

**Second Assembly Plenary Meeting (172)  
Votes and Proceedings for Wednesday, 30 November 2005**

**The meeting commenced at 2.00pm**

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**Motion to suspend Standing Orders**

**NDM2737 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales in accordance with Standing order 37.5:

1. Suspends Standing Order 6.13 to allow the following No Named Day Motions, tabled on Wednesday 30 November for the election of members to subject committees, to be considered in Plenary on Wednesday 30 November:

a) NNDM2738; b) NNDM2739; c) NNDM2740; d) NNDM2741; e) NNDM2742; f) NNDM2743; g) NNDM2744.

A vote was taken on the motion:

For 42; Abstain 0; Against 0; Total 42

The motion was approved

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**Motion to elect members to the Panel of Chairs**

**NDM2705 Jane Hutt (Vale of Glamorgan)**

That the National Assembly for Wales:

In accordance with Standing Order 9.3, elects the following members to the panel from which the chairs of the subject committees are to be selected:

- Rosemary Butler (Labour)
- Janice Gregory (Labour)
- Christine Gwyther (Labour)
- Ann Jones (Labour)
- Rhodri Gyn Thomas (Plaid Cymru)
- Glyn Davies (Conservative)
- Peter Black (Liberal Democrat)

A vote was taken on the motion:  
For 42; Abstain 0; Against 0; Total 42  
The motion was approved

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### **Motions to elect members to subject committees**

(Previous Motions to elect Members to subject committees were withdrawn)

**The Assembly's permission was given to vote on the motions together.**

### **NNDM2738 Jane Hutt (Vale of Glamorgan)**

That the National Assembly for Wales:

1. In accordance with Standing Order 8.4, elects the following members to its

Education and Lifelong Learning Committee:

- Christine Chapman (Labour)
- Jeff Cuthbert (Labour)
- Irene James (Labour)
- Janet Ryder (Plaid Cymru)

Owen John Thomas (Plaid Cymru)  
William Graham (Conservative);

2. In accordance with Standing Order 9.3 selects Peter Black (Liberal Democrat) from the Panel to be the Chair of the committee; and

3. Agrees that the election to the Committee shall not take effect until 1 January 2006.

**NNDM2739 Jane Hutt (Vale of Glamorgan)**

That the National Assembly for Wales:

1. In accordance with Standing Order 8.4, elects the following members to its Environment, Planning and Countryside Committee:

Tamsin Dunwoody (Labour)  
Lorraine Barrett (Labour)  
Elin Jones (Plaid Cymru)  
Jocelyn Davies (Plaid Cymru)  
Brynle Williams (Conservative)

Mick Bates (Liberal Democrat);

2. In accordance with Standing Order 9.3 selects Glyn Davies (Conservative) from the Panel to be the Chair of the committee; and

3. Agrees that the election to the Committee shall not take effect until 1 January 2006.

**NNDM2740 Jane Hutt (Vale of Glamorgan)**

That the National Assembly for Wales:

1. In accordance with Standing Order 8.4, elects the following members to its

Social Justice and Regeneration Committee:

Huw Lewis (Labour)  
Sandy Mewies (Labour)  
Leanne Wood (Plaid Cymru)  
Mark Isherwood (Conservative)  
Laura Ann Jones (Conservative)

Mick Bates (Liberal Democrat);

2. In accordance with Standing Order 9.3 selects Janice Gregory (Labour) from the Panel to be the Chair of the committee; and

3. Agrees that the election to the Committee shall not take effect until 1 January 2006.

**NNDM2741 Jane Hutt (Vale of Glamorgan)**

That the National Assembly for Wales:

1. In accordance with Standing Order 8.4, elects the following members to its Economic Development Committee:

Leighton Andrews (Labour)

Carl Sargeant (Labour)

Alun Ffred Jones (Plaid Cymru)

Janet Davies (Plaid Cymru)

Alun Cairns (Conservative)

