

Votes and Proceedings for Tuesday, 11<sup>th</sup> May 2004

The meeting commenced at 2.00pm

**First Minister's Question Time**

The first 10 questions were answered.

**2.53pm**

**Business Statement**

More than 10 Members objected to the business statement.

A vote was taken on the business statement:

For 30; Abstain 0; Against 22; Total 52

The business statement was agreed.

**3.02pm**

**Point of Order**

**Jonathan Morgan** on an alleged breach of section 5 of the Ministerial Code of Conduct.

**3.07pm**

***This item was not subject to debate and proceeded to an immediate vote***

**Motion to approve under Standing Order 24.25**

*NDM1945 Karen Sinclair (Clwyd South)*

*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 27 April 2004 on the draft regulations Care Homes (Wales) (Amendment) Regulations 2004; and  
b) Approves that Care Homes (Wales) (Amendment) Regulations 2004 is made in accordance with:
  - i) the draft Regulations laid in the Table Office on 30 March 2004; and
  - ii) Regulatory Appraisal laid in the Table Office on 30 March 2004.
2. a) Considers the report of the Legislation Committee laid in the Table Office on 27 April 2004 on the draft order The Valuation Tribunals (Wales) (Amendment) Regulations 2004; and  
b) Approves that The Valuation Tribunals (Wales) (Amendment) Regulations 2004 is made in accordance with:
  - i) the draft Regulations laid in the Table Office on 30 March 2004; and
  - ii) Regulatory Appraisal laid in the Table Office on 30 March 2004

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

For 50; Abstain 0; Against 3; Total 53

**The motion was carried**

**The Deputy Presiding Officer took the chair.**

**3.08pm**

**Debate on the Commissioner for Older People**

*NDM1944 Karen Sinclair (Clwyd South)*

To propose that the National Assembly for Wales:

1. Welcomes the Report of the Advisory Group on a Commissioner for Older People in Wales, which will be placed on the Intranet on 5 May 2004;
2. Notes the Welsh Assembly Government's intention to consult widely on the Report;
3. Endorses the Assembly Government's commitment to establish a Commissioner for Older People in Wales; and
4. Notes the Assembly Government's intention to bring this matter to Plenary again, following completion of the consultation exercise.

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

**Amendment 1 - Jonathan Morgan (South Wales Central)**

Insert at the end of point 3:

', provided that it does not duplicate the work and duties of the new equality body'.

**Amendment 2 - Kirsty Williams (Brecon and Radnorshire)**

Add new point at end of motion:

Regrets the failure of the Welsh Assembly Government to secure UK Government time at Westminster to introduce the required primary legislation to establish the Commissioner for Older People.

*The Report of the Advisory Group on a Commissioner for Older People in Wales was e-mailed to Assembly Members on 4 May 2004*

**A vote was taken:**

**Amendment 1**

For 22; Abstain 0; Against 29; Total 51

**Amendment 1 was defeated**

**Amendment 2**

For 22; Abstain 0; Against 29; Total 51

**Amendment 2 was defeated.**

**The motion**

For 51; Abstain 0; Against 0; Total 51

**The motion was carried**

**The Presiding Officer took the chair.**

**4.14pm**

**Debate on CAP Reform Implementation**

*NDM1946 Karen Sinclair (Clwyd South)*

To propose that the National Assembly for Wales:

1. Endorses the decision of the Welsh Assembly Government to adopt the historic model as the basis of the new CAP Single Farm Payment from 2005 as in the best interests of Wales and Welsh farming.

2. Welcomes that further decisions on CAP reform relating to cross compliance, the National Reserve and the National Envelope will be informed by the responses to the extensive consultation now underway.

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

**Amendment 1 - Kirsty Williams (Brecon and Radnorshire)**

Add new point at end of motion:

Within the process of reform calls for the Welsh Assembly Government to ensure that young people are able to enter the farming industry.

**Amendment 2 - Jonathan Morgan (South Wales Central)**

Add as two new points at end of motion;

Takes a minimalist approach with regard to the cross compliance controls which will be applied.

Makes provision to safeguard young farmers and new entrants who have come into farming outside of the specified period who may only receive the "area average" entitlement.

*Bilingual copies of the following documents were e-mailed to Assembly Members on 4 May 2004:*

*Consultation Paper: Proposals for the Operation of the Cross Compliance Regime*

*Accompanying Annexes A – D*

*Consultation Paper: Operation of the National Reserve*

*Consultation Paper: Potential for use of National Envelope - Please note these documents will not be available on the Chamberweb.*

**A vote was taken:**

**Amendment 1**

For 49; Abstain 0; Against 0; Total 49

**Amendment 1 was carried**

**Amendment 2**

For 14; Abstain 7; Against 29; Total 50

**Amendment 2 was defeated.**

**The motion, as amended**

For 48; Abstain 0; Against 0; Total 48  
**The motion, as amended, was carried**

**The meeting concluded at 5.14pm**

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**The Assembly will sit again in Plenary at**

**2.00pm on Wednesday, 12<sup>th</sup> May 2004**

**E P Silk**

**Clerk to the Assembly**

## **DOCUMENTS LAID SINCE THE ASSEMBLY LAST MET**

### **Documents Laid on 10 May 2004**

- Accounts of the Office of the Health Service Commissioner for Wales for the Year Ended 31 March 2003 - LD2903
- Accounts of the Office of the Welsh Administration Ombudsman for the Year Ended 31 March 2003 - LD2904