



Cynulliad Cenedlaethol Cymru **The National Assembly for Wales**

Y Pwyllgor Materion Cyfansoddiadol a Deddfwriaethol **The Constitutional and Legislative Affairs Committee**

Dydd Llun, 20 Ebrill 2015
Monday, 20 April 2015

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Cofnodir y trafodion yn yr iaith y llefarwyd hwy ynddi yn y pwyllgor. Yn ogystal, cynhwysir trawsgrifiad o'r cyfieithu ar y pryd.

The proceedings are reported in the language in which they were spoken in the committee. In addition, a transcription of the simultaneous interpretation is included.

Aelodau'r pwyllgor yn bresennol

Committee members in attendance

Alun Davies	Llafur Labour
Suzy Davies	Ceidwadwyr Cymreig Welsh Conservatives
David Melding	Y Dirprwy Lywydd a Chadeirydd y Pwyllgor The Deputy Presiding Officer and Committee Chair
William Powell	Democratiaid Rhyddfrydol Cymru Welsh Liberal Democrats
Simon Thomas	Plaid Cymru The Party of Wales

**Swyddogion Cynulliad Cenedlaethol Cymru yn bresennol
National Assembly for Wales officials in attendance**

Stephen Boyce	Y Gwasanaeth Ymchwil Research Service
Gwyn Griffiths	Uwch-gynghorydd Cyfreithiol Senior Legal Adviser
Matthew Richards	Uwch-gynghorydd Cyfreithiol Senior Legal Adviser
Naomi Stocks	Ail Glerc Second Clerk
Dr Alys Thomas	Y Gwasanaeth Ymchwil Research Service
Gareth Williams	Clerc Clerk

*Dechreuodd y cyfarfod am 14:31.
The meeting began at 14:31.*

**Cyflwyniad, Ymddiheuriadau, Dirprwyon a Datgan Buddiannau
Introduction, Apologies, Substitutions and Declarations of Interest**

[1] **David Melding:** Good afternoon. Welcome to this meeting of the Constitutional and Legislative Affairs Committee. I start with the usual housekeeping announcements. We do not expect a routine fire drill, so if we hear the alarm, please follow the instructions of the ushers, who will help us leave the building safely. Please switch all mobile devices to 'silent' mode or off. These proceedings will be conducted in Welsh and English. When Welsh is spoken, there is a translation on channel 1. Channel 0 will amplify our proceedings if you need assistance.

14:32

**Offerynnau Nad Ydynt yn Cynnwys Materion i Gyflwyno Adroddiad Arnynt o
dan Reol Sefydlog 21.2 na 21.3
Instruments that Raise no Reporting Issues under Standing Order 21.2 or 21.3**

[2] **David Melding:** Item 2 is on instruments that raise no reporting issues. They are, however, listed there for us. Are Members content?

**Offerynnau sy'n Cynnwys Materion i Gyflwyno Adroddiad arnynt i'r Cynulliad
o dan Reol Sefydlog 21.2 neu 21.3**
**Instruments that Raise Issues to be Reported to the Assembly under Standing
Order 21.2 or 21.3**

[3] **David Melding:** Item 3 is on instruments that do raise reporting issues. They're listed—just one regulation, and there's an additional paper. It's fairly routine, but are there any questions? We are content.

Papurau i'w Nodi
Papers to Note

[4] **David Melding:** There are a number of papers to note. There's a copy of a letter from David Rees to Rosemary, regarding the supplementary legislative consent memorandum on the Small Business, Enterprise and Employment Bill. I think it's just an exchange of correspondence, really, to complete that item. There's a letter on behalf of the First Vice-President of the European Commission, in response to our correspondence on the democratic legitimacy of the EU and our role in the legislative process, and it obviously acknowledges the role of what they call 'regional' parliaments. It's a polite exchange. Are we happy?

[5] There's a written statement, then, by Mark Drakeford about the Medical Innovation Bill and this Bill has now, in effect, fallen because of the dissolution of Parliament, but it obviously does raise an awkward issue, which at some point we may want to comment on, particularly that we don't have a right to refer a matter to the Supreme Court that, you know, we feel needs to be contested or if the UK Government's position should be challenged.

[6] Then there's a letter from Huw Vaughan Thomas, Auditor General for Wales, relating to our inquiry into making laws in the fourth Assembly. It's very helpful and interesting and I know it's out of time, in a way, but given that it's such a relevant response, and given that we've got time, in terms of drafting our report, might we want to invite him in and discuss this matter with him?

[7] **Suzy Davies:** I thought that was a very helpful paper.

[8] **David Melding:** Yes. I think if we can manage it—. I'll ask the secretariat, and if we can identify a convenient slot we'll ask him in and have further oral evidence. If not, obviously, the written evidence via the letter stands, and is very helpful.

14:35

**Cynnig o dan Reol Sefydlog 17.42 i Benderfynu Gwahardd y Cyhoedd o'r
Cyfarfod**
**Motion under Standing Order 17.42 to Resolve to Exclude the Public from the
Meeting**

Cynnig:

Motion:

y pwyllgor yn penderfynu gwahardd y cyhoedd o weddill y cyfarfod yn unol â Rheol Sefydlog 17.42(vi).

the committee resolves to exclude the public from the remainder of the meeting in accordance with Standing Order 17.42(vi).

*Cynigiwyd y cynnig.
Motion moved.*

[9] **David Melding:** I move the relevant Standing Order that we conduct the rest of the meeting in private, unless any Member objects. I don't see any Member objecting, so please switch off the broadcasting equipment and clear the public gallery.

*Derbyniwyd y cynnig.
Motion agreed.*

*Daeth rhan gyhoeddus y cyfarfod i ben am 14:35.
The public part of the meeting ended at 14:35.*