

Subordinate Legislation Committee Y Pwyllgor Is-ddeddfwriaeth

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16th June 2009

Dear Jane

Marine and Coastal Access Bill

Under Standing Order 15.6 the Subordinate Legislation Committee 'may consider and report on the appropriateness of provisions in Bills for Acts of the United Kingdom Parliament that grant powers to make subordinate legislation to the Welsh Minister, the First Minister or the Counsel General'.

At the Committee meeting held on the 13th January 2009 Members the UK Governments Legislative Programme and agreed to look at the subordinate legislation implications of the Bills proposed by the UK Government. The Committee agreed to scrutinise several Bills, including the Marine and Coastal Access Bill.

The Committee would be grateful if you could provide a briefing to the Committee on this Bill, addressing in particular:

1. What impact will the Marine and Coastal Access Bill have in Wales?
2. What powers are contained in this Bill allowing Welsh Minister to make subordinate legislation?
3. Why are those matters being dealt with by enabling powers rather than on the face of the Bill?
4. Why have the particular affirmative/ negative powers been chosen in each case?
5. How will the powers contained in the Bill impact/change the powers currently held by Minister in this area?
6. How does the Government intend to implement these powers?
7. How is the Government working with UK Ministers to ensure that the proposed delegated powers are adequate to achieve the outcomes of the Bill and WAGs policy objectives?

I should be grateful for a response on these issues by 2 July 2009.

Yours sincerely,

Janet Ryder.

Janet Ryder AM
Chair, Subordinate Legislation Committee