Kirsty Williams (Liberal Democrat);

2. In accordance with Standing Order 9.3 selects Christine Gwyther (Labour) from the Panel to be the Chair of the committee; and

3. Agrees that the election to the Committee shall not take effect until 1 January 2006.

**NNDM2742 Jane Hutt (Vale of Glamorgan)**

That the National Assembly for Wales:

1. In accordance with Standing Order 8.4, elects the following members to its Health and Social Services Committee:

John Griffiths (Labour)

Lynne Neagle (Labour)

Karen Sinclair (Labour)

Helen Mary Jones (Plaid Cymru)

Jonathan Morgan (Conservative)

Jenny Randerson (Liberal Democrat);

2. In accordance with Standing Order 9.3 selects Rhodri Glyn Thomas (Plaid Cymru) from the Panel to

be the Chair of the committee; and

3. Agrees that the election to the Committee shall not take effect until 1 January 2006.

**NNDM2743 Jane Hutt (Vale of Glamorgan)**

That the National Assembly for Wales:

1. In accordance with Standing Order 8.4, elects the following members to its Culture, Welsh Language and Sport Committee:

Denis Idris-Jones (Labour)

Val Lloyd (Labour)

Owen John Thomas (Plaid Cymru)

Lisa Francis (Conservative)

Laura Ann Jones (Conservative)

Eleanor Burnham (Liberal Democrat);

2. In accordance with Standing Order 9.3 selects Rosemary Butler (Labour) from the Panel to be the Chair of the committee; and

3. Agrees that the election to the Committee shall not take effect until 1 January 2006.

**NNDM2744 Jane Hutt (Vale of Glamorgan)**

That the National Assembly for Wales:

1. In accordance with Standing Order 8.4, elects the following members to its Local Government & Public Services Committee:

Gwenda Thomas (Labour)

Catherine Thomas (Labour)

Dai Lloyd (Plaid Cymru)

David Melding (Conservative)

Mike German (Liberal Democrat)

Peter Law (Independent);

2. In accordance with Standing Order 9.3 selects Ann Jones (Labour) from the Panel to be the Chair of the committee; and

3. Agrees that the election to the Committee shall not take effect until 1 January 2006.

A vote was taken on the motions:  
For 42; Abstain 0; Against 0; Total 42  
The motions were approved

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**2.02pm**

**Questions to Brian Gibbons, Minister for Health and Social Services**

The first 8 questions were asked.

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**2.52pm**

**Questions to Alun Pugh, Minister for Culture, Welsh Language and Sport**

The first 10 questions were asked. Questions 1 + 6 and 3 + 5 were grouped. Question 11 was transferred for written answer.

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**Questions to the House Committee**

No questions were tabled

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**3.21pm**

*This item was not subject to debate and proceeded immediately to a vote*

**Motion to approve under Standing Order 24.25**

**NDM2713 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 1 November 2005 on the draft The Fishery Products (Official Controls Charges) (Wales) Regulations 2005; and

b) Approves that The Fishery Products (Official Controls Charges) (Wales) Regulations 2005 are made in accordance with:

i) the draft Order laid in the Table Office on 17 November 2005; and

ii) the regulatory appraisal laid in the Table Office on 18 October 2005; and

iii) the Memorandum of Corrections laid in the Table Office on 2 November 2005.

2.

a) Considers the report of the Legislation Committee laid in the Table Office on 22 November 2005 on the draft The Bovine Products (Restriction on Placing on the Market (No2) (Wales) Regulations 2005; and

b) Approves that The Bovine Products (Restriction on Placing on the Market (No2) (Wales) Regulations 2005 are made in accordance with:

i) the draft Order laid in the Table Office on 15 November 2005; and

ii) the regulatory appraisal laid in the Table Office on 18 November 2005; and

iii) the Memorandum of Corrections laid in the Table Office and e-mailed to Assembly Members on 23 November 2005.

