

Tuesday, 28th September 2004

AGENDA

The meeting will commence at 2.00pm

Item 1

Motion to elect Owen John Thomas to the House Committee in place of Janet Davies

NDM2103 Karen Sinclair (Clwyd South)

To propose that the National Assembly for Wales in accordance with Standing Orders 8.3 and 18.4 elects Owen John Thomas (Plaid Cymru) to its House Committee in place of Janet Davies (Plaid Cymru).

Item 2

First Minister's Question Time

Click [here](#) for the questions

Item 3

Urgent Question

Mike German (South Wales East); Will the Minister for Health and Social Services make a statement about the continuing provision of services by GPs in community hospitals in Wales.

Item 4

Business Statement

Click [here](#) for the Draft Business Statement

Item 5

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

Motion to approve under Standing Orders 24.25, 25.13 & 25.14 The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs)(England and Wales) (Amendment) (No3) Regulations 2004

NDM2098 Karen Sinclair (Clwyd South)

To propose that the National Assembly for Wales, acting under Standing Order 24.25, 25.13 & 25.14:

1. Approves the draft The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (England and Wales) (Amendment) (No3) Regulations 2004 a copy of which was laid in Table Office and e-mailed to Assembly Members on 21 September 2004; and

2. Notes the Explanatory Memorandum for this Order laid in Table Office and e-mailed to Assembly Members on 21 September 2004.

Click [here](#) for the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (England and Wales) (Amendment) (No3) Regulations 2004

Click [here](#) for the Explanatory Memorandum

Item 6

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

Motion to approve under Standing Order 24.25 The Food Labelling (Amendment) (Wales) Regulations 2004

NDM2101 Karen Sinclair (Clwyd South)

To propose that the National Assembly for Wales, acting under Standing Order 24.25:

1) Considers the report of the Legislation Committee laid in the Table Office and e-mailed to Assembly Members on 21 September 2004 on the draft Food Labelling (Amendment) (Wales) Regulations 2004; and

2) Approves that the Food Labelling (Amendment) (Wales) Regulations 2004 are made in accordance with:

a) the draft regulations laid in the Table Office on 22 July 2004

b) the regulatory appraisal laid in the Table Office on 22 July 2004; and

c) the Memorandum of Corrections laid in the Table Office and e-mailed to Assembly Members on 21 September 2004.

Click [here](#) for the Food Labelling (Amendment) (Wales) Regulations 2004

Click [here](#) for the report of the Legislation Committee

Click [here](#) for the regulatory appraisal

Click [here](#) for the Memorandum of Corrections

Item 7

Motion to approve the Anti-Social Behaviour Act 2003 (Commencement No2 and Savings)(Wales) Order 2004

NDM2099 Karen Sinclair (Clwyd South)

To propose that the National Assembly for Wales:

Considers the principle of The Anti-social Behaviour Act 2003 (Commencement No.2 and Savings) (Wales) Order 2004 a copy of which was laid in Table Office on 22 July 2004.

The following amendment has been tabled:

Amendment 1 - Kirsty Williams (Brecon and Radnorshire)

Add as new points at end of motion:

Is concerned that in the hands of a landlord who wishes to be unscrupulous a demotion order could effectively be an eviction order;

That there is virtually nothing to prevent a landlord from moving from a demotion order straight to eviction;

Calls on the Assembly Government to ensure that in the drafting of the relevant secondary

legislation that such fast-track eviction would not be possible without a right to appeal.

NDM2100 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 and emailed to Assembly Members on 21 September 2004 in relation to the draft regulations The Anti-social Behaviour Act 2003 (Commencement No.2 and Savings) (Wales) Order 2004; and
2. Approves that, The Anti-social Behaviour Act 2003 (Commencement No.2 and Savings) (Wales) Order 2004 is made in accordance with:
 - a) the draft Order laid in the Table Office on 22 July 2004; and
 - b) the Memorandum of Correction laid in the Table Office and emailed to Assembly Members on 21 September 2004.

Click [here](#) for the Anti-social Behaviour Act 2003 (Commencement No.2 and Savings) (Wales) Order 2004

Click [here](#) for the report of the Legislation Committee

Click [here](#) for the Memorandum of Corrections

Item 8

Motion to approve the Local Authorities(Allowances for Members of Fire Authorities) (Wales) Regulations 2004 under Standing Order 24.27(iv)

NDM2094 Karen Sinclair (Clwyd South)

To propose that the National Assembly for Wales:

Considers the principle of The Local Authorities (Allowances for Members of Fire Authorities) (Wales) Regulations 2004 a copy of which was laid in Table Office and emailed to Assembly Member on 21 September 2004.

