

Research Briefing  
**Summary of primary  
legislation and associated  
statutory instruments made in  
the Fourth Assembly**

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Author: **Steve Boyce**  
Date: **June 2016**



**National Assembly for Wales**  
Research Service

The National Assembly for Wales is the democratically elected body that represents the interests of Wales and its people, makes laws for Wales and holds the Welsh Government to account.

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Author: **Steve Boyce**

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## Contact Us

**Research Service**  
**National Assembly for Wales**  
**Tŷ Hywel**  
**Cardiff Bay**  
**Cardiff**  
**CF99 1NA**

 : 0300 200 6304

 : [Steve.Boyce@Assembly.Wales](mailto:Steve.Boyce@Assembly.Wales)

 : [Assembly.Wales/InBrief](http://Assembly.Wales/InBrief)

 : [@SeneddResearch](https://twitter.com/SeneddResearch)

 : [Assembly.Wales/Research](http://Assembly.Wales/Research)

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# Research Briefing

## **Summary of primary legislation and associated statutory instruments made in the Fourth Assembly**

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This paper is a reference document which lists the primary legislation made in the Fourth Assembly and statutory instruments made using powers in these Assembly Acts. The information in this paper is up to date as of 12 May 2016.

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# Primary and subordinate legislation made by the Fourth Assembly

## Introduction

This paper lists the Assembly Acts and associated statutory instruments made by the Fourth Assembly (2011-16). It lists the Acts in the order in which they received Royal Assent, outlines which provisions of each Act are in force and lists any statutory instruments made using powers under each Act, up to 12 May 2016.

## Background

Since 2011 the National Assembly for Wales has had full law making powers following the referendum, in March 2011, which triggered a move to Part 4 of the *Government of Wales Act 2006*. Primary laws passed by the Assembly are called Assembly Bills (and Assembly Acts once they have received Royal Assent). In the Third Assembly (2007-11) primary laws were called Measures. Most of these primary laws confer powers on Welsh Ministers to make subordinate legislation in a number of devolved areas.

**Subordinate legislation** is legislation that is made by a person or body under powers conferred by primary legislation such as an Act of the UK Parliament or an Assembly Act. Subordinate legislation supplements Assembly Measures, Assembly Acts and Acts of the UK Parliament. It usually takes the form of Statutory Instruments and can encompass codes of practice, reports, orders, regulations, rules, schemes or guidance. A Welsh Statutory Instrument is a type of subordinate legislation which applies specifically to Wales and which is made under the authority contained either in Acts of the UK Parliament relevant to Wales or in Assembly Measures and Acts.

Since the Assembly gained the power to legislate in all of the twenty one Subjects outlined in Schedule 7 to the *Government of Wales Act 2006*, a total of twenty eight Assembly Acts have received Royal Assent. Of these, twenty five were introduced by the Welsh Government and two, the *Mobile Homes (Wales) Act 2013* and the *Nurse Staffing Levels (Wales) Act 2016*, were introduced by Assembly Members. The remaining Act, the *National Assembly for Wales (Official Languages) Act 2012*, was introduced by the Assembly Commission. The majority of these Acts confer powers on the Welsh Ministers. Details about the exercise of those powers in making statutory instruments are included below.

Further information about legislation made in the Fourth Assembly can be found on the [National Assembly for Wales website](#).

**The information in this paper is up to date as of 12 May 2016.**

# 1. National Assembly for Wales (Official Languages) Act 2012

## Overview and commencement

The National Assembly for Wales (Official Languages) Bill was an Assembly Commission Bill introduced by Rhodri Glyn Thomas AM. The **National Assembly for Wales (Official Languages) Act 2012** makes provision about the use of the English and Welsh languages in proceedings of the National Assembly for Wales and in the discharge of the functions of the Assembly Commission.

## Royal Assent granted 12 November 2012

Whole Act in force 13 November 2012, as set out in Section 3 (Short title and commencement).

## Statutory instruments made by 12 May 2016

The Act does not contain provisions to make subordinate legislation.

# 2. Local Government Byelaws (Wales) Act 2012

## Overview and commencement

The **Local Government Byelaws (Wales) Act 2012** aims to simplify procedures for making and enforcing local authority byelaws and introduces an alternative procedure for local authorities to follow when making certain byelaws.

The *Local Government Byelaws (Wales) Bill* was the subject of a **Supreme Court judgement** in November 2012.

## Royal Assent granted 29 November 2012

## Statutory instruments made by 12 May 2016

## Statutory instruments made by 12 May 2016

***The Local Government Byelaws (Wales) Act 2012 (Amendment) Order 2014/3111*** was made 18 November 2014 and came into force on 19 November 2014 – it amended Parts 1 and 2 of Schedule 1 of the Act.

***The Local Government Byelaws (Fixed Penalties) (Wales) Regulations 2014/2717*** were made 9 October 2014 and came into force 7 November 2014

Whole Act in force by 12 May 2016 except section 20 (for certain provisions) and Schedule 2 (Minor and consequential amendments) para. 9(4)-(4)(c).

