

**Second Assembly Plenary Meeting (141)
Votes and Proceedings for Tuesday, 7th June 2005**

The meeting commenced at 2.00pm

Motions to elect Members to Committees

NDM2466 Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly, in accordance with Standing Order 8.4, elects Mick Bates (Welsh Liberal Democrat) to its Social Justice and Regeneration Committee in place of Peter Black (Welsh Liberal Democrat).

NDM2467 Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly, in accordance with Standing Order 8.4, elects Kirsty Williams (Welsh Liberal Democrat) to its Economic Development and Transport Committee in place of Jenny Randerson (Welsh Liberal Democrat).

NDM2468 Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly, in accordance with Standing Order 8.4, elects Jenny Randerson (Welsh Liberal Democrat) to its Health and Social Services Committee in place of Kirsty Williams (Welsh Liberal Democrat).

NDM2478 Jane Hutt (Vale of Glamorgan)

That the National Assembly for Wales in accordance with Standing Orders 8.4 and 11.1 elects Jeff Cuthbert (Labour) to its Legislation Committee in place of Sandy Mewies (Labour).

A vote was taken on the motion:

For 37; Abstain 0; Against 0; Total 37

The motion was carried

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2.01pm

First Minister's Question Time

All questions were answered. Question 11 was withdrawn

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2.58pm

Business Statement

More than 10 Members objected to the business statement.

A vote was taken on the business statement:

For 29; Abstain 0; Against 29; Total 58

As there was an equality of votes the Presiding Officer used his casting vote in the negative under Standing Order 1.12.

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3.09pm

This item is not subject to debate and will proceed to a vote immediately

Motion to approve under Standing Order 24.25

NDM2475 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 17 May 2005 on the draft The National Assembly for Wales (Social Services Explanations) Regulations 2005; and

b) Approves that the draft The National Assembly for Wales (Social Services Explanations) Regulations 2005 are made in accordance with:

- i) the draft regulations laid in the Table Office on 3 May 2005; and
- ii) the regulatory appraisal laid in the Table Office on 3 May 2005; and

2. a) Considers the report of the Legislation Committee laid in the Table Office on 24 May 2005 on the draft The Education (Disapplication of the National Curriculum at Key Stage 1) (Wales) Regulations 2005; and

b) Approves that the draft The Education (Disapplication of the National Curriculum at Key Stage 1) (Wales) Regulations 2005 are made in accordance with:

- i) the draft regulations laid in the Table Office on 3 May 2005; and
- ii) the regulatory appraisal laid in the Table Office on 3 May 2005; and
- iii) the Memorandum of Corrections laid in the Table Office on 24 May 2005.

A vote was taken on the motion:

For 57; Abstain 0; Against 0; Total 57

The motion was carried

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3.10pm

Proposal to debate the following 3 items together but with separate votes

Motion to approve The Adoption Support Services (Local Authorities (Wales) Regulations 2005

NDM2469 Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The Adoption Support Services (Local Authorities)(Wales) Regulations 2005 a copy of which was laid in Table Office on 10 May 2005.

A vote was taken on the principle of the Regulations

For 46; Abstain 0; Against 0; Total 46

The principle of the regulations was approved

NDM2470 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 24 May 2005 in relation to the draft The Adoption Support Services (Local Authorities) (Wales) Regulations 2005; and

2. Approves that The Adoption Support Services (Local Authorities) (Wales) Regulations 2005 are made in accordance with:

- a. the draft laid in the Table Office on 10 May 2005; and
- b) the Regulatory Appraisal laid in the Table Office on 10 May 2005 ; and
- c) the Memorandum of Corrections laid in the Table Office on 24 May.

A vote was taken on the Regulations

For 48; Abstain 0; Against 0; Total 48

The Regulations were approved

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Motion to approve The Special Guardianship (Wales) Regulations 2005

NDM2471 Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The Special Guardianship (Wales) Regulations 2005 a copy of which was laid in Table Office on 17 May 2005.

A vote was taken on the principle of the Regulations

For 48; Abstain 0; Against 0; Total 48

The principle of the regulations was approved

NDM2472 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 24 May 2005 in relation to the draft The Special Guardianship (Wales) Regulations 2005; and

2. Approves that The Special Guardianship (Wales) Regulations 2005 are made in accordance with:

a) the draft laid in the Table Office on 17 May 2005; and

b) the Regulatory Appraisal laid in the Table Office on 17 May 2005 ; and

c) the Memorandum of Corrections laid in the Table Office on 24 May 2005.

