



House of Lords
House of Commons

Joint Committee on Statutory
Instruments

Minutes of Proceedings

Session 2002–03

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Joint Committee on Statutory Instruments

The Joint Committee on Statutory Instruments (JCSI) is appointed to consider all statutory instruments made in exercise of powers granted by Act of Parliament. Instruments not laid before Parliament are included within the Committee's remit; but local instruments and instruments made by devolved administrations do not fall to be considered by JCSI unless they are required to be laid before Parliament.

The Joint Committee is empowered to draw the special attention of both Houses to an instrument on any one of a number of grounds specified in the Standing Order under which it works; or on any other ground which does not impinge upon the merits of the instrument or the policy behind it.

Membership during Session 2002–03

House of Lords

Lord Brougham and Vaux CBE (*Conservative*)
Lord Greenway (*Cross Bench*)
Lord Hardy of Wath (*Labour*)
Lord Lea of Crondall OBE (*Labour*)
Lord Mancroft (*Conservative*) (appointed 12 December 2003)
Earl Russell (*Liberal Democrat*)
Lord Skelmersdale (*Conservative*)
Lord Vivian (*Conservative*) (discharged 12 December 2003)

House of Commons

Mr David Tredinnick MP (*Conservative, Bosworth*) (Chairman)
Andrew Bennett MP (*Labour, Denton and Reddish*)
Mr Jeffrey M. Donaldson MP (*Ulster Unionist, Lagan Valley*)
Huw Irranca–Davies MP (*Labour, Ogmores*)
Chris Mole MP (*Labour, Ipswich*)
Andrew Rosindell MP (*Conservative, Romford*)
Brian White MP (*Labour, Milton Keynes North East*)

Powers

The full constitution and powers of the Committee are set out in House of Commons Standing Order No. 151 and House of Lords Standing Order No. 74, available on the Internet via www.parliament.uk.

Publications

The reports of the Committee are published by The Stationery Office by Order of both Houses. All publications of the Committee are available on the Internet from http://www.parliament.uk/parliamentary_committees/joint_committee_on_statutory_instruments.cfm.

Committee staff

The staff of the Committee in Session 2002–03 were Huw Yardley (Commons Clerk until 29 January 2003), Martyn Atkins (Commons Clerk from 30 January 2003), Anna Murphy (Lords Clerk), Jane Lauder (Committee Secretary) and Brian Dye (Committee Assistant).

Contacts

All correspondence should be addressed to the Clerk of the Joint Committee on Statutory Instruments, Delegated Legislation Office, 7 Millbank, London SW1P 3JA. The telephone number for general inquiries is: 020 7219 2830; the Committee's e-mail address is: jcsi@parliament.uk.

Proceedings of the Committee

DIE MARTIS 19^o NOVEMBRIS 2002

Present:

Lord Greenway
Lord Hardy of Wath

Mr Jeffrey M. Donaldson
Huw Irranca-Davies
Chris Mole
Brian White

Mr Allan Roberts, Mr Alan Preston and Mr Peter Brooksbank in attendance.

The Orders of Reference are read.

It is moved that, in the absence of the Chairman this day, Brian White do take the Chair.—
(*Lord Hardy of Wath.*)

The same is agreed to.

The proceedings of Tuesday 5th November are read.

The Joint Committee deliberate.

Resolved, That the special attention of both Houses be drawn to the Education (Grants) (Music, Ballet and Choir Schools) (Amendment) (England) Regulations 2002 (S.I. 2002/2004) on the ground that the instrument is defectively drafted.—(*Brian White.*)

Resolved, That the special attention of both Houses be drawn to the Immigration Services Commissioner (Registration Fee) Order 2002 (S.I. 2002/2011) on the ground that the instrument is defectively drafted.—(*Brian White.*)

Resolved, That the special attention of both Houses be drawn to the Electronic Commerce (EC Directive) Regulations 2002 (S.I. 2002/2013) on the grounds that the instrument is defectively drafted and requires elucidation.—(*Brian White.*)

Resolved, That the special attention of both Houses be drawn to the Merchant Shipping (Medical Examination) Regulations 2002 (S.I. 2002/2055) on the ground that the instrument is defectively drafted.—(*Brian White.*)

Resolved, That the special attention of both Houses be drawn to the Education (Teacher Student Loans) (Repayment etc.) Regulations 2002 (S.I. 2002/2086) on the ground that the instrument is defectively drafted.—(*Brian White*.)

Resolved, That the special attention of both Houses be drawn to the Packaging, Labelling and Carriage of Radioactive Material by Rail Regulations 2002 (S.I. 2002/2099) on the ground that the instrument is defectively drafted.—(*Brian White*.)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Appointment of Queen's Counsel Fees Order 2002 (S.I. 2002/2037) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by Brian White.

Resolved, That the Report be the First Report of the Committee.

Ordered, That Brian White do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 26th November.

