

# Amending Standing Orders: Miscellaneous changes

March 2023

In accordance with Standing Order 11.7(iv), the Business Committee is responsible for making recommendations on the general practice and procedures of the Senedd, including any proposals for the re-making or revision of Standing Orders.

This report recommends miscellaneous amendments to Standing Order 6 in Welsh, and Standing Orders 8, 9, 26, 26A, 26B, 26C in both languages.

The Senedd is invited to approve the proposals to revise the Standing Orders as outlined at Annex A.



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## 1. Background

1. At its meeting of 21 March 2023, Business Committee considered miscellaneous changes to the Standing Orders that have been identified.
2. Standing Order 6 has been amended in Welsh to provide a new title for the role of Acting Chair of Plenary Meetings, in order to distinguish this from a Temporary Chair of Plenary Meetings. The new title in Welsh is 'Cadeirydd Gweithredol'. The role itself and its title in English remain unchanged.
3. Standing Orders 8, 9, 26, 26A, 26B and 26C have been amended following the Accession of His Majesty the King.
4. An explanation for each proposed change is at Annex A.

## 2. Decision

5. The Business Committee formally agreed the changes to Standing Orders on 21 March 2023. The Senedd is invited to approve the proposed new Standing Orders at Annex B.

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# Annex A: Proposed Standing Order changes and explanatory notes

<b>STANDING ORDER 6 – Presiding Officer and Deputy</b>	
<b>Cadeirydd <u>Gweithredol</u> <del>Dros Dro</del> y Cyfarfodydd Llawn</b>	<b>Amend heading</b>
	Replace 'Dros Dro' with 'Gweithredol'. The Standing Order is unchanged in English.
6.23A. Caiff y Senedd ethol Cadeirydd <u>Gweithredol</u> <del>Dros Dro</del> at ddibenion cadeirio cyfarfodydd llawn.	Replace 'Dros Dro' with 'Gweithredol'. The Standing Order is unchanged in English.
6.23B. O ran swyddogaethau'r Llywydd, dim ond y swyddogaethau a ganlyn y caiff Cadeirydd <u>Gweithredol</u> <del>Dros Dro</del> a etholir o dan Reol Sefydlog 6.23A ymgymryd â hwy: (i) swyddogaethau mewn perthynas â busnes yn y cyfarfodydd llawn o dan Reol Sefydlog 12; (ii) swyddogaethau mewn perthynas â threfn yn y cyfarfodydd llawn o dan Reol Sefydlog 13; (iii) unrhyw swyddogaethau eraill mewn perthynas â busnes yn y cyfarfodydd llawn.	Replace 'Dros Dro' with 'Gweithredol'. The Standing Order is unchanged in English.
6.23C. Dim ond ar ôl i'r Clerc hysbysu'r Senedd fod y Llywydd a'r Dirprwy Lywydd yn methu â chadeirio cyfarfodydd llawn y caiff Cadeirydd <u>Gweithredol</u>	Replace 'Dros Dro' with 'Gweithredol'. The Standing Order is unchanged in English.

	<del>Dros Dro</del> ymgymryd â'r swyddogaethau a bennir o dan Reol Sefydlog 6.23B.	
6.23D	Bydd Cadeirydd <u>Gweithredol</u> <del>Dros Dro</del> yn peidio ag arfer y swyddogaethau hyn pan fydd y Clerc yn hysbysu'r Senedd fod naill ai'r Llywydd neu'r Dirprwy Lywydd yn gallu cadeirio cyfarfodydd llawn	Replace 'Dros Dro' with 'Gweithredol'.  The Standing Order is unchanged in English.

<b>STANDING ORDER 8 – Welsh Ministers and Deputy Welsh Ministers</b>		
	<b>Resignation etc. of First Minister or another Member of the Government</b>	<b>Retain heading</b>
8.4	When the Presiding Officer is notified that the First Minister has tendered his or her resignation to <u>His</u> <del>Her</del> Majesty, the Presiding Officer must, if the resignation is accepted, notify the Senedd.	<b>Amend Standing Order</b> Replace reference to 'Her Majesty' with 'His Majesty'

