

Votes and Proceedings for Wednesday 24th March

The meeting commenced at 2.00pm

2.00pm

**Questions to Jane Hutt, Minister for Health and Social Services**

The first 7 questions were asked. Questions 1 and 5 were grouped. Question 4 was withdrawn.

2.23pm

**Questions to Jane Davidson, Minister for Education and Lifelong**

The first 6 questions were asked. Questions 7 and 14 were withdrawn

2.52pm

**Statement by the Minister for Economic Development and Transport: Job losses at DARA, St Athan**

3.19pm

**Statement by the Minister for Health and Social Services: " Cleanliness in Hospitals."**

3.34pm

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

**Motion to approve under Standing Order 22.25**

*NDM1892 Karen Sinclair (Clwyd South)*

To propose that the National Assembly for Wales, acting under Standing Order 22.25:

1.

a) Considers the report of the Legislation Committee laid in the Table Office, on 16 March 2004 on the draft Order The Litter and Dog Fouling (Fixed Penalty) (Wales) Order 2004; and

b) Approves that **The Litter and Dog Fouling (Fixed Penalty) (Wales) Order 2004** is made in accordance with:

i) the draft Order laid in the Table Office on 4 March 2004: and

ii) Regulatory Appraisal laid in the Table Office on 4 March 2004.

2.

a) Considers the report of the Legislation Committee laid in the Table Office, on 16 March 2004 on the draft Regulations The Dairy Produce Quotas (Wales) (Amendment) Regulations

2004 and

b) Approves that **The Dairy Produce Quotas (Wales) (Amendment) Regulations 2004** is made in accordance with:

- i) the draft Regulations laid in the Table Office on 4 March 2004; and
- ii) Regulatory Appraisal laid in the Table Office on 4 March 2004.

3.

a) Considers the report of the Legislation Committee laid in the Table Office, on 9 March 2004 on the draft Regulations The Community Health Councils Regulations 2004 and

b) Approves that **The Community Health Councils Regulations 2004** is made in accordance with:

- i) the draft Regulations laid in the Table Office on 27 February 2004
- ii) Regulatory Appraisal laid in the Table Office on 25 February 2004; and
- iii) the Memorandum of Correction laid in the Table Office on 15 March 2004

4.

a) Considers the report of the Legislation Committee laid in the Table Office, on 16 March 2004 on the draft Order The Education Act 2002 (Commencement No. 4 and Transitional Provisions) (Wales) Order 2004; and

b) Approves that **The Education Act 2002 (Commencement No. 4 and Transitional Provisions) (Wales) Order 2004** is made in accordance with the draft Order laid in the Table Office on 10 March 2004.

5.

a) Considers the report of the Legislation Committee laid in the Table Office, on 9 March 2004 on the draft Order The Welsh Development Agency (Derelict Land) Order 2004; and

b) Approves that **The Welsh Development Agency (Derelict Land) Order 2004** is made in accordance with:

- i) the draft Order laid in the Table Office on 25 February 2004; and
- ii) Regulatory Appraisal laid in the Table Office on 25 February 2004.

**A vote was taken on the motion:**

For 42; Abstain 0; Against 0; Total 42

**The motion was carried**

**3.35pm**

**Motion to approve The Education (School Organisation Proposals) (Wales) (Amendment) Regulations 2004**

*NDM1888 Karen Sinclair (Clwyd South)*

To propose that the National Assembly for Wales:

Considers the principle of The Education (School Organisation Proposals) (Wales) (Amendment) Regulations 2004 a copy of which was laid in Table Office on 4 March 2004.

**A vote was taken on the principle of the Regulations**

For 49; Abstain 0; Against 0; Total 49

**The principle of the order was approved**

**NDM1889 Karen Sinclair (Clwyd South)**

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office on 16 March 2004 in relation to the draft Regulations The Education (School Organisation Proposals)(Wales) (Amendment) Regulations 2004; and

2. Approves that, The Education (School Organisation Proposals)(Wales) (Amendment) Regulations 2004 is made in accordance with:

- a) the draft Regulations laid in the Table Office on 4 March 2004;
- b) the Regulatory Appraisal laid in the Table Office on 4 March 2004; and
- c) the Memorandum of Correction laid in the Table Office on 16 March 2004

**A vote was taken on the Regulations**

For 49; Abstain 0; Against 0; Total 49

**The Regulations were approved**

**3.50pm**

**Debate on the Water Act 2003 (Commencement) (Wales) Order 2004**

*NDM1890 Karen Sinclair (Clwyd South)*

To propose that the National Assembly for Wales:

Considers the principle of The Water Act 2003 (Commencement) (Wales) Order 2004 a copy of which was laid in Table Office on 4 March 2004.

**The following amendment was tabled:**

**Amendment 1**

**Jonathan Morgan (South Wales Central)**

Add new point:

Ensures that the interests of the upper Severn valley in relation to cross borders issues is fully recognised in any flood defence arrangements.

**A vote was taken:**

**Amendment 1**

For 21; Abstain 0; Against 29; Total 50

**Amendment 1 was defeated**

**A vote was taken on the principle of the Order**

For 51; Abstain 0; Against 0; Total 51

**The principle of the order was approved**

*NDM1891 Karen Sinclair (Clwyd South)*

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee laid in the Table Office on 16 March 2004 in relation to the draft order The Water Act 2003 (Commencement) (Wales) Order 2004; and
2. Approves that, The Water Act 2003 (Commencement) (Wales) Order 2004 is made in accordance with the draft Order laid in the Table Office on 4 March 2004

**A vote was taken on the Order**

For 50; Abstain 0; Against 0; Total 50

**The Order was approved**

**3.56pm**

**Debate on the Supplementary Budget**

*NDM1887 Karen Sinclair (Clwyd South)*

To propose that the National Assembly for Wales:

In accordance with Standing Order 19.4, adopts the supplementary budget for the financial years 2004-2005, 2005-2006 and 2006-2007, laid in the Table Office on Tuesday 16 March.

