

Motions and Amendments for Debate on 27 March 2007

Motions tabled on 20 March 2007

NDM3564

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The National Health Service (Optical Charges and Payments) (Amendment) (Wales) Regulations 2007 a copy of which was laid in Table Office on 27 February 2007.

NDM3565

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office on 13 March 2007 in relation to the draft The National Health Service (Optical Charges and Payments) (Amendment) (Wales) Regulations 2007; and

2. Approves that the draft The National Health Service (Optical Charges and Payments) (Amendment) (Wales) Regulations 2007 is made in accordance with:

a) the draft laid in the Table Office on 27 February 2007; and

b) the Regulatory Appraisal laid in the Table Office on 27 February 2007.

NDM3566

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales, acting under Standing Order 24.25:

1

a) Considers the report of the Legislation Committee laid in the Table Office on 13 March 2007 on the draft The Notification of Marketing of Food for Particular Nutritional Uses (Wales) Regulations 2007; and

b) Approves that The Notification of Marketing of Food for Particular Nutritional Uses (Wales) Regulations 2007 are made in accordance with:

- i) the draft Order laid in the Table Office on 27 February 2007; and
- ii) the Regulatory Appraisal laid in the Table Office on 27 February 2007.

2

a) Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 on the draft The Children's Commissioner for Wales (Appointment) (Amendment) Regulations 2007; and

b) Approves that The Children's Commissioner for Wales (Appointment) (Amendment) Regulations 2007 are made in accordance with:

- i) the draft Order laid in the Table Office on 6 March 2007;
- ii) the Regulatory Appraisal laid in the Table Office on 6 March 2007; and
- iii) the Memorandum of Corrections laid in Table Office and e-mailed to Assembly Members on 20 March 2007.

3

a) Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 on the draft The Education (Pupil Referral Units) (Application of Enactments) (Wales) Regulations 2007; and

b) Approves that The Education (Pupil Referral Units) (Application of Enactments) (Wales) Regulations 2007 are made in accordance with:

- i) the draft Order laid in the Table Office on 6 March 2007; and
- ii) the Regulatory Appraisal laid in the Table Office on 7 March 2007.

4

a) Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 on the draft The Food Supplements (Wales) (Amendment) Regulations 2007; and

b) Approves that The Food Supplements (Wales) (Amendment) Regulations 2007 are made in accordance with:

- i) the draft Order laid in the Table Office on 6 March 2007; and
- ii) the Regulatory Appraisal laid in the Table Office on 6 March 2007.

5

a) Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 on the draft The National Health Service (Optical Charges and Payments) (Amendment) (Wales) (No. 2) Regulations 2007; and

b) Approves that The National Health Service (Optical Charges and Payments) (Amendment) (Wales) (No. 2) Regulations 2007 are made in accordance with:

- i) the draft Order laid in the Table Office on 6 March 2007;
- ii) the Regulatory Appraisal laid in the Table Office on 6 March 2007; and
- iii) the Memorandum of Corrections laid in Table Office and e-mailed to Assembly Members on 20 March 2007.

6

a) Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 on the draft The National Health Service (Pharmaceutical Services) (Remuneration for Persons providing Pharmaceutical Services) (Amendment) (Wales) Regulations 2007; and

b) Approves that The National Health Service (Pharmaceutical Services) (Remuneration for Persons providing Pharmaceutical Services) (Amendment) (Wales) Regulations 2007 are made in accordance with:

- i) the draft Order laid in the Table Office on 13 March 2007; and
- ii) the Regulatory Appraisal laid in the Table Office on 13 March 2007.

7

a) Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 on the draft The Road Traffic (Permitted Parking Area and Special Parking Area) (County of the Isle of Anglesey) Order 2007; and

b) Approves that The Road Traffic (Permitted Parking Area and Special Parking Area) (County of the Isle of Anglesey) Order 2007 are made in accordance with:

- i) the draft Order laid in the Table Office on 13 March 2007; and
- ii) the Regulatory Appraisal laid in the Table Office on 13 March 2007.

NDM3567

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The Assembly Learning Grants and Loans (Higher Education) (Wales) Regulations 2007 a copy of which was laid in Table Office on 13 March 2007.

