary.*

- LC 13: The NHS (Optical Charges and Payments) and (General Ophthalmic Services) Amendment (Wales) Regulations 1999.

(These regulations were made under the urgency procedure)

*These Regulations were also made and came into force on the same day. The Assembly Secretary accepted this and stated that this was the result of an administrative error.*

- LC 97: The Local Authorities Traffic Orders (Exemption for Disabled Persons) (Wales) Regulations 2000.

(submitted under Standard Procedure)

*Made and came into force on the same day. Again, the result of an administrative error.*

- Doubt whether legislation is within the Assembly's powers – S.O. 11.5(i)
- LC 62: The Non Domestic Rating (Chargeable Amounts) (Wales) Regulations 2000.

(These regulations were made under the urgency procedure)

*The Assembly Secretary accepted the Committee's views and brought forward amending regulations.*

- LC 96: The Disabled Persons (Badges for Motor Vehicles) (Wales) Regulations 2000.

(submitted under Standard Procedure)

*Following correspondence with the Assembly Secretary and debate in plenary, the draft regulations were revised to reflect the findings of the Committee's report.*

- Failure to meet statutory and other legal requirements – S.O. 11.5(v)
- LC: 101 The Sea Fishing (Enforcement of Community Control) (Wales) Order 2000.

*The Order was made under urgency on 29<sup>th</sup> March but was not considered by the Legislation Committee until 6<sup>th</sup> June. This breached S.O.22.26, which requires the relevant Assembly Secretary to submit an order made under the Urgency Procedure to the Committee as soon as possible after it has been made. This meant Members were denied sight of the Committee's report in the 40 day period allowed to seek revocation of the Order (S.O. 22.27). The Order had also not been published at the time it was considered by the Committee in breach of the statutory requirement.*

## **General Comments / Observations**

Besides its responsibilities under Standing Order 11.5, the Committee's reports to the Assembly have included observations that are intended to improve the quality, effectiveness and presentation of Assembly legislation.

From the outset, the Committee has been concerned that Assembly legislation should be drafted in a modern style using clear, plain language. Short sentences are encouraged. This message has been the subject of correspondence between the Chair, the First Secretary and the Presiding Officer. Through its legal advisers, the Committee has studied initiatives taken by the Tax Law Rewrite Committee in Westminster; and those taken in New Zealand where new, simpler drafting styles have been adopted. The Committee made suggestions on the need for greater clarity or where drafting could have been simplified to assist the reader on 72 occasions (61%).

A theme which emerged in the Committee's work was the desire to avoid the use of gender specific language in National Assembly legislation. Eight pieces of legislation (7%) considered by the Committee contained such references. However, examples of this practice became less frequent once it became clear that the Committee attached great importance to this issue.

Another concern that arose was the practice of drafting National Assembly legislation by extensive references to comparable English regulations. Although this might be a quick and convenient way of producing draft orders, members felt that users of the legislation in Wales would be disadvantaged by also having to purchase the English regulations in order fully to make sense of the Welsh legislation. There was also a question as to whether the National Assembly in plenary could be expected to properly consider any draft order which had been drafted in this way without sight of the corresponding English legislation. It is understood that strenuous efforts will be made to avoid this practice in future. Indeed, the Business Committee concurred with the Legislation Committee's view by stating that they also do not wish to see legislation drafted in this way.

28 (24%) of the orders which came before the Committee contained typographical or grammatical errors. As Standing Orders were originally drafted it was extremely difficult to make minor corrections to draft Orders once they had been laid before the Assembly for plenary consideration. However pressure from the Committee resulted in an amendment being made to Standing Order 22 to specifically provide for minor drafting errors to be corrected after the drafts had been laid before the Assembly by means of a "Memorandum of Corrections".

The National Assembly is in a unique position in the UK in producing bilingual legislation. It is therefore a tribute to the standards of drafting in Welsh that only 4 reports (3%) contained references to inconsistencies between the English and Welsh text. A number of these raised points of principle or style such as the need to accommodate different terms (and acronyms) in Welsh and English; and the consequences for alphabetical order. One example was where the direct equivalent in Welsh for General Practitioner ("Ymarferydd Cyffredinol") was considered not to convey the meaning as

well as "Meddyg Teulu" which is Welsh for Family Doctor.

### **Chair's Target**

The Chair has expressed the view that he sees a significant measure of the Committee's success being reflected in the length and consequence of the Legal Adviser's reports to the Committee.

Clearly, when those reports are very short, containing few or no comments then the Committee can be satisfied that its views are being anticipated by the drafting lawyers.

To date, only 25 reports on orders (21%) have contained no substantive comments or observations.

### **Urgency Procedure (Standing Order 22.25)**

47 pieces of Assembly legislation (40%) which came before the Committee had been made under the Urgency Procedure. Nine (8%) of these were subsequently reported on under Standing Order 11.5 and drawn to the special attention of the Assembly.

When legislation is made in this way, there is often no scope for any amendments suggested by the Committee to be incorporated (unless the legislation had not completed its final printing stage). The Committee has expressed concerns on a number of occasions over the consequences for quality control which result from the frequent use of this procedure.

This problem has been exacerbated on occasions by time delays in receiving Orders. This jeopardises the members' opportunity to seek revocation of Orders within the 40 working day period allowed (S.O.22.27) – the counter balance built in to the use of the Urgency Procedure by the Government of Wales Act 1998.

### **Publication**

The Committee has sought to monitor the problems experienced in ensuring prompt publication of Assembly legislation and brought its concerns to the attention of the First Secretary and the Presiding Officer.

### **Other Activities**

The Committee has been involved in a number of activities associated with its role. A very informative and useful visit was received from a delegation from the Scottish Parliament's Subordinate Legislation Committee in March and a reciprocal visit was recently undertaken. The Committee also hosted jointly with the Law Society a visit by representatives from the New South Wales Regulation Review Committee in July and plan to visit the House of Commons before the end of the year to meet Members of the Joint Committee on Statutory Instruments. The Committee has developed a good working relationship with the Law Society who made a presentation to the National Assembly through the Presiding Officer of a parchment to commemorate the passing of the first piece of Assembly legislation in July 1999. The parchment will be placed on display in the Assembly Hall.

The Committee has taken a keen interest in the implications for the Assembly of the Human Rights Act 1998 and was instrumental in the process that lead to changes to the Disabled Persons (Badges for Motor Vehicles) (Wales) Regulations 2000. The Committee has also recently benefited from an instructive presentation on this important topic from a former lawyer of the European Court of Human Rights in Strasbourg now working for the Office of the Counsel General.

The Secretariat has been involved in a number of activities to help raise the profile of the Committee and its role amongst staff within the Assembly. Members of the Secretariat have participated in a number of training events and workshops for staff in order to explain the committee's role in the legislative process. The Committee's legal advisers have been instrumental in advising upon changes to Standing Order 22 and have also participated in devolution seminars and for both officials and outside lawyers.

### Operational Matters

Despite the tight deadlines provided by weekly meetings, the operational side of the Committee has run relatively smoothly. As soon as a draft order has been laid before the Assembly it has appeared on the next available agenda, together with an associated report by the legal adviser. The Secretariat aim to provide Members with all papers 2 working days before the meeting. Following each meeting the Secretariat ensures that the Committee's Reports are laid before the Assembly as soon as possible, often on the same day. The reports and minutes are placed on the intranet and internet within 2 working days and the aim is also to send letters from the Chair within this time scale.