DIE MARTIS 26^o NOVEMBRIS 2002

Present:

Lord Greenway	Huw Irranca-Davies
Lord Hardy of Wath	Mr David Tredinnick
Lord Skelmersdale	Brian White

Mr Allan Roberts and Mr Anwar Akbar, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 19th November are read.

Resolved, That the special attention of both Houses be drawn to the Housing (Scotland) Act 2001 (Accommodation for Asylum-Seekers) Order 2002 (S.I. 2002/2367) on the ground that there has been an unjustified breach of the 21-day rule in respect of the instrument.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instrument be reported to both Houses.

Ordered, That the written evidence submitted in relation to the National Health Service (Miscellaneous Dental Charges Amendments) Regulations 2002 (S.I. 2002/2353) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Second Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 3rd December.

DIE MARTIS 3^o DECEMBRIS 2002

Present:

Lord Brougham and Vaux	Mr Jeffrey M. Donaldson
Lord Greenway	Huw Irranca-Davies
Lord Hardy of Wath	Chris Mole
Lord Lea of Crondall	Mr David Tredinnick
Earl Russell	Brian White
Lord Skelmersdale	

Mr Allan Roberts and Mr Peter Brooksbank in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 26th November are read.

Resolved, That the special attention of both Houses be drawn to the Motor Cars (Driving Instruction) (Amendment) Regulations 2002 (S.I. 2002/2640) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Motor Vehicles (Driving Licences) (Amendment) Regulations 2002 (S.I. 2002/2641) on the ground that the instrument requires elucidation.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Medicines (Products for Animal Use-Fees) (Amendment) Regulations 2002 (S.I. 2002/2569) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Third Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 10th December.

DIE MARTIS 10^o DECEMBRIS 2002

Present:

Lord Greenway	Huw Irranca-Davies
Lord Hardy of Wath	Chris Mole
Lord Lea of Crondall	Mr David Tredinnick
Earl Russell	Brian White
Lord Skelmersdale	

Mr Allan Roberts and Mr Anwar Akbar, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 3rd December are read.

Resolved, That the special attention of both Houses be drawn to the Genetically Modified Organisms (Deliberate Release) Regulations 2002 (S.I. 2002/2443) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Town and Country Planning (Enforcement Notices and Appeals) (England) Regulations 2002 (S.I. 2002/2682) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Insolvency (Amendment) (No. 2) Rules 2002 (S.I. 2002/2712) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Fourth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 17th December.

DIE MARTIS 17^o DECEMBRIS 2002

Present:

Lord Brougham and Vaux	Mr Jeffrey M. Donaldson
Lord Greenway	Chris Mole
Lord Hardy of Wath	Mr David Tredinnick
Earl Russell	Brian White
Lord Skelmersdale	

Mr Allan Roberts and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 10th December are read.

Resolved, That the special attention of both Houses be drawn to the Road Vehicles (Registration and Licensing) Regulations 2002 (S.I. 2002/2742) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Dangerous Substances and Explosive Atmospheres Regulations 2002 (S.I. 2002/2776) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Fifth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 14th January.

DIE MARTIS 14^o JANUARIJ 2003

Present:

Lord Greenway	Andrew Bennett
Lord Hardy of Wath	Chris Mole
Lord Skelmersdale	Mr David Tredinnick
	Brian White

Mr Allan Roberts and Mr Anwar Akbar, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 17th December are read.

Resolved, That the special attention of both Houses be drawn to the Statutory Paternity Pay and Statutory Adoption Pay (Persons Abroad and Mariners) Regulations 2002 (S.I. 2002/2821) on the ground that the instrument is drafted in an unnecessarily referential way.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the TSE (England) (Amendment) (No. 2) Regulations 2002 (S.I. 2002/2860) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Control of Lead at Work Regulations 2002 (S.I. 2002/2676) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the National Health Service (Local Pharmaceutical Services Etc.) Regulations 2002 (S.I. 2002/2861) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Sixth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 21st January.

DIE MARTIS 21^o JANUARIII 2003

Present:

Lord Greenway	Andrew Bennett
Lord Hardy of Wath	Chris Mole
Lord Skelmersdale	Mr David Tredinnick
	Brian White

Mr Allan Roberts and Mr Anwar Akbar, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 14th January are read.

Resolved, That the special attention of both Houses be drawn to the Statutory Paternity Pay and Statutory Adoption Pay (Persons Abroad and Mariners) Regulations 2002 (S.I. 2002/2821) on the ground that the instrument is drafted in an unnecessarily referential way.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the TSE (England) (Amendment) (No. 2) Regulations 2002 (S.I. 2002/2860) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Control of Lead at Work Regulations 2002 (S.I. 2002/2676) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the National Health Service (Local Pharmaceutical Services Etc.) Regulations 2002 (S.I. 2002/2861) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Seventh Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 28th January.

DIE MARTIS 28^o JANUARIII 2003

Present:

Lord Greenway	Andrew Bennett
Lord Hardy of Wath	Chris Mole
Lord Lea of Crondall	Mr David Tredinnick
Lord Skelmersdale	Brian White

Mr Allan Roberts and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 21st January are read.

