

Plenary

Meeting date:
Tuesday, 15 January 2013

Meeting time:
13:30

Cynulliad
Cenedlaethol
Cymru

National
Assembly for
Wales



Votes and Proceedings

(105)

1. Questions to the First Minister

The item started at 13.30

The first 12 questions were asked. Question 1 and 7 were grouped together for answer. The Presiding Officer invited party leaders to ask questions to the First Minister after Question 2.

2. Business Statement and Announcement

The item started at 14.31

3. Statement by the Minister for Finance and Leader of the House: Regional Pay

The item started at 14.58

4. Statement by the Minister for Finance and Leader of the House: Capital Allocations

The item started at 15.31

5. Statement by the Minister for Environment and Sustainable Development on The UN Framework Convention on Climate Change, Doha 2012

The item started at 16.06

6. Legislative Consent Memorandum on Crime and Courts Bill in relation to amendments to the Environmental Protection Act 1990

The item started at 16.47

NDM5088 John Griffiths (Newport East)

To propose that the National Assembly for Wales, in accordance with Standing Order 29.6, agrees that provisions of the Crime and Courts Bill which amend section 33B of the Environmental Protection Act 1990 relating to the amount of compensation that the magistrates' court may order in respect of loss or damage incurred in relation to the costs of cleaning up waste which has been unlawfully deposited, treated or disposed, in so far as it falls within the legislative competence of the National Assembly for Wales, should be considered by the UK Parliament.

A Legislative Consent Memorandum has been laid in Table Office on 6th November 2012 in accordance with Standing Order 29.2(iii).

The motion was agreed in accordance with Standing Order 12.36.

7. Stage 3 Standing Order 26.44 debate on the School Standards and Organisation (Wales) Bill

The item started at 16.52

In accordance with Standing Order 26.36, amendments will be disposed of in the order which the sections and schedules to which they relate, arise in the Bill.

The Amendments have been grouped for the purposes of debate and the groupings will be debated as follows:

1. Intervention in maintained schools – notices and powers of intervention

61, 62

2. Guidance on intervention

54, 55, 56, 57, 58

3. School organisation – making, approval and determination of proposals

2, 59, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 18, 19, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32,

33, 34, 35, 44, 45, 46, 49, 53

4. School organisation – establishment of foundation schools

63

5. School organisation – proposals for restructuring of sixth form education

64, 65, 73, 74, 75, 76, 80

6. School organisation – rationalisation of school places

66, 67, 68

7. School organisation – regional provision for special educational needs

69, 70, 71, 72

8. Responsibility for implementation of proposals

36, 50, 51, 52

9. School organisation – notice by governing body to discontinue foundation or voluntary school

37, 38, 39, 40, 41

10. Welsh in education strategic plans

1, 77, 42, 43

11. Free school breakfasts

78, 79

12. United Nations Convention on the Rights of the Child

60

13. Regulated alterations – regulating changes to SEN provision

47, 48

Voting was taken in the order set out in the Marshalled List of Amendments:

A vote was taken on Amendment 61:

For	Abstain	Against	Total
13	0	43	56

Amendment 61 was not agreed.

A vote was taken on Amendment 62:

For	Abstain	Against	Total
13	0	43	56

Amendment 62 was not agreed.

A vote was taken on Amendment 54:

For	Abstain	Against	Total
28	0	29	57

As required by Standing Order 6.20 the Presiding Officer exercised her casting vote by voting against the amendment. Therefore, the amendment was not agreed.

A vote was taken on Amendment 55:

For	Abstain	Against	Total
28	0	29	57

As required by Standing Order 6.20 the Presiding Officer exercised her casting vote by voting against the amendment. Therefore, the amendment was not agreed.

As amendment 55 was not agreed, amendments 56 and 57 fall.

A vote was taken on Amendment 58:

For	Abstain	Against	Total
28	0	29	57

As required by Standing Order 6.20 the Presiding Officer exercised her casting vote by voting against the amendment. Therefore, the amendment was not agreed.

Amendment 2 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 59:

For	Abstain	Against	Total
18	0	38	56

Amendment 59 not agreed.

Amendment 3 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 63:

For	Abstain	Against	Total
13	0	43	56

Amendment 63 was not agreed.

Amendment 4 was agreed in accordance with Standing Order 12.36.

Amendment 5 was agreed in accordance with Standing Order 12.36.