### WORK OF THE LEGISLATION COMMITTEE: 1999-2000

Ref. No:	Urgency Procedure  Used  (SO.22.26)	S.O.11.5 (*)  (Grounds for Drawing the Special Attention of the Assembly to Subordinate Legislation)	GENERAL OBSERVATIONS				Committee's  comments taken on board in final printed version  (Yes / No)
			Suggestions on the need for greater clarity or where drafting could be simplified to assist the reader.	Typographical, grammatical or minor drafting errors.	Inconsistency between the  English & Welsh Texts	Use of  Gender specific  language	
LC01							Alignment of text
LC02							No
LC03							No
LC04							No
LC05							No
LC06							No
LC07							No



LC29							No Comments Made
LC30							No Comments Made
LC31							No Comments Made
LC32							No Comments Made
LC33							No Comments Made
LC34							No Comments Made
LC35							No Comments Made
LC36							No Comments Made
LC37							No
LC38							Only the suggestion to divide up the explanatory note
LC39							No
LC40							Yes
LC41							No Comments Made
LC42							No Comments Made
LC43							No
LC44							No
LC45							No
LC46							Yes
LC47							Yes
LC48							Yes
LC49							Yes

<b>LC50</b>							Yes
<b>LC51</b>							Yes
<b>LC52</b>							No
<b>LC53</b>							No Comments Made
<b>LC54</b>							No
<b>LC55</b>							NO
<b>LC56</b>							Yes
<b>LC57</b>							Yes - Correct in version laid
<b>LC58</b>							Yes
<b>LC59</b>							Yes
<b>LC60</b>							Yes
<b>LC61</b>							No Comments Made
<b>LC62</b>							Yes, amending Regulations were brought forward
<b>LC62 (Revised)</b>							No
<b>LC63</b>							Yes
<b>LC64</b>							Yes
<b>LC65</b>							NO
<b>LC66</b>							No
<b>LC67</b>							Yes
<b>LC68</b>							Yes

LC69							Yes
LC70							No
LC71							Yes
LC72							No comments made
LC73							No
LC74							Yes
LC75							No
LC76							No
LC77							No
LC78							No
LC79							No
LC80							No
LC81							No
LC82							No
LC83							Yes
LC84							Yes
LC85							No
LC86							No
LC87							No
LC88							No
LC89							No comments made
LC90							No comments made

<b>LC91</b>							No
<b>LC92</b>							No
<b>LC93</b>							No
<b>LC94</b>							Only typing error corrected
<b>LC95</b>							No
<b>LC96</b>							Not sent for printing
<b>LC96 Revise</b>							Yes, only one minor point remained.
<b>LC97</b>							Yes, corrected under SO22.12A
<b>LC98</b>							No comments made
<b>LC99</b>							No comments made
<b>LC100</b>							Order not available
<b>LC101</b>			Procedural Irregularities				Issue still outstanding
<b>LC102</b>							No comments made
<b>LC103</b>							Yes
<b>LC104</b>							No
<b>LC105</b>							No comments made
<b>LC106</b>							Yes
<b>LC107</b>							No
<b>LC108</b>							No
<b>LC109</b>							No

<b>LC110</b>							No
<b>LC111</b>							No
<b>LC112</b>							No comments made
<b>LC113</b>							Order not available
<b>LC114</b>							Yes
<b>LC115</b>							Yes
<b>LC116</b>							Yes
<b>LC117</b>							Order not available

*On a number of occasions the Committee's Reports also made reference to the need for footnotes to be placed in dual column format where they were incorrectly positioned in the copy sent to the Committee. However, these matters were always corrected at the final printing stage and this comment simply served as a reminder. This minor comment has therefore not been reflected in the summaries.*

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<b>LC01</b>	<b>The Local Government Act 1999 (Commencement)(Wales)</b> <b>Order 1999</b> (SI 1999 No.2242 (W.2))
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*Considered by the Legislation Committee on: 14<sup>th</sup> September 1999*

*Made under urgency procedure: 5<sup>th</sup> August 1999*

The only comment made by the Committee in its report to the Assembly was that the Welsh and English text needed to be aligned. This was improved in the final printed version.

<b>LC02</b>	<b>The Education (Mathematics and Science Teacher Training Incentive)(Wales) Regulations 1999</b> (SI 1999 No.2816 (W.17))
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*Considered by the Legislation Committee on: 14<sup>th</sup> September 1999*

*Made under urgency procedure: 31<sup>st</sup> August 1999*

The Committee made some general observations in relation to the need for greater clarity in the Welsh text.

It was suggested that it might have been better if the regulations were drafted in a more user friendly way. However, as they were made under the urgency procedure and the Committee did not believe the regulations to be defective under Standing Order 11.5, the Committee asked that their comments be noted for the future.

<b>LC03</b>	<b>The Education (Teachers' Qualifications and Health Standards) (Wales) Regulations 1999</b> (SI 1999 No.2817 (W.18))
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*Considered by the Legislation Committee on: 14<sup>th</sup> September 1999*

*Made under urgency procedure: 31<sup>st</sup> August 1999*

A number of general observations were made by the Committee particularly, in relation to the need to use plain and gender neutral language in the future. Concerns were also expressed over typographical and grammatical errors.

<b>LC04</b>	<b>The Education (School Teacher Appraisal) (Wales) Regulations 1999</b> (SI 1999 No.2888 (W.25))
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*Considered by the Legislation Committee on: 28<sup>th</sup> September 1999*

*Made under urgency procedure: 31<sup>st</sup> August 1999*

The Legislation Committee concluded that formal reporting under Standing Order 11.5 appeared to be necessary under 11.5 (v) and 11.5 (vi).

The Chair accordingly wrote to the Assembly Secretary under S/O 11.4. The Assembly Secretary agreed with the deliberations of the Committee but concluded that remedying the defects should be left to regulations which are intended to introduce a new appraisal system having effect from 1<sup>st</sup> September 2000.

<b>LC05</b>	<b>The Education (Student Fees)(Exceptions)(Wales) Regulations 1999</b> (SI 1999 No.2862 (W.22))
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*Considered by the Legislation Committee on: 28<sup>th</sup> September 1999*

*Made under urgency procedure: 26<sup>th</sup> August 1999*

The Committee made a number of general observations in respect of grammatical errors and pointed out that in some places, the regulations could have been clearer.

<b>LC06</b>	<b>The New Schools (Admissions) (Wales) Regulations 1999</b> (SI 1999 No.2800 (W.14))
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*Considered by the Legislation Committee on: 28<sup>th</sup> September 1999*

*Made under urgency procedure: 31<sup>st</sup> August 1999*

The Committee made a number of general observations on grammatical and typographical errors and pointed out that in some places, the regulations could have been clearer.

**LC07 The Education (Change of Category of Maintained Schools) (Wales) (SI 1999 No.2633 (W.7))**

*Considered by the Legislation Committee on: 28<sup>th</sup> September 1999*

*Made under urgency procedure: 23<sup>rd</sup> August 1999*

The Committee made some general observations on the drafting style for greater clarity.

**LC08 The Education (School Admission Appeals: The National Assembly for Wales Code of Practice) (Appointed Day) Order 1999 (SI 1999 No.2893 (W.26))**

*Considered by the Legislation Committee on: 28<sup>th</sup> September 1999*

*Made under urgency procedure: 31<sup>st</sup> August 1999*

The Committee made some general observations for the future.

**LC09 The Education (School Meals Staff) (Wales) Regulations 1999 (SI 1999 No.2802 (W.15))**

*Considered by the Legislation Committee on: 28<sup>th</sup> September 1999*

*Made under urgency procedure: 26<sup>th</sup> August 1999*

The Committee made some general observations in relation to the need for greater clarity in the Welsh text.