Resolved, That the special attention of both Houses be drawn to the Vehicles Crime (Registration of Registration Plate Suppliers) (England and Wales) Regulations 2002 (S.I. 2002/2977) on the ground that the instrument is defectively drafted.—(*The Chairman*.)

Ordered, That the written evidence submitted in relation to the instrument be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Eighth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 4th February.

DIE MARTIS 4^o FEBRUARII 2003

Present:

Lord Brougham and Vaux	Andrew Bennett
Lord Greenway	Chris Mole
Lord Hardy of Wath	Mr David Tredinnick
Lord Skelmersdale	Brian White

Mr Allan Roberts and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 28th January are read.

Resolved, That the special attention of both Houses be drawn to the Education (Co-ordination of Admission Arrangements) (Secondary Schools) (England) Regulations 2002 (S.I. 2002/2904) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the School Companies Regulations 2002 (S.I. 2002/2978) on the grounds that the instrument is defectively drafted and requires elucidation.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Sale and Supply of Goods to Consumers Regulations 2002 (S.I. 2002/3045) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Withholding and Withdrawal of Support (Travel Assistance and Temporary Accommodation) Regulations 2002 (S.I. 2002/3078) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Ninth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 11th February.

DIE MARTIS 11^o FEBRUARII 2003

Present:

Lord Lea of Crondall
Lord Skelmersdale

Andrew Bennett
Huw Irranca-Davies
Mr David Tredinnick
Brian White

Mr Allan Roberts and Mr Anwar Akbar, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 4th February are read.

Ordered, That the written evidence submitted in relation to the Beet Seed (England) Regulations 2002 (S.I. 2002/3171) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Fodder Plant Seed (England) Regulations 2002 (S.I. 2002/3172) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Cereal Seed (England) Regulations 2002 (S.I. 2002/3173) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Oil and Fibre Plant Seed (England) Regulations 2002 (S.I. 2002/3174) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Vegetable Seed (England) Regulations 2002 (S.I. 2002/3175) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Seed (Registration, Licensing and Enforcement) (England) Regulations 2002 (S.I. 2002/3176) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Londonderry Port and Harbour (Variation of Pilotage Limits) Order (Northern Ireland) 2002 (S.R. 2002/394) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Tenth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 25th February.

DIE MARTIS 25^o FEBRUARII 2003

Present:

Lord Brougham and Vaux	Huw Irranca-Davies
Lord Greenway	Chris Mole
Lord Hardy of Wath	Andrew Rosindell
Lord Lea of Crondall	Mr David Tredinnick
Lord Skelmersdale	Brian White

Mr Allan Roberts and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 11th February are read.

Resolved, That the special attention of both Houses be drawn to the Overseas Territories (Zimbabwe) (Restrictive Measures) (Amendment) Order 2002 (S.I. 2002/2627) on the ground that there has been an unjustifiable delay in sending copies to the Committee.—*(The Chairman.)*

Resolved, That the special attention of both Houses be drawn to the Turks and Caicos Islands Constitution (Amendment) Order 2002 (S.I. 2002/2637) on the ground that there has been an unjustifiable delay in sending copies to the Committee.—*(The Chairman.)*

Resolved, That the special attention of both Houses be drawn to the Pitcairn (Amendment) Order 2002 (S.I. 2002/2638) on the ground that there has been an unjustifiable delay in sending copies to the Committee.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instrument be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Eleventh Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 4th March.

DIE MARTIS 4^o MARTII 2003

Present:

Lord Brougham and Vaux
Lord Hardy of Wath

Mr David Tredinnick
Brian White

Mr Allan Roberts and Mr Anwar Akbar, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 25th February are read.

Resolved, That the special attention of both Houses be drawn to the Tobacco Products (Manufacture, Presentation and Sale) (Safety) Regulations 2002 (S.I. 2002/3041) on the ground that the instrument inadequately implements the Directive.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Wireless Telegraphy (Exemption) Regulations 2003 (S.I. 2003/74) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Social Security Commissioners (Procedure) (Tax Credits Appeals) Regulations (Northern Ireland) 2003 (S.R. 2003/18) on the ground that the instrument requires elucidation.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Draft Rehabilitation of Offenders Act 1974 (Exceptions) (Amendment) (England and Wales) Order 2003 be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Local Authorities (Capital Finance) (Amendment) (England) Regulations 2003 (S.I. 2003/43) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Housing Benefit and Council Tax Benefit (General) Amendment Regulations 2003 (S.I. 2003/48) to be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Twelfth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 11th March.

DIE MARTIS 11^o MARTII 2003

Present:

Lord Greenway	Andrew Bennett
Lord Hardy of Wath	Huw Irranca-Davies
Lord Lea of Crondall	Chris Mole
Lord Skelmersdale	Brian White

Mr Allan Roberts and Mr Peter Brooksbank, in attendance.

It is moved that, in the absence of the Chairman this day, Brian White do take the Chair.—
(*Lord Hardy of Wath.*)

The same is agreed to.

The Order of Adjournment is read.