Commencement provisions:

*Local Government Byelaws (Wales) Act 2012 (Commencement No. 1) Order 2014/2121*

*Local Government Byelaws (Wales) Act 2012 (Commencement No. 2, Transitional Provisions and Savings) Order 2015/1025*

*Local Government Byelaws (Wales) Act 2012 anaw. 2*

### 3. School Standards and Organisation (Wales) Act 2013

#### Overview and commencement

The ***School Standards and Organisation (Wales) Act 2013*** includes provision for intervening in schools causing concern, school improvement, school organisation, Welsh in Education strategic plans, annual parents meetings, school-based counselling, primary school free breakfast initiatives and flexible charging for school meals.

#### Royal Assent granted 4 March 2013

All parts of the Act in force by 12 May 2016 except Schedule 4 paragraph 8.

Commencement provisions:

*School Standards and Organisation (Wales) Act 2013*

#### Statutory instruments made by 12 May 2016

The Welsh Government issued a ***School Organisation Code*** under sections 38 and 39 of the Act. The Code came into force on 1 October 2013.

The ***School Organisation Code (Appointed Day) (Wales) Order 2013/1799*** was made on 16 July 2013 and came into force 1 October 2013.

***The Government of maintained schools (Change of Category) (Wales) Regulations 2015 /1521*** were made on 14 July 2015 and came into force on 1 September 2015.

*(Commencement No. 1) Order 2013/1000*

*School Standards and Organisation (Wales) Act 2013*

*(Commencement No. 2, Savings and Transitional Provisions) Order 2013/1800*

*School Standards and Organisation (Wales) Act 2013*

*(Commencement No. 3) Order 2013/3024*

*School Standards and Organisation (Wales) Act 2013*

*(Commencement No. 4 and Savings Provisions) Order 2014/178*

*School Standards and Organisation (Wales) Act 2013 anaw. 1*

The ***Welsh in Education Strategic Plans and Assessing Demand for Welsh Medium Education (Wales) Regulations 2013/3048*** were on 3 December 2013 and came into force on 31 December 2013.

## 4. Food Hygiene Rating (Wales) Act 2013

### Overview and commencement

The ***Food Hygiene Rating (Wales) Act 2013*** includes provision for food authorities to operate a food hygiene rating scheme and places a duty on food businesses to display their food hygiene rating at their establishment.

### Royal Assent granted on 4 March 2013

All parts of the Act are in force.

Commencement provisions:

*Food Hygiene Rating (Wales) Act 2013 (Commencement No.1) Order 2013/2617*

### Statutory instruments made by 12 May 2016

The ***Food Hygiene Rating (Wales) Regulations 2013/2903*** were made by Welsh Ministers 12 November 2013 and came into force on 28 November 2013, except for regulation 8 which came into force on 28 November 2014.

The ***Food Hygiene Rating (Promotion of Food Hygiene Rating) (Wales) Regulations 2016/429*** were made 18 March 2016 and come into force 28 November 2016.



*Food Hygiene Rating (Wales) Act 2013 (Commencement No.2) Order 2014/3089*

*Food Hygiene Rating (Wales) Act 2013 anaw. 2*

## 5. Public Audit (Wales) Act 2013

### Overview and commencement

The ***Public Audit (Wales) Act 2013*** aims to strengthen and improve the accountability and governance arrangements relating to the Auditor General for Wales and the Wales Audit Office whilst protecting the Auditor General for Wales's independence and objectivity.

### Royal Assent granted 29 April 2013

Whole Act in force 1 April 2014.

Commencement provisions:

*Public Audit (Wales) Act 2013 (Commencement, Consequential Amendments, Transitional and Saving Provisions) (Wales) Order 2013/1466*

*Public Audit (Wales) Act 2013 anaw. 3*

### Statutory instruments made by 12 May 2016

The ***Public Audit (Wales) Act 2013 (Commencement, Consequential Amendments, Transitional and Saving Provisions) (Wales) Order 2013/1466*** was made by Welsh Ministers on 11 June 2013.

The ***Public Audit (Wales) Act 2013 (Consequential Amendments) Order 2014/77*** came into force on 1 April 2014.

The ***Public Audit (Wales) Act 2013 (Approved European Body of Accountants) Order 2014/890*** were made on 1 April 2014 and came into force on 23 April 2014.

## 6. Local Government (Democracy) (Wales) Act 2013

### Overview and commencement

The **Local Government (Democracy) (Wales) Act 2013** reforms the organisation and functions of the Local Democracy and Boundary Commission for Wales ('the Commission') and also contains provisions which amend the **Local Government (Wales) Measure 2011** in relation to the responsibilities of the Independent Remuneration Panel for Wales and the structure of local authority audit committees.

### Royal Assent granted 30 July 2013

All parts of the Act are in force.

Commencement provisions:

*Local Government (Democracy) (Wales) Act 2013 (Commencement No. 1) Order 2014/380*

*Local Government (Democracy) (Wales) Act 2013 (Commencement No. 2) Order 2015/1182*

*Local Government (Democracy) (Wales) Act 2013 anaw. 4*

### Statutory instruments made by 12 May 2016

No statutory instruments have yet been made under the Act except Commencement Order No. 1 2014/380 and Commencement Order No. 2 2015/1182.

## 7. Human Transplantation (Wales) Act 2013

### Overview and commencement

The ***Human Transplantation (Wales) Act 2013*** aims to increase the number of organs and tissues available for transplant by introducing a soft opt-out system of organ and tissue donation in Wales.

