

REGULATORY APPRAISAL

CHILDREN'S COMMISSIONER, WALES

THE CHILDREN'S COMMISSIONER FOR WALES (AMENDMENT) REGULATIONS 2007

Purpose and intended effect of the measure

1. These Regulations will bring the Children's Commissioner for Wales Regulations 2001 into line with the forthcoming Commissioner for Older People in Wales Regulations 2007. These contain a provision that the Older People's Commissioner will co-operate with the Children's Commissioner and that both will produce joint reports when they are acting in relation to the same matter. The Older People's Commissioner would not be able to exercise this duty properly if the Children's Commissioner did not have a similar statutory duty. Therefore, these Regulations will add a new regulation to the Children's Commissioner for Wales Regulations 2001 enabling the Commissioner to produce joint reports with the new Commissioner for Older People.
2. The Regulations will also amend the definition of First Minister in the Children's Commissioner for Wales Regulations 2001, after the initial period specified in the Government of Wales Act 2006 (i.e. the period before a First Minister is appointed), so as to define the First Minister as the First Minister appointed under section 46(1) of the Government of Wales Act 2006.

Risk Assessment

3. These Regulations will ensure that the Children's Commissioner for Wales and the Commissioner for Older People in Wales will be able to produce joint reports on matters of common concern from the same date. Not making these Regulations would result in the Commissioner for Older People and Children's Commissioner for Wales not being able to exercise their duty properly and efficiently.

Benefits

4. The Regulations will enable joint working between the Children's Commissioner for Wales and the Commissioner for Older People in Wales, where there are issues of joint concern to both.

Costs

5. There are no financial implications resulting from these Regulations as it is essentially a small technical amendment to the existing Regulations.

Consultation

With Stakeholders

6. As this is a technical amendment to ensure that the Children's Commissioner for Wales Regulations 2001 conform with the Commissioner for Older People Regulations 2007, no consultation with stakeholders was considered necessary. The Children's Commissioner is aware of the need to amend the Regulations covering his office to include provision to make joint reports with the Commissioner for Older People.

With Subject Committee

7. These Regulations were notified to the Education, Lifelong Learning and Skills Committee, via their list of forthcoming legislation, on 7 December 2006 (ELLS(2)-16-06(p.6), item no: ELLS 31-06). The Regulations were not identified for detailed scrutiny.

Review

8. These Regulations are not expected to be subject to amendment for the foreseeable future.

Summary

9. The making of this Instrument will have no cost implications for the Assembly and will enable the Children's Commissioner and Commissioner for Older People Wales to produce reports on matters of joint concern.