**LC10 The Plant Health (Amendment)(Wales) Order 1999 (SI 1999 No.2641 (W.8))**

*Considered by the Legislation Committee on: 12<sup>th</sup> October 1999*

*Made under urgency procedure: 11<sup>th</sup> August 1999*

The Committee made some general observations in relation to the need for greater clarity.

<b>LC11</b>	<b>The Home Repair Assistance (Extension) (Wales) Regulations 1999</b> (SI 1999 No.3084 (W.35))
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*Considered by the Legislation Committee on: 12<sup>th</sup> October 1999*

*Made: 16<sup>th</sup> November 1999*

The Committee's report drew attention to gender specific language that it considered to be inappropriate in the Explanatory Note. That matter has been rectified in the final printed version.

<b>LC12</b>	<b>The NHS (Travelling Expenses and Remission of Charges) Amendment (Wales) Regulations 1999</b> (SI 1999 No.2840 (W.20))
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*Considered by the Legislation Committee on: 2<sup>nd</sup> November 1999*

*Made under urgency procedure: 5<sup>th</sup> October 1999*

The Legislation Committee concluded that formal reporting under Standing Order 11.5 appeared necessary. The regulations had partial retrospective effect as they were made and came into force on the same day. The Chair wrote to the Assembly Secretary (Jane Hutt) under S.O. 11.4. In her response, she accepted the point made and as it did not affect the validity of the instrument noted it for the future.

<b>LC13</b>	<b>The NHS (Optical Charges and Payments) and (General Ophthalmic Services) Amendment (Wales) Regulations 1999</b> (SI 1999 No2841 (W.21))
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*Considered by the Legislation Committee on: 2<sup>nd</sup> November 1999*

*Made under urgency procedure: 5<sup>th</sup> October 1999.*

The Legislation Committee concluded that formal reporting under Standing Order 11.5 appeared necessary. The regulations had partial retrospective effect as they were made and came into force on the same day. The Chair wrote to the Assembly Secretary (Jane Hutt) under S.O. 11.4. In her response, she accepted the point made and as it did not affect the validity of the instrument noted it for the future.

The Committee also commented on gender specific language that was considered to be inappropriate.

<b>LC14</b>	<b>The Health Act 1999 (Commencement No.1) (Wales) Order 1999</b> (SI 1999 No3184 (W.42))
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*Considered by the Legislation Committee on: 9<sup>th</sup> November 1999*

*Made under urgency procedure: 28<sup>th</sup> October 1999.*

The Committee made a number of general observations. The mis-spelling of the word "ynglyn" in the Explanatory Note was corrected in the final printed version but none of the other comments made by the Committee were addressed.

<b>LC15</b>	<b>The Local Authorities (Calculation of Council Tax Base)(Wales) (Amendment) Regulations 1999</b> (SI 1999 No2935 (W.27))
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*Considered by the Legislation Committee on: 9<sup>th</sup> November 1999*

*Made under urgency procedure: 29<sup>th</sup> October 1999.*

The Committee made a number of general observations, all of which have been addressed in the final printed version.

<b>LC16</b>	<b>The General Teaching Council for Wales (Constitution) (Amendment) Regulations 1999</b> (SI 1999 No3185 (W.43))
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*Considered by the Legislation Committee on: 16<sup>th</sup> November 1999*

*Made under urgency procedure: 28<sup>th</sup> October 1999.*

The Committee made some general observations, most of which were taken into consideration in the final printed version.

<b>LC17</b>	<b>The Central Rating List (Wales) Regulations 1999</b> (SI 1999 No3453 (W.50))
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*Considered by the Legislation Committee on: 16<sup>th</sup> November 1999*

*Made: 22<sup>nd</sup> December 1999*

The Committee made some general observations, most of which were taken into consideration in the final printed version.

<b>LC18</b>	<b>The Water Undertakers (Rateable Values) (Wales) Order 1999</b>
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*Considered by the Legislation Committee (initially) on: 23<sup>rd</sup> November 1999*

The Legislation Committee concluded that formal reporting under Standing Order 11.5 appeared necessary. The Chair wrote to the Assembly Secretary (Peter Law) under S.O. 11.4. The Order was subsequently withdrawn.

<b>LC18</b>	<b>The Water Undertakers (Rateable Values) (Wales) Order 1999</b> (SI 2000 No299 (W.6))
<b>Revise</b>	

*Considered by the Legislation Committee on: 18<sup>th</sup> January 2000*

Made: 31 January 2000

The Committee's Report concluded that all the Committee's comments had been taken into consideration in the latest draft of this Order.

<b>LC19</b>	<b>The NHS Trusts (Wales) (Dissolution No.2) Order 1999</b> (SI 1999 No3450 (W.48))
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*Considered by the Legislation Committee on: 23<sup>rd</sup> November 1999*

*Made: 15<sup>th</sup> December 1999*

The Committee made some minor general observations including, gender specific language and footnotes, all of which were taken into consideration in the final printed version.

<b>LC20</b>	<b>The Cardiff and Vale NHS Trust Establishment Order 1999</b> (SI 1999 No3451 (W.49))
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*Considered by the Legislation Committee on: 23<sup>rd</sup> November 1999*

*Made: 15<sup>th</sup> December 1999*

The Committee made a number of general observations including, rewording the Explanatory Note to make it clearer and a reference to gender specific language, some of which were taken into consideration in the final printed version.

<b>LC21</b>	<b>The Housing Renewal Grants (Amendment) (Wales) Regulations 1999</b> (SI 1999 No.3468 (W.54))
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*Considered by the Legislation Committee on: 23<sup>rd</sup> November 1999*

*Made: 15<sup>th</sup> December 1999*

The Committee made a number of general observations for greater clarity including suggestions for changes to the Welsh text in the Explanatory Note. They commented on missing dates and pointed out that the regulations also contain gender specific language. Some of these points were taken into account in the final printed version.

<b>LC22</b>	<b>The Relocation Grants (Form of Application) and (Welsh Form of Application) (Amendment) (Wales) Regulations 1999</b> (SI 1999 No.3469 (W.55))
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*Considered by the Legislation Committee on: 23<sup>rd</sup> November 1999*

*Made: 22<sup>nd</sup> December 1999*

The Committee made some general observations in relation to the need for greater clarity in the Welsh text and Explanatory Note. They also pointed out a missing date.

It was stated that the format of two schedules (one in English, the other in Welsh) should have been presented as one schedule in bilingual column format. Most of these points were reflected in the final printed version.

<b>LC23</b>	<b>The Housing Renewal Grants (Prescribed Form and Particulars) and (Welsh Form and Particulars) (Amendment) (Wales) Regulations 1999</b> (SI 1999 No.3470 (W.56))
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*Considered by the Legislation Committee on: 23<sup>rd</sup> November 1999*

*Made: 22<sup>nd</sup> December 1999*

The Committee made some general observations in relation to the need for greater clarity in the Welsh text and Explanatory Note. They pointed out a missing date, that the "Citation and Commencement" heading should include a reference to "Application" and also an unnecessary use of gender specific language.

It was again stated that the format of two schedules (one in English, the other in

Welsh), should instead be one schedule in bilingual column format. Most of these points were reflected in the final print of the instrument.