### Royal Assent granted 10 September 2013

All parts of the Act in force by 12 May 2016 except sections 14(3)(b) and 15(4)(e).

Commencement provisions:

*Human Transplantation (Wales) Act 2013 (Commencement) Order 2015/1679*

*Human Transplantation (Wales) Act 2013 anaw. 5*

### Statutory instruments made by 12 May 2016

***The Human Transplantation (Excluded Relevant Material) (Wales) Regulations 2015/1775*** were made 7 October 2015 and came into force 1 December 2015.

***The Human Transplantation (Appointed Representatives) (Wales) Regulations 2015/1760*** were made 7 October 2015 and came into force 1 December 2015.

***The Human Transplantation (Persons who Lack Capacity to Consent) (Wales) Regulations 2015/1774*** were made 7 October 2015 and came into force 1 December 2015.

The ***Human Transplantation (Wales) Act 2013 (Consequential Provision) Order 2015/865*** was made on 23 March 2015. The order came into force alongside the provisions in Section 16 of the Act on 1 December 2015.

## 8. Active Travel (Wales) Act 2013

### Overview and commencement

The ***Active Travel (Wales) Act 2013*** places a requirement on local authorities to continuously improve facilities and routes for walkers

### Statutory instruments made by 12 May 2016

The Act provides a large number of powers to Welsh Ministers, however only Section 14 (relating to commencement) is exercised by

and cyclists and to prepare maps identifying current and potential future routes for their use. The Act also requires new road schemes to consider the needs of pedestrians and cyclists at design stage.

#### **Royal Assent granted 4 November 2013**

All parts of the Act are in force.

Commencement provisions:

*Active Travel (Wales) Act 2013 (Commencement) Order 2014/2589*

*Active Travel (Wales) Act 2013 anaw. 7*

statutory instrument.

## **9. Mobile Homes (Wales) Act 2013**

### **Overview and commencement**

The Mobile Homes (Wales) Bill was an Assembly Member Bill introduced by Peter Black AM. The ***Mobile Homes (Wales) Act 2013*** establishes a licensing regime for mobile home sites in Wales and makes further provision in relation to the management of such sites and the agreements under which mobile homes are stationed on them.

#### **Royal Assent granted 4 November 2013**

All parts of the Act are in force.

Commencement provisions:

### **Statutory instruments made by 12 May 2016**

The ***Mobile Homes (Selling and Gifting) (Wales) Regulations 2014/1763*** were made on 2 July 2014 and came into force on 1 October 2014.

The ***Mobile Homes (Pitch Fees) (Prescribed Form) (Wales) Regulations 2014/1760*** were made on 2 July 2014 and came into force 1 October 2014.

The ***Mobile Homes (Site Rules) (Wales) Regulations 2014/1764*** were made on 2 July 2014 and came into force on 1 October 2014.

*Mobile Homes (Wales) Act 2013 (Commencement, Transitional and Saving Provisions) Order 2014/11*

*Mobile Homes (Wales) Act 2013 anaw. 6*

The ***Mobile Homes (Written Statement) (Wales) Regulations 2014/1762*** were made on 2 July 2014 and came into force 1 October 2014.

## 10. Further and Higher Education (Governance and Information) (Wales) Act 2014

### Overview and commencement

The ***Further and Higher Education (Governance and Information) (Wales) Act 2014*** seeks to enhance the autonomy and decision making abilities of Further Education Institutions and allow data relevant to student grants and loans to be shared by Her Majesty's Revenue & Customs (HMRC) with the Welsh Ministers.

### Received Royal Assent 27 January 2014

All parts of the Act are in force.

Commencement provisions:

*Further and Higher Education (Governance and Information) (Wales) Act 2014 (Commencement) Order 2014/1706*

*Further and Higher Education (Governance and Information) (Wales) Act 2014 anaw. 1*

### Statutory instruments made by 12 May 2016

No statutory instruments have yet been made under the Act except Commencement Order 2014/1706.

## 11. National Health Service Finance (Wales) Act 2014

### Overview and commencement

The ***National Health Service Finance (Wales) Act 2014*** makes provision in relation to the financial duties of Local Health Boards.

### Received Royal Assent 27 January 2014

Whole Act in force 1 Apr 2014

Commencement provision:

*National Health Service Finance (Wales) Act 2014 anaw. 2*

### Statutory instruments made by 12 May 2016

The Act does not contain provisions to make subordinate legislation.

## 12. Control of Horses (Wales) Act 2014

### Overview and commencement

The ***Control of Horses (Wales) Act 2014*** makes provision for local authorities to seize, impound and dispose of horses which are in public places without lawful authority, or are on other land without the consent of the occupier of the land.

### Received Royal Assent 27 January 2014

Whole Act in force 28 Jan 2014.

Commencement provision:

*Control of Horses (Wales) Act 2014 anaw. 3*

### Statutory instruments made by 12 May 2016

The Act does not contain provisions to make subordinate legislation.

## 13. Social Services and Wellbeing (Wales) Act 2014

### Overview and commencement

The ***Social Services and Wellbeing (Wales) Act 2014*** Act reforms and integrates social services law and makes provision for:

- Improving the well-being outcomes for people who need care and support, and carers who need support;
- Co-ordination and partnership by public authorities with a view to improving the well-being of people;
- Complaints and representations relating to social care and palliative care;
- Local authorities' social service functions and that of Welsh Ministers to intervene in a local authority's exercise of its social services functions; and connected purposes.