The proceedings of Tuesday 4th March are read.

Resolved, That the special attention of both Houses be drawn to the Tobacco Advertising and Promotion (Sponsorship) Transitional Regulations 2003 (S.I. 2003/77) on the ground that the instrument is defectively drafted.—(*Brian White.*)

Resolved, That the special attention of both Houses be drawn to the Water Resources (Environmental Impact Assessment) (England and Wales) Regulations 2003 (S.I. 2003/164) on the ground that the instrument fails to comply with proper legislative practice.—(*Brian White.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by Brian White.

Resolved, That the Report be the Thirteenth Report of the Committee.

Ordered, That Brian White do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 18th March.

DIE MARTIS 18^o MARTII 2003

Present:

Lord Greenway	Mr Jeffrey M. Donaldson
Lord Hardy of Wath	Andrew Rosindell
Earl Russell	Mr David Tredinnick
Lord Skelmersdale	Brian White

Mr Allan Roberts and Mr Anwar Akbar, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 11th March are read.

Resolved, That the special attention of both Houses be drawn to the Sea Fishing (Restriction on Days at Sea) Order 2003 (S.I. 2003/229) on the ground that the instrument is defectively drafted and of dubious vires.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instrument be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Road Vehicles (Construction and Use) (Amendment) Regulations 2003 (S.I. 2003/182) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Hill Farm Allowance Regulations 2003 (S.I. 2003/289) to be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Fourteenth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 25th March.

DIE MARTIS 25^o MARTII 2003

Present:

Lord Brougham and Vaux	Mr David Tredinnick
Lord Greenway	Brian White
Lord Hardy of Wath	
Lord Skelmersdale	

Mr Allan Roberts and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 18th March are read.

Resolved, That the special attention of both Houses be drawn to the Draft Code of Practice on Time Off for Trade Union Duties and Activities (Including Guidance on Time Off for Union Learning Representatives) on the ground that the instrument requires elucidation.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the East Sussex Hospitals National Health Service Trust (Establishment) and the Eastbourne Hospitals National Health Service Trust and Hastings and Rother National Health Service Trust (Dissolution) Order 2002 (S.I. 2003/216) on the ground that there has been a serious breach of the Statutory Instruments Act 1946 in respect of the instrument.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Naval, Military and Air Forces Etc. (Disablement and Death) Service Pensions Amendment Order 2003 (S.I. 2003/434) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Feedingstuffs (Zootechnical Products) (Amendment) Regulations 2003 (S.I. 2003/545) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Medicated Feedingstuffs (Amendment) (Scotland, England and Wales) Regulations 2003 (S.I. 2003/546) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Medicated Feedingstuffs (Amendment) (Scotland, England and Wales) Regulations 2003 (S.I. 2003/752) be reported to both Houses.

The Committee deliberate

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Fifteenth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 1st April.

DIE MARTIS 1^o APRILIS 2003

Present:

Lord Brougham and Vaux
Lord Greenway
Lord Hardy of Wath
Earl Russell

Andrew Bennett
Huw Irranca-Davies
Chris Mole
Brian White

Mr Allan Roberts and Mr Anwar Akbar, in attendance.

It is moved that, in the absence of the Chairman this day, Brian White do take the Chair.—
(*Lord Hardy of Wath.*)

The Order of Adjournment is read.

The proceedings of Tuesday 25th March are read.

Resolved, That the special attention of both Houses be drawn to the Motor Vehicles (Compulsory Insurance) (Information Centre and Compensation Body) Regulations 2003 (S.I. 2003/37) on the grounds that the instrument is defectively drafted, is of dubious *vires* and that there has been an unjustified breach of the 21-day rule in respect of it.—(*Brian White.*)

Resolved, That the special attention of both Houses be drawn to the Crown Court (Confiscation, Restraint and Receivership) Rules 2003 (S.I. 2003/421) on the ground that the instrument is defectively drafted.—(*Brian White.*)

Resolved, That the special attention of both Houses be drawn to the Cross-Border Payments in Euro Regulations 2003 (S.I. 2003/488) on the ground that the instrument requires elucidation.—(*Brian White.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by Brian White.

Resolved, That the Report be the Sixteenth Report of the Committee.

Ordered, That Brian White make the report to the House of Commons and that the report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 8th April.

DIE MARTIS 8^o APRILIS 2003

Present:

Lord Brougham and Vaux	Huw Irranca-Davies
Lord Greenway	Andrew Rosindell
Lord Hardy of Wath	Mr David Tredinnick
Earl Russell	Brian White
Lord Skelmersdale	

Mr Allan Roberts and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 1st April are read.

Resolved, That the special attention of both Houses be drawn to the Statutory Paternity Pay (Adoption) and Statutory Adoption Pay (Adoption from Overseas) Regulations 2003 (S.I. 2003/500) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Environmental Protection (Controls on Hexachloroethane) Regulations 2003 (S.I. 2003/602) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Pollution Prevention and Control Regulations (Northern Ireland) 2003 (S.R. 2003/46) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Seventeenth Report of the Committee.