NDM2095 Karen Sinclair (Clwyd South)

To propose that the National Assembly for Wales:

Approves that The Local Authorities (Allowances for Members of Fire Authorities) (Wales) Regulations 2004 is made in accordance with the draft laid in the Table Office and e-mailed to Assembly Members on 21 September 2004.

To note: No Legislation Committee Report is laid in respect of these Regulations, procedural requirements having been disapplied by the Assembly Cabinet under Standing Order 24.27 (i), (ii) and (iii).

Click [here](#) for Local Authorities (Allowances for Members of Fire Authorities) (Wales) Regulations 2004

Item 9

Motion to authorise the House Committee to take responsibility for the new Building at an appropriate stage

NDM2104 John Marek (Wrexham)

To propose under SO18.2(iv) that the Assembly agrees that the House Committee may commit such of its resources to the new Assembly building as it thinks fit, and that the House Committee may take responsibility for the completed building at such time as it so decides.

Item 10

Motion to approve the budget of the Assembly Parliamentary Service

NDM2096 John Marek (Wrexham)

To propose that the National Assembly, acting under Standing Order 21.1, adopts the budget for the Assembly Parliamentary Service for 2005-2006 and indicative allocations for the subsequent two years as set out in the Table entitled "Assembly Parliamentary Service Budget for 2005-06 and Indicative Budget for 2006-07 and 2007-08" laid in the Table Office and e-mailed to all Members on 21 September 2004.

Click [here](#) for the Assembly Parliamentary Service Budget for 2005-06 and Indicative Budget for 2006-07 and 2007-08" - *Paper copies will be available in the Chamber.*

Item 11

Plaid Cymru nominated debate

NDM2102 Jocelyn Davies (South Wales East)

The National Assembly for Wales:

Deplores the current crisis in NHS Dentistry.

The following amendment has been tabled:

Amendment 1 - Karen Sinclair (Clwyd South)

Delete everything after "Wales" and add:

Notes the improvements made as a result of the success of the Welsh Dental Initiative
Endorses the decision to increase the number of student dental training places in Wales by 17%

Welcomes the intention of the Assembly Government to implement a new dental contract in Wales and to invest an additional £5.3m in NHS dental services in Wales over the next three years.

Item 12

Debate on "Fairness for All: A New Commission for Equality and Human Rights."

NDM2097 Karen Sinclair (Clwyd South)

To propose that the National Assembly for Wales

1. Notes the proposal to create a new Commission for Equality and Human Rights.
2. Welcomes the commitment to create a Committee for Wales which will have competence over Welsh matters.
3. Recognises that further detailed work is required in shaping the work of the Commission, including the development of a new Single Equality Act.

The following amendments have been tabled:

In accordance with the revised guidance on the Grouping, Selection and Refusal of Amendments, the Presiding Officer has determined the order in which they will be taken for the purposes of debate. Votes will be taken separately:

(1)+(6)

(2)

(3)+(4)+(5)

Amendment 1 - Kirsty Williams (Brecon and Radnorshire)

Delete 2 and replace with:

Welcomes the commitment to create a committee for Wales responsible for all aspects of the putative commission's activities and responsibilities in Wales regardless of their devolved status;

Regrets that the same approach to recognising the need for such activities to be conducted at an all-Wales level regardless of devolution boundaries has not been extended to the development of the children's commissioners.

Amendment 2 - Jocelyn Davies (South Wales East)

Add as a new point at end of motion:

Calls for the devolution of responsibility for all equality matters to the National Assembly in order to facilitate its statutory and moral duty to promote Equality of Opportunity for all people.

Amendment 3 - Jonathan Morgan (South Wales Central)

Add as a new point at end of motion:

Welcomes the new strands of age, sexuality and religion/belief within the Commission for Equality and Human Rights.

Amendment 4 - Jonathan Morgan (South Wales Central)

Add as a new point at end of motion:

Believes that the new Commission for Equality and Human Rights should be subject to

proper planning, evidence and risk assessment.

Amendment 5 - Jonathan Morgan (South Wales Central)

Add as a new point at end of motion:

Expresses concern that the proposed Commission for Equality and Human Rights, as set out in the 'Fairness for All' white paper, fails the questions:

- a) Is it right in principle?
- b) Will it work in practice?
- c) Is it better than what we have now?

A copy of the white paper 'Fairness for All' can be found on the following hyperlink: <http://www.dti.gov.uk/access/equalitywhitepaper.pdf> - *Please note this document will not be available on the Chamberweb.*

Amendment 6 - Kirsty Williams (Brecon and Radnorshire)

Add as new point at end of motion:

Believes that to be effective the work of the new Commission needs to be based on a new Equality Act and needs to be adequately resourced.

It is expected that the meeting will conclude by 5.30pm

The Assembly will sit again in Plenary at

2.00pm on Wednesday, 29th September 2004

E P Silk

Clerk to the Assembly