A vote was taken on the motion:

For 47; Abstain 0; Against 0; Total 47

The motion was approved

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**3.21pm**

## **Motion to delegate functions under the Railways Act 2005 to the First Minister**

**NDM2714 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales, acting under section 62 (1) (b) of the Government of Wales Act 1998, resolves to delegate all functions of the National Assembly contained in or under the Railways Act 2005 to the Assembly First Minister, save those which by law cannot be so delegated:

*Nothing in the motion will have the effect of reducing the pre-eminence of the authority of the full Assembly or of reducing the role of the Assembly Committees in the exercise of the above functions.*

*This delegation will be made in the knowledge that those functions will, as appropriate, be further delegated to the appropriate Assembly Minister and to staff.*

*A copy of the Railways Act 2005 can be located on the internet using the attached hyperlink:  
<http://www.opsi.gov.uk/acts/acts2005/20050014.htm>*

***The following amendments were tabled:***

### **Amendment 1. Jocelyn Davies (South Wales East)**

After 'save' insert:

'those under section 3(9) and'

Amendment 1

For 29; Abstain 0; Against 27; Total 56

Amendment 1 was carried

### **Amendment 2. Jocelyn Davies (South Wales East)**

After 'save' insert:



'those under section 19(2)(c) and'

Amendment 2

For 28; Abstain 0; Against 27; Total 55

Amendment 2 was carried

**Amendment 3. Jocelyn Davies (South Wales East)**

After 'save' insert:

'those under schedule 1, paragraph 15(5) and'

Amendment 3

For 28; Abstain 0; Against 27; Total 55

Amendment 3 was carried

**Amendment 4. Jocelyn Davies (South Wales East)**

After 'save' insert:

'those under schedule 5, part 4, paragraph 11(3)(c) and '

Amendment 4

For 29; Abstain 0; Against 27; Total 56

Amendment 4 was carried

**Amendment 5. David Melding (South Wales Central)**

After 'save' insert:

'those under section 10(1) and '

Amendment 5

For 29; Abstain 0; Against 27; Total 56

Amendment 5 was carried

A vote was taken on the motion as amended:

To propose that the National Assembly for Wales, acting under section 62 (1) (b) of the Government of Wales Act 1998, resolves to delegate all functions of the National Assembly contained in or under the

Railways Act 2005 to the Assembly First Minister, save those under section 3(9) and those under section 19(2)(c) and those under schedule 1, paragraph 15(5) and those under schedule 5, part 4, paragraph 11(3) (c) and those under section 10(1) and those which by law cannot be so delegated:

*Nothing in the motion will have the effect of reducing the pre-eminence of the authority of the full Assembly or of reducing the role of the Assembly Committees in the exercise of the above functions.*

*This delegation will be made in the knowledge that those functions will, as appropriate, be further delegated to the appropriate Assembly Minister and to staff.*

*A copy of the Railways Act 2005 can be located on the internet using the attached hyperlink:  
<http://www.opsi.gov.uk/acts/acts2005/20050014.htm>*

For 55; Abstain 0; Against 0; Total 55  
The motion was approved

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*A proposal to debate the next two items together with separate votes was made. No objections were raised.*

**4.03pm**

## **Motion to delegate functions under the European Communities Designation (No2) Order to the First Minister**

**NDM2715 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly, acting under section 62(1)(b) of the Government of Wales Act 1998, resolves to delegate to the First Minister all the functions of the National Assembly (save those which by law cannot be so delegated) contained in or under regulations made by:

a) the National Assembly (whether made by the National Assembly alone or together with a UK Minister, UK Government Department or the Scottish or Northern Ireland Executives) under section 2 (2) of the European Communities Act 1972 pursuant to the functions conferred on the Assembly by the European Communities (Designation) (No. 2) Order 2005 (SI 2005, No 1971) (available on the HMSO website at <http://www.opsi.gov.uk/si/si2005/20051971.htm>: or

b) a UK Minister under his or her concurrent powers, under the said section 2(2) in relation to any of the measures in respect of which functions were conferred on the National Assembly in the designation Order.

