

**MINUTES OF MEETING**

**Date:** Tuesday 16<sup>th</sup> May 2006

**Time:** 9.00 a.m.

**Venue:** Conference Room C

**Present:** Jenny Randerson (Chair)  
Jane Hutt, Business Minister  
Jocelyn Davies, Plaid Cymru Business Manager  
Lisa Francis, Welsh Conservatives Business Manager  
Peter Black, Welsh Liberal Democrats  
John Marek, Deputy Presiding Officer

Paul Silk, Clerk to the Assembly  
Andrew George, Clerk to the Business Committee  
Marion Stapleton, Assembly Business Unit  
Karin Phillips, Members' Research and Committee Service  
Peter Jones, Counsel to the Assembly Parliamentary Service  
Alun Jenkins, DLS (Agenda Item 4)  
Marc Wyn Jones, Business Committee Secretariat  
Catherine Morris, PS to the Deputy Presiding Officer

**1. Apologies & announcements**

1.1 Apologies for absence were received from Kirsty Williams. The Chair welcomed Peter Black who would be representing her in accordance with Standing Order 13.3.

**2. Minutes of the previous meetings**

**(i) BC(2)13-06 (Final minutes) - Tuesday 2<sup>nd</sup> May 2006**

2.1 The minutes were presented to the Committee in their final format. As there were no comments, they would be translated in readiness for publication.

**Action: Chamber Secretariat**

**(ii) BC(2)14-06 (draft minutes) - Tuesday 9<sup>th</sup> May 2006**

2.2 The minutes were presented to the Committee in draft. As there were no comments, they would be translated before being submitted to the Committee in final draft.

**Action: Chamber Secretariat**

**3. Matters Arising**

**4. Subordinate Legislation**

**(a) Orders for consideration**

The Management of Houses in Multiple Occupation (Wales) Regulations 2006 - **BC(2)15-06 (p1)**

The Licensing of Houses in Multiple Occupation (Prescribed Descriptions) (Wales) Order 2006 - **BC(2)15-06 (p2)**

The Salmonella in Broiler Flocks (Survey Powers) (Wales) Regulations 2006 - **BC(2)15-06 (p3)**

The Licensing and Management of Houses in Multiple Occupation and Other Houses (Miscellaneous Provisions) (Wales) Regulations 2006 - **BC(2)15-06 (p4)**

The Firefighters' Pension (Wales) Scheme (Amendment) Order 2006 - **BC(2)15-06 (p5)**

The Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2006 - **BC(2)15-06 (p6)**

**The Business Committee recommended the Standard procedure for BC(2)15-06(p1) – BC(2)15-06(p5). (Following the meeting, the Presiding Officer determined that none of the draft Orders should be referred to a subject committee.)**

4.1 The Chair noted that the Explanatory Notes in the draft Orders said that “a regulatory appraisal of the effect that these Regulations will have on business is available.” She said that the Assembly’s Regulatory Appraisals referred to other costs and benefits and asked if this could be made clear in future.

**BC(2)15-06 (p1), BC(2)15-06 (p2), BC(2)15-06 (p4).**

4.2 Peter Black referred to these draft Orders, which related to Houses in Multiple Occupation and said that the cover sheets accompanying the draft Orders said that they came under the “Matching Whitehall Policy” category. He said that he had understood that there would be distinct Welsh policy in this area. Marion Stapleton confirmed that there was further legislation to follow on this matter which could come under a different category.

**BC(2)15-06 (p5)**

4.3 The Chair referred to the paragraph on costs in the Explanatory Memorandum and said that the paragraph referred to “the total annual cost to all public service pension schemes”. She asked if the information could be specific to Wales. Marion Stapleton said that no figures were separately available for Wales. Peter Black said that more specific figures could be obtained from the Local Fire Authorities in Wales.

**BC(2)15-06 (p6)**

4.4 The Chair referred to the Explanatory Memorandum, which said that “a

*Regulatory Impact Assessment (RIA) has been prepared by the DfT (Department for Transport)". The Committee asked if the Regulatory Impact Assessment could be included with the supporting papers.*

#### **(b) Standing Order 29 Subordinate Legislation**

#### **(c) Orders made under the Executive Procedure; Papers to note.**

##### **BC(2)15-06(p7)**

4.5 The Committee noted the letter about the use of the Executive procedure for –

- The Planning (National Security Directions and Appointed Representatives) (Wales) Regulations 2006;
- The Planning (Listed Buildings, Conservation Areas and Hazardous Substances) (Amendments Relating to Crown Land) (Wales) Regulations 2006; and
- The Town and Country Planning (Miscellaneous Amendments and Modifications relating to Crown Land) (Wales) Order 2006.

##### **BC(2)15-06(p8)**

4.6 The Committee noted the letter about the use of the Executive procedure for The Products of Animal Origin (Third Country Imports) (Wales) (Amendment) (no.2) Regulations 2006. In response to a query, Alun Jenkins said that the legislation had not followed the Assembly's normal procedures for legislation because the European Commission Decision had been agreed on 28 February. The Deputy Presiding Officer said that it was not desirable that legislation could not follow the Assembly's normal procedures because of lack of time to implement the decision. He asked whether or not other European legislatures made the legislation immediately. He asked if Peter Jones could report back on the issue.

