

# Second Assembly Plenary Meeting (217)

Tuesday, 11th July 2006

## AGENDA

**The meeting will commence at 2.00pm**

[Item 1 - Motion to elect a Planning Decision Committee](#)

[Item 2 - Questions to the First Minister](#)

[Item 3 - Business Statement](#)

[Item 4 - Statement by the Minister for Finance, Local Government and Public Services : The Beecham Review](#)

[Item 5 - Statement by the Minister for Finance, Local Government and Public Services: Capital Allocations](#)

[Item 6 - Motion to approve The Standards Committees \(Wales\) \(Amendment\) Regulations 2006](#)

[Item 7 - Motion to approve The Kava-kava in Food \(Wales\) Regulations 2006](#)

[Item 8 - Motion to approve The Contaminants in Food \(Wales\) \(No.2\) Regulations 2006](#)

[Item 9 - Motion to approve The Fire and Rescue Services \(Charging\) \(Wales\) Order 2006](#)

[Item 10 - Motion to delegate functions under Paragraph 2 \(3\) \( c \) of Schedule 1 to the Equality Act 2006 to the First Minister](#)

[Item 11 - Motion to approve a review of ambulance services](#)

.....

## **Item 1 - Motion to elect a Planning Decision Committee**

**NDM3173 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly resolves:

1. That a Committee, to be known as Planning Decision Committee (2) 2006-5, be established in accordance with Standing Order 17 of the Assembly to discharge those functions of the Assembly in respect of the matters identified in the Schedule to this motion which are indicated in respect of each matter in that schedule and that the Assembly's functions in those respects be delegated to that Committee.

2. That the members of that Committee be:

Carwyn Jones (Chair)

Lorraine Barrett

Mick Bates

Jocelyn Davies

3. That the Committee shall cease to exist when the Chair of the Committee signs the decision letter in accordance with Standing Order 17.16 or on the 31 October 2006, whichever is the earlier.

4. That if the Committee shall cease to exist without the Chair having signed a decision letter in respect of the matter identified in the Schedule to this motion then in that event the functions identified in paragraph 1 above are, in relation to such matter, delegated to the First Minister.

### **Schedule**

**CALLED IN PLANNING APPLICATION UNDER SECTION 77 OF THE TOWN AND COUNTRY PLANNING ACT 1990 BY MR A LLOYD FOR PROPOSED ERECTION OF A DWELLING AND FORMATION OF A NEW ACCESS TO THE HIGHWAY AT**

**WAUNBANT, LLEDROD, CEREDIGION**

**PLANNING APPEAL UNDER SECTION 78 OF THE TOWN AND COUNTRY PLANNING ACT 1990 BY REDROW HOMES (NORTH WALES) LTD FOR THE PROPOSED RESTORATION OF FORMER BRICKWORK & QUARRY, DEVELOPMENT OF UP TO 300 DWELLINGS, CREATION OF OPEN SPACE, WOODLAND, AN AREA OF HABITAT CREATION AND LANDSCAPING, CONSTRUCTION OF NEW AND IMPROVED VEHICULAR AND PEDESTRIAN ACCESS AT FORMER LANE END BRICKWORKS, CHURCH ROAD, BUCKLEY, FLINTSHIRE**

.....

**Item 2 - Questions to the First Minister**

.....

**Item 3 - Business Statement**

.....

**Item 4 - Statement by the Minister for Finance, Local Government and Public Services : The Beecham Review**

.....

**Item 5 - Statement by the Minister for Finance, Local Government and Public Services: Capital Allocations**

.....

**Item 6 - Motion to approve The Standards Committees (Wales) (Amendment) Regulations 2006**

**NDM3177 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales:

Considers the principle of The Standards Committees (Wales) (Amendment) Regulations 2006 a copy of which was laid in Table Office on 20 June 2006.

**NDM3178 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 and e-mailed to Assembly Members on 4 July 2006 in relation to the draft The Standards Committees (Wales) (Amendment) Regulations 2006; and

2. Approves that the draft The Standards Committees (Wales) (Amendment) Regulations 2006 is made in accordance with:

- a) the draft laid in the Table Office on 20 June 2006;
- b) the Regulatory Appraisal laid in the Table Office on 27 June 2006.

**Supporting Documents**

[The Standards Committees \(Wales\) \(Amendment\) Regulations 2006](#)

[The report of the Legislation Committee](#)

[The Regulatory Appraisal](#)

.....

**Item 7 - Motion to approve The Kava-kava in Food (Wales) Regulations 2006**

**NDM3179 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales:

Considers the principle of The Kava-kava in Food (Wales) Regulations 2006 a copy of which was laid in Table Office on 27 June 2006.

