

AGENDA

The Session will commence at 9.05am

Item 1

A procedural motion will be proposed by the Minister for Assembly Business under Standing Order 6.16 to bring forward the following No Named Day Motions which were tabled on 14 and 19 March 2002.

Election of Carwyn Jones to the Business Committee

NNDM999 - To propose that the National Assembly in accordance with Standing Order 8.4 elects Carwyn Jones (Labour) to fill the vacancy on the Business Committee consequent upon the resignation of Andrew Davies (Labour).

Election of Labour Group Members to the Legislation Committee

NNDM1000 - To propose that the National Assembly in accordance with Standing Order 8.4 elects Lorraine Barrett (Labour), Delyth Evans (Labour) and John Griffiths (Labour) to fill the vacancies on the Legislation Committee consequent upon the resignation of Christine Chapman (Labour), Huw Lewis (Labour) and Tom Middlehurst (Labour).

Election of Elin Jones to the Economic Development Committee

NNDM1001- To propose that the National Assembly, in accordance with Standing Order 8.4 elects Elin Jones (Plaid Cymru) to fill the vacancy on the Economic Development Subject Committee consequent upon the resignation of Brian Hancock (Plaid Cymru).

Election of Helen Mary Jones to the Education and Lifelong Learning Committee

NNDM1002 - To propose that the National Assembly, in accordance with Standing Order 8.4 elects Helen Mary Jones (Plaid Cymru) to fill the vacancy on the Education & Lifelong Learning Subject Committee consequent upon the resignation of Pauline Jarman (Plaid Cymru).

Election of Plaid Cymru Group Members to the Environment, Planning and Transport Committee

NNDM1003 - To propose that the National Assembly, in accordance with Standing Order 8.4

elects Janet Davies, Brian Hancock and Phil Williams (Plaid Cymru) to fill the vacancies on the Environment, Planning & Transport Subject Committee consequent upon the resignation of Helen Mary Jones, Geraint Davies and Rhodri Glyn Thomas (Plaid Cymru).

Election of Janet Davies to the European and External Affairs Committee

NNDM1004 - To propose that the National Assembly, in accordance with Standing Order 8.4 elects Janet Davies (Plaid Cymru) to fill the vacancy on the European and External Affairs Standing Committee consequent upon the resignation of Elin Jones (Plaid Cymru).

Election of Jocelyn Davies to the Health and Social Services Committee

NNDM1005 - To propose that the National Assembly, in accordance with Standing Order 8.4 elects Jocelyn Davies (Plaid Cymru) to fill the vacancy on the Health & Social Services Subject Committee consequent upon the resignation of Brian Hancock (Plaid Cymru).

Election of Jocelyn Davies to the House Committee

NNDM1006 - To propose that the National Assembly, in accordance with Standing Order 8.4 elects Jocelyn Davies (Plaid Cymru) to fill the vacancy on the House Committee consequent upon the resignation of Elin Jones (Plaid Cymru).

Election of Pauline Jarman to the Local Government and Housing Committee

NNDM1007 - To propose that the National Assembly, in accordance with Standing Order 8.4 elects Pauline Jarman (Plaid Cymru) to fill the vacancy on the Local Government & Housing Subject Committee consequent upon the resignation of Janet Davies (Plaid Cymru).

Election of Plaid Cymru Group Members to the Agriculture and Rural Development Committee

NNDM1008 - To propose that the National Assembly, in accordance with Standing Order 8.4 elects Rhodri Glyn Thomas and Cynog Dafis (Plaid Cymru) to fill the vacancies on the Agriculture and Rural Development Subject Committee consequent upon the resignation of Elin Jones and Janet Ryder (Plaid Cymru).

Election of Geraint Davies to the Partnership Council

NNDM1011 - To propose that the Assembly, in accordance with paragraphs 1(1) and 4 of Schedule 11 to the Government of Wales Act 1998, appoints the following persons to be members of the Partnership Council:

Geraint Davies (Plaid Cymru) in place of Janet Davies (Plaid Cymru).