### Received Royal Assent 1 May 2014

Whole Act in force 6 April 2016.

### Commencement provisions:

*Social Services and Well-being (Wales) Act 2014 (Commencement No. 1) Order 2014/2718*

*Social Services and Well-being (Wales) Act 2014 (Commencement No. 2) Order 2015/1744*

*Social Services and Well-being (Wales) Act 2014 (Commencement No.*

### Statutory instruments made by 12 May 2016

The following regulations have been made under the Act and in most cases came into force 6 April 2016.

The ***Care and Support (Assessment) (Wales) Regulations 2015/1305*** were made 6 May 2015 and came into force 6 April 2016.

The ***Care and Support (Care Planning) (Wales) Regulations 2015/1335*** were made 21 May 2015 and came into force on 6 April 2016.

The ***Safeguarding Boards (General) (Wales) Regulations 2015/1357*** were made 4 June 2015 and came into force 6 April 2016.

The ***National Independent Safeguarding Board (Wales) Regulations 2015/1358*** were made 4 June 2015 and came into force 1 October 2015.

The ***Care and Support (Population Assessments) (Wales) Regulations 2015/1367*** were made 5 June 2015 and came into force 6 April 2016.

The ***Safeguarding Boards (Functions and Procedures) (Wales) Regulations 2015/1466*** were made 1 July 2015 and came into force 6 April 2016.

The ***Adult Protection and Support Orders (Authorised Officer)***

3, Savings and Transitional Provisions) Order 2016/412  
Social Services and Well-being (Wales) Act 2014 anaw. 4

**(Wales) Regulations 2015/1465** were made on 1 July 2015 and came into force 6 April 2016

The **Care and Support (Disputes about Ordinary Residence, etc.) (Wales) Regulations 2015/1494** were made 7 July 2015 and came into force 6 April 2016.

The **Care and Support (Partnership Arrangements for Population Assessments) (Wales) Regulations 2015/1495** were made 8 July 2015 and came into force 6 April 2016.

The **Social Services and Well-being (Wales) Act 2014 (Social Enterprise, Co-operative and Third Sector) (Wales) Regulations 2015/1500** were made on 8 July 2015 and came into force 6 April 2016.

The **Care and Support (Eligibility) (Wales) Regulations 2015/1578** were made 24 July 2015 and came into force 6 April 2016.

**Visits to Children in Detention (Wales) Regulations 2015/1823** were made on 21 October 2015 and came into force 6 April 2016.

The **Partnership Arrangements (Wales) Regulations 2015/1989** were made on 2 December 2015 and came into force 6 April 2016 except sub-paragraph (a) of regulation 19(1) which comes into force 6 April 2018.

The **National Independent Safeguarding Board (Wales) (No. 2) Regulations 2015/1803** were made on 30 October 2015 and came into force 25 November 2015.

The **Children (Secure Accommodation) (Wales) Regulations**



**2015/1988** were made on 2 December 2015 and came into force 6 April 2016.

The *Children (Secure Accommodation) (Wales) (Amendment) Regulations 2016/312* were made 3 March 2016 and came into force 6 April 2016.

The ***Care and Support (Review of Charging Decisions and Determinations) (Wales) Regulations 2015/1842*** were made 27 October 2015 and came into force 6 April 2016.

The ***Care and Support (Provision of Health Services) (Wales) Regulations 2015/1919*** were made 18 November 2015 and came into force 6 April 2016.

The ***Care and Support (Ordinary Residence) (Specified Accommodation) (Wales) Regulations 2015/1499*** were made 7 July 2015 and came into force 6 April 2016.

The ***Care and Support (Financial Assessment) (Wales) Regulations 2015/1844*** were made 27 October 2015 and came into force 6 April 2016.

The ***Care and Support (Direct Payments) (Wales) Regulations 2015/1815*** were made 21 October 2015 and came into force 6 April 2016.

The ***Care and Support (Deferred Payment) (Wales) Regulations 2015/1841*** were made 27 October 2015 and came into force 6 April 2016.

The ***Care and Support (Choice of Accommodation) (Wales) Regulations 2015/1840*** were made 27 October 2015 and came into force 6 April 2016.

The ***Care and Support (Charging) (Wales) Regulations 2015/1843*** were made 27 October 2015 and came into force 6 April 2016.

The ***Care and Support (Business Failure) (Wales) Regulations 2015/1920*** were made 18 November 2015 and came into force 6 April 2016.

The ***Care Planning, Placement and Case Review (Wales) Regulations 2015/1818*** were made 21 October 2015 and came into force 6 April 2016.

The ***Care Leavers (Wales) Regulations 2015/1820*** were made 21 October 2015 and came into force 6 April 2016.

The ***Social Services Codes (Appointed Day) (Wales) Order 2016/142*** was made 8 February 2016.

The ***Children (Secure Accommodation) (Wales) (Amendment) Regulations 2016/312*** were made 3 March 2016 and came into force 6 April 2016.