**NDM3180 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 and e-mailed to Assembly Members on 4 July 2006 in relation to the draft The Kava-kava in Food (Wales) Regulations 2006; and

2. Approves that the draft The Kava-kava in Food (Wales) Regulations 2006 is made in accordance with:

a) the draft laid in the Table Office on 27 June 2006;

b) the Memorandum of Corrections laid in the Table Office and e-mailed to Assembly Members on 4 July 2006; and

c) the Regulatory Appraisal laid in the Table Office on 27 June 2006.

### **Supporting Documents**

[The Kava-kava in Food \(Wales\) Regulations 2006](#)

[The report of the Legislation Committee](#)

[The Memorandum of Corrections](#)

[The Regulatory Appraisal](#)

.....

## **Item 8 - Motion to approve The Contaminants in Food (Wales) (No.2) Regulations 2006**

### **NDM3181 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales:

Considers the principle of The Contaminants in Food (Wales) (No. 2) Regulations 2006 a copy of which was laid in Table Office on 27 June 2006.

### **NDM3182 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 and e-mailed to Assembly Members on 4 July 2006 in relation to the draft The Contaminants in Food (Wales) (No. 2) Regulations 2006; and

2. Approves that the draft The Contaminants in Food (Wales) (No. 2) Regulations 2006 is made in accordance with:

- a) the draft laid in the Table Office on 27 June 2006;
- b) the Regulatory Appraisals laid in the Table Office on 27 June 2006.

### **Supporting Documents**

[The Contaminants in Food \(Wales\) \(No. 2\) Regulations 2006](#)

[The report of the Legislation Committee](#)

[The Regulatory Appraisal 1](#)

[The Regulatory Appraisal 2](#)

.....

## **Item 9 -Motion to approve The Fire and Rescue Services (Charging) (Wales) Order 2006**

### **NDM3183 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales:

Considers the principle of The Fire and Rescue Services (Charging) (Wales) Order 2006 a copy of which was laid in Table Office on 27 June 2006.

### **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+2+3)**

### **Amendment 1 - Lisa Francis (Mid and West Wales)**

Add new point at end of motion:

Instructs the Welsh Assembly Government to issue guidance to Fire and Rescue Authorities on the circumstances in which charges should be levied for the services specified under this Order.

### **Amendment 2 - Lisa Francis (Mid and West Wales)**

Add new point at end of motion:

Regrets that this Order excludes provision for Fire and Rescue Authorities to charge owners or occupiers for attending repeated false alarms generated by an automatic fire alarm system.

Amendment 3 - Lisa Francis (Mid and West Wales)

Add new point at end of motion:

In the context of Section 6 of the Fire and Rescue Services Act 2004, directs the Welsh Assembly Government to provide greater clarity on the circumstances in which Fire and Rescue Authorities may charge for advice given to persons in relation to premises where a trade, business or other undertaking is carried on.

**NDM3184 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 and e-mailed to Assembly Members on 4 July 2006 in relation to the draft The Fire and Rescue Services (Charging) (Wales) Order 2006; and

2. Approves that the draft The Fire and Rescue Services (Charging) (Wales) Order 2006 is made in accordance with:

- a) the draft laid in the Table Office on 27 June 2006;
- b) the Regulatory Appraisal laid in the Table Office on 27 June 2006.

**Supporting Documents**

[The Fire and Rescue Services \(Charging\) \(Wales\) Order 2006](#)

[The report of the Legislation Committee](#)

[The Regulatory Appraisal](#)

.....

**Item 10 - Motion to delegate functions under Paragraph 2 (3) (c) of Schedule 1 to the Equality Act 2006 to the First Minister**

**NDM3174 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales, acting under section 62 (1) (b) of the Government of Wales Act 1998, resolves to delegate the function of the National Assembly contained in or under paragraph 2(3)(c) of Schedule 1 of the Equality Act 2006 to the Assembly First Minister save those which by law cannot be so delegated.

Nothing in the 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 above function.

This delegation will be made in the knowledge that the function will, as appropriate, be further delegated to the appropriate Assembly Minister and to staff.

### **Supporting Documents**

*A copy of the Equality Act 2006 can be located on the internet using the attached hyperlink:*  
[http://www.opsi.gov.uk/acts/acts2006/ukpga\\_20060003\\_en.pdf](http://www.opsi.gov.uk/acts/acts2006/ukpga_20060003_en.pdf)

.....

