

15 September 2025

Presiding Officer's Statement on Legislative Competence

Planning (Wales) Bill and Planning (Consequential Provisions) (Wales) Bill

In my view:

- Most of the provisions of the Planning (Wales) Bill and the Planning (Consequential Provisions) (Wales) Bill, introduced on 15 September 2025, would be within the legislative competence of the Senedd.
- Section 370 of the Planning (Wales) Bill would not be within legislative competence. This is because consent is required from the UK Government to bring it within legislative competence and this necessary consent has not been received at this time.
- Section 105 of the Planning (Wales) Bill would not be within legislative competence. This is because it removes a power of the Secretary of State and therefore requires the Secretary of State to be consulted in accordance with paragraph 11(2) of Schedule 7B to *Government of Wales Act 2006*; confirmation of such consultation having been undertaken has not been received at this time.

The Rt Hon Elin Jones MS
Presiding Officer