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<b>STANDING ORDER 9 – Counsel General to the Welsh Government</b>	
<b>Appointment</b>	<b>Retain heading</b>
9.1 The agreement of the Senedd to the First Minister’s recommendation to <u>His Her</u> Majesty of a person for appointment as Counsel General must be signified by resolution of the Senedd.	<b>Amend Standing Order</b> Replace reference to ‘Her Majesty’ with ‘His Majesty’
<b>Removal or Resignation</b>	<b>Retain heading</b>
9.5 The agreement of the Senedd to the First Minister’s recommendation to <u>His Her</u> Majesty for the removal of a of the Senedd.	<b>Amend Standing Order</b> Replace reference to ‘Her Majesty’ with ‘His Majesty’
9.6 Any motion for such a resolution must be moved by the First Minister. No amendment may be tabled to the motion.	<b>Retain Standing Order</b> Standing Order included for information
9.7 When the Presiding Officer is notified that the Counsel General has tendered his or her resignation to <u>His Her</u> Majesty, the Presiding Officer must, if the resignation is accepted, notify the Senedd.	<b>Amend Standing Order</b> Replace reference to ‘Her Majesty’ with ‘His Majesty’
9.8 The Counsel General ceases to hold office if a Member is nominated for appointment as First Minister under section 47(1) of the Act.	<b>Retain Standing Order</b> Standing Order included for information

<b>STANDING ORDER 26 – Acts of the Senedd</b>	
<b><u>His Her Majesty's and Duke of Cornwall's Consent</u></b>	<b>Amend heading</b>
26.67 If a Bill contains any provision, or is amended so as to include any provision, that would, if contained in a Bill for an Act of the United Kingdom Parliament, require the consent of <u>His Her</u> Majesty, or the Duke of Cornwall, the Senedd must not debate the question whether the Bill be passed (or approved following Reconsideration) unless such consent to such a provision has been signified by a member of the government at a meeting of the Senedd.	<p>Replace reference to 'Her Majesty' with 'His Majesty'</p> <p><b>Amend Standing Order</b></p> <p>Replace reference to 'Her Majesty' with 'His Majesty'</p>

<b>STANDING ORDER 26A – Private Acts of the Senedd</b>	
<b><u>His Her Majesty's and Duke of Cornwall's Consent</u></b>	<b>Amend heading</b>
26A.133 If a Private Bill contains provision, or is amended so as to include any provision, that would, if the Private Bill were a Bill for an Act of the United Kingdom Parliament, require the consent of <u>His Her</u> Majesty, or the Duke of Cornwall, the Senedd must not debate the question whether the Private Bill be	<p>Replace reference to 'Her Majesty' with 'His Majesty'</p> <p><b>Amend Standing Order</b></p> <p>Replace reference to 'Her Majesty' with 'His Majesty'</p>

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passed (or approved following Reconsideration) unless such consent to such a provision has been signified by a member of the government at a meeting of the Senedd.	
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<b>STANDING ORDER 26B – Hybrid Acts of the Senedd</b>	
<b><u>His Her Majesty's and Duke of Cornwall's Consent</u></b>	<b>Amend heading</b> Replace reference to 'Her Majesty' with 'His Majesty'
26B.128 If a Hybrid Bill contains provision, or is amended so as to include any provision, that would, if the Hybrid Bill were a Bill for an Act of the United Kingdom Parliament, require the consent of <u>His Her Majesty</u> , or the Duke of Cornwall, the Senedd must not debate the question whether the Hybrid Bill be passed (or approved following Reconsideration) unless such consent to such a provision has been signified by a member of the government at a meeting of the Senedd.	<b>Amend Standing Order</b>  Replace reference to 'Her Majesty' with 'His Majesty'

<b>STANDING ORDER 26C – Consolidation Acts of the Senedd</b>	
<b><u>His Her Majesty's and Duke of Cornwall's Consent</u></b>	<b>Amend heading</b>
	Replace reference to 'Her Majesty' with 'His Majesty'
26C.88 If a Consolidation Bill contains any provision, or is amended so as to include any provision, that would, if contained in a Bill for an Act of the United Kingdom Parliament, require the consent of <u>His Her</u> Majesty, or the Duke of Cornwall, the Senedd must not debate the question whether the Consolidation Bill be passed (or approved following Reconsideration) unless such consent to such a provision has been signified by a member of the government at a meeting of the Senedd.	<b>Amend Standing Order</b>  Replace reference to 'Her Majesty' with 'His Majesty'