<b>LC24</b>	<b>The British Gas (Rateable Value) (Wales) Order 1999</b> (SI 2000 No.352 (W.10))
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 31<sup>st</sup> January 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC25</b>	<b>The Housing (Right to Buy)(Priority of Charges)(Wales)Order 1999</b> (SI 2000 No.349 (W.7))
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 19<sup>th</sup> January 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC26</b>	<b>The Education (National Curriculum)(Attainment Targets and Programmes of Study in Science)(Wales) Order 2000</b> (SI 2000 No.1099 (W.77))
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 10<sup>th</sup> April 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC27</b>	<b>The Education (National Curriculum)(Attainment Targets and Programmes of Study in English)(Wales) Order 2000</b> (SI 2000 No.1154 (W.85))
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 10<sup>th</sup> April 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC28</b>	<b>The Education (National Curriculum)(Attainment Targets and Programmes of Study in Mathematics)(Wales) Order 2000 (SI 2000 No.1100 (W.78))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 10<sup>th</sup> April 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC29</b>	<b>The Education (National Curriculum)(Attainment Targets and Programmes of Study in Modern Foreign Languages)(Wales) Order 2000(SI 2000 No.1157 (W.88))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 10<sup>th</sup> April 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC30</b>	<b>The Education (National Curriculum)(Attainment Targets and Programmes of Study in Art)(Wales) Order 2000 (SI 2000 No.1153 (W.84))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 10<sup>th</sup> April 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC31</b>	<b>The Education (National Curriculum)(Attainment Targets and Programmes of Study in Technology)(Wales) Order 2000 (SI 2000 No.1159 (W.90))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 10<sup>th</sup> April 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC32</b>	<b>The Education (National Curriculum)(Attainment Targets and Programmes of Study in PE)(Wales) Order 2000 (SI 2000 No.1098 (W.76))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 10<sup>th</sup> April 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC33</b>	<b>The Education (National Curriculum)(Attainment Targets and Programmes of Study in History)(Wales) Order 2000 (SI 2000 No.1156 (W.87))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 10<sup>th</sup> April 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC34</b>	<b>The Education (National Curriculum)(Attainment Targets and Programmes of Study in Geography)(Wales) Order 2000 (SI 2000 No.1155 (W.86))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 10<sup>th</sup> April 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC35</b>	<b>The Education (National Curriculum)(Attainment Targets and Programmes of Study in Music)(Wales) Order 2000 (SI 2000 No.1158 (W.89))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 10<sup>th</sup> April 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC36</b>	<b>The Education (National Curriculum)(Attainment Targets and Programmes of Study in Welsh)(Wales) Order 2000 (SI 2000 No.1101 (W.79))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> December 1999*

*Made: 10<sup>th</sup> April 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC37</b>	<b>The Housing Accommodation (Persons Subject to Immigration Control) (Amendment)(Wales)Order 1999</b> (SI 1999 No.3465 (W.53))
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*Considered by the Legislation Committee on: 14<sup>th</sup> December 1999*

*Made under urgency procedure: 3<sup>rd</sup> December 1999*

The Committee felt that there should be greater clarity in the Explanatory Note and also pointed out the unnecessary use of gender specific language and the duplication of the words "To Whom" in Article 2.

<b>LC38</b>	<b>The Tir Gofal and Organic Farming (Amendment)(Wales)Regulations 1999</b> (SI 1999 No.3337 (W.45))
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*Considered by the Legislation Committee on: 14<sup>th</sup> December 1999*

*Made under urgency procedure: 2<sup>nd</sup> December 1999*

It was suggested that the Explanatory Note would have been simpler to follow if the second paragraph had been split it two.

It was suggested that Regulation 1 (2) which simply states "these regulations apply to Wales" was not required.

<b>LC39</b>	<b>The Beef Bones (Amendment)(Wales) Regulations 1999</b>
<b>&amp;</b>	
<b>LC39</b>	<b>Revise</b> (SI 1999 No.3464 (W.52))

*Considered by the Legislation Committee on: 14<sup>th</sup> Dec. 1999 & 1<sup>st</sup> Feb. 2000*

*Made under urgency procedure: 16<sup>th</sup> December 1999*

These regulations were considered by the Committee twice. The original regulations were reported on by the Committee but, as a consequence of representations made to MAFF and conveyed to the Assembly, the draft was subject to further revision.

On the redrafted version, the Committee suggested that the Explanatory Note could have been clearer if the explanation in paragraph 2(b) had preceded that on paragraph 2(a) so as to be consistent with the regulations.

<b>LC40</b>	<b>The Revenue Support Grant (Specified Bodies) (Wales) Regulations 2000 (SI 2000 No.718 (W.25))</b>
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*Considered by the Legislation Committee on: 25<sup>th</sup> January 2000*

*Made: 8<sup>th</sup> February 2000*

The Committee made a number of general observations in relation to drafting points, including an inconsistency in the Coming Into Force date and that the Explanatory Note could have been clearer. These points were reflected in the final printed version

<b>LC41</b>	<b>Community Health Council Amendment (Wales) Regulations 2000 (SI 2000 No.479 (W.20))</b>
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*Considered by the Legislation Committee on: 25<sup>th</sup> January 2000*

*Made: 24<sup>th</sup> February 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC42</b>	<b>The National Park Authorities (Levies) (Wales) (Amendment) Regulations 2000</b> (SI 2000 No.244 (W.2))
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*Considered by the Legislation Committee on: 25<sup>th</sup> January 2000*

*Made: 3<sup>rd</sup> February 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC43</b>	<b>The Local Authorities (Capital Finance) (Rate of Discount 2000/2001) (Wales) Regulations 2000</b> (SI 2000 No.825 (W.31))
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*Considered by the Legislation Committee on: 1st February 2000*

*Made: 13<sup>th</sup> March 2000*

The Committee commented that the Explanatory Note could have been clearer. It was also suggested that the regulations should indicate that they apply to Wales only. These comments were not taken on board in the final printed version.

<b>LC44</b>	<b>The Local Government (Best Value) (Exemption) (Wales) Order 2000</b> (SI 2000 No.1029 (W.64))
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*Considered by the Legislation Committee on: 1st February 2000*

*Made: 22<sup>nd</sup> March 2000*

The Committee suggested a minor drafting improvement and commented that the Explanatory Note could have been clearer. These suggestions were not taken on board in the final printed version.

<b>LC45</b>	<b>The Local Government (Best Value) (Reviews and Performance Plans) (Wales) Order 2000</b> (SI 2000 No.1271 (W.97))
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*Considered by the Legislation Committee on: 1st February 2000*

*Made: 22 March 2000*

The Committee's report points out a slight discrepancy between the English and Welsh text which were not taken on board in the final printed version.

<b>LC46</b>	<b>The Education (Education Standards Grants) (Wales) Regulations 2000</b> (SI 2000 No.834 (W.32))
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*Considered by the Legislation Committee on: 8th February 2000*

*Made: 23 February 2000*

The Committee suggested a number of small drafting points to make the regulations clearer and easier to understand. Some of these points were reflected in the final printed version

<b>LC47</b>	<b>The Local Authorities (Alteration of Requisite Calculations) (Wales) Regulations 2000</b> (SI 2000 No.717 (W.24))
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*Considered by the Legislation Committee on: 15th February 2000*

*Made: 28 February 2000*

The Committee identified a drafting defect under SO 11.5 and made some general observations for greater clarity. The Assembly Secretary responsible accepted the point made and the regulations were revised to take account of this defect.

<b>LC48</b>	<b>The Railtrack plc (Rateable Values) (Wales) Order 2000</b> (SI 2000 No.555 (W.22))
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*Considered by the Legislation Committee on: 8<sup>th</sup> February 2000*

*Made: 29<sup>th</sup> February 2000*

The Committee made two minor general observations in relation to grammatical errors. These were taken on board in the final printed version.

<b>LC49</b>	<b>The Seeds (Fees) (Amendment) (Wales) Regulations 2000</b> (SI 2000 No.719 (W.26))
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*Considered by the Legislation Committee on: 15<sup>th</sup> February 2000*

*Made: 6<sup>th</sup> March 2000*

The Committee pointed out a number of S.O. 11.5 drafting errors along with some general observations including a suggestion that the Explanatory Note could have been clearer. All these points were taken into consideration and the draft regulations were amended.

