

# Second Assembly Plenary Meeting

## Agenda (252)

Date: Wednesday, 14th February 2007

Time: 2.00pm

[Item 1: Questions to Brian Gibbons, Minister for Health and Social Services](#)

[Item 2: Questions to Alun Pugh, Minister for Culture, Welsh Language and Sport](#)

[Item 3: Questions to the House Committee](#)

[Item 4: Motion to Approve The Agricultural Wages Committee \(Wales\) Order 2007](#)

*Proposal to debate the following 2 items together but with separate votes:*

[Item 5: Motion to approve The Commissioner For Older People In Wales \(Appointment\) Regulations 2007](#)

[Item 6: Motion to approve The Commissioner For Older People In Wales Regulations 2007](#)

*Proposal to debate the following 2 items together but with separate votes:*

[Item 7: Motion to approve The Local Authorities \(Alternative Arrangements\) \(Wales\) Regulations 2007](#)

[Item 8: Motion to approve The Local Authorities \(Executive Arrangements\) \(Functions And Responsibilities\) \(Wales\) Regulations 2007](#)

*Proposal to debate the following 2 items together but with separate votes:*

[Item 9: Motion to approve The Adventure Activities \(Licensing\) \(Designation\) Order 2007 under Standing Order 25 section 3](#)

[Item 10: Motion to approve The Adventure Activities Licensing \(Amendment\) Regulations 2007 under Standing Order 25 section 3](#)

Item 11: Motion to delegate functions under The Disability Discrimination Act 1995 to the First Minister

Item 12: Motion to approve The Disability Discrimination (Public Authorities) (Statutory Duties) (Amendment) Regulations 2007

Item 13: Motion to approve The Social Services Inspectorate for Wales Performance Management Development Fund Grant for 2007- 08

Item 14: Motion to delegate functions under the Environmental Protection Act 1990 and the Census Act 1920 to the First Minister

Item 15: Motion to delegate functions under The Structural Funds (National Assembly for Wales) Regulations 2006 to the First Minister

Item 16: Short Debate Rhodri Glyn Thomas (Carmarthen East and Dinefwr): A future for Dansco Dairy Products.

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Item 1: Questions to Brian Gibbons, Minister for Health and Social Services

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Item 2: Questions to Alun Pugh, Minister for Culture, Welsh Language and Sport

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Item 3: Questions to the House Committee

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**Item 4: Motion to Approve The Agricultural Wages Committee (Wales) Order 2007**

**NDM3457 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales:

Considers the principle of The Agricultural Wages Committee (Wales) Order 2007, a copy of which was laid in Table Office on 23 January 2007.

**NDM3458 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 6 February 2007 in relation to the draft The Agricultural Wages Committee (Wales) Order 2007; and

2. Approves that the draft The Agricultural Wages Committee (Wales) Order 2007 is made in accordance with:

- (a) the draft laid in the Table Office on 23 January 2007; and
- (b) the Regulatory Appraisal laid in the Table Office on 23 January 2007.

**Supporting Documents:**

[The Agricultural Wages Committee \(Wales\) Order 2007](#)

[Regulatory Appraisal](#)

[Legislation Committee Report](#)

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***Proposal to debate the following 2 items together but with separate votes:***

**Item 5: Motion to approve The Commissioner For Older People In Wales (Appointment) Regulations 2007**

**NDM3468 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales:

Considers the principle of The Commissioner for Older People in Wales (Appointment) Regulations 2007 a copy of which was laid in Table Office on 16 January 2007.

**NDM3469 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 30 January 2007 in relation to the draft The Commissioner for Older People in Wales (Appointment) Regulations 2007; and
2. Approves that the draft The Commissioner for Older People in Wales (Appointment) Regulations 2007 is made in accordance with:
  - a) the draft laid in the Table Office on 16 January 2007; and
  - b) the Regulatory Appraisal laid in the Table Office on 16 January 2007.

### **Supporting Documents:**

[The Commissioner for Older People in Wales \(Appointment\) Regulations 2007](#)  
[Regulatory Appraisal](#)  
[Legislation Committee Report](#)

## **Item 6: Motion to approve The Commissioner For Older People In Wales Regulations 2007**

### **NDM3470 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales:

Considers the principle of Commissioner for Older People in Wales Regulations 2007 a copy of which was laid in Table Office on 16 January 2007.

### **NDM3471 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 30 January 2007 in relation to the draft Commissioner for Older People in Wales Regulations 2007; and
2. Approves that the draft Commissioner for Older People in Wales Regulations 2007 is made in accordance with:
  - a) the draft laid in the Table Office on 16 January 2007; and

b) the Regulatory Appraisal laid in the Table Office on 16 January 2007.