NDM3568

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 in relation to the draft The Assembly Learning Grants and Loans (Higher Education) (Wales) Regulations 2007; and

2. Approves that the draft The Assembly Learning Grants and Loans (Higher Education) (Wales) Regulations 2007 is made in accordance with:

a) the draft laid in the Table Office on 13 March 2007;

b) the Memorandum of Corrections laid in the Table Office and e-mailed to Assembly Members on 20 March 2007; and

c) the Regulatory Appraisal laid in the Table Office on 13 March 2007.

NDM3569

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The National Assistance (Assessment of Resources and Sums for Personal Requirements) (Amendment) (Wales) Regulations 2007 a copy of which was laid in Table Office on 6 March 2007.

NDM3570

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 in relation to the draft The National Assistance (Assessment of Resources and Sums for Personal Requirements) (Amendment) (Wales) Regulations 2007; and

2. Approves that the draft The National Assistance (Assessment of Resources and Sums for Personal Requirements) (Amendment) (Wales) Regulations 2007 is made in accordance with:

a) the draft laid in the Table Office on 6 March 2007; and

b) the Regulatory Appraisal laid in the Table Office on 6 March 2007.

NDM3571

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The National Health Service (Travelling Expenses and Remission of Charges) (Wales) Regulations 2007 a copy of which was laid in Table Office on 13 March 2007.

NDM3572

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 in relation to the draft The National Health Service (Travelling Expenses and Remission of Charges) (Wales) Regulations 2007; and

2. Approves that the draft The National Health Service (Travelling Expenses and Remission of Charges) (Wales) Regulations 2007 is made in accordance with:

a) the draft laid in the Table Office on 13 March 2007;

b) the Memorandum of Corrections laid in the Table Office and e-mailed to Assembly Members on 20 March 2007; and

c) the Regulatory Appraisal laid in the Table Office on 13 March 2007.

NDM3573

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The Local Authorities (Capital Finance and Accounting) (Wales) (Amendment) Regulations 2007 a copy of which was laid in Table Office on 6 March 2007.

NDM3574

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 in relation to the draft The Local Authorities (Capital Finance and Accounting) (Wales) (Amendment) Regulations 2007; and

2. Approves that the draft The Local Authorities (Capital Finance and Accounting) (Wales) (Amendment) Regulations 2007 is made in accordance with:

a) the draft laid in the Table Office on 6 March 2007; and

b) the Regulatory Appraisal laid in the Table Office on 6 March 2007.

NDM3575

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The Animal Welfare Act 2006 (Commencement No. 1) (Wales) Order 2007 a copy of which was laid in Table Office on 13 March 2007.

NDM3576

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 in relation to the draft The Animal Welfare Act 2006 (Commencement No. 1) (Wales) Order 2007; and

2. Approves that the draft The Animal Welfare Act 2006 (Commencement No. 1) (Wales) Order 2007 is made in accordance with:

a) the draft laid in the Table Office on 13 March 2007.

NDM3577

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The Mutilations (Permitted Procedures) (Wales) Regulations 2007

a copy of which was laid in Table Office on 13 March 2007.

NDM3578

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 in relation to the draft The Mutilations (Permitted Procedures) (Wales) Regulations 2007; and
2. Approves that the draft The Mutilations (Permitted Procedures) (Wales) Regulations 2007 is made in accordance with:
 - a) the draft laid in the Table Office on 13 March 2007; and
 - b) the Regulatory Appraisal laid in the Table Office on 13 March 2007.

NDM3579

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The Docking of Working Dogs' Tails (Wales) Regulations 2007 a copy of which was laid in Table Office on 13 March 2007.

NDM3580

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 in relation to the draft The Docking of Working Dogs' Tails (Wales) Regulations 2007; and
2. Approves that the draft The Docking of Working Dogs' Tails (Wales) Regulations 2007 is made in accordance with:
 - a) the draft laid in the Table Office on 13 March 2007; and
 - b) the Regulatory Appraisal laid in the Table Office on 13 March 2007.

NDM3581

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The Welfare of Animals (Miscellaneous Revocations) (Wales) Regulations 2007 a copy of which was laid in Table Office on 13 March 2007.