<b>LC50</b>	<b>The Council Tax (Reduction Scheme) and (Demand Notices Transitional Provisions) (Wales) Regulations 2000</b> (SI 2000 No.501 (W.21))
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*Considered by the Legislation Committee on: 21<sup>st</sup> March 2000*

*Made under urgency procedure: 2<sup>nd</sup> March 2000*

The Committee pointed out a minor drafting error in respect of the numbering of paragraphs and a duplicated heading. These points were corrected in final printed version.

<b>LC51</b>	<b>The Rates and Precepts (Final Adjustments) (Amendment) (Wales) Order 2000</b> (SI 2000 No975 (W.45))
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*Considered by the Legislation Committee on: 15 February 2000*

*Made: 21<sup>st</sup> March 2000*

The Committee made some general observations including stating that the first paragraph of the Explanatory Note would be easier to read if split into

two paragraphs. These points were corrected in final printed version.

<b>LC52</b>	<b>The Potatoes Originating in Egypt (Amendment) (Wales) Regulations 2000 (SI 2000 No350 (W.8))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> March 2000*

*Made under urgency procedure: 8<sup>th</sup> February 2000*

A number of general observations were made on these regulations including, rewording the Explanatory Note to make it shorter and clearer. It was also stated that the regulations as submitted to the Committee should have included the date of making as they were made under the urgency procedure. The general observations were not reflected in the final printed version.

<b>LC53</b>	<b>The Non-Domestic Rating (Miscellaneous Provisions) (No.2) (Amendment) (Wales) Regulations 2000 (SI 2000 No908 (W.39))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> March 2000*

*Made: 27<sup>th</sup> March 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC54</b>	<b>The Financing of Maintained Schools (Amendment) (Wales) Regulations 2000 (SI 2000 No911 (W.40))</b>
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*Considered by the Legislation Committee on: 7<sup>th</sup> March 2000*

*Made under urgency procedure: 23<sup>rd</sup> March 2000*

The Committee made some minor general comments on the regulations including an inconsistency in the Welsh text which appeared to be due to an incorrect translation. Some of these points including the incorrect translation were reflected in the final printed version.

<b>LC55</b>	<b>The Council Tax (Exempt Dwellings) (Amendment) (Wales) Order 2000</b> (SI 2000 No1025 (W.61))
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*Considered by the Legislation Committee on: 7<sup>th</sup> March 2000*

*Made: 31<sup>st</sup> March 2000*

The Committee felt that the Explanatory Note and the wording of Article 2 could have been clearer. These points were not reflected in the final printed version.

<b>LC56</b>	<b>The Local Authorities (Discretionary Expenditure Limits) (Amendment) (Wales) Order 2000</b> (SI 2000 No990 (W.51))
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*Considered by the Legislation Committee on: 7<sup>th</sup> March 2000*

*Made: 27<sup>th</sup> March 2000*

The Committee made two minor general observations on the Explanatory Note:

- i. a misspelt word in the Welsh text and
- ii. a slightly inaccurate reference to subsection (1)

These points were corrected in the printed version.

<b>LC57</b>	<b>The NHS Trusts (Originating Capital) (Wales) Order 2000</b> (SI 2000 No1142 (W.80))
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*Considered by the Legislation Committee on: 7<sup>th</sup> March 2000*

*Made: 31<sup>st</sup> March 2000*

The Committee's report refers to an inconsistency and a potential SO 11.5 reportable matter. The draft SI submitted to the Business Committee was defective in its drafting. However, the error had been corrected in the version laid before the Assembly.

<b>LC58</b>	<b>The National Health (Dental Charges) Amendment (Wales) Regulations 2000</b> (SI 2000 No977 (W.47))
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*Considered by the Legislation Committee on: 14 March 2000*

*Made: 27<sup>th</sup> March 2000*

As these regulations amend England and Wales regulations, the Committee suggested that if any amendments made for Wales are different to those made in England then the words "in Wales" should be incorporated after the appropriate amendment. It was also suggested that the structure of Regulation 4 could have been improved to assist in the understanding of it. These points were reflected in the final printed version.

<b>LC59</b>	<b>The NHS (Charges for Drugs and Appliances) Amendment (Wales) Regulations 2000</b> (SI 2000 No1422 (W.102))
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*Considered by the Legislation Committee on: 14 March 2000*

*Made: 30<sup>th</sup> March 2000*

The Committee made a general observation on a point of clarity in Regulation 2 and the Schedule. This point was accepted and reflected in the final print of the instrument.

<b>LC60</b>	<b>The National Health (Optical Charges and Payments) Amendment (Wales) Regulations 2000</b> (SI 2000 No978 (W.48))
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*Considered by the Legislation Committee on: 14 March 2000*

*Made: 27<sup>th</sup> March 2000*

The report of the Committee reflects a general observation on the need for greater clarity in the Explanatory Note which appeared to be misleading. This comment was taken on board in the final print.

<b>LC61</b>	<b>The Welsh Development Agency (Financial Limit) Order 2000 (SI 2000 No1147 (W.82))</b>
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*Considered by the Legislation Committee on: 14<sup>th</sup> March 2000*

*Made: 6<sup>th</sup> April 2000*

The Committee had no comments to make on this Order.

<b>LC62</b>	<b>The Non Domestic Rating (Chargeable Amounts) (Wales) Regulations 2000</b>
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*Considered by the Legislation Committee on: 14<sup>th</sup> March 2000*

After first writing to the Assembly Secretary responsible under SO 11.4, the Committee reported under SO 11.5 that there appeared to be doubt as to whether the Assembly has the powers to make the Regulations as drafted. A number of general observations were also made including, a discrepancy in the Welsh adaptation of English words. The main SO11.5 point was accepted by the Assembly Secretary.

<b>LC62 Revise</b>	<b>The Non Domestic Rating (Chargeable Amounts) (Wales) Regulations 2000 (SI 1999 No3454 (W.51))</b>
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*Considered by the Legislation Committee on: 16 May 2000*

*Made under urgency procedure: 23<sup>rd</sup> December 1999*

Following a response from the Assembly Secretary which stated that as a result of the Committee's deliberations, the Cabinet would be bringing forward amending regulations, the Committee considered the revised draft. The majority of the general observations made on the earlier draft were not taken into consideration and were therefore reiterated in this revised report. The general observations were not reflected in the printed version.

<b>LC63</b>	<b>The Non-Domestic Rating Contributions (Wales) (Amendment) Regulations</b> (SI 1999 No3439 (W.47))
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*Considered by the Legislation Committee on: 14 March 2000*

*Made under urgency procedure.: 17<sup>th</sup> December 2000*

The Committee's report makes some general comments on the drafting style which relate to the lengthy nature of certain paragraphs and also points out two minor typographical errors. These comments were taken on board in the final print of the regulations.

<b>LC64</b>	<b>The Health Act 1999 (Commencement No.2) (Wales) Order 2000</b> (SI 2000 No1026 (W.62)(c.26))
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*Considered by the Legislation Committee on: 14<sup>th</sup> March 2000*

*Made: 27<sup>th</sup> March 2000*

The Committee made some general comments. In particular, a drafting point which suggests that the Welsh version of the Explanatory Note could have been clearer. Most of these points were reflected in the final print of the order.