**Supporting Documents:**

[Commissioner for Older People in Wales Regulations 2007](#)

[Regulatory Appraisal](#)

[Legislation Committee Report](#)

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***Proposal to debate the following 2 items together but with separate votes:***

**Item 7: Motion to approve The Local Authorities (Alternative Arrangements) (Wales) Regulations 2007**

**NDM3472 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales:

Considers the principle of The Local Authorities (Alternative Arrangements) (Wales) Regulations 2007 a copy of which was laid in Table Office on 23 January 2007.

**[An amendment was tabled but was not selected.](#)**

**NDM3473 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 6 February 2007 in relation to the draft The Local Authorities (Alternative Arrangements) (Wales) Regulations 2007; and

2. Approves that the draft The Local Authorities (Alternative Arrangements) (Wales) Regulations 2007 is made in accordance with:

- a) the draft laid in the Table Office on 23 January 2007; and
- b) the Memorandum of Corrections laid in the Table Office on 6 February 2007; and
- c) the Regulatory Appraisal laid in the Table Office on 23 January 2007.

**Supporting Documents:**

[The Local Authorities \(Alternative Arrangements\) \(Wales\) Regulations 2007](#)

## **Item 8: Motion to approve The Local Authorities (Executive Arrangements) (Functions And Responsibilities) (Wales) Regulations 2007**

### **NDM3474 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales:

Considers the principle of The Local Authorities (Executive Arrangements) (Functions and Responsibilities) (Wales) Regulations 2007 a copy of which was laid in Table Office on 23 January 2007.

### **NDM3475 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 6 February 2007 in relation to the draft The Local Authorities (Executive Arrangements) (Functions and Responsibilities) (Wales) Regulations 2007; and

2. Approves that the draft The Local Authorities (Executive Arrangements) (Functions and Responsibilities) (Wales) Regulations 2007 is made in accordance with:

- a) the draft laid in the Table Office on 23 January 2007; and
- b) the Regulatory Appraisal laid in the Table Office on 23 January 2007.

### **Supporting Documents:**

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***Proposal to debate the following 2 items together but with separate votes:***

**Item 9: Motion to approve The Adventure Activities (Licensing) (Designation) Order 2007 under Standing Order 25 section 3**

**NDM3463 Jane Hutt (Vale of Glamorgan)**

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

Approves the draft The Adventure Activities (Licensing) (Designation) Order 2007 a copy of which was laid in Table Office and e-mailed to Assembly Members on 6 February 2007, and notes the Explanatory Memorandum for this Order laid in Table Office and e-mailed to Assembly Members on 6 February 2007.

**Supporting Documents:**

[The Adventure Activities \(Licensing\) \(Designation\) Order 2007 Explanatory Memorandum](#)

**Item 10: Motion to approve The Adventure Activities Licensing (Amendment) Regulations 2007 under Standing Order 25 section 3**

**NDM3464 Jane Hutt (Vale of Glamorgan)**

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

Approves the draft The Adventure Activities Licensing (Amendment) Regulations 2007 a copy of which was laid in Table Office and e-mailed to Assembly Members on 6 February 2007, and notes the Explanatory Memorandum for this Order laid in Table Office and e-mailed to Assembly Members on 6 February 2007.

**Supporting Documents:**

[The Adventure Activities Licensing \(Amendment\) Regulations 2007 Explanatory Memorandum](#)

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**Item 11: Motion to delegate functions under The Disability Discrimination Act 1995 to the First Minister**

**NDM3476 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 all those functions of the National Assembly under the Disability Discrimination Act 1995 (as amended) which have not already been delegated (being sections 31AF Chapter 2A (2), 49D(6), and paragraphs 4 (1B), 8(4), 11 (1B) and 15 (1B) of Schedule 3) to the Assembly First Minister.

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 functions.

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

### **Supporting Document:**

A copy of the Disability Discrimination Act 1995 (as amended) can be located on the internet using the attached hyperlink:

[http://www.drc-gb.org/the\\_law/legislation\\_codes\\_regulation/dda\\_and\\_related\\_statutes.aspx](http://www.drc-gb.org/the_law/legislation_codes_regulation/dda_and_related_statutes.aspx)

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## **Item 12: Motion to approve The Disability Discrimination (Public Authorities) (Statutory Duties) (Amendment) Regulations 2007**

### **NDM3477 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales, acting under Standing Order 26, gives consent that the Secretary of State makes The Disability Discrimination (Public Authorities) (Statutory Duties) (Amendment) Regulations 2007, which was laid in Table Office on 6 February 2007.

