

## Subordinate Legislation Register: EPT Forward Look Schedule (April to October 2002)

Title	What the Regulations Will Do	Planned Action	Comment
Statutory Quality Partnership Schemes Regulations – Existing Facilities	Require that existing bus facilities may not be included in a Quality Partnership scheme between a local authority and bus operator if they were provided before a certain date	Plenary for Approval	A statutory Quality Partnership scheme is aimed at improving local bus services
Regulations to extend Bus Fuel Duty Rebate to more community transport services; and to long-distance bus and coach services.	Allow more community transport services to be eligible to claim FDR, and provide operators of long-distance bus and coach services with FDR in return for carrying pensioners and disabled people at discounts of at least 50%.	Plenary approval at the earliest opportunity. Continued liaison with DTLR who are taking the lead on these measures for England, and which will be replicated in Wales.	Assembly Ministers have endorsed these proposals, and DTLR is leading the discussions with the Community Transport Association and bus and coach operators to enable draft regulations to be prepared
Commencement of The Travel Concessions (Eligibility) Act 2002	Equalise at 60 years from April 2003 the ages at which men and women become entitled to concessionary travel.	Commencement of the Act in Wales.	In Wales, equalisation at 60 years from April 2003 has been achieved through the Regulations that introduce free concessionary travel from April 2002; nevertheless important to commence this Act too for consistency and completeness.
Road Traffic (Vehicle Emissions) (Wales) Regulations 2002	Give powers to Local Authorities to carry out vehicle emissions testing in and adjacent to declared Air Quality Management Areas	Consultation between July and September; then plenary approval in time for implementation in 2003-04.	Funding required for 2003-04. Implementation in England Summer 2002.
The Local Authorities (Contracting Out of Highway Functions) (Wales) Order	To allow for the contracting out to the private sector of the operation of the powers to charge utilities where street works overrun an agreed deadline	Consultation on draft	Statutory Instrument to be drafted, and Assembly liaising with DTLR
The Street Works (Charges for Prolonged Occupation of Highway) (Wales) Regulations	To allow street authorities to levy charges on contractors and utilities for street works which overrun their agreed deadlines	Consultation on draft	Statutory Instrument to be drafted
The Street Works (Sharing of Costs of Works) (Wales) Regulations	To reduce, from 18% to 7.5%, the proportion of the cost of works that a utility has to bear where their appliances beneath the road need to be disturbed as a result of a major public transport scheme	Consultation on draft	Statutory Instrument to be drafted

The Street Works (Inspection Fees) (Wales) Regulations	To reform the present basis on which highway authorities may charge for carrying out a proportion of their routine inspections of utilities' street works	Consultation on draft	Statutory Instrument to be drafted, and Assembly liaising with DTLR
The Street Works (Recovery of Costs) (Wales) Regulations	To standardise the basis on which staff costs, overheads and other administrative expenses for streetworks and related activities are calculated.	Consultation on draft	Statutory Instrument to be drafted, and Assembly liaising with DTLR
The Street Works (Records) (Wales) Regulations	To set out rules for utility undertakers to keep records of their apparatus in the highway	Consultation on draft	Statutory Instrument to be drafted, and Assembly liaising with DTLR
Town & Country Planning General Permitted Development (Amendment) Order	Improve existing planning procedures for telecommunications development	Plenary for Approval	Proposals in response to Stewart Report on mobile phones, and following public consultation. They virtually mirror, except in one procedural aspect, amending regulations already introduced in England.
Town & Country Planning General Development Procedure (Amendment) Order	A procedural amendment affecting applications for planning permission for telecommunication mast development	Plenary for Approval	Proposals in response to Stewart Report on mobile phones, and following public consultation. Similar amending legislation has been introduced in England.
Planning Fees (Amendment) Regulations	Increase in planning fee for telecommunication developments	Plenary for Approval	Proposals in response to Stewart Report on mobile phones, and following public consultation. It mirrors legislation already introduced in England.
Planning Fees (Amendment) (No.2) Regulations	Across the board increase in planning fees.	Plenary for Approval	Proposals drawn up in the light of findings of DTLR commissioned Research Report. It mirrors amending legislation recently brought into effect in England.
Fees for Inquiries (Standard Daily Amount) (Wales) Regulations 2002	Increase in the daily fee for Inspectors conducting a Local Plan Inquiry to achieve full cost recovery.	Consultation with local planning authorities.	
Town and Country Planning (Cost of Inquiries etc) (Standard Daily Amount) (Wales) Regulations 2002	Increase in the daily fee for Inspectors in connection with Compulsory Purchase and Other Inquiries	Consultation with local planning authorities.	