## **Item 11 - Motion to approve a review of ambulance services**

**NDM3190 Brian Gibbons (Aberavon); Rhodri Glyn Thomas (Carmarthen East and Dinefwr); Helen Mary Jones (Mid and West Wales); Jonathan Morgan (South Wales Central); Jenny Randerson (Cardiff Central)**

The National Assembly for Wales resolves that:

1. the resolution of 20 June (NDM3100, as amended) should cease to have effect but that;
2. the actions sought in paragraphs 2(a) and 2(b) of that resolution to:
  - a) look at the effectiveness of performance standards, structures, staffing issues, financial and resource pressures together with any other related matters considered relevant; and
  - b) consider the implications for the future and make recommendations accordingly;should be discharged through the Auditor General for Wales in accordance with the powers vested in him; and that
3. a report of the findings should be produced accordingly.



## **Item 12 - Debate on the Annual Report of Iaith Pawb**

**NDM3185 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales:

1. Reaffirms its support for the Welsh Assembly Government's long term aim of creating a bilingual nation;
2. Notes the publication of the *Iaith Pawb and Welsh Language Scheme Annual Report 2005-06*, and the good progress made in the last year; and
3. Endorses the Welsh Assembly Government policy of promoting the use of the Welsh language in all aspects of life in Wales through means other than introducing new statutory duties across the private sector in relation to the Welsh language, beyond the current Welsh Language 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+2)**

**(3+4)**

**(5+6+7)**

**(8+9+10)**

**Amendment 1 - Jocelyn Davies (South Wales East); Lisa Francis (Mid and West Wales); Kirsty Williams (Brecon and Radnorshire)**

Delete all after '2005-06' in point 2, and replace as new point 3:

'Reviews the need for legislation to strengthen the Welsh language.'

**Amendment 2 - Jocelyn Davies (South Wales East); Lisa Francis (Mid and West Wales); Kirsty Williams (Brecon and Radnorshire)**

Add new point at end of motion:

Instructs the Welsh Assembly Government to retain the Welsh Language Board with its current powers, responsibility and funding, given that the Assembly Government's case for merger, as set out in its consultation paper, has not been made out.

Amendment 3 - Jocelyn Davies (South Wales East)

Add new point at end of motion:

Calls for the power to legislate on the Welsh language to be devolved to the National Assembly in 2007.

Amendment 4 - Jocelyn Davies (South Wales East)

Add new point at end of motion:

Calls on the Assembly Government to bring utilities under the Welsh Language Act 1993, using its powers to name organisations under Section 6 of the Act.

Amendment 5 - Lisa Francis (Mid and West Wales)

Add new point at end of motion:

Calls on the Welsh Assembly Government to review its guidance given to Local Education Authorities in respect of surplus school places to ensure that inclusive and meaningful consultations are carried out with parents and school governors and believes that failure to do so will undermine the aims of Iaith Pawb.

Amendment 6 - Lisa Francis (Mid and West Wales)

Add new point at end of motion:

Calls on the Welsh Assembly Government to review its guidance to Local Education Authorities to ensure that they publish specific information on the linguistic implications of transferring pupils from Welsh-medium and bilingual schools planned for closure to other predominantly English-medium schools and believes that failure to do so will undermine the aims of Iaith Pawb.

Amendment 7 - Lisa Francis (Mid and West Wales)

Add new point at end of motion:

Calls on the Welsh Assembly Government to prioritise affordable housing within the 'Iaith Pawb' strategy.

Amendment 8 - Kirsty Williams (Brecon and Radnorshire)

Add new point at end of motion

Believes that the principle of linguistic rights should play a key part in the Assembly Government's aim of creating a bilingual nation.

Amendment 9 - Kirsty Williams (Brecon and Radnorshire)

Add new point at end of motion

Believes that new legislation is needed primarily to incorporate those utilities that have migrated from the public sector to the private sector since the current Welsh Language Act was passed.

Amendment 10 - Kirsty Williams (Brecon and Radnorshire)

Add new point at end of motion

Believes that all powers over the Welsh Language should be devolved to the National Assembly.

**Supporting Documents**

*Welsh and English versions of the Iaith Pawb and Welsh Language Scheme Annual Report 2005-06 were emailed to Assembly Members on 4 July 2006.*

*The Welsh Language Act 1993 can be located using the attached hyperlink: [http://www.opsi.gov.uk/acts/acts1993/Ukpga\\_19930038\\_en\\_1.htm](http://www.opsi.gov.uk/acts/acts1993/Ukpga_19930038_en_1.htm)*

.....

**It is expected that the meeting will conclude by  
5.30pm**

\*\*\*\*\*

**The Assembly will sit again in Plenary at  
2.00pm on Wednesday, 12th July 2006**

**E P Silk**

**Clerk to the Assembly**