*Nothing in this motion will have the effect of reducing the pre-eminence of the authority of the full Assembly or of reducing the role of the Assembly Committees in the exercise of the above functions.*

*This delegation will be made in the knowledge that those functions will, as appropriate, be further delegated to the appropriate Assembly Minister and to staff.*

*The Government of Wales Act 1998 may be accessed via the following hyperlink: <http://www.opsi.gov.uk/acts/acts1998/19980038.htm>*

*The European Communities Act 1972 is available in the Members Library .*

A vote was taken on the motions:  
For 50; Abstain 0; Against 0; Total 50  
The motions were approved

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## **Motion to delegate functions under the European Communities Designation (No3) Order to the First Minister**

### **NDM2716 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly, acting under section 62(1)(b) of the Government of Wales Act 1998, resolves to delegate to the First Minister all the functions of the National Assembly (save those which by law cannot be so delegated) contained in or under regulations made by:

a) the National Assembly (whether made by the National Assembly alone or together with a UK Minister, UK Government Department or the Scottish or Northern Ireland Executives) under section 2 (2) of the European Communities Act 1972 pursuant to the functions conferred on the Assembly by the European Communities (Designation) (No. 3) Order 2005 (SI 2005, No.2766) (available on the HMSO website at <http://www.opsi.gov.uk/si/si2005/20052766.htm> :

*or*

b) a UK Minister under his or her concurrent powers, under the said section 2(2) in relation to any of the measures in respect of which functions were conferred on the National Assembly in the designation Order.

*Nothing in this motion will have the effect of reducing the pre-eminence of the authority of the full Assembly or of reducing the role of the Assembly Committees in the exercise of the above functions.*

*This delegation will be made in the knowledge that those functions will, as appropriate, be further delegated to the appropriate Assembly Minister and to staff.*

*The Government of Wales Act 1998 may be accessed via the following hyperlink: <http://www.opsi.gov.uk/acts/acts1998/19980038.htm>*

*The European Communities Act 1972 is available in the Members Library.*

A vote was taken on the motion:

For 50; Abstain 0; Against 0; Total 50

The motion was approved

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**4.07pm**

## **Motion to approve the Periodic Timetable**

**NDM2717 Jane Hutt (Vale of Glamorgan)**

That the National Assembly for Wales acting under Standing Order 5.1, notes the proposed 15 month timetable of Assembly Business e-mailed to Assembly Members on 23 November 2005.

A vote was taken on the motion:

For 49; Abstain 0; Against 0; Total 49

The motion was approved

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**4.08pm**

**Debate on a Policy Review by the Social Justice and Regeneration Committee: Police**

**NDM2718 Janice Gregory (Ogmore)**

To propose that the National Assembly for Wales, acting under Standing Order 6.6, notes the report of the Social Justice and Regeneration Committee titled 'Restructuring the Constabulary' which was laid in the Table Office and e-mailed to all Members on 23 November 2005.

A vote was taken on the motion:  
For 50; Abstain 0; Against 0; Total 50  
The motion was approved

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**4.56pm**

**Short debate - NDM2719 Rhodri Glyn Thomas (Carmarthen East and Dinefwr):  
Safeguarding Vital NHS Services for Patients in Mid and West Wales W**

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**The meeting concluded at 5.26pm**

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**The Assembly will sit again in Plenary at 2.00pm on Tuesday, 6 December 2005**

**E P Silk**

**Clerk to the Assembly**

**DOCUMENTS LAID SINCE THE ASSEMBLY LAST MET**

November 30, 2005

[LD5195 - Report Of The Committee On The Inquiry Into The Outbreak Of E.Coli In Wales](#)

[LD5198 - Statement Of Assembly Funding For 2006-2007](#)

[LD5199 - Final Budget Main Expenditure Group](#)