

Lesley Griffiths AC/AM  
Gweinidog yr Amgylchedd, Ynni a Materion Gwledig  
Minister for Environment, Energy and Rural Affairs



Llywodraeth Cymru  
Welsh Government

Ein cyf/Our ref: WAQ79011

Andrew RT Davies AM  
[AndrewRT.Davies@assembly.wales](mailto:AndrewRT.Davies@assembly.wales)

3

December 2019

Dear Andrew

Further to your recent Written Assembly Question, please see my response below:

**Andrew R.T. Davies (South Wales Central):** Will the Minister explain why promised obligations on agricultural landlords to repair and replace field drainage and flood banks have been omitted from the Agriculture (Model Clauses for Fixed Equipment) Regulations which come into force on 01 November and will an amending Statutory Instrument be introduced to correct this error?

**Lesley Griffiths:**

The Agricultural Tenancies: Repair and Maintenance of Fixed Equipment and End-of-Tenancy Compensation consultation undertaken in 2016 highlighted a number of modernisation proposals for the Agriculture (Model Clauses for Fixed Equipment) Regulations. I am pleased to have brought forward the improvements from 1 November 2019.

The Welsh Government's response to the consultation, issued in May 2017, included a high level intention to introduce the proposed regulatory changes with some minor modifications.

The repair and replacement of field drainage and flood banks were not included within the improvements introduced on 1 November. My officials recently met with the Tenant Farmers Association (TFA) at the Winter Fair to discuss the additional clauses and are considering the position as a matter of priority.

Canolfan Cyswllt Cyntaf / First Point of Contact Centre:  
0300 0604400

Bae Caerdydd • Cardiff Bay  
Caerdydd • Cardiff  
CF99 1NA

[Gohebiaeth.Lesley.Griffiths@llyw.cymru](mailto:Gohebiaeth.Lesley.Griffiths@llyw.cymru)  
[Correspondence.Lesley.Griffiths@gov.wales](mailto:Correspondence.Lesley.Griffiths@gov.wales)

Rydym yn croesawu derbyn gohebiaeth yn Gymraeg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.

I will shortly receive advice on the matter and I will write to you with an update once I have made a decision.

Regards  
Lesley

**Lesley Griffiths AC/AM**

Ysgrifennydd y Cabinet dros Ynni, Cynllunio a Materion Gwledig  
Cabinet Secretary for Energy, Planning and Rural Affairs