Ordered, That the Joint Committee be adjourned to Tuesday 6th May.

DIE MARTIS 6^o MAII 2003

Present:

Lord Brougham and Vaux	Andrew Bennett
Lord Greenway	Chris Mole
Lord Hardy of Wath	Mr David Tredinnick
Lord Lea of Crondall	Brian White

Mr Allan Roberts, Mr Alan Preston and Mr Anwar Akbar, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 8th April are read.

Resolved, That the special attention of both Houses be drawn to the Social Security (Credits) Amendment Regulations 2003 (S.I. 2003/521) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Immigration and Asylum Appeals (Procedure) Rules 2003 (S.I. 2003/652) on the ground that the instrument is defectively drafted, makes an unexpected use of power, and fails to comply with proper legislative practice.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Family Proceedings Fees (Amendment) Order 2003 (S.I. 2003/645) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Supreme Court Fees (Amendment) Order 2003 (S.I. 2003/646) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the County Court Fees (Amendment) Order 2003 (S.I. 2003/648) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Public Trustee (Fees) (Amendment) Order 2003 (S.I. 2003/690) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Eighteenth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 13th May.

DIE MARTIS 13^o MAII 2003

Present:

Lord Brougham and Vaux	Huw Irranca-Davies
Lord Greenway	Brian White
Lord Hardy of Wath	
Lord Lea of Crondall	

Mr Allan Roberts, Mr Alan Preston and Mr Peter Brooksbank, in attendance.

It is moved that, in the absence of the Chairman this day, Brian White do take the Chair.—
(*Lord Hardy of Wath.*)

The Order of Adjournment is read.

The proceedings of Tuesday 6th May are read.

Resolved, That the special attention of both Houses be drawn to the Child Benefit and Guardian's Allowance (Administration) Regulations 2003 (S.I. 2003/492) on the ground that the drafting of the instrument is unnecessarily obscure.—(*Brian White*.)

Resolved, That the special attention of both Houses be drawn to the Accounts and Audit Regulations 2003 (S.I. 2003/533) on the ground that the instrument is defectively drafted and makes an unexpected use of the enabling power.—(*Brian White*.)

Resolved, That the special attention of both Houses be drawn to the Creosote (Prohibition on Use and Marketing) Regulations 2003 (S.I. 2003/721) on the ground that the instrument is defectively drafted.—(*Brian White*.)

Resolved, That the special attention of both Houses be drawn to the Police (Revocation of Secretary of State's Objectives) Order 2003 (S.I. 2003/830) on the ground that there has been an unjustified breach of the 21-day rule in respect of the instrument.—(*Brian White*.)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the National Care Standards Commission (Fees and Frequency of Inspections) Regulations 2003 (S.I. 2003/753) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Plant Health (Amendment) Regulations 2003 (S.I. 2003/1157) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by Brian White.

Resolved, That the Report be the Nineteenth Report of the Committee.

Ordered, That Brian White make the report to the House of Commons and that the report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 20th May.

DIE MARTIS 20^o MAII 2003

Present:

Lord Brougham and Vaux	Andrew Bennett
Lord Greenway	Huw Irranca-Davies
Lord Hardy of Wath	Chris Mole
Earl Russell	Andrew Rosindell
	Mr David Tredinnick
	Brian White

Mr Allan Roberts, Mr Alan Preston and Mr Anwar Akbar, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 13th May are read.

Ordered, That the written evidence submitted in relation to the Air Navigation (Amendment) Order 2003 (S.I. 2003/777) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Gas (Applications for Licences and Extensions and Restrictions of Licences) (Amendment) Regulations 2003 (S.I. 2003/847) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Electricity (Applications for Licences and Extensions and Restrictions of Licences) (Amendment) Regulations 2003 (S.I. 2003/848) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Draft Race Relations Act 1976 (Amendment) Regulations 2003 be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Twentieth Report of the Committee.

Resolved, That the Department of Trade and Industry be required to depute representatives to appear before the Committee on 3 June 2003 as witnesses for the purpose of explaining the draft Employment Equality (Religion or Belief) Regulations 2003 and the draft Employment Equality (Sexual Orientation) Regulations 2003. —(*The Chairman.*)

Ordered, That the Joint Committee be adjourned to Tuesday 3rd June.

DIE MARTIS 3^o JUNII 2003

Present:

Lord Brougham and Vaux	Andrew Bennett
Lord Hardy of Wath	Mr Jeffrey M. Donaldson
Lord Lea of Crondall	Huw Irranca-Davies
Earl Russell	Chris Mole
	Mr David Tredinnick
	Brian White

Mr Allan Roberts and Mr Alan Preston, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 20th May are read.

Ordered, That the public be now admitted.—(*The Chairman.*)

Ordered, That the uncorrected transcript of the oral evidence given this day by witnesses from the Department of Trade and Industry be published on the Internet.—(*The Chairman.*)

The following witnesses are examined:

Ms Ros McCarthy-Ward, Director, Selected Employment Rights Branch, Ms Cathy Rees, Assistant Director, Selected Employment Rights Branch, Mr Nick Magyar, Legal Director and Mr David Thorneloe, Legal Adviser, Department of Trade and Industry.