The applicability of the Order in Wales is subject to the consent of the National Assembly for Wales. The Explanatory Memorandum was laid in the Table Office 6 February 2007.

### **Supporting Documents:**

[The Disability Discrimination \(Public Authorities\) \(Statutory Duties\) \(Amendment\) Regulations 2007 Explanatory Memorandum](#)

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## **Item 13: Motion to approve The Social Services Inspectorate for Wales Performance Management Development Fund Grant for 2007- 08**

**NDM3478 Jane Hutt (Vale of Glamorgan)**

To propose that the National Assembly for Wales:

Under Section 88B of the Local Government Finance Act, 1988, and in accordance with Standing Order 21.10, approves the Local Government Finance (Wales) Special Grant Report for Social Services Performance Management Development Fund (Wales) 2007, which was laid in the Table Office on 6 February 2007.

**Supporting Document:**

[Local Government Finance \(Wales\) Special Grant Report for Social Services Performance Management Development Fund \(Wales\) 2007](#)

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**Item 14: Motion to delegate functions under the Environmental Protection Act 1990 and the Census Act 1920 to the First Minister**

**NDM3479 Jane Hutt (Vale of Glamorgan)**

I propose that the National Assembly for Wales, acting under section 62(1) (b) of the Government of Wales Act 1998, resolves to delegate the functions of the National Assembly for Wales contained under section 156 of the Environmental Protection Act 1990 and sections 1 and 3 of the Census Act 1920 to the 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 functions.

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

**Supporting Documents:**

A copy of the Environmental Protection Act 1990 can be located on the internet using the attached link [http://www.opsi.gov.uk/acts/acts1990/Ukpga\\_19900043\\_en\\_1.htm](http://www.opsi.gov.uk/acts/acts1990/Ukpga_19900043_en_1.htm)

A copy of the Census Act 1920 can be located on the internet using the attached link <http://www.statistics.gov.uk/census2001/pdfs/censusact1920.pdf>

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**Item 15: Motion to delegate functions under The Structural Funds**

# **(National Assembly for Wales) Regulations 2006 to the First Minister**

## **NDM3480 Jane Hutt (Vale of Glamorgan)**

The National Assembly for Wales:

Acting under section 62(1)(b) of the Government of Wales Act 1998, resolves to delegate all functions of the National Assembly contained in and under the Structural Funds (National Assembly for Wales) Regulations 2006 (Statutory Instrument No. 2006/3282), to the Assembly First Minister, save those which by law cannot be so delegated.

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 above functions.

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

### **Supporting Documents:**

The Structural Funds (National Assembly for Wales) Regulations 2006 can be located on the Internet using the attached hyperlink:

<http://www.opsi.gov.uk/si/si2006/20063282.htm>

Explanatory notes to the Structural Funds (National Assembly for Wales) Regulations 2006 can be located on the internet using the attached hyperlink:

[http://www.opsi.gov.uk/si/em2006/uksiem\\_20063282\\_en.pdf](http://www.opsi.gov.uk/si/em2006/uksiem_20063282_en.pdf)

The 2006 Structural Funds Regulation (Council Regulation (EC) No. 1083/2006) can be located on the Internet using the attached hyperlink:

[http://ec.europa.eu/regional\\_policy/sources/docoffic/official/regulation/pdf/2007/general/ce\\_1083\(2006\)\\_en.pdf](http://ec.europa.eu/regional_policy/sources/docoffic/official/regulation/pdf/2007/general/ce_1083(2006)_en.pdf)

The 2006 European Regional Development Fund Regulation (Council Regulation (EC) No. 1080/2006 of the European Parliament and of the Council of 05 July 2006) can be located on the Internet using the attached hyperlink:

[http://ec.europa.eu/regional\\_policy/sources/docoffic/official/regulation/pdf/2007/feder/ce\\_1080\(2006\)\\_en.pdf](http://ec.europa.eu/regional_policy/sources/docoffic/official/regulation/pdf/2007/feder/ce_1080(2006)_en.pdf)

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### **Item 16: Short Debate**

**NDM3467 Rhodri Glyn Thomas (Carmarthen East and Dinefwr):**

A future for Dansco Dairy Products.

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

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**The Assembly will sit again in Plenary at 2.00pm on Tuesday,  
27th February 2007**

**Chamber Secretariat**