A vote was taken on the Regulations

For 48; Abstain 0; Against 0; Total 48

The Regulations were approved

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Motion to approve The Adoption Support Agency (Wales) Regulations 2005

NDM2473 Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Considers the principle of The Adoption Support Agency (Wales) Regulations 2005 a copy of which was laid in Table Office on 10 May 2005.

A vote was taken on the principle of the Regulations

For 49; Abstain 0; Against 0; Total 49

The principle of the regulations was approved

NDM2474 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 24 May 2005 in relation to the draft The Adoption Support Agency (Wales) Regulations 2005; and
2. Approves that The Adoption Support Agency (Wales) Regulations 2005 are made in accordance with:
 - a. the draft laid in the Table Office on 10 May 2005; and
 - b) the Regulatory Appraisal laid in the Table Office on 10 May 2005 ; and
 - c) the Memorandum of Corrections laid in the Table Office on 24 May 2005.

A vote was taken on the Regulations

For 48; Abstain 0; Against 0; Total 48

The Regulations were approved

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3.31pm

Welsh Liberal Democrat nominated debate

NDM2477 Kirsty Williams (Brecon and Radnorshire)

The National Assembly for Wales directs the government not to allow ID cards to be used as a requirement for access to public services in Wales which are within the remit of the Assembly.

The following amendment was tabled:

Amendment 1 - David Melding (South Wales Central)

Insert at end of motion:

' and instructs the Welsh Assembly Government to use its best efforts to ensure that ID cards are not required for access to non-devolved services.'

A vote was taken:

Amendment 1

For 29; Abstain 0; Against 29; Total 58

As there was an equality of votes the Presiding Officer used his casting vote in the negative under Standing Order 1.12.

The amendment therefore fell.

The motion

For 29; Abstain 29; Against 0; Total 58

The motion was carried

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4.20pm

Motion to delegate functions under The Education Act 2005 to the First Minister

NDM2479 Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

Whilst noting that 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 functions delegated by this motion, in exercise of its powers section 62(1)(b) of the Government of Wales Act 1998:

Resolves to delegate all the functions of the National Assembly contained in the Education Act 2005 to the Assembly First Minister, save those which by law cannot be so delegated.

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

A vote was taken on the motion:

For 54; Abstain 0; Against 0; Total 54

The motion was carried

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The meeting concluded at 4.31pm

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The Assembly will sit again in Plenary at 2.00pm

on Wednesday, 8th June 2005

E P Silk

Clerk to the Assembly

DOCUMENTS LAID SINCE THE ASSEMBLY LAST MET

Documents Laid on 02 June 2005

- The Materials And Articles In Contact With Food (Wales) Regulations 2005 - LD3801
- The Materials And Articles In Contact With Food (Wales) Regulations 2005 - Regulatory Appraisal - LD3802
- Report of the Environment, Planning and Countryside Committee on the North West Severn Trent and Welsh Regional Flood Defence Committees (Boundaries Alteration) Order 2005 - LD3803

Documents Laid on 26 May 2005

- The National Health Service (Optical Charges and Payments) and (General Ophthalmic Services) (Amendment) (Wales) Regulations 2005 - Regulatory Appraisal - LD3797
- The Colours in Food (Amendment) (Wales) Regulations 2005 - Regulatory Appraisal - LD3798
- The Contaminants in Food (Amendment) (Wales) Regulations 2005 - Regulatory Appraisal - LD3799
- The Plastics Materials and Articles in Contact with Food (Amendment) (No.2) (Wales) Regulations 2005 - Regulatory Appraisal - LD3800

Committee Reports laid on 24 May 2005

- LC1090 - Education (Disapplication of the National Curriculum at Key Stage 1) (Wales) Regulations 2005 - LD3784
- LC1091 - The Adoption Support Agencies (Wales) Regulations 2005 - LD3785
- LC1092 - The Adoption Support Services (Local Authorities) (Wales) Regulations 2005 - LD3786
- LC1093 - The Special Guardianship (Wales) Regulations 2005 - LD3787
- LC1094 - The Feed (Corn Gluten Feed and Brewers Grains) (Emergency Control) (Wales) Regulations 2005 - LD3788