**Action: Peter Jones**

##### **BC(2)15-06(p9)**

4.7 The Committee noted the letter about the use of the Executive procedure for The Avian Influenza and Influenza of Avian Origin in Mammals (Wales) Order 2006 and The Avian Influenza Vaccination (Wales) Regulations 2006.

#### **(d) Papers for Information**

##### **BC(2)15-06(p10)**

4.8 The Business Committee noted the e-mail of notification about the Minister for Environment, Planning and Countryside's intention to approve The North Western & North Wales Sea Fisheries Committee Byelaws 14 and 25. The Chair noted that the e-mail said that the Byelaws were available in English only. She said that the North Western & North Wales Sea Fisheries Committee translated Byelaws once they were approved, and asked if e-mails of notification could make this clear, where applicable.

## **BC(2)15-06(p11)**

4.9 The Committee noted the e-mail from the Minister for Environment, Planning and Countryside about his intention to make The Pontypool and Blaenavon (Phase I) Railway Order 2006. The Chair referred to the e-mail, which said that *“the Order has been prepared and the applicant has asked for some further minor amendments to be included.”* The Committee asked if information about the amendments could be provided. Alun Jenkins said he would report back to the Committee on this issue.

**Action: Alun Jenkins**

## **5. Committees**

## **6. Forthcoming Business**

### **BC(2)15-06(p12)**

6.1 The Committee noted the Business Minister’s responses to requests for items of business:

- There was currently no intention of scheduling a statement on the position regarding Chatsworth Community Hospital following a recent demonstration. The proposals for services at the hospital were included in the "Designed to Deliver" consultation document for North Wales. Further consideration would be given to this issue once the public consultation had concluded.
- A written statement on sexual health services in Wales had been issued.
- A written statement on the availability of drugs for Multiple Sclerosis sufferers had been issued.
- There was currently no intention of scheduling a statement on whether or not there were any trusts who were not advertising staff vacancies due to financial pressures.
- The Minister for Health and Social Services would report to the Assembly on Autism Services once the consultation process had concluded at the end of September.
- There was currently no intention of making a statement on the Severn barrage proposals. The proposals had formed part of the Government's response to the UK Government's Energy Review and the Minister for Enterprise, Innovation and Networks had issued a written statement on this issue.
- There was no intention of scheduling a statement on the new Home Secretary's position regarding the police mergers plan as this was a non devolved issue.

## This Week's Business

### **BC(2)14-06(p13)**

6.2 The Business Minister said that the Minister for Enterprise, Innovation and Networks would be making a statement on job losses at Continental Teves Ltd on Tuesday. She said that it was intended to move table a procedural motion to establish and elect a Shadow Commission on Wednesday.

6.3 The Deputy Presiding Officer referred to the motion to establish the Shadow Commission. He said that the House Committee had not been consulted on the motion. He said that the House Committee currently exercised functions in relation to APS and that the Committee should have been consulted on any proposals. The Business Minister said that party leaders had been consulted.

### Business Managers' Requests

6.4 Jocelyn Davies asked if the following items of business could be scheduled:

- A statement on exam cancellations as a result of industrial action.
- A statement on the job losses at an abattoir on Ynys Mon.
- A statement on the reconfiguration of health services.

6.5 Lisa Francis supported the requests for statements on exam cancellations as a result of industrial action and on the job losses at an abattoir on Ynys Mon and asked if the following items of business could be scheduled:

- A statement on the cost of the police mergers.
- A statement on the number of people under the age of 25 who are killed in road accidents every year.
- A debate on Health Care in Wales

6.6 Peter Black supported the requests for statements on the cost of the police mergers and asked if the following item of business could be scheduled:

- A statement on proposed job losses at the DVLA.
- A statement on the Severn barrage proposals.
- A debate on the No Named Day motion tabled on the Music Development Fund
- A statement on an Estyn report about CRB checks
- A statement on the Government's policy regarding a referendum following the introduction of the Government of Wales Act.

### Draft Business Statement - BC(2)14-06(p9)

6.6 The Committee noted the Business Minister's proposed statement about the organisation of the Assembly's business for the weeks commencing 23 May, 6 June and 13 June.

**7. Advice to Assembly on procedures**

**8. Matters referred from plenary**

**9. Revisions to Standing Orders**

**BC(2)15-06(p15)**

9.1 The Committee considered proposals for a temporary Standing Order in relation to the Standing Orders Committee. The Business Minister said she would consult her group on the proposals. The Committee agreed to return to the issue in its next meeting. The Deputy Presiding Officer referred to the Committee and noted that neither he, nor the Presiding Officer, who had been responsible for the interpretation or application of Standing Orders, would be elected to the Committee.

**10. Presiding Officer rulings**

**11. Any other business.**

**CHAMBER SECRETARIAT**