The ***Social Services Code (Role of the Director of Social Services) (Appointed Day) (Wales) Order 2016/414*** was made 21 March 2016.

The ***Social Services and Well-being (Wales) Act 2014 (Consequential Amendments) (Secondary Legislation) Regulations 2016/211*** were made 19 February 2016 and came into force 6 April 2016.

The ***Social Services and Well-being (Wales) Act 2014 (Consequential Amendments) and Care Planning, Placement and Case Review (Miscellaneous Amendments) (Wales) Regulations 2016/216*** were made 19 February 2016 and came into force 6 April 2016.

## 14. Education (Wales) Act 2014

### Overview and commencement

The ***Education (Wales) Act 2014*** makes provision about the Education Workforce Council (formerly the General Teaching Council for Wales); extends the registration, qualification and training requirements of the education workforce; makes provision about the determination of school term and holiday dates in Wales; and makes provision in connection with appointments to Her Majesty's Inspectorate of Education and Training in Wales.

### Received Royal Assent 12 May 2014

Whole Act in force by 12 May 2016 except section 23 and parts of Schedule 3 paragraphs 1 and 3.

Commencement provisions:

*Education (Wales) Act 2014 (Commencement No. 1) Order 2014/1605*

*Education (Wales) Act 2014 (Commencement No. 2) Order 2014/2162*

*Education (Wales) Act 2014 (Commencement No. 3 and Saving and*

### Statutory instruments made by 12 May 2016

The ***Education Workforce Council (Membership and Appointment) (Wales) Regulations 2014/2365*** were made 3 September 2014 and came into force on 29 September 2014, except for regulation 2 which came into force on 1 April 2015.

The ***Education Workforce Council (Main Functions) (Wales) Regulations 2015/140*** were made 3 February 2015 and came into force 1 April 2015.

The ***Education Workforce Council (Registration Fees) (Wales) Regulations 2015/195*** were made 10 February 2015 and came into force on 1 April 2015.

The ***Education Workforce Council (Additional Functions and Revocation) (Wales) Order 2015/194*** was made 10 February 2015 and came into force 1 April 2015.

The ***Education (Induction Arrangements for School Teachers) (Wales) Regulations 2015/484*** were made: 3 March 2015 and came into force 1 April 2015

*Transitional Provisions) Order 2015/29*

*Education (Wales) Act 2014 (Commencement No. 4) Order 2015/1688*

*Education (Wales) Act 2014 anaw. 5*

The ***Education Workforce Council (Main Functions) (Wales) (Amendment) Regulations 2016/6*** were made 6 January 2016

and come into force: 1 April 2016

The ***Education Workforce Council (Registration Fees) (Wales) Regulations 2016/27*** were made 13 January 2016 and came into force except as provided for in regulation 1(1) 1 February 2016.

## 15. Agricultural Sector (Wales) Act 2014

### Overview and commencement

The ***Agricultural Sector (Wales) Act 2014*** makes provision for the establishment of the Agricultural Advisory Panel for Wales; the making of orders which set the terms and conditions for persons employed in agriculture in Wales; and the enforcement of such terms and conditions.

### Received Royal Assent 30 July 2014

Whole Act in force 30 Jul 2014.

The Agricultural Sector (Wales) Bill was the subject of a **Supreme Court judgement** in July 2014.

### Statutory instruments made by 12 May 2016

The ***Agricultural Advisory Panel for Wales (Establishment) Order 2016/255*** was made 1 March 2016 and came into force 1 April 2016.

The ***Agricultural Sector (Wales) Act 2014 (Consequential Modification) Order 2015/2001*** was made 8 December 2015 and came into force 9 December 2015.

The ***Agricultural Wages (Wales) Order 2016/107*** was made 3 February 2016 and came into force 26 February 2016.

## 16. Housing (Wales) Act 2014

### Overview and commencement

The ***Housing (Wales) Act 2014*** provides for the regulation of private rented housing; reforms the law relating to homelessness; provides for assessment of the accommodation needs of Gypsies and Travellers and requires local authorities to meet those needs; makes provision about the standards of housing provided by local authorities; abolishes housing revenue account subsidy; allows fully mutual housing associations to grant assured tenancies; makes provision about council tax payable for empty dwellings; and about other housing purposes.

### Received Royal Assent 17 September 2014

The following provisions in force by 12 May 2016:

Sections 1-3, 5-8 (in part), 10 (in part), 12 (in part), 14-27, 29 (in part), 34 (in part), 36-39, 40-42 (in part), 45, 46 (in part), 47-74, 75 (in part), 76-128, 130, 131 (in part), 132 -137, 139 (in part), 140 - 146.  
Schedule 1, Schedule 2, Schedule 3.

### Commencement provisions:

*Housing (Wales) Act 2014 (Commencement No. 1) Order 2014/3127*

*Housing (Wales) Act 2014 (Commencement No. 2) Order 2015/380*

*Housing (Wales) Act 2014 (Commencement No. 3 and Transitory, Transitional and Saving Provisions) Order 2015/1272*

### Statutory instruments made by 12 May 2016

The ***Regulation of Private Rented Housing (Designation of Licensing Authority) (Wales) Order 2015/1026*** was made 25 March 2015 and came into force 1 April 2015.