Election of Gareth Jones to the Panel of Chairs and to Chair the Education and Lifelong Learning Committee

NNDM1020 - To propose that the National Assembly, in accordance with Standing Order 9.3 elects Gareth Jones (Plaid Cymru) to the Panel of Chairs and to chair the Education and Lifelong Learning Committee to fill the vacancy consequent upon the resignation of Cynog

Dafis (Plaid Cymru) from that position and, in accordance with Standing Order 8.4, elects Cynog Dafis to replace Gareth Jones a member of the ELL committee, following his appointment as Chair of that Committee

Election of Dafydd Wigley to Chair the Audit Committee

NNDM1021 - To propose that the National Assembly, in accordance with Standing Order 8.4 elects Dafydd Wigley (Plaid Cymru) to Chair the Audit Committee to fill the vacancy consequent upon the resignation of Janet Davies (Plaid Cymru) from that position and, also in accordance with Standing Order 8.4, elects Janet Davies to replace Dafydd Wigley as a member of the Audit committee, following his appointment as Chair of that Committee.

Item 2

Questions to Jane Hutt, the Minister for Health and Social Services

Click [here](#) to see the questions.

Item 3

Questions to Jane Davidson, the Minister for Education and Lifelong Learning

Click [here](#) to see the questions.

Item 4

Composite motion

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

NDM1018 - To propose that the National Assembly, acting under Standing Order 22.25:

1. Approves:

The Advisory Committee for Wales (Environment Agency) Abolition Order 2002 laid in the Table Office on 12 February 2002; and

2. Considers:

a) the report of the Legislation Committee which has not identified any matters for concern in the draft order The Advisory Committee for Wales (Environment Agency) Abolition Order 2002, laid in the Table Office on 27 February 2002;

b) The Regulatory Appraisal laid in Table Office on 12 February 2002; and

c) The Memorandum of Corrections laid in Table Office on 12 March 2002.

Click [here](#) for the draft Order.

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

Click [here](#) for the Regulatory Appraisal.

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

3. Approves:

The Local Authorities (Executive Arrangements) Functions & Responsibilities

(Amendment)(Wales) Regulations 2002 laid in the Table Office on 26 February 2002; and

4. Considers:

The report of the Legislation Committee which has not identified any matters for concern in the draft order The Local Authorities (Executive Arrangements) Functions & Responsibilities (Amendment) (Wales) Regulations 2002, laid in the Table Office on 12 March 2002;

Click [here](#) for the draft regulations.

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

5. Approves:

The Local Authorities (Capital Finance) (Rate of Discount for 2002/03)(Wales) Regulations 2002 laid in the Table Office on 26 February 2002; and

6. Considers:

The report of the Legislation Committee which has not identified any matters for concern in the draft order The Local Authorities (Capital Finance) (Rate of Discount for 2002/03)(Wales) Regulations 2002, laid in the Table Office on 12 March 2002;

Click [here](#) for the draft regulations.

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

7. Approves:

The Local Authorities (Executive Arrangements) (Discharge of Functions)(Wales) Regulations 2002 laid in the Table Office on 26 February 2002; and

8. Considers:

The report of the Legislation Committee which has not identified any matters for concern in the draft order The Local Authorities (Executive Arrangements) (Discharge of Functions)(Wales) Regulations 2002, laid in the Table Office on 12 March 2002;

Click [here](#) for the draft regulations.

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

9. Approves:

The Local Authorities (Executive Arrangements) (Modification of Enactments & Further Provisions)(Wales) Order 2002 laid in the Table Office on 26 February 2002; and

10. Considers:

The report of the Legislation Committee which has not identified any matters for concern in the draft order The Local Authorities (Executive Arrangements) (Modification of Enactments & Further Provisions)(Wales) Order 2002, laid in the Table Office on 12 March 2002;

Click [here](#) for the draft regulations.

