

Agenda – Y Pwyllgor Materion Allanol a Deddfwriaeth Ychwanegol

Lleoliad: I gael rhagor o wybodaeth cysylltwch a:
Ystafell Bwyllgora 2 – Y Senedd Alun Davidson
Dyddiad: Dydd Llun, 16 Mawrth 2020 Clerc y Pwyllgor
Amser: 13.30 0300 200 6565
SeneddMADY@cynulliad.cymru

Rhag-gyfarfod preifat

(13.15–13.30)

1 Cyflwyniad, ymddiheuriadau, dirprwyon a datgan buddiannau

(13.30)

2 Sesiwn graffu gyda Gweinidog y Gymraeg a Chysylltiadau

Rhyngwladol

(13.30–14.30)

(Tudalennau 1 – 36)

Eluned Morgan AC, Gweinidog y Gymraeg a Chysylltiadau Rhyngwladol

3 Papurau i'w nodi

(14.30–14.35)

3.1 Papur i'w nodi 1: Gohebiaeth gan y Cwnsler Cyffredinol a'r Gweinidog Pontio Ewropeaidd at y Cadeirydd ynghylch craffu ar y fframweithiau cyffredin – 10 Mawrth 2020

(Tudalennau 37 – 41)

4 Cynnig o dan Reol Sefydlog 17.42(vi) a (ix) i benderfynu gwahardd y cyhoedd o weddill y cyfarfod

(14.35)

5 Sesiwn graffu gyda Gweinidog y Gymraeg a Chysylltiadau

Rhyngwladol – trafod y dystiolaeth.

(14.35–14.50)



6 Trafod y flaenraglen waith

(14.50-15.10)

(Tudalennau 42 - 59)

Mae cyfyngiadau ar y ddogfen hon

Yn rhinwedd paragraff(au) vi o Reol Sefydlog 17.42

Mae cyfyngiadau ar y ddogfen hon

David Rees AC
Cadeirydd, y Pwyllgor Materion Allanol a Deddfwriaeth Ychwanegol
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Llywodraeth Cymru
Welsh Government

9 Mawrth 2020

Annwyl David

Yn fy llythrau ar 1 Mawrth a 23 Hydref 2019, ac yn fy ymateb ar 23 Ionawr i bapur eich Pwyllgor ym mis Hydref, *Fframweithiau polisi cyffredin ar draws y DU: craffu ar gytundebau fframwaith anneddfwriaethol*, fe wnes i gadarnhau bod Llywodraeth Cymru yn cydnabod rôl hanfodol y Senedd, ynghyd â'r tair deddfwrfa arall yn y DU, o ran datblygu, gweithredu a goruchwylio Fframweithiau Cyffredin. Yn fy ymateb i'ch adroddiad, fe ymrwymais i rannu manylion y broses graffu gyda'r Pwyllgor cyn gynted â phosibl ar gyfer y Fframweithiau Cyffredin a gynnigiwyd gan Fwrdd Polisi'r Fframweithiau. Wedi'i amgáu gyda'r llythyr hwn mae crynodeb o'r broses graffu seneddol a gynnigiwyd gan ar gyfer y Fframweithiau Cyffredin (Atodiad 1) a siart lif sy'n dangos y broses hon (Atodiad 2).

Rwyf wedi nodi fy ymrwymiad eisoes i ddatblygu Fframweithiau Cyffredin i sicrhau tryloywder a phwysigrwydd craffu. Rwy'n deall bod y materion hyn hefyd wedi bod yn rhan o'r trafodaethau yn y cyfarfodydd rheolaidd y mae tîm eich clerwr wedi bod yn eu cynnal gyda'n tîm polisi Fframweithiau ni dros y misoedd diwethaf. Rwy'n credu bod y broses graffu a ddisgrifiwyd yma'n cynnig cyfle i ddeddfwrfeydd ar draws y DU i ddefnyddio eu harbenigedd a'u profiad i ddatblygu'r Fframweithiau Cyffredin. Disgwylir y bydd y ddau Fframwaith mwyaf datblygedig - Maetheg a Sylweddau Peryglus - yn barod ar gyfer y broses graffu yn yr wythnosau nesaf a byddant yn brawf gwerthfawr o'r broses archwilio.