The ***Regulation of Private Rented Housing (Information, Periods and Fees for Registration and Licensing) (Wales) Regulations 2015/1368*** were made 7 June 2015 and came into force 7 July 2015.

The ***Regulation of Private Rented Housing (Training Requirements) (Wales) Regulations 2015/1366*** were made on 2 June 2015 and came into force 3 June 2015.

The ***Homelessness (Suitability of Accommodation) (Wales) Order 2015/1268*** were made 21 April 2015 and came into force 27 April 2015.

The ***Homelessness (Intentionality) (Specified Categories) (Wales) Regulations 2015/1265*** were made on 21 April 2015 and came into force on 27 April 2015.

The ***Homelessness (Review Procedure) (Wales) Regulations 2015/1266*** were made 21 April 2015 and came into force 27 April 2015.

The ***Housing (Wales) Act 2014 (Consequential Amendments) Regulations 2015/752*** were made 16 April 2015 and came into force 27 April 2015.

*Housing (Wales) Act 2014 (Commencement No. 4) Order 2015/1826*

*Housing (Wales) Act 2014 (Commencement No. 5) Order 2015/2046*

*Housing (Wales) Act 2014 (Commencement No. 6) Order 2016/266*

*Housing (Wales) Act 2014 anaw. 7*

The ***Code of Practice for Landlords and Agents licensed under Part 1 of the Housing (Wales) Act 2014 (Appointed Date) Order 2015/1932*** was made 18 November 2015.

## 17. Higher Education (Wales) Act 2015

### Overview and commencement

The ***Higher Education (Wales) Act 2015*** makes provisions about student fees payable to certain institutions that provide higher education; about the quality of education provided by and on behalf of those institutions and about their financial management and other connected purposes.

### Received Royal Assent 12 March 2015

The following provisions in force by 12 May 2016:

Sections 1- 7, 8 (in part), 9 (in part), 10-12, 14, 16-25, 27 (in part), 28, 29, 37-39 (in part), 40, 42-49, 51 (in part), 52 (in part), 53, 54 (in part), 55-57, 58 (in part), 59-60. Schedule 1, para. 1 (in part), para. 2, paras. 7-27, para. 28 (in part), para. 29, para. 30 (in part), para. 31.

### Commencement provisions:

*Higher Education (Wales) Act 2015 (Commencement No.1 and Saving Provision) Order 2015/1327*

*Higher Education (Wales) Act 2015 (Commencement No. 2) Order 2016/110*

*Higher Education (Wales) Act 2015 anaw. 1*

### Statutory instruments made by 12 May 2016

The ***Higher Education (Fee and Access Plans) (Wales) (Regulations) 2015/1498*** were made 7 July 2015 and came into force on 31 July 2015.

The ***Higher Education (Designation of Other Providers of Higher Education) (Wales) Regulations 2015/1497*** were made 7 July 2015 and came into force on 31 July 2015.

The ***Higher Education (Qualifying Courses, Qualifying Persons and Supplementary Provision) (Wales) Regulations 2015/1484*** were made 7 July 2015 and came into force on 31 July 2015.

The ***Higher Education (Amounts) (Wales) Regulations 2015/1496*** were made 7 July 2015 and came into force on 31 July 2015.

The ***Higher Education (Fee and Access Plans) (Notices and Directions) (Wales) Regulations 2015/1485*** were made 7 July 2015 and came into force on 31 July 2015.

The ***Higher Education (Fee and Access Plans) (Notices,***

*Procedure and Publication) (Wales) Regulations 2016/223* were made 23 February 2016 and came into force 28 March 2016.

The *Higher Education (Qualifying Courses, Qualifying Persons and Supplementary Provision) (Wales) (Amendment) Regulations 2016/276* were made 2 March 2016 and came into force 26 March 2016.

## 18. Well-being of Future Generations (Wales) Act 2015

### Overview and commencement

The *Well-being of Future Generations Act 2015* makes provisions requiring public bodies to do things in pursuit of the economic, social, environmental and cultural well-being of Wales in a way that accords with the sustainable development principle; to require public bodies to report on such action; to establish a Commissioner for Future Generations to advise and assist public bodies in doing things in accordance with this Act; to establish public services boards in local authority areas; to make provision requiring those boards to plan and take action in pursuit of economic, social, environmental and cultural well-being in their area; and for connected purposes.

### Received Royal Assent 29 April 2015

Whole Act in force 6 April 2016

### Commencement provisions:

*Well-being of Future Generations (Wales) Act 2015 (Commencement) Order 2015/1785*

### Statutory instruments made by 12 May 2016

The *Well-being of Future Generations (Wales) Act 2015 (Consequential Provisions) Regulations 2015/1924* was made 17 November 2015 and came into force: 23 November 2015.

The was made 29 October 2015 and came into force: 2 *Well-being of Future Generations (Wales) Act 2015 (Registrable Interests) Regulations 2015/1846* 3 November 2015.

*Well-being of Future Generations (Wales) Act 2015 (Commencement No. 2) Order 2016/86*

*Well-being of Future Generations (Wales) Act 2015 anaw. 2*

## 19. Violence against Women, Domestic Abuse and Sexual Violence (Wales) Act 2015

### Overview and commencement

The ***Violence against Women, Domestic Abuse and Sexual Violence (Wales) Act 2015*** makes provisions: to improve arrangements for the prevention of gender-based violence, domestic abuse and sexual violence; to improve arrangements for the protection of victims of such abuse and violence; to improve support for people affected by such abuse and violence; and to require the appointment of a National Adviser on gender-based violence, domestic abuse and sexual violence.