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

11. Approves:

The Local Authorities (Executive and Alternative Arrangements) (Modification of Enactments & Other Provisions)(Wales) Order 2002 laid in the Table Office on 26 February 2002; and

12. Considers:

The report of the Legislation Committee which has not identified any matters for concern in the draft order The Local Authorities (Executive Arrangements) (Modification of Enactments & Other Provisions)(Wales) Order 2002, laid in the Table Office on 12 March 2002;

Click [here](#) for the draft regulations.

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

13. Approves:

The Local Authorities (Alternative Arrangements) (Amendment) (Wales) Regulations 2002 laid in the Table Office on 26 February 2002; and

14. Considers:

a) The report of the Legislation Committee which has not identified any matters for concern in the draft order The Local Authorities (Alternative Arrangements) (Amendment) (Wales) Regulations 2002, laid in the Table Office on 12 March 2002; and

b) The Memorandum of Corrections laid in Table Office on 13 March 2002.

Click [here](#) for the draft regulations.

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

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

Item 5

Approval of the National Assistance (Assessment of Resources) (Amendment) (Wales) Regulations 2002

NDM1016 - To propose that the National Assembly:

Considers the principle of The National Assistance (Assessment of Resources) (Amendment) (Wales) Regulations 2002, laid in the Table Office on 4 March 2002.

NDM1014 - To propose that the National Assembly:

1. Considers the report of the Legislation Committee which does not draw the special attention of the Assembly to any matter under Standing Order 11.5, in relation to the draft order, The

National Assistance (Assessment of Resources) (Amendment) (Wales) Regulations 2002, laid in the Table Office on 12 March 2002; and

2. Approves that the Order is made in accordance with the draft laid in the Table Office on 4 March 2002.

The following amendment has been tabled:

Amendment 1 - Dai Lloyd (South Wales West), Jocelyn Davies (South Wales East), Geraint Davies (Rhondda) - To propose that the Assembly resolves to make the following amendments to the National Assistance (Assessment of Resources) (Amendment) (Wales) Regulations 2002, a draft of which was laid in the table office on 4 March 2002

Amendment

In regulation 2(3) delete £19,000 and replace with £25,000

Cost Benefit Analysis for amendment to National Assistance (Assessment of Resources) (Amendment) (Wales) Regulations 2002

1. Objective

These Regulations concern the assessment of the ability of a person to pay for accommodation arranged by local authorities. The purpose of this amendment is to increase the capital limit, above which local authorities may not contribute towards the care costs of residents from £18,000 to £25,000.

2. Cost Implications

See Annex A (below).

3. Justification

Under the National Assistance (Assessment of Resources) Regulations 1992, local authorities may not financially contribute towards the care costs of people who have assets, including the value of their home, above the upper capital limit of £18,500. We agree with the Royal Commission on Long Term Care that the arrangements for the means test are too punitive, and support Option 2 outlined in Annex A.

"People feel strongly that to impose means tests on them when they are old, when many of them have sought to avoid it during their working lives, is particularly insidious and unfair. [These views] require a positive response of some kind."

(Royal Commission on Long Term Care 6.13)

Evidence presented to the Commission showed that the current system demands that people of modest means make themselves poor before they are entitled to assistance from local authorities.

Increasing public subsidy under Option 2 will aid a greater number of people through what is demonstrably a very complex and inconsistent system. Research conducted by the Joseph Rowntree Foundation has shown that in many cases authorities do not monitor an individual's assets, so that many people may have continued to be charged the full amount when they were in fact entitled to some state help.

The National Assembly can demonstrate its commitment to people in residential care by adopting our recommendation.

[Click Here for Annex A](#)

Click [here](#) for the draft regulations.