Dim ond ar ôl mynd drwy broses graffu y bydd Fframweithiau'n cael eu cwblhau'n derfynol, a bydd adroddiadau pwyllgor yn rhan hanfodol o'r broses honno. Bydd y Fframweithiau Cyffredin yn darparu dulliau newydd inni ar gyfer datblygu trefniadau llywodraethu ar draws llywodraethau'r Deyrnas Unedig. Rwy'n gwerthfawrogi'r ysbryd adeiladol yr ydym wedi bod yn cydweithio ynddo ar y rhaglen Fframweithiau Cyffredin.

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YPCCGB@llyw.cymru / PSCGBM@gov.wales

Rydym yn croesawu derbyn gohebiaeth yn Gymraeg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.

Rwy'n anfon copi o'r llythyr hwn at Gadeirydd y Pwyllgor Deddfwriaeth, Cyfiawnder a'r Cyfansoddiad sydd wedi gohebu gyda'r Prif Weinidog yn ddiweddar am y Fframweithiau Cyffredin yng nghyd-destun craffu ar drefniadau rhynglywodraethol.

Yn gywir

A handwritten signature in black ink, appearing to read 'JM', with a stylized flourish at the end.

Jeremy Miles AC

Cwnsler Cyffredinol a'r Gweinidog Pontio Ewropeaidd
Counsel General and Minister for European Transition

Summary of parliamentary scrutiny process

Throughout the scrutiny process, the governments will be able to share the same information at the same time, with their legislatures.

Phase 2

At the end of Phase 2 policy leads will prepare a summary of the draft outline Framework agreement to be jointly written by all four governments to inform stakeholder engagement.

Phase 3

At the same time as it is sent to technical stakeholders, the summary of the draft outline Framework agreement will be sent by each government to their respective legislature with an offer of a technical briefing by the policy team to answer any questions the committee members might have at this stage. This will help inform preparation for future parliamentary scrutiny when the content of the agreement is more comprehensively developed.

At this point the policy team should consult with committee clerks and agree timings for the scrutiny process. It will be important that both sufficient time is allowed for the committees to conduct their scrutiny while ensuring the delivery timeline is met.

Committee members in each legislature will then decide the approach they wish to take to the scrutiny of the Framework including whether they wish to take evidence from Ministers, officials and/or stakeholders. At this point, officials and parliamentarians will agree a deadline, after provisional Framework publication at the end of Phase 3, for recommendations to be received by Ministers from committees.

Committee members may choose to write to Ministers on the content of these summaries, which Ministers should be prepared for.

Phase 4

After Joint Ministerial Committee (European Negotiations) (“JMC(EN)”) Ministers provisionally agree the full outline Framework, each of the governments will lay the provisional outline Framework agreement together with any related implementation products, such as any concordat associated with the framework, in its respective parliament.

Once they have agreement from JMC(EN) Ministers on their provisional outline Framework agreement, the policy team will begin finalising any additional documentation, such as concordats, where they have not already done so.

If a committee inquiry is initiated, at the end of the inquiry process the committee may set out its views on the provisional outline Framework agreement, in writing, highlighting any issues, concerns or suggestions it might have. The committee will send its views to its respective Minister. This must be received by Ministers within the agreed deadline for recommendations to be considered by governments.

Once the scrutiny process for a particular Framework is completed in all legislatures, officials and Ministers from each government will consider the response from their legislature and decide collectively whether any adjustments should be taken forward.