NDM3582

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 in relation to the draft The Welfare of Animals (Miscellaneous Revocations) (Wales) Regulations 2007; and

2. Approves that the draft The Welfare of Animals (Miscellaneous Revocations) (Wales) Regulations 2007 is made in accordance with:

a) the draft laid in the Table Office on 13 March 2007; and

b) the Regulatory Appraisal laid in the Table Office on 13 March 2007.

NDM3583

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The Welfare of Animals (Transport) (Wales) Order 2007 a copy of which was laid in Table Office on 13 March 2007.

NDM3584

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 in relation to the draft The Welfare of Animals

(Transport) (Wales) Order 2007; and

2. Approves that the draft The Welfare of Animals (Transport) (Wales) Order 2007 is made in accordance with:

a) the draft laid in the Table Office on 13 March 2007; and

b) the Regulatory Appraisal laid in the Table Office on 13 March 2007.

NDM3585

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales, acting under Standing

Order 26:

Gives consent that the Secretary of State makes The Legislative Reform (Local Authority Consent Requirements) (England and Wales) Order 2007, which was laid in Table Office and e-mailed to Assembly Members on 20 March 2007.

The applicability of the Order in Wales is subject to the consent of the National Assembly for Wales.

The Explanatory Memorandum was laid in the Table Office and e-mailed to Assembly Members on 20 March 2007.

NDM3586

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales, acting under Standing Order 25.13:

Approves the draft The Home-Grown Cereals Authority (Rate of Levy) Order 2007 a copy of which was laid in Table Office and e-mailed to Assembly Members on 20 March 2007, and notes the Explanatory Memorandum for this Order laid in Table Office and e-mailed to Assembly Members on 20 March 2007.

NDM3587

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of Health, Social Care and Well-being Strategies (Wales) (Amendment) Regulations 2007 a copy of which was laid in Table Office on 13 March 2007.

NDM3588

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 20 March 2007 in relation to the draft Health, Social Care and Well-being Strategies (Wales) (Amendment) Regulations 2007; and

2. Approves that the draft Health, Social Care and Well-being Strategies (Wales) (Amendment) Regulations 2007 is made in accordance with:

a) the draft laid in the Table Office on 13 March 2007; and

b) the Regulatory Appraisal laid in the Table Office on 14 March 2007.

NDM3589

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales acting under Standing Order 29.3 (iii):

Considers the principle of Health, Social Care and Well-being Strategies Guidance (Wales) 2007 a draft of which was laid in Table Office and e-mailed to Assembly Members on 20 March 2007.

NDM3590

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales acting under Standing Order 29.3 (iii):

Approves Health, Social Care and Well-being Strategies Guidance (Wales) 2007 which was laid in the Table Office and e-mailed to Assembly members on 20 March 2007.

NDM3591

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales acting under Standing Order 29.3 (iii):

Considers the principle of The General Ophthalmic Services (Allowances for Continuing Education and Training) (Wales) Directions 2007 a draft of which was laid in Table Office and e-mailed to Assembly Members on 20 March 2007.

NDM3592

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales acting under Standing Order 29.3 (iii):

Approves The General Ophthalmic Services (Allowances for Continuing Education and Training) (Wales) Directions 2007 which was laid in the Table Office and e-mailed to Assembly Members on 20 March 2007.

NDM3593

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of National Health Service (General Ophthalmic Services) (Amendment) (Wales) (No. 2) Regulations 2007 a copy of which was laid in Table Office and e-mailed to Assembly Members on 20 March 2007.

NDM3594

Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Approves that National Health Service (General Ophthalmic Services) (Amendment) (Wales) (No. 2) Regulations 2007 is made in accordance with the draft laid in the Table Office and e-mailed to Assembly Members on 20 March 2007.

To note: No Legislation Committee Report is laid in respect of these Regulations, procedural requirements having been disapplied by the Assembly Cabinet under Standing Order 24.27 (i), (ii) and (iii).