<b>LC65</b>	<b>The Health Act 1999 (Fundholding Practices) (Transfer of Assets, Savings, Rights and Liabilities &amp; Transitional Provisions) (Wales) Order 2000</b> (SI 2000 No999 (W.56))
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*Considered by the Legislation Committee on: 14<sup>th</sup> March 2000*

*Made: 27<sup>th</sup> March 2000*

Some general comments were made on the Order including a query over the abbreviation of "GP". In the English text this is clear but in the Welsh version, the abbreviation for General Practitioner appears as "YC". The Committee considered that the abbreviation in the Welsh text may not be readily understood as the more recognised term for general practitioner in Welsh is "Meddyg Teuleu" (Family Doctor). This comment had not been taken on board in the printed version.

<b>LC66</b>	<b>The Town and Country Planning (Blight Provisions) (Wales) Order 2000 (SI 2000 No1169 (W.94))</b>
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*Considered by the Legislation Committee on: 21<sup>st</sup> March 2000*

*Made: 11<sup>th</sup> April 2000*

Some general comments were made on this order including a suggestion that the first paragraph of the Explanatory Note could have been split into two or three paragraphs. Also the reasons stated in the memorandum to the Business Committee for not needing a regulatory appraisal was stated as being misleading. The Chair wrote to the DPO on this point and was advised that new guidance on this matter would be issued to all those involved in drafting Assembly legislation. The general comments were not reflected in the final print of the order.

<b>LC67</b>	<b>The Council Tax (Liability for Owners) (Amendment) (Wales) Regulations 2000 (SI 2000 No1024 (W.60))</b>
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*Considered by the Legislation Committee on: 21<sup>st</sup> March 2000*

*Made: 31<sup>st</sup> March 2000*

A few very minor general observations made including a typographical error. These were all taken on board in the final print.

<b>LC68</b>	<b>The Electricity Supply Industry (Rateable Values)(Wales) Order 2000 (SI 2000 No1163 (W.91))</b>
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*Considered by the Legislation Committee on: 21 March 2000*

*Made: 30<sup>th</sup> March 2000*

Some very minor general observations were made for the purposes of clarity. These were taken on board in the final print.

<b>LC69</b>	<b>The National Assistance (Sums for Personal Requirements) (Wales) Regulations 2000</b> (SI 2000 No1145 (W.81))
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*Considered by the Legislation Committee on: 4 April 2000*

*Made: 6<sup>th</sup> April 2000*

A minor observation was made – the *Coming Into Force* date was missing from the copy of the regulations submitted to the Committee. This date was inserted in the final print.

<b>LC70</b>	<b>The Sea Fishing (Enforcement of Measures for the Recovery of the Stock of Cod) (Irish Sea) (Wales) Order 2000</b> (SI 2000 No976 (W.46))
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*Considered by the Legislation Committee on: 4<sup>th</sup> April 2000*

*Made under urgency procedure: 17<sup>th</sup> March 2000*

The Committee reported a drafting error under SO 11.5 but stated that it did not affect the validity of the order. Some general comments were also made including a suggestion that the Explanatory Note could have been made clearer.

<b>LC71</b>	<b>The Non Domestic Rating (Alteration of Lists and Appeals) (Amendment) (Wales) Regulations 2000</b> (SI 2000 No792 (W.29))
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*Considered by the Legislation Committee on: 28<sup>th</sup> March 2000*

*Made under urgency procedure: 17<sup>th</sup> March 2000*

No comments were made other than an observation that as the legislation had been made under urgency, the date of making should have been inserted in the copy forwarded to the Committee. This date was obviously in the final print.

<b>LC72</b>	<b>The Non-Domestic Rating (Demand Notices) (Amendment) (Wales) Regulations 2000</b> (SI 2000 No793 (W.30))
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*Considered by the Legislation Committee on: 28<sup>th</sup> March 2000*

*Made under urgency procedure: 17<sup>th</sup> March 2000*

There were no comments made on these Regulations. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC73</b>	<b>The Local Authorities (Capital Finance) (Amendment)(Wales) Regulations 2000</b> (SI 2000 No992 (W.52))
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*Considered by the Legislation Committee on: 28<sup>th</sup> March 2000*

*Made under urgency procedure: 17<sup>th</sup> March 2000*

Two minor comments were made in the interests of greater clarity but were not reflected in the final print.

<b>LC74</b>	<b>The Housing (Right to Buy) (Priority of Charges) (No.2) (Wales) Order 2000</b>
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*Considered by the Legislation Committee on: 4<sup>th</sup> April 2000*

*Made under urgency procedure:*

The Committee made some general comments including a typographical error in the Explanatory Note and stated that the Coming into Force date should have been inserted in the version submitted to the Committee. Most of these comments were taken on board before the order was printed.

<b>LC75</b>	<b>The Housing Renewal Grants (Amendment) (Wales) Regulations 2000</b> (SI 2000 No973 (W.43))
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*Considered by the Legislation Committee on: 11<sup>th</sup> April 2000*

*Made under urgency procedure: 30 March 2000*

Some minor general observations were made including a suggestion that the Welsh text could have been clearer.

<b>LC76</b>	<b>The Persons Subject to Immigration Control (Housing Authority Accommodation) (Wales) Order 2000</b> (SI 2000 No1036 (W.67))
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*Considered by the Legislation Committee on: 11 April 2000*

*Made under urgency procedure: 30<sup>th</sup> March 2000*

Some general observations were made including a mistake in the Explanatory Note and the Welsh text.

<b>LC77</b>	<b>The Local Government (Best Value Performance Indicators) (Wales) Order 2000</b> (SI 2000 No1030 (W.65))
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*Considered by the Legislation Committee on: 11 April 2000*

*Made under urgency procedure: 22 March 2000*

Some general observations were made including a suggestion that the Explanatory Note could have been clearer.

<b>LC78</b>	<b>The Valuation for Rating (Plant and Machinery) (Wales) Regulations 2000</b> (SI 2000 No1097 (W.75))
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*Considered by the Legislation Committee on: 11<sup>th</sup> April 2000*

*Made under urgency procedure: 31<sup>st</sup> March 2000*

The Committee made a number of general observations stating that the Explanatory Note could have been split into two or possibly three paragraphs to assist the reader and that in general, the drafting was not in accordance with modern styles.

<b>LC79</b>	<b>The Allocation of Housing (Wales) Regulations 2000</b> (SI 2000 No1080 (W.73))
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*Considered by the Legislation Committee on: 9<sup>th</sup> May 2000*

*Made under urgency procedure: 30<sup>th</sup> March 2000*

A number of general observations were made including noting that the instrument was drafted by reference to English regulations. The Committee stated that this had a detrimental effect on those affected by the regulations as it meant that they had to purchase two sets of regulations to properly understand them. This view was shared by the Business Committee.

<b>LC80</b>	<b>The Homelessness (Wales) Regulations 2000</b> (SI 2000 No1079 (W.72))
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*Considered by the Legislation Committee on: 9<sup>th</sup> May 2000*

*Made under urgency procedure: 30<sup>th</sup> March 2000*

The same comments apply to these regulations as those made to LC79.

<b>LC81</b>	<b>The Commission for Health Improvement (Functions)(Wales) Regulations 2000</b> (SI 2000 No1015 (W.57))
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*Considered by the Legislation Committee on: 9<sup>th</sup> May 2000*

*Made under urgency procedure: 30<sup>th</sup> March 2000*

Some general observations were made, including a gender specific reference, different practices being used in the Welsh text and suggestions to make the drafting clearer.

<b>LC82</b>	<b>The Docks and Harbours (Rateable Values)(Wales) Order 2000</b> (SI 2000 No.948 (W.41))
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*Considered by the Legislation Committee on: 9 May 2000*

*Made under urgency procedure: 31<sup>st</sup> March 2000*

A number of general observations were made for the future including, suggestions as to how the Order could have been clearer in its drafting.