Amendment 6 was agreed in accordance with Standing Order 12.36.

Amendment 7 was agreed in accordance with Standing Order 12.36.

Amendment 8 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 64:

For	Abstain	Against	Total
13	0	43	56

Amendment 64 was not agreed.

As amendment 64 was not agreed, amendment 65 and 80 fall.

Amendment 9 was agreed in accordance with Standing Order 12.36.

Amendment 10 was agreed in accordance with Standing Order 12.36.

Amendment 11 was agreed in accordance with Standing Order 12.36.

Amendment 12 was agreed in accordance with Standing Order 12.36.

Amendment 13 was agreed in accordance with Standing Order 12.36.

Amendment 14 was agreed in accordance with Standing Order 12.36.

Amendment 15 was agreed in accordance with Standing Order 12.36.

Amendment 16 was agreed in accordance with Standing Order 12.36.

Amendment 17 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 20:

For	Abstain	Against	Total
43	0	13	56

Amendment 20 was agreed.

Amendment 18 was agreed in accordance with Standing Order 12.36.

Amendment 19 was agreed in accordance with Standing Order 12.36.

Amendment 21 was agreed in accordance with Standing Order 12.36.

Amendment 22 was agreed in accordance with Standing Order 12.36.

Amendment 23 was agreed in accordance with Standing Order 12.36.

Amendment 24 was agreed in accordance with Standing Order 12.36.

Amendment 25 was agreed in accordance with Standing Order 12.36.

Amendment 26 was agreed in accordance with Standing Order 12.36.

Amendment 27 was agreed in accordance with Standing Order 12.36.

Amendment 28 was agreed in accordance with Standing Order 12.36.

Amendment 29 was agreed in accordance with Standing Order 12.36.

Amendment 30 was agreed in accordance with Standing Order 12.36.

Amendment 31 was agreed in accordance with Standing Order 12.36.

Amendment 32 was agreed in accordance with Standing Order 12.36.

Amendment 33 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 66:

For	Abstain	Against	Total
13	0	43	56

Amendment 66 was not agreed.

A vote was taken on Amendment 67:

For	Abstain	Against	Total
13	0	43	56

Amendment 67 was not agreed.

Amendment 34 was agreed in accordance with Standing Order 12.36.

Amendment 35 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 68:

For	Abstain	Against	Total
13	0	43	56

Amendment 68 was not agreed.

A vote was taken on Amendment 69:

For	Abstain	Against	Total
28	0	29	57

As required by Standing Order 6.20 the Presiding Officer exercised her casting vote by voting against the amendment. Therefore, the amendment was not agreed.

A vote was taken on Amendment 70:

For	Abstain	Against	Total
13	0	43	56

Amendment 70 was not agreed.

As amendment 70 was not agreed, amendments 71 and 72 fall.

A vote was taken on Amendment 73:

For	Abstain	Against	Total
12	0	43	55

Amendment 73 was not agreed.

As amendment 73 was not agreed, amendments 74, 75 and 76 fall.

Amendment 36 was agreed in accordance with Standing Order 12.36.

Amendment 37 was agreed in accordance with Standing Order 12.36.

Amendment 38 was agreed in accordance with Standing Order 12.36.

Amendment 39 was agreed in accordance with Standing Order 12.36.

Amendment 40 was agreed in accordance with Standing Order 12.36.

Amendment 41 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 1:

For	Abstain	Against	Total
28	0	29	57

As required by Standing Order 6.20 the Presiding Officer exercised her casting vote by voting against the amendment. Therefore, the amendment was not agreed.

A vote was taken on Amendment 77:

For	Abstain	Against	Total
28	0	29	57

As required by Standing Order 6.20 the Presiding Officer exercised her casting vote by voting against the amendment. Therefore, the amendment was not agreed.

Amendment 42 was agreed in accordance with Standing Order 12.36.

Amendment 43 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 78:

For	Abstain	Against	Total
13	0	42	55

Amendment 78 not agreed.

As amendment 78 was not agreed, amendment 79 falls.

A vote was taken on Amendment 60:

For	Abstain	Against	Total
14	13	28	55

Amendment 60 was not agreed.

Amendment 44 was agreed in accordance with Standing Order 12.36.

Amendment 45 was agreed in accordance with Standing Order 12.36.

Amendment 46 was agreed in accordance with Standing Order 12.36.