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# **Annex B: Standing Orders 6, 8, 9, 26, 26A, 26B and 26C as amended**

## **STANDING ORDER 6 – Presiding Officer and Deputy**

### **Acting Chair of Plenary Meetings**

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- 6.23A The Senedd may elect an Acting Chair for the purposes of chairing plenary meetings.
- 6.23B An Acting Chair elected under Standing Order 6.23A may only undertake the following functions of the Presiding Officer:
- (i) functions relating to business in Plenary under Standing Order 12;
  - (ii) functions relating to order in plenary, under Standing Order 13;
  - (iii) any other functions relating to Plenary business.
- 6.23C An Acting Chair may only undertake the functions specified under Standing Order 6.23A after the Clerk has notified the Senedd that both the Presiding Officer and the Deputy Presiding Officer are unable to chair plenary meetings.
- 6.23D An Acting Chair ceases to exercise these functions when the Clerk notifies the Senedd that either the Presiding Officer or Deputy Presiding Officer become able to chair plenary meetings.

## **STANDING ORDER 8 – Welsh Ministers and Deputy Welsh Ministers**

### **Resignation etc. of First Minister or another Member of the Government**

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- 8.4 When the Presiding Officer is notified that the First Minister has tendered his or her resignation to His Majesty, the Presiding Officer must, if the resignation is accepted, notify the Senedd.

## **STANDING ORDER 9 – Counsel General to the Welsh Government**

### **Appointment**

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- 9.1 The agreement of the Senedd to the First Minister's recommendation to His Majesty of a person for appointment as Counsel General must be signified by resolution of the Senedd.

### **Removal or Resignation**

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- 9.5 The agreement of the Senedd to the First Minister's recommendation to His Majesty for the removal of a of the Senedd.
- 9.6 Any motion for such a resolution must be moved by the First Minister. No amendment may be tabled to the motion.
- 9.7 When the Presiding Officer is notified that the Counsel General has tendered his or her resignation to His Majesty, the Presiding Officer must, if the resignation is accepted, notify the Senedd.
- 9.8 The Counsel General ceases to hold office if a Member is nominated for appointment as First Minister under section 47(1) of the Act.

## **STANDING ORDER 26 – Acts of the Senedd**

### **His Majesty's and Duke of Cornwall's Consent**

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- 26.67 If a Bill contains any provision, or is amended so as to include any provision, that would, if contained in a Bill for an Act of the United Kingdom Parliament, require the consent of His Majesty, or the Duke of Cornwall, the Senedd must not debate the question whether the Bill be passed (or approved following Reconsideration) unless such consent to such a provision has been signified by a member of the government at a meeting of the Senedd.

## **STANDING ORDER 26A – Private Acts of the Senedd**

### **His Majesty's and Duke of Cornwall's Consent**

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- 26A.133 If a Private Bill contains provision, or is amended so as to include any provision, that would, if the Private Bill were a Bill for an Act of the United Kingdom Parliament, require the consent of His Majesty, or the Duke of Cornwall, the Senedd must not debate the question whether the Private Bill be passed (or approved following Reconsideration) unless such consent to such a provision has been signified by a member of the government at a meeting of the Senedd.

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### **STANDING ORDER 26B – Hybrid Acts of the Senedd**

#### **His Majesty's and Duke of Cornwall's Consent**

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26B.128 If a Hybrid Bill contains provision, or is amended so as to include any provision, that would, if the Hybrid Bill were a Bill for an Act of the United Kingdom Parliament, require the consent of His Her Majesty, or the Duke of Cornwall, the Senedd must not debate the question whether the Hybrid Bill be passed (or approved following Reconsideration) unless such consent to such a provision has been signified by a member of the government at a meeting of the Senedd.

### **STANDING ORDER 26C – Consolidation Acts of the Senedd**

#### **His Majesty's and Duke of Cornwall's Consent**

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26C.88 If a Consolidation Bill contains any provision, or is amended so as to include any provision, that would, if contained in a Bill for an Act of the United Kingdom Parliament, require the consent of His Her Majesty, or the Duke of Cornwall, the Senedd must not debate the question whether the Consolidation Bill be passed (or approved following Reconsideration) unless such consent to such a provision has been signified by a member of the government at a meeting of the Senedd.