<b>LC83</b>	<b>The NHS (Functions of Health Authorities and Administration Arrangements)(Wales) Amendment Regulations 2000</b> (SI 2000 No1035 (W.66))
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*Considered by the Legislation Committee on: 9 May 2000*

*Made under urgency procedure: 30 March 2000*

The Committee's report states that the Explanatory Note could have been split into two and makes some general comments that the drafting might have been clearer.

<b>LC84</b>	<b>The National Health Service (Choice of Medical Practitioner) Amendment (Wales) Regulations 2000</b> (SI 2000 No1799 (W.124))
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*Considered by the Legislation Committee on: 16<sup>th</sup> May 2000*

*Made: 21<sup>st</sup> June 2000*

The Committee made a general point - the English regulations came into force on 21 December but the regulations were only now being made in Wales. The title in the Welsh text was inconsistent with the title given in the English text. This point was corrected in the final print.

<b>LC85</b>	<b>The Bro Morgannwg National Health Service Trust (Establishment) Amendment Order 2000</b> (SI 2000 No1076 (W.70))
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*Considered by the Legislation Committee on: 9<sup>th</sup> May 2000*

*Made under urgency procedure: 5<sup>th</sup> April 2000*

A number of general observations were made to suggest where the legislation could have been more clearly drafted.

<b>LC86</b>	<b>Home Energy Efficiency Amendment Regulations 2000</b> (SI 2000 No1039 (W.68))
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*Considered by the Legislation Committee on: 16<sup>th</sup> May 2000*

*Made under urgency procedure: 5<sup>th</sup> April 2000*

Some general observations were made to suggest where the legislation could have been more clearly drafted.

<b>LC87</b>	<b>The Sea Fishing (Enforcement of Community Quota and Third Country Fishing Measures) (Wales) Order 2000</b> (SI 2000 No1096 (W.74))
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*Considered by the Legislation Committee on: 13<sup>th</sup> June 2000*

*Made under urgency procedure: 10<sup>th</sup> April 2000*

The Committee reported to the Assembly under SO 11.5 that there were incorrect references in the Order. The Assembly Secretary's response to these observations was that this had been due to a clerical error. General observations were also made suggesting that the drafting could have been better expressed.

<b>C88</b>	<b>The Sea Fishing (Enforcement of Community Satellite Monitoring Measures) (Wales) Order 2000</b> (SI 2000 No1078 (W.71))
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*Considered by the Legislation Committee on: 13<sup>th</sup> June 2000*

*Made under urgency procedure: 6<sup>th</sup> April 2000*

The same comments were made as those given at LC 87.

<b>LC89</b>	<b>The Education (Outturn Statements)(Wales) Regulations 2000</b> (SI 2000 No1717 (W.117))
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*Considered by the Legislation Committee on: 16<sup>th</sup> May 2000*

*Made: 22<sup>nd</sup> June 2000*

There were no comments made on these Regulations. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC90</b>	<b>The Relocation Grants (Form of Application) (Amendment) (Wales) Regulations 2000</b> (SI 2000 No972 (W.42))
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*Considered by the Legislation Committee on: 16<sup>th</sup> May 2000*

*Made: 20<sup>th</sup> June 2000*

Some general observations were made including a suggestion that the Explanatory Note could have been more detailed and that there was some scope for ambiguity in paragraph 1 of the Schedule.

<b>LC91</b>	<b>The Housing Renewal Grants (Prescribed Forms and Particulars) and (Welsh Forms and Particulars)(Amendment)(Wales) Regulations 2000</b> (SI 2000 No1735 (W.119))
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*Considered by the Legislation Committee on: 16<sup>th</sup> May 2000*

*Made: 20<sup>th</sup> June 2000*

The Committee suggested that the Explanatory Note could have been more explicit and made some suggestions for drafting improvements. These were not reflected in the final printed version.

<b>LC92</b>	<b>The National Health Service (General Medical Services) Amendment (Wales) Regulations 2000</b> (SI 2000 No1707 (W.114))
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*Considered by the Legislation Committee on: 16<sup>th</sup> May 2000*

*Made: 21<sup>st</sup> June 2000*

A general point was made about the delay in the regulations being made in Wales following those made in England. It was also suggested that the Explanatory Note and the form of amendments, could be in a form more useful to the reader and noted some gender specific references.

<b>LC93</b>	<b>The Dairy Produce Quotas (Amendment) (Wales) Regulations 2000</b> (SI 2000 No972 (W.42))
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*Considered by the Legislation Committee on: 6<sup>th</sup> June 2000*

*Made under urgency procedure: 27<sup>th</sup> March 2000*

Only two minor observations were made. A typographical error was pointed out and the use of the word "cynhyrchion" to convey "produce". The same word is used for "products" it was therefore suggested that the word "cynnyrch" might be more appropriate for "produce".

<b>LC94</b>	<b>The Education (School Day and School Year) (Wales) Regulations 2000</b> (SI 2000 No1323 (W.101))
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*Considered by the Legislation Committee on: 6<sup>th</sup> June 2000*

*Made under urgency procedure.: 19<sup>th</sup> April 2000*

A number of general observations were made including an inconsistency in the date of making between the Welsh and the English text. The Committee also stated that one might have expected to have seen within the regulations provision as to the length of a school day and that "full time education" is not defined.

<b>LC95</b>	<b>The Dairy Products (Hygiene) (Charges) (Amendment) (Wales) Regulations 2000 (SI 2000 No1738 (W.121))</b>
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*Considered by the Legislation Committee on: 6<sup>th</sup> June 2000*

*Made under urgency procedure.: 19<sup>th</sup> May 2000*

Some general observations were made including an unnecessary repetition.

<b>LC96</b>	<b>The Disabled Persons (Badges for Motor Vehicles)(Wales) Regulations 2000</b>
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*Considered by the Legislation Committee on: 6<sup>th</sup> June 2000*

The Committee concurred that these regulations were reportable under SO 11.5 as the enabling power does not provide for regulations to be made in this way. Therefore there appeared doubt as to whether the Assembly has the powers to make the regulations as drafted. There were also a number of general observations made. The Chair accordingly wrote to the Assembly Secretary responsible under SO11.4.

<b>LC96 Revise</b>	<b>The Disabled Persons (Badges for Motor Vehicles)(Wales) Regulations 2000</b>
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*Re-considered by the Legislation Committee on: 11<sup>th</sup> July 2000*

*Made:*

Following correspondence and debate in plenary, the SO 11.5 matter had been rectified and the majority of general observations taken into account although some remain unchanged.

<b>LC97</b>	<b>The Local Authorities - Traffic Orders (Exemption for Disabled Person) (Wales) Regulations 2000</b>
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*Considered by the Legislation Committee on: 6<sup>th</sup> June 2000*

The Committee identified a SO 11.5 matter where there was a sufficient discrepancy between the English and the Welsh text which amounted to a drafting error. It was however suggested that this error should be corrected by using the procedure now available under SO 22.12A. The Chair wrote to the Assembly Secretary responsible under SO11.4 and the points were accepted.

<b>LC98</b>	<b>The Foundation Subject (Amendment)(Wales) Order 2000 (SI 2000 No1882 (W.129))</b>
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*Considered by the Legislation Committee on: 6<sup>th</sup> June 2000*

*Made: 13<sup>th</sup> July 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC99</b>	<b>The Education (National Curriculum)(Modern Foreign Languages) (Wales) Order 2000 (SI 2000 No1980 (W.141))</b>
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*Considered by the Legislation Committee on: 6<sup>th</sup> June 2000*

*Made: 24<sup>th</sup> July 2000*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC100</b>	<b>The British Wool Marketing Scheme (Amendment) Order 2000</b>
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*Considered by the Legislation Committee on: 6<sup>th</sup> June 2000*

*Made:*

This Order was drafted by MAFF to be made jointly by the Assembly and other UK Minister's. The Committee made some general observations including suggesting that the drafting might have been clearer in places. It was also noted that the order as drafted reflects the post devolution situation where the signature sought is that of the Secretary of State for Wales rather than the Presiding Officer. This was the only matter that was amended.