The Countryside Access (Provisional and Conclusive Maps) Regulations 2002	Specify key aspects of the publication of provisional and conclusive maps of open country and registered common land and the handling of appeals against the showing of land on the provisional maps (under the CROW Act 2000)	Consideration at plenary/ final approval	EPT Committee considered draft regulations in January 2002  Regulations will be different in certain aspects from England (providing for wider publication and consultation).
The Countryside Access (Exclusions and Restrictions) Regulations 2002	Specify procedures for excluding or restricting access to open country and registered common land in different circumstances (CROW Act 2000)	Outcome of consultation on draft regulations to be reported	Draft consultation paper on regulatory framework considered by EPT Committee in March 2002. Regulations expected to be similar to England (important to have cross-border consistency).
The Countryside Access (Voluntary Dedication of Land) Regulations 2002	Specify procedures for the owner of any land irrevocably to dedicate land for public access (CROW Act 2000)	Outcome of consultation on draft regulations to be reported	Draft consultation paper on regulatory framework considered by EPT Committee in March 2002. Regulations expected to be similar to England
Rights of Way Improvement Plans – Guidance	CROW Act 2000 requires local highway authorities to prepare, consult on, and publish strategic rights of way improvement plans for their areas	Statutory guidance – draft to EPT Committee to wider consultation.	Guidance likely to be similar to England but reflecting priority issues in Wales.
Wildlife & Countryside Act (SSSI Appeals) (Wales) Regulations 2002	Place on statutory footing the procedures for Assembly handling of appeals relating to Sites of Special Scientific Interest	Plenary for approval	The right of appeal was introduced by the Countryside & Rights of Way Act 2000
Conservation (Natural Habitats etc) (Amendment) (Wales) Regulations 2002	Place a specific obligation on local planning authorities to satisfy the requirements of the Habitats Directive with respect to European protected species as part of the planning process	Consultation on draft	Outline proposals were announced in National Assembly for Wales Circular 23/2001
Environmental Protection (Restriction of Lead Shot) Regulations 2002	Restrict the use of lead shot in certain areas, and for shooting certain species, to protect wildfowl.	Executive Procedure	Regulations approved by Plenary in 2001 are being re-made to address technical procedural requirements in the Environmental Protection Act 1990.
Water Industry (inset appointments) Regulations	Encourage competition in the water industry for large volume users.	Plenary for approval.	As a cross-border issue this will need UK Parliamentary approval.
Water Industry (Guaranteed Standards Scheme) Order	Amend customer service standards of water companies.	Plenary for approval.	As a cross-border issue this will need UK Parliamentary approval.
Statutory Guidance to Environment Agency on its aims/objectives	Guidance to the Agency on the discharge of its functions in Wales.	Consultation on draft	Takes forward a recommendation from the EA FMPR.

Special Waste Amendment Regulations	Amend special waste regulations to comply with EC hazardous waste requirements, and to introduce a hazardous waste producer registration requirement.	Consultation on draft.	EU requirement. Regulations planned to be introduced in summer 2002, but assembly timing dependent on DEFRA. Executive Procedure now likely to be necessary.
Waste Management Licensing Amendment Technical Competence Regulations	Amends requirements for the technical competence of operators of waste facilities.	Consultation on draft.	Timing dependent on DEFRA. Time critical, so delays may require use of Executive Procedure.
Waste Management Licensing Amendment Regulations	Technical amendments for mobile plant and public registers.	Consultation on draft.	Timing dependent on DEFRA.
Abandoned Vehicles	Amend the notice periods for the removal and disposal of abandoned vehicles	Consultation on draft.	
Fixed penalty notices	Increases fixed penalty notices for litter and dog waste.	Consultation on draft.	To be reviewed in the light of the results of the English trial
Statutory Guidance on the regulation of Radioactive Discharges into the Environment from Nuclear Licensed Sites	Guidance in the granting of authorisations to discharge liquid and gaseous radioactive materials into the environment.	Consultation on draft	Section 4 of the Environment Act 1995 requires Ministers periodically to give the Environment Agency guidance on objectives that they consider it appropriate for the Agency to pursue. The guidance deals with the granting of authorisations to discharge liquid and gaseous radioactive materials into the environment
The Protection of Water Against Agricultural Nitrate Pollution Regulations	Extend coverage of Nitrate Vulnerable Zones (NVZs) in Wales	Make regulations by Executive procedure.	Executive procedure likely to be necessary because of advanced EC infraction proceedings, and to keep in line with the rest of the UK.
BS 5228 - The Control of Noise (Codes of Practice for Construction and Open Sites)	Specifies codes of practice for minimising noise	Plenary for approval	
The Air Quality Limit Values 2002	Replacement of the Air Quality Limit Values (2001) Regulations that contain standards for sulphur dioxide, nitrogen dioxide, oxides of nitrogen, particulate matter and lead	Plenary for approval	Replacement in response to comments made by Legislation Committee
The Air Quality (Wales) (Amendment) Regulations 2002.	Tighten air quality objectives for the pollutants PM10, Benzene, carbon monoxide and introduce an objective for polycyclic aromatic hydrocarbons.	Plenary for approval	Research being undertaken with possibility of tighter standards for particles. Timing depends on DEFRA progress