Amendment 47 was agreed in accordance with Standing Order 12.36.

Amendment 48 was agreed in accordance with Standing Order 12.36.

Amendment 49 was agreed in accordance with Standing Order 12.36.

Amendment 50 was agreed in accordance with Standing Order 12.36.

Amendment 51 was agreed in accordance with Standing Order 12.36.

Amendment 52 was agreed in accordance with Standing Order 12.36.

Amendment 53 was agreed in accordance with Standing Order 12.36.

All sections and schedules of the Bill were deemed agreed, concluding Stage 3 proceedings.

8. Stage 4 Standing Order 26.47 motion to approve the School Standards and Organisation (Wales) Bill

The item started at 18.32

Stage 4 Standing Order 26.47 motion to approve the School Standards and Organisation (Wales) Bill

The motion was agreed in accordance with Standing Order 12.36.

9. Debate on Maximising the Impact of Welsh Procurement Policy

The item started at 18.39

Voting on the motion and amendments under this item was deferred until Voting Time.

The following amendments were tabled:

Amendment 1 – Jocelyn Davies (South Wales East)

Add at end of point 1:

‘and recognises the significant steps taken forward by the One Wales Government’

A vote was taken on Amendment 1:

For	Abstain	Against	Total
36	0	18	54

Amendment 1 was agreed.

Amendment 2 – Jocelyn Davies (South Wales East)

Insert as new point 2 and re-number accordingly:

Believes that EU public procurement rules are too restrictive and should be relaxed to help local businesses obtain more Government contracts.

A vote was taken on Amendment 2:

For	Abstain	Against	Total
49	5	0	54

Amendment 2 was agreed.

Amendment 3 – William Graham (South Wales East)

Add new point at end of motion:

Calls on the Welsh Government to:

- a) communicate any new procurement policies clearly to the Welsh business community; and
- b) review its procurement policies on a regular basis to ensure their effectiveness.

A vote was taken on Amendment 3:

For	Abstain	Against	Total
54	0	0	54

Amendment 3 was agreed.

Amendment 4 – Jocelyn Davies (South Wales East)

Add new point at end of motion:

Calls on the Welsh Government to introduce a mandatory obligation on all public bodies to implement the Welsh Procurement Policy.

A vote was taken on Amendment 4:

For	Abstain	Against	Total
54	0	0	54

Amendment 4 was agreed.

Amendment 5 – Aled Roberts (North Wales)

Add new point at end of motion:

Calls on the Welsh Government to make procurement more accessible to SMEs in Wales, for example by unbundling contracts for Government work.

A vote was taken on Amendment 5:

For	Abstain	Against	Total
54	0	0	54

Amendment 5 was agreed.

Amendment 6 – Aled Roberts (North Wales)

Add new point at end of motion:

Calls on the Welsh Government to provide up to date information on the number of Welsh companies winning public procurement contracts in Wales.

A vote was taken on Amendment 6:

For	Abstain	Against	Total
53	0	0	53

Amendment 6 was agreed.

A vote was taken on the motion as amended:

NDM5132 Jane Hutt (Vale of Glamorgan)

To propose that the National Assembly for Wales:

1. Recognises the positive impact that effective public procurement delivers to the Welsh economy; and recognises the significant steps taken forward by the One Wales Government
2. Believes that EU public procurement rules are too restrictive and should be relaxed to help local businesses obtain more Government contracts.
3. Notes the Wales Procurement Policy Statement; and
4. Encourages all public bodies in Wales to build the capability required to maximise the impact of the Welsh Procurement Policy.
5. Calls on the Welsh Government to:

- a) communicate any new procurement policies clearly to the Welsh business community; and
- b) review its procurement policies on a regular basis to ensure their effectiveness.
6. Calls on the Welsh Government to introduce a mandatory obligation on all public bodies to implement the Welsh Procurement Policy.
7. Calls on the Welsh Government to make procurement more accessible to SMEs in Wales, for example by unbundling contracts for Government work.
8. Calls on the Welsh Government to provide up to date information on the number of Welsh companies winning public procurement contracts in Wales.

For	Abstain	Against	Total
42	0	12	54

The motion as amended was agreed.

Voting Time

The item started at 19.18

The meeting concluded at 19:19

The Assembly will sit again in Plenary at 13:30, Wednesday, 16 January 2013