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

Item 6

Approval of the National Assistance (Sums for Personal Requirements) (Wales) Regulations 2002

NDM1017 - To propose that the National Assembly:

Considers the principle of The National Assistance (Sums for Personal Requirements) (Wales) Regulations 2002, laid in the Table Office on 4 March 2002.

NDM1015 - To propose that the National Assembly:

1. Considers the report of the Legislation Committee which does not draw the special attention of the Assembly to any matter under Standing Order 11.5, in relation to the draft order, The National Assistance (Sums for Personal Requirements) (Wales) Regulations 2002, laid in the Table Office on 12 March 2002.

2. Approves that the Order is made in accordance with the draft laid in the Table Office on 4 March 2002.

The following amendment has been tabled:

Amendment 1 - Jonathan Morgan (South Wales Central), David Melding (South Wales Central), William Graham (South Wales East) - To propose that the Assembly resolves to adopt the following amendments to the National Assistance (Sums for Personal Requirements)

(Wales) Regulations 2002 a draft of which was laid in the Table Office on 4th March 2002.

Amendment

In Regulation 2 delete "£16.80" and insert "£20.00".

Cost Benefit Analysis for Amendment to National Assistance (Sums for Personal Requirements) (Wales) Regulations 2002

i) Cost

The additional cost on top of the £0.7 million to implement the proposed change from £16.05 to £16.80 is as follows:

Increase to £20 per week: Cost £2.7 million.

The proposed increase in the draft regulation has been built into the figures for the local government general revenue settlement. If the amendment is carried, the National Assembly would need to fund local authorities by way of a special grant and at the expense of other budgets to meet the additional costs.

ii) Benefit

People in residential care will gain by having a guaranteed sum of £20 to meet their personal requirements.

Click [here](#) for the draft regulations.

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

Item 7

Approval of the Joint Order on the Rabies (Importation of Dogs, Cats and Other Mammals) (Amendment) (Wales) Order 2002

NDM1019 - To propose that the National Assembly:

Acting under Standing Order 23.10 approves the draft The Rabies (Importation of Dogs, Cats and Other Mammals) (Amendment) (Wales) Order 2002, a copy of which was laid in Table Office on 13 March 2002.

Click [here](#) for the draft Order.

Item 8

Approval of the Supplementary Budget

NDM1013 - To propose that the National Assembly, in accordance with Standing Order 19.4, adopts the supplementary budget for the financial years 2002-2003, 2003-2004 and 2004-2005, laid in the Table Office on Wednesday 13 March by the Minister for Finance, Edwina Hart.

Click [here](#) for the Supplementary Budget.

Item 9

Debate on the 2nd Annual Report on Social Inclusion in Wales

NDM1012 - The National Assembly:

Receives and notes the contents of the Welsh Assembly Government's Second Annual Report on Social Inclusion which was laid in Table Office on 13 March 2002.

This report is not available in electronic format.

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 and has decided to group the amendments as follows for the purposes of debate. Votes will be taken separately:

(1)

(2) + (3)

Amendment 1 - Jonathan Morgan (South Wales Central)

Add at the end of motion:

And recognises the important contribution of the voluntary sector in meeting the objectives and priorities of social inclusion.

Amendment 2 - Jocelyn Davies (South Wales East)

Add new paragraph:

Notes the concern expressed by the Child Poverty Action Group that 36% of children in Wales live in poverty despite the UK being the fourth richest economy in the world.

Amendment 3 - Jocelyn Davies (South Wales East)

Add new paragraph:

Notes the effect new legislation has had on social inclusion in Wales and calls on the Government to bring forward proposals to monitor and ensure that the legislation is adhered to consistently throughout Wales.

Item 10

Short Debate:

NDM998 William Graham (South Wales East): M4 Motorway Relief Road - When?

The session should conclude by 12.35pm

The Assembly will be in recess 25 March - 12 April 2002

The Assembly will sit again in Plenary at

2.00pm on Tuesday, 16th April 2002

E P Silk

Clerk to the Assembly