NDM23595

Peter Black (South Wales West)

To propose that the National Assembly for Wales, in accordance with Standing Order 6.6 (v):

Notes the report of the Education, Lifelong Learning and Skills Committee titled, "Policy Review of Special Educational Needs - Part 3: Transition", which was laid in the Table Office on 19 March 2007.

Amendments tabled on 21 March 2007

To propose that the Assembly resolves to adopt the following amendments to motions:

NDM3579

Elin Jones (Ceredigion)

Add as new point at end of Motion:

Calls on the Assembly Government to conduct an annual review of the breeds exempted from the ban on tail docking.

Amendments to Orders tabled on 21 March 2007

To propose that the National Assembly for Wales resolves to make the following amendments to The National Assistance (Assessment of Resources and Sums for Personal Requirements) (Amendment) (Wales) Regulations 2007, a draft of which was laid in the table office on 6 March 2007.

NDM3570

1. Helen Mary Jones (Mid and West Wales)
Jocelyn Davies (South Wales East)
Rhodri Glyn Thomas (Carmarthen East and Dinefwr)

In section 4, the figure '£50,000' shall replace the figure '£22,000'.

Purpose

The purpose of this amendment is to increase the capital limit, above which local authorities may not contribute towards the care costs of residents from £21,500 to £50,000.

Cost

The cost of implementing this amendment for local authorities would be between £10m and £15m. In light of the promise made to fund national responsibilities passed on to local authorities; the cost of implementing this amendment will ultimately be borne by the National Assembly.

2. Helen Mary Jones (Mid and West Wales)
Jocelyn Davies (South Wales East)
Rhodri Glyn Thomas (Carmarthen East and Dinefwr)

In section 5(b), the figure '£50,000' shall replace the figure '£22,000'.

Purpose

The purpose of this amendment is to increase the capital limit, above which local authorities may not contribute towards the care costs of residents from £21,500 to £50,000.

Cost

The cost of implementing this amendment for local authorities would be between £10m and £15m. In light of the promise made to fund national responsibilities passed on to local authorities; the cost of implementing this amendment will ultimately be borne by the National Assembly.

Amendments tabled on 22 March 2007

To propose that the Assembly resolves to adopt the following amendments to motions:

NDM3569

Kirsty Williams (Brecon and Radnorshire)

Add new point at end of motion:

Calls on the Assembly Government to publish costed proposals to adjust the capital limits to increase the benefit to the poorest in Wales.

NDM3579

Kirsty Williams (Brecon and Radnorshire)

Add new point at end of motion:

Calls for a review of tail docking legislation in 3 years when robust comparative evidence should be available.

NDM3583

Lisa Francis (Mid and West Wales)

Add new point at end of motion:

Notes the serious financial implications for the agricultural industry of modifying the ramp angles of farm trailers.

Amendments to Orders tabled on 23 March 2007

To propose that the National Assembly for Wales resolves to make the following amendments to The Docking of Working Dogs' Tails (Wales) Regulations 2007, a draft of which was laid in the table office on 13 March 2007.

NDM3580

1. Lorraine Barrett Cardiff South and Penarth)
Jocelyn Davies (South Wales East)
Janice Gregory (Ogmore)

In Schedule 1, Regulation 3(1) (a) delete "Spaniels: Of any breed or combination of breeds" and replace with "Spaniels: Of the following breeds: English Springer Spaniel, Welsh Springer Spaniel and Cocker Spaniel, but not combinations of breeds."

Purpose

The purpose of this amendment is to limit the list of specified types of dog to the breeds of Spaniels noted in the amendment, and to remove combinations of breeds from the list.

Cost

We expect there to be no significant additional cost

2. Lorraine Barrett Cardiff South and Penarth)
Jocelyn Davies (South Wales East)
Janice Gregory (Ogmore)

In Schedule 1, Regulation 3(1) (a) delete "Terriers: Of any breed or combination of breeds" and replace with "Terriers: Of the following breeds: Jack Russell Terrier, Cairn Terrier, Lakeland Terrier, Norfolk Terrier, but not combinations of breeds."

Purpose

The purpose of this amendment is to limit the list of specified types of dog to the breeds of Terriers noted in the amendment, and to remove combinations of breeds from the list.

Cost

We expect there to be no significant additional cost.