The Act provides a large number of powers to Welsh Ministers in relation to the matters outlined above which are included on the face of the Bill.

### Royal Assent 29 April 2015

Whole Act in force.

### Commencement provisions:

*Violence against Women, Domestic Abuse and Sexual Violence (Wales) Act 2015 (Commencement No. 1) Order 2015/1680*

### Statutory instruments made by 12 May 2016

Only matters relating to commencement under Section 24 of the Bill are exercised by statutory instrument.



## 20. Planning (Wales) Act 2015

### Overview and commencement

The ***Planning (Wales) Act 2015*** makes provisions about national, strategic and local development planning in Wales; makes provision for certain applications for planning permission and certain other applications to be made to the Welsh Ministers; makes other provision about development management and applications for planning permission; makes provision about planning enforcement, appeals and certain other proceedings; amends the *Commons Act 2006*; and for connected purposes.

### Royal Assent 6 July 2015

The following provisions in force by 12 May 2016:

Sections 1, 2, 3 (in part), 4, 6-8 (in part), 11-15, 16 (in part), 17-22, 23-27 (in part), 28-38, 39 (in part), 40-46, 47 (in part), 48 (in part), 49, 50-54 (all in part), 55-59.

Schedule 1 para. 1, Schedule 2 para. 4 (in part), para. 8 (in part), para. 14 (in part), para 22-23 (in part), para. 25 (in part), paras. 30-33 (in part), Schedule 3, paragraph 1 (in part), paragraph 2 (in part), Schedule 4 paragraphs 1- 23 (in part), Schedule 5 paragraphs 1-14, para 15-16

### Statutory instruments made by 12 May 2016

The *Planning (Wales) Act 2015* requires a significant amount of subordinate legislation to implement. The Welsh Government states that the programme of introducing subordinate legislation is likely to take until 2018 to complete.

The ***Developments of National Significance (Wales) Regulations 2016/56*** were made 27 January 2016 and came into force: 1 March 2016.

The ***Developments of National Significance (Specified Criteria and Prescribed Secondary Consents) (Wales) Regulations 2016/53*** were made 27 January 2016 and came into force: 1 March 2016.

(all in part), para 18-19 (all in part), para 20, para 21 (in part), para 22, para 23 (in part), para 24, para 25 (in part), para 26, Schedule 7.

**Commencement provisions:**

*Planning (Wales) Act 2015 (Commencement No. 1) Order 2015/1736*

*Planning (Wales) Act 2015 (Commencement No. 2 and Transitional and Saving Provisions) Order 2015/1987*

*Planning (Wales) Act 2015 (Commencement No. 3 and Transitional Provisions) Order 2016/52*

*Planning (Wales) Act 2015 anaw. 4*

## 21. Qualifications (Wales) Act 2015

### Overview and commencement

The **Qualifications Wales Act 2015** makes provisions to establish a new body to be known as Qualifications Wales; provides for Qualifications Wales to be able to recognise bodies responsible for awarding certain qualifications in Wales and to approve certain qualifications awarded in Wales and to perform certain other functions; and for connected purposes.

### Royal Assent received 5 August 2015

Whole Act in force.

### Statutory instruments made by 12 May 2016

The **Qualifications Wales Act 2015 (Consequential Amendments) Regulations 2016/236** were made 24 February 2016 and came into force 1 May 2016.

## Commencement provisions

*Qualifications Wales Act 2015 (Commencement No. 1) Order 2015/1591*

*Qualifications Wales Act 2015 (Commencement No. 2 and Transitional and Saving Provisions) Order 2015/1687*

*Qualifications Wales Act 2015 anaw. 5*

## 22. Local Government (Wales) Act 2015

### Overview and commencement

The provisions of the **Local Government (Wales) Act 2015** are intended to allow for certain preparatory work to enable a programme of local government mergers and reform and include provisions to facilitate the voluntary early merger of two or more Principal Local Authorities by April 2018. The Act also amends existing legislative provision in the *Local Government (Wales) Measure 2011* (relating to the Independent Remuneration Panel for Wales and the survey of councillors and unsuccessful candidates) and the *Local Government (Democracy) (Wales) Act 2013* (relating to electoral reviews).

### Royal Assent received 25 November 2015

Whole Act in force.

### Commencement provisions

*Local Government (Wales) Act 2015 anaw. 6 section 46.*

### Statutory instruments made 12 May 2016

No statutory instruments have yet been made under the Act

## 23. Renting Homes (Wales) Act 2016

### Overview and commencement

The ***Renting Homes (Wales) Act 2016*** makes provision about tenancies and licences which confer the right to occupy a dwelling as a home, including provision establishing two kinds of contract for the purpose of renting homes; and for connected purposes.

### Royal Assent received 18 January 2016

Sections 243-258 of the Act came into force 18 January 2016. The remaining provisions are not yet in force at 12 May 2016.