Ordered, That the Joint Committee be adjourned to Tuesday 10th June.

DIE MARTIS 10^o JUNII 2003

Present:

Lord Brougham and Vaux	Andrew Bennett
Lord Greenway	Mr Jeffrey M. Donaldson
Lord Hardy of Wath	Chris Mole
Lord Lea of Crondall	Mr David Tredinnick
Earl Russell	Brian White

Mr Allan Roberts, Mr Alan Preston and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 3rd June are read.

Resolved, That the special attention of both Houses be drawn to the draft Employment Equality (Sexual Orientation) Regulations 2003 on the grounds that the instrument is of doubtful vires and of uncertain effect.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Motor Vehicles (Tests) (Amendment) Regulations 2003 (S.I. 2003/1113) on the ground of defective drafting.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the draft Employment Equality (Religion or Belief) Regulations 2003 be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Twenty-first Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 17th June.

DIE MARTIS 17^o JUNII 2003

Present:

Lord Brougham and Vaux	Andrew Rosindell
Lord Hardy of Wath	Mr David Tredinnick
Earl Russell	

Mr Allan Roberts and Mr Alan Preston, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 10th June are read.

Ordered, That the written evidence submitted in relation to the General Optical Council (Registration and Enrolment (Amendment) Rules) Order of Council 2003 (S.I. 2003/1080) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Twenty-second Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 24th June.

DIE MARTIS 24^o JUNII 2003

Present:

Lord Brougham and Vaux
Lord Hardy of Wath

Andrew Bennett
Huw Irranca-Davies
Chris Mole
Mr David Tredinnick
Brian White

Mr Allan Roberts, Mr Alan Preston and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 17th June are read.

Ordered, That the written evidence submitted in relation to the Police Act 1997 (Criminal Records) (Amendment No. 4) Regulations 2003 (S.I. 2003/1418) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Twenty-third Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 1st July.

DIE MARTIS 1^o JULII 2003

Present:

Lord Brougham and Vaux	Andrew Bennett
Lord Greenway	Huw Irranca-Davies
Lord Hardy of Wath	Chris Mole
	Mr David Tredinnick
	Brian White

Mr Allan Roberts, Mr Alan Preston and Mr Anwar Akbar, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 24th June are read.

Resolved, That the special attention of both Houses be drawn to the Protection of Animals (Anaesthetics) (Amendment) (No. 2) (England) Order 2003 (S.I. 2003/1328) on the grounds that the instrument is defectively drafted and of dubious vires.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instrument be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Twenty-fourth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 8th July.

DIE MARTIS 8^o JULII 2003

Present:

Lord Brougham and Vaux	Mr David Tredinnick
Lord Greenway	Brian White
Lord Hardy of Wath	
Lord Lea of Crondall	
Earl Russell	

Mr Allan Roberts, Mr Alan Preston and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 1st July are read.

Resolved, That the special attention of both Houses be drawn to the Town and Country Planning (Inquiries Procedure) (Wales) Rules 2003 (S.I. 2003/1266) on the grounds that the instrument is defectively drafted and fails to comply with proper drafting practice.—*(The Chairman.)*

Resolved, That the special attention of both Houses be drawn to the Town and Country Planning Appeals (Determination by Inspectors) (Inquiries Procedure) (Wales) Rules 2003 (S.I. 2003/1267) on the grounds that the instrument is defectively drafted and fails to comply with proper drafting practice.—*(The Chairman.)*

Resolved, That the special attention of both Houses be drawn to the Town and Country Planning (Enforcement) (Inquiries Procedure) (Wales) Rules 2003 (S.I.2003/1269) on the ground that the instrument is defectively drafted.—*(The Chairman.)*

Resolved, That the special attention of both Houses be drawn to the Town and Country Planning (Hearing Procedure) (Wales) Rules 2003 (S.I. 2003/1271) on the ground that the instrument fails to comply with proper drafting practice.—*(The Chairman.)*

Resolved, That the special attention of both Houses be drawn to the Competition Appeal Tribunal Rules 2003 (S.I. 2003/1372) on the ground that the instrument is defectively drafted.—*(The Chairman.)*

Resolved, That the special attention of both Houses be drawn to the School Governance (Procedures) (England) Regulations 2003 (S.I. 2003/1377) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Twenty-fifth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 15th July.

DIE MARTIS 15^o JULII 2003

Present:

Lord Greenway

Andrew Bennett

Lord Hardy of Wath

Brian White

Mr Allan Roberts, Mr Alan Preston and Mr Anwar Akbar, in attendance.

It is moved that, in the absence of the Chairman this day, Brian White do take the Chair.—(*Lord Hardy of Wath.*)

The same is agreed to.

The Order of Adjournment is read.

The proceedings of Tuesday 8th July are read.

The Committee deliberate.

A draft Report is laid before the Committee by Brian White.