<b>LC101</b>	<b>The Sea Fishing (Enforcement of Community Control) (Wales) Order 2000</b> (SI 2000 No1075 (W.69))
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*Considered by the Legislation Committee on: 6<sup>th</sup> June 2000*

*Made under urgency procedure on: 29 March 2000*

Procedural irregularities meant that these regulations had to be drawn to the special attention of the Assembly under SO11.5. They were made on 3 April 2000 under urgency procedure but only referred to the Committee in June. Clearly a breach of SO22.26. The Order had also not been published at the time it was considered by the Committee.

<b>LC102</b>	<b>The Colours in Food (Amendment) (Wales) Regulations 2000</b> (SI 2000 No1799 (W.124))
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*Considered by the Legislation Committee on: 20<sup>th</sup> June 2000*

*Made: 7<sup>th</sup> July 2000*

There were no comments made on these Regulations. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC103</b>	<b>The Education (Transition to New Framework) (New Schools, Groups and Miscellaneous) Regulations 1999 (Amendment) (Wales) Regulations 2000</b> (SI 2000 No1867 (W.126))
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*Considered by the Legislation Committee on: 13<sup>th</sup> June 2000*

*Made: 14<sup>th</sup> July 2000*

Some minor general observations were made including a comment that the title does not follow normal practice. These were taken into consideration in the final print.

<b>LC104</b>	<b>The Air Quality (Wales) Regulations 2000</b> (SI 2000 No1940 (W.138))
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*Considered by the Legislation Committee on: 20<sup>th</sup> June 2000*

*Made:*

Only a single general observation was made in respect of the references to a "running annual mean" being calculated as an hourly basis for 8760 hours per annum. The Committee noted that in a leap year 8760 hours will not be strictly accurate. This was not taken on board.

<b>LC105</b>	<b>The Community Care (Direct Payments) Amendment (Wales) Regulations 2000</b>
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*Considered by the Legislation Committee on: 20<sup>th</sup> June 2000*

*Made: 14<sup>th</sup> July 2000*

There were no comments made on these Regulations. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC106</b>	<b>The Education (Assisted Places) (Amendment) (Wales) Regulations 2000</b> (SI 2000 No1938 (W.136))
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*Considered by the Legislation Committee on: 20<sup>th</sup> June 2000*

*Made: 19<sup>th</sup> July 2000*

Two general observations were made in the Committee's report in respect of minor grammatical errors. These were reflected in the final printed version.

<b>LC107</b>	<b>The Education (Assisted Places)(Incidental Expenses) (Amendment) (Wales) Regulations 2000:</b> (SI 2000 No1939 (W.137))
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*Considered by the Legislation Committee on: 20<sup>th</sup> June 2000*

*Made: 19<sup>th</sup> July 2000*

A small general observation was made on these regulations which referred to a word in the English text being singular but with a plural reference in the Welsh text. This was not reflected in the final printed version.

<b>LC108</b>	<b>The Medical Food (Wales) Regulations 2000</b> (SI 2000 No1866 (W.125))
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*Considered by the Legislation Committee on: 20<sup>th</sup> June 2000*

*Made: 14<sup>th</sup> July 2000*

Two general observations were made by the Committee to make the regulations clearer in the Welsh text for the reader but were not reflected in the final printed version.

<b>LC109</b>	<b>The Genetically Modified and Novel Foods (Labelling)(Wales) Regulations 2000</b> (SI 2000 No1925 (W.134))
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*Considered by the Legislation Committee on: 27<sup>th</sup> June 2000*

*Made:14<sup>th</sup> July 2000*

The Committee made some general observations including a suggestion that it might have been helpful if the Explanatory Note made a short reference to the nature of the EC Directive. These were not reflected in the final printed version.

<b>LC110</b>	<b>The National Health Service (General Medical Services) Wales, Amendment (No. 2) Regulations 2000</b> (SI 2000 No1992 (W.144))
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*Considered by the Legislation Committee on: 27<sup>th</sup> June 2000*

*Made:13<sup>th</sup> July 2000*

Some general observations were made including a suggestion that it would have been helpful if there was a greater explanation in the Explanatory Note in relation to the reference to "General Practice Registrars". These were not reflected in the final printed version.

<b>LC111</b>	<b>The General Teaching Council for Wales (Function) Regulations 2000</b> (SI 2000 No1979 (W.140))
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*Considered by the Legislation Committee on: 27<sup>th</sup> June 2000*

*Made:19<sup>th</sup> July 2000*

The Committee's report makes a general observation in relation to regulation 2(1) which uses the term "advanced skills teacher" taken from the School Teachers Pay and Conditions document. This certification function has not been devolved to the National Assembly. This was not altered in the final printed version.

<b>LC112</b>	<b>The General Teaching Council for Wales (Additional Functions) Order 2000</b> (SI 2000 No1941 (W.139))
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*Considered by the Legislation Committee on: 27<sup>th</sup> June 2000*

*Made:*

There were no comments made on this Order. The legal advisers to the Committee had had the opportunity to consider an early draft when some errors were identified and subsequently corrected.

<b>LC113</b>	<b>The Meat Products (Hygiene) (Amendment)(Wales) Regulations 2000</b>
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*Considered by the Legislation Committee on: 27<sup>th</sup> June 2000*

*Made:*

Some general observations were made including, noting that the Explanatory Note makes an incorrect reference to the 1999 amendment regulations. Commenting on the Preamble, the report states that the citation of enabling powers could have been confined to a lesser number of powers.

<b>LC114</b>	<b>The National Health Service (General Medical Services) Amendment (No.3) (Wales) Regulations 2000 (SI 2000 No1887 (W.133))</b>
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*Considered by the Legislation Committee on: 27<sup>th</sup> June 2000*

*Made: 14<sup>th</sup> July 2000*

The Committee made some minor general observations in the drafting which it stated would be capable of correction under SO 22.12A. These were reflected in the final printed version.

<b>LC115</b>	<b>The Non-Domestic Rating (Chargeable Amounts) (Amendment) (Wales) Regulations 2000</b> (SI 2000 No2041 (W.147))
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*Considered by the Legislation Committee on: 4<sup>th</sup> July 2000*

*Made: 19<sup>th</sup> July 2000*

The Committee made some general observations including suggesting that the Explanatory Note does not seem to cover amendments made by regulation 3 (6). There were also a number of technical points made in the report. Most of these points were reflected in the printed version.

<b>LC116</b>	<b>The Changing of School Session Times (Wales) Regulations 2000</b> (SI 2000 No12030 (W.143))
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*Considered by the Legislation Committee on: 4<sup>th</sup> July 2000*

*Made: 24<sup>th</sup> July 2000*

The Committee made some general observations including a minor discrepancy between the English and Welsh text. They also raised questions over how a person might not be deemed to be a "parent" and felt that the regulations as drafted did not fulfil the requirements of Article 6.1 of the European Convention on Human Rights. The last point was taken account of in the final print.

<b>LC117</b>	<b>The Local Authorities (Members' Allowances) (Amendment) (Wales) Regulations 2000</b>
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*Considered by the Legislation Committee on: 4<sup>th</sup> July 2000*

*Made:*

Minor general observations were made suggesting that the Explanatory Note might be easier to follow if the first paragraph was divided into two sentences and if the reference to the revocation of existing instruments was a separate sentence.