### Commencement provisions

*Renting Homes (Wales) Act 2016 anaw. 1 section 257(2).*

### Statutory instruments made by 12 May 2016

No statutory instruments have yet been made under the Act

## 24. Regulation and Inspection of Social Care (Wales) Act 2016

### Overview and commencement

The ***Regulation and Inspection of Social Care (Wales) Act 2016*** makes provision for the registration and regulation of persons providing care home services, secure accommodation services, residential family centre services, adoption services, fostering services, adult placement services, advocacy services and domiciliary support services; amending the *Social Services and Well-being (Wales) Act 2014* in connection with the regulation of the social services

### Statutory instruments made by 12 May 2016

The Minister for Health and Social Services, Mark Drakeford AM, issued a **statement** on 22/1/16 setting out the timetable for the implementation of the Act. He stated that the Act would be implemented by April 2019.

No statutory instruments have yet been made under the Act except Commencement Order No. 1 2016/467.

functions of local authorities; for the renaming of the Care Council for Wales as Social Care Wales; for Social Care Wales to provide advice and other assistance to persons providing services involving care and support; for the registration, regulation and training of social care workers; and for connected purposes.

### **Royal Assent received 18 January 2016**

The following provisions in force by 12 May 2016: sections 185 (in part), 186-190, Schedule 3 Paragraphs 59-65.

### **Commencement provisions**

*Regulation and Inspection of Social Care (Wales) Act 2016 (Commencement No. 1) Order 2016/467*

*Regulation and Inspection of Social Care (Wales) Act 2016 anaw. 2, section 188.*

## **25. Historic Environment (Wales) Act 2016**

### **Overview and commencement**

The ***Historic Environment (Wales) Act 2016*** augments the existing systems for the protection and sustainable management of the Welsh historic environment. In broad terms, the Act: creates new measures for the protection of listed buildings and scheduled monuments; enhances existing mechanisms for the sustainable management of the historic environment; and introduces greater transparency and accountability into decisions taken on the historic environment.

### **Statutory instruments made 12 May 2016**

No statutory instruments have yet been made under the Act

## Royal Assent received 21 March 2016

The following provisions in force by 12 May 2016 under section 41: Sections 1, 2, 3 (in part), 5 (in part), 11 (in part), 23, 24 (in part), 28 (in part), 29 and 41, Schedule 1 paragraph 1 (in part), Schedule 2 paragraph 1 (in part).

## Commencement provisions

*Historic Environment (Wales) Act 2016 anaw.4*

# 26. Environment (Wales) Act 2016

## Overview and commencement

The ***Environment (Wales) Act 2016*** makes provision about a range of environmental matters including: promoting sustainable management of natural resources; providing for targets for reducing emissions of greenhouse gases; reforming the law on charges for carrier bags; providing for the separate collection of waste, prohibiting disposal of food waste to sewers and prohibiting or regulating disposal of waste by incineration; making provision about several and regulated fisheries for shellfish; making provision about fees for marine licences; establishing the Flood and Coastal Erosion Committee; and making minor changes to the law about land drainage and byelaws made by the Natural Resources Body for Wales.

## Statutory instruments made by 12 May 2016

No statutory instruments have yet been made under the Act

### **Royal Assent received 21 March 2016**

The following provisions in force by 12 May 2016: section 5 (in part), 82 (in part), 84 (in part), 85 (in part), 87-89, Schedule 2 paragraph 30 (in part).

### **Commencement provisions**

*Environment (Wales) Act 2016 anaw.3 section 88.*

## **27. Nurse Staffing Levels (Wales) Act 2016**

### **Overview and commencement**

The ***Nurse Staffing Levels (Wales) Act 2016*** was an Assembly Member Bill, introduced by Kirsty Williams AM. It makes provision about NHS nurse staffing levels. This includes placing duties on Local Health Boards and NHS Trusts to determine and maintain appropriate staffing levels, initially on adult acute hospital wards.

### **Royal Assent received 21 March 2016**

The following provisions in force by 12 May 2016: sections 2 and 3.

### **Commencement provisions**

*Nurse Staffing Levels (Wales) Act 2016 anaw. 5 section 2(1)*

### **Statutory instruments made by 12 May 2016**

No statutory instruments have yet been made under the Act

## 28. Tax Collection and Management (Wales) Act 2016

### Overview and commencement

The ***Tax Collection and Management (Wales) Act 2016*** creates the legal framework for the future collection and management of devolved taxes in Wales. This includes:

- the establishment of the Welsh Revenue Authority (WRA) to collect and manage devolved taxes;
- the conferral of appropriate powers and duties on WRA (and corresponding duties and rights on taxpayers and others) to enable it to identify and collect the appropriate amount of devolved tax due from taxpayers;
- comprehensive civil investigation and enforcement powers;
- duties on taxpayers to pay penalties and interest in certain circumstances;
- rights for taxpayers to request internal reviews of certain WRA decisions and to appeal to the First Tier Tribunal against such decisions; and
- the conferral of criminal enforcement powers on WRA.

### Royal Assent received 25 April 2016

The following provisions in force by 12 May 2016: sections 1, 37, 82, 117, 171, 188-195

### Statutory instruments made by 12 May 2016

No statutory instruments have yet been made under the Act



**Commencement provisions**

*Tax Collection and Management (Wales) Act 2016 anaw. 6, section  
194*