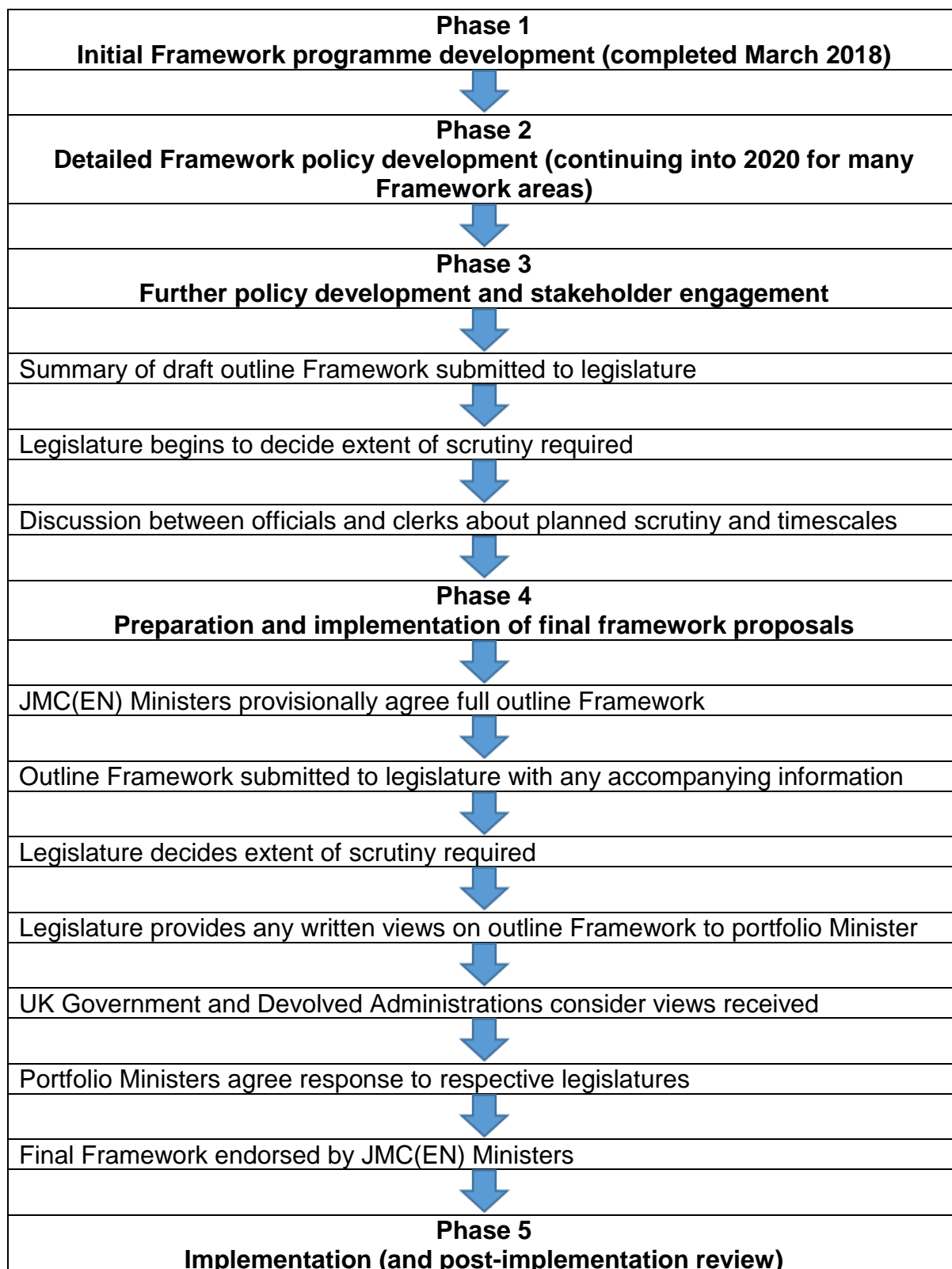
Any changes to the provisional outline Framework will need to be jointly agreed. If any government decides any of their committee recommendations have merit they will need to represent their committee’s views to the other governments’ respective portfolio Ministers.

The policy team will then revise the Framework to take account of any jointly agreed adjustments.

UK Government and Devolved Administration portfolio Ministers will then review and approve the revised agreement which will then be referred back to JMC(EN) Ministers for endorsement and provisional approval for implementation.

UK Government and Devolved Administration portfolio Ministers will then provide their respective legislatures with a final version of the provisional outline Framework agreement together with a written response to their respective committee's views.

UK Frameworks - process for parliamentary engagement and scrutiny



Eitem 6

Yn rhinwedd paragraff(au) ix o Reol Sefydlog 17.42

Mae cyfyngiadau ar y ddogfen hon