**A vote was taken on the motion:**

For 29; Abstain 0; Against 23; Total 52

**The motion was carried**

**4.27pm**

## **Point of Order**

Jenny Randerson raised a point of order on whether the supplementary budget conformed with the provisions of Standing Order 19.4.

**4.30pm**

## **Welsh Liberal Democrats Party Debate**

*NDM1886 Kirsty Williams (Brecon and Radnorshire)*

To propose that the National Assembly:

1. Directs the Labour Assembly Government to reiterate its policy of applying the precautionary principle and adopting the most legally restrictive policy possible in relation to GM crops;
2. Welcomes and endorses the conclusion of the UK Parliament's Environmental Audit Committee that it would be irresponsible for the UK government to allow the commercial planting of GM crops;
3. Welcomes the investment in organic and traditional agriculture in Wales but believes that this investment would be jeopardised by the commercial growing of GM crops in the UK;
4. Deplores the announcement by the UK Government of its intention to approve the growing of the GM Maize Chardon LL and directs the Labour Assembly Government to ensure that Chardon LL is not added to the UK seed list.

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

### **Amendment 1**

**Karen Sinclair (Clwyd South)**

Delete all after National Assembly and replace with:

1. Supports the Welsh Assembly Government policy of applying the precautionary principle and adopting the most restrictive policy possible within current UK and EU legislation in relation to the cultivation of GM crops;
2. Believes that robust coexistence measures should be in place prior to any listing of GM crops.

**If Amendment 1 is carried, Amendment 2 + 3 will fall**

### **Amendment 2**

**Jocelyn Davies (South Wales East)**

Add at end of point 3

; 'and further believes that a detailed compensation scheme placing full liability for any contamination of non-GM crops on the polluter should be in place before any commercial growing of GM crops is considered.'

### **Amendment 3**

**Jocelyn Davies (South Wales East)**

In point 4, line 2, after 'Chardon LL' insert:

'despite the opposition of this Assembly and in the face of overwhelming public disapproval'

**4.56pm**

**The Business Minister proposed a procedural motion under Standing Order 6.18 to extend the debate by 20 minutes.**

For 42; Abstain 0; Against 3; Total 45

**The motion was carried**

**4.57pm**

**Welsh Liberal Democrats Party Debate (continued)**

**A vote was taken:**

**Amendment 1**

For 29; Abstain 0; Against 26; Total 55

**Amendment 1 was carried**

**A vote was taken on the motion as amended:**

For 29; Abstain 0; Against 26; Total 55

**The motion was carried**

**5.20pm**

**Short Debate - NDM1885 Jenny Randerson (Cardiff Central); The Importance of Auditing**

**The meeting concluded at 5.41pm**

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## DOCUMENTS LAID SINCE THE ASSEMBLY LAST MET

### Documents Laid on 23 March 2004

- National Health Service (General Medical Services Contracts) (Prescription of Drugs Etc) (Wales) Regulations 2004 - Regulatory Appraisal - LD2835
- The National Health Service (Performers Lists) (Wales) Regulations 2004 - Regulatory Appraisal - LD2836
- The Pigs (Records, Identification and Movement) (Wales) Order 2004 - Memorandum of Corrections - LD2837
- The Education (School Performance Information) (Wales) Regulations 2004 - Memorandum of Corrections - LD2838
- The Education (Pupil Information) (Wales) Regulations 2004 - Memorandum of Corrections - LD2839
- The National Health Service (Pharmaceutical Services) (Amendment) (Wales) Regulations 2004 - LD2840
- The National Health Service (Nursing Care in Residential Accommodation) (Wales) Directions 2004 - LD2841

### Documents Laid on 22 March 2004

- Social Justice and Regeneration Committee report on Domestic Violence, Crime and Victims Bill - LD2820
- Report of the Local Government and Public Services Committee on the Landlord and Tenant Act 1954 Part2 (Notices) Regulations 2004 - LD2821
- Statement on the Notifiable Transaction Statement under SO19.13 - Diana, Princess of Wales Memorial Fund - LD2822
- The Landlord and Tenant Act 1954, Part 2 (Notices) Regulations 2004 - LD2823
- The Landlord and Tenant Act 1954, Part 2 (Notices) Regulations 2004- Explanatory Memorandum - LD2824
- The Landlord and Tenant Act 1954, Part 2 (Notices) Regulations 2004- Regulatory Appraisal - LD2825

### Committee Reports Laid on 23 March 2004

- LC867 The Anti-Social Behaviour Act 2003 (Commencement No.1) (Wales) Order 2004 - LD2826
- LC868 The National Assistance (Assessment of Resources) (Amendment)(Wales)

Regulations 2004 - LD2827

- LC869 The National Assistance (Sums for Personal Requirements)(Wales) Regulations 2004 - LD2828
- LC872 The Education (Pupil Information) (Wales) Regulations 2004 - LD2829
- LC873 The Education (School Performance Information) (Wales) Regulations 2004 - LD2830
- LC870 The Pigs (Records, Identification and Movement) (Wales) Order 2004 - LD2831
- LC874 The Adoption Support Services (Local Authorities) (Wales) Regulations 2004 - LD2832
- LC875 The Local Authorities (Capital Finance and Accounting) (Wales) (Amendment) Regulations 2004 - LD2833
- LC876 The Non-Domestic Rating (Miscellaneous Provisions) (Amendment) (Wales) Regulations 2004 - LD2834