Resolved, That the Report be the Twenty-sixth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 16th September.

DIE MARTIS 16^o SEPTEMBRIS 2003

Present:

Lord Greenway
Lord Mancroft

Huw Irranca-Davies
Brian White

Mr Allan Roberts, Mr Alan Preston and Mr Peter Brooksbank, in attendance.

It is moved that, in the absence of the Chairman this day, Brian White do take the Chair.—
(*Huw Irranca-Davies.*)

The same is agreed to.

The Order of Adjournment is read.

The proceedings of Tuesday 15th July are read.

Resolved, That the special attention of both Houses be drawn to the New Schools (General) (England) Regulations 2003 (S.I. 2003/1558) on the ground that the instrument is defectively drafted.—(*Brian White.*)

Resolved, That the special attention of both Houses be drawn to the Prisoner Release Victim Information (Northern Ireland) Scheme 2003 (S.R. 2003/293) on the ground that the instrument is defectively drafted.—(*Brian White.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by Brian White.

Resolved, That the Report be the Twenty-seventh Report of the Committee.

Ordered, That Brian White do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned till Tuesday 21st October.

DIE MARTIS 21^o OCTOBRIS 2003

Present:

Lord Brougham and Vaux
Lord Greenway

Andrew Bennett
Andrew Rosindell
Mr David Tredinnick
Brian White

Mr Allan Roberts, Mr Anwar Akbar and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 16th September are read.

Resolved, That the special attention of both Houses be drawn to the Iraq (United Nations Sanctions) (Overseas Territories) Order 2003 (S.I. 2003/1516) on the grounds that the instrument is defectively drafted and makes an unexpected use of the enabling power.—
(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Iraq (United Nations Sanctions) (Channel Islands) Order 2003 (S.I. 2003/1521) on the ground that the instrument makes an unexpected use of the enabling power.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Iraq (United Nations Sanctions) (Isle of Man) Order 2003 (S.I. 2003/1522) on the ground that the instrument makes an unexpected use of enabling power.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Iraq (United Nations Sanctions) Order 2003 (S.I. 2003/1519) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Working Time (Amendment) Regulations 2003 (S.I. 2003/1684) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Twenty-eighth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Resolved, That the Committee do invite the Joint Committee on Human Rights to examine the draft Code of Practice on Retention of Communications Data.

Ordered, That the Joint Committee be adjourned till Tuesday 28th October.

DIE MARTIS 28^o OCTOBRIS 2003

Present:

Lord Brougham and Vaux
Lord Greenway
Lord Lea of Crondall

Mr David Tredinnick
Brian White

Mr Allan Roberts, Mr Alan Preston and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 21st October are read.

Resolved, That the special attention of both Houses be drawn to the Care Homes (Amendment No. 2) Regulations 2003 (S.I. 2003/1703) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Food (Brazil Nuts) (Emergency Control) (England) Regulations 2003 (S.I. 2003/1722) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Occupational Pension Schemes (Transfer Values and Miscellaneous Amendments) Regulations 2003 (S.I. 2003/1727) on the ground that the instrument fails to comply with proper drafting practice.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Disease Control (England) Order 2003 (S.I. 2003/1729) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Motor Vehicles (Driving Licences) (Amendment) (No. 4) Regulations 2003 (S.I. 2003/2003) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Twenty-ninth Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

Resolved, That the Committee invite the Home Department to consent that the opportunity afforded to it to explain the draft Retention of Communications Data (Code of Practice) Order 2003, which was laid before Parliament on 11 September, should be regarded as an opportunity to explain any revised draft of the same name subsequently laid before Parliament.

Ordered, That the Joint Committee be adjourned till Tuesday 4th November.

DIE MARTIS 4^o NOVEMBRIS 2003

Present:

Lord Brougham and Vaux	Andrew Bennett
Lord Greenway	Andrew Rosindell
Lord Lea of Crondall	Brian White

Mr Allan Roberts, Mr Alan Preston and Mr Anwar Akbar, in attendance.

It is moved that, in the absence of the Chairman this day, Brian White do take the Chair.—
(*Andrew Bennett.*)

The same is agreed to.

The Order of Adjournment is read.

The proceedings of Tuesday 28th October are read.

Resolved, That the special attention of both Houses be drawn to the Draft Retention of Communications Data (Code of Practice) Order 2003 on the ground that the instrument requires elucidation.—(*Brian White.*)

Resolved, That the Committee recommend that the draft Retention of Communications Data (Code of Practice) Order 2003 be not debated in either House until the Joint Committee on Human Rights has completed consideration of the draft Code of Practice to be brought into force by the Order.—(*Brian White.*)

Resolved, That the special attention of both Houses be drawn to the Equal Pay Act 1970 (Amendment) Regulations 2003 (S.I. 2003/1656) on the ground that the instrument makes an unexpected use of enabling power.—(*Brian White*.)

Resolved, That the special attention of both Houses be drawn to the Consular Fees Order 2003 (S.I. 2003/1871) on the ground that the instrument is defectively drafted.—(*Brian White*.)

Resolved, That the special attention of both Houses be drawn to the Education (Provision of Information by Independent Schools) (England) Regulations 2003 (S.I. 2003/1934) on the ground that the instrument makes an unexpected use of the enabling power.—(*Brian White*.)

Resolved, That the special attention of both Houses be drawn to the Food (Hot Chilli and Hot Chilli Products) (Emergency Control) (England) Regulations 2003 (S.I. 2003/1940) on the ground that the instrument is defectively drafted.—(*Brian White*.)

Resolved, That the special attention of both Houses be drawn to the Food (Pistachios from Iran) (Emergency Control) (England) Regulations 2003 (S.I. 2003/1956) on the ground that the instrument is defectively drafted.—(*Brian White*.)

Resolved, That the special attention of both Houses be drawn to the Food (Peanuts from Egypt) (Emergency Control) (England) Regulations 2003 (S.I. 2003/2074) on the ground that the instrument is defectively drafted.—(*Brian White*.)

Resolved, That the special attention of both Houses be drawn to the School Staffing (England) Regulations 2003 (S.I. 2003/1963) on the ground that the instrument requires elucidation.—(*Brian White*.)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Judicial Committee (General Appellate Jurisdiction) Rules (Amendment) Order 2003 (S.I. 2003/1879) be reported to both Houses.

Ordered, That the written evidence submitted in relation to the Judicial Committee (Devolution Issues) Rules (Amendment) Order 2003 (S.I. 2003/1880) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Thirtieth Report of the Committee.

Ordered, That Brian White do make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the Joint Committee be adjourned to Tuesday 11th November.

DIE MARTIS 11^o NOVEMBRIS 2003

Present:

Lord Greenway
Lord Lea of Crondall

Andrew Bennett
Chris Mole
Mr David Tredinnick
Brian White

Mr Allan Roberts, Mr Alan Preston and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 4th November are read.

Resolved, That the special attention of both Houses be drawn to the Patients' Forums (Membership and Procedure) Regulations 2003 (S.I. 2003/2123) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Patients' Forums (Functions) Regulations 2003 (S.I. 2003/2124) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Education (Induction Arrangements for School Teachers) (Consolidation) (England) (Amendment No. 2) Regulations 2003 (S.I. 2003/2148) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the National Health Service (Travel Expenses and Remission of Charges) Regulations 2003 (S.I. 2003/2382) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Thirty-first Report of the Committee.

Ordered, That the Chairman make the Report to the House of Commons and that the Report be made to the House of Lords.

Resolved, That the Department for Constitutional Affairs be required to depute representatives to appear before the Committee on 18 November 2003 as witnesses for the purpose of explaining the Land Registration Fee Order 2003 (S.I. 2003/2092).—(*The Chairman.*)

Ordered, That the Joint Committee be adjourned till Tuesday 18th November.

DIE MARTIS 18^o NOVEMBRIS 2003

Present:

Lord Brougham and Vaux
Lord Greenway
Lord Lea of Crondall

Andrew Bennett
Huw Irranca-Davies
Chris Mole
Andrew Rosindell
Mr David Tredinnick
Brian White

Mr Allan Roberts, Mr Alan Preston, Mr Anwar Akbar and Mr Peter Brooksbank, in attendance.

Mr David Tredinnick in the Chair.

The Order of Adjournment is read.

The proceedings of Tuesday 11th November are read.

Resolved, That the special attention of both Houses be drawn to the Electronic Communications Code (Conditions and Restrictions) Regulations 2003 (S.I. 2003/2553) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Resolved, That the special attention of both Houses be drawn to the Olive Oil (Marketing Standards) Regulations 2003 (S.I. 2003/2577) on the ground that the instrument is defectively drafted.—(*The Chairman.*)

Ordered, That the written evidence submitted in relation to the instruments be reported to both Houses.

Ordered, That the written evidence submitted in relation to the End-of-Life Vehicles Regulations 2003 (S.I. 2003/2635) be reported to both Houses.

The Committee deliberate.

A draft Report is laid before the Committee by the Chairman.

Resolved, That the Report be the Thirty-second Report of the Committee.

Ordered, That the Chairman do make the Report to the House of Commons and that the Report be made to the House of Lords.

The Committee deliberate.

A draft Report [Departmental Returns, 2000–2002] is laid before the Committee by the Chairman.

Resolved, That the Report be the First Special Report of the Committee.

Ordered, That the Chairman make the Report to the House of Commons and that the Report be made to the House of Lords.

Ordered, That the public be now admitted.—(*The Chairman.*)

Ordered, That the uncorrected transcript of the oral evidence given this day by witnesses from HM Land Registry be published on the Internet.—(*The Chairman.*)

The following witnesses are examined:

Mr Joe Timothy, Director, Legal Services, Mr Mike Westcott Rudd, Corporate Services Lawyer, and Mr Francis Twambley, a Land Registrar, HM Land Registry.

Ordered, That the Joint Committee be adjourned to a date and time to be fixed by the Chairman.
