

Plenary

Meeting date:
Wednesday, 25 September 2013

Meeting time:
13:30

Cynulliad
Cenedlaethol
Cymru

National
Assembly for
Wales



Votes and Proceedings

(150)

Deputy Presiding Officer Statement

The Deputy Presiding Officer announced that the following Bills received Royal Assent:

The Local Government (Democracy) (Wales) Bill, received Royal Assent on 30 July;

The Human Transplantation (Wales) Bill received Royal Assent on 10 September.

1 Questions to the Minister for Finance

The item started at 13.30

The first 11 questions were asked.

2 Questions to the Minister for Local Government and Government Business

The item started at 14.15

Questions 1 – 6 and 8 – 15 were asked. Question 7 was transferred for written answer.

3 Questions to the Assembly Commission

The item started at 14.57

Both questions were asked.

Procedural Motion

Ann Jones moved a procedural motion in accordance with Standing Order 12.32 to postpone the short debate on behalf of Julie James.

The motion was agreed in accordance with Standing Order 12.36.

4 Welsh Conservatives Debate

The item started at 15.03

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

A vote was taken on the motion without amendment:

NDM5302 William Graham (South Wales East)

To propose that the National Assembly for Wales:

1. Notes that the majority of children excluded or taught outside of a school setting have either special or additional learning needs, are boys, are entitled to free school meals, are looked after children, and often taught in a pupil referral unit;
2. Recognises the inconsistencies between local authorities regarding education outside the school setting;
3. Urges the Welsh Government to reduce the mandatory period in which local authorities are required to deliver education to excluded pupils; and
4. Calls for a cohesive strategy to be put in place for children who are taught outside the school setting, to monitor and improve their educational chances and outcomes.

For	Abstain	Against	Total
22	0	32	54

The motion without amendment was not agreed.

The following amendments were tabled:

Amendment 1 – Aled Roberts (North Wales)

In point 1, insert after ‘looked after children,’:

‘are from deprived backgrounds, are from BAME communities, are in larger size schools or classrooms,’

A vote was taken on Amendment 1:

For	Abstain	Against	Total
27	0	28	55

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

Amendment 2 – Aled Roberts (North Wales)

Insert as new point 2 and renumber accordingly:

Regrets the lack of progress on helping children who have been excluded from school since the 2011 research report commissioned by the Welsh Government on experiences of illegal school exclusions in Wales.

A vote was taken on Amendment 2:

For	Abstain	Against	Total
27	0	28	55

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

Amendment 3 – Lesley Griffiths (Wrexham)

Delete points 3 and 4 and replace with:

Notes that:

- a) the Welsh Government continues to ensure Local Authorities meet their current duties in relation to delivering education to excluded pupils; and
- b) the Welsh Government will continue to focus on ensuring that policies and good practice are well implemented to ensure improved outcomes for children taught outside the school setting.

A vote was taken on Amendment 3:

For	Abstain	Against	Total
27	0	28	55

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

Amendment 4 – Aled Roberts (North Wales)

In point 3, delete all after ‘pupils’ and insert:

‘and to report on the steps it is taking to help those children who are excluded or taught outside of a school setting to be reintegrated as soon as possible;’

A vote was taken on Amendment 4:

For	Abstain	Against	Total
27	0	28	55

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

Amendment 5 – Aled Roberts (North Wales)

Insert as new point 4 and renumber accordingly:

Calls on the Welsh Government to examine the extent to which teacher training courses equip teachers with the skills necessary to support students at risk of being excluded or taught outside of a school setting.

A vote was taken on Amendment 5:

For	Abstain	Against	Total
27	0	28	55

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

Amendment 6 – Aled Roberts (North Wales)

Insert at the end of point 4:

‘and for the Welsh Government to set out the steps it will take to implement the recommendations of the 2013 report on an evaluation of education provision for children and young people educated outside the school.’

A vote was taken on Amendment 6:

For	Abstain	Against	Total
54	0	0	54

Amendment 6 was agreed.

A vote was taken on the motion as amended:

NDM5302 William Graham (South Wales East)

To propose that the National Assembly for Wales:

1. Notes that the majority of children excluded or taught outside of a school setting have either special or additional learning needs, are boys, are entitled to free school meals, are looked after children, and often taught in a pupil referral unit;

2. Recognises the inconsistencies between local authorities regarding education outside the school setting;
3. Urges the Welsh Government to reduce the mandatory period in which local authorities are required to deliver education to excluded pupils; and
4. Calls for a cohesive strategy to be put in place for children who are taught outside the school setting, to monitor and improve their educational chances and outcomes and for the Welsh Government to set out the steps it will take to implement the recommendations of the 2013 report on an evaluation of education provision for children and young people educated outside the school. .

For	Abstain	Against	Total
27	0	28	55

As required by Standing Order 6.20 the Deputy Presiding Officer exercised his casting vote by voting against the motion as amended. Therefore, the motion as amended was not agreed.

5 Plaid Cymru Debate

The item started at 15.58

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

A vote was taken on the motion without amendment:

NDM5304 Elin Jones (Ceredigion)

To propose that the National Assembly for Wales

1. Notes that the Commission for Devolution in Wales's (Silk Commission) final call for evidence concludes on Friday, 27th September 2013.
2. Notes that research carried out on behalf of the Silk Commission showed substantial support for the National Assembly for Wales to have increased powers, with particular support for the transfer of renewable energy powers (70%), policing (63%) and broadcasting and media regulation (58%).
3. Further notes the support for transferring financial powers evidenced last year, with 64% supporting the transfer of income tax powers to the Welsh Government, 80% in support of borrowing powers for infrastructure projects and 72% in favour of 'nudge' taxes.
4. Expresses concern at the UK Government's delay in responding to the Silk Commission's first report, and calls for the UK Government to abide by the timetable

set out by the Silk Commission and for the Welsh and UK Governments to promptly publish their responses to the second report when it is released next Spring.

For	Abstain	Against	Total
36	0	18	54

The motion without amendment was agreed.

6 Welsh Liberal Democrats Debate

The item started at 17.03

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

A vote was taken on the motion without amendment:

NDM5306 Aled Roberts (North Wales)

To propose that the National Assembly for Wales:

1. Recognises the importance of the Pupil Deprivation Grant in helping to break the link between poverty and educational underachievement, and close the attainment gap between pupils from disadvantaged and more advantaged backgrounds.

2. Notes the recent research by the Welsh Liberal Democrats into the impact of the Pupil Deprivation Grant in Wales, which:

a) indicates that the funding is having a positive impact on the attainment levels of children from poorer backgrounds and improving confidence and attendance; and

b) examines ways to improve the grant in the future.

3. Notes that funding for the Pupil Premium in England has increased year on year, from £488 per eligible pupil in 2011–12 to £1300 for 2014–15 compared to £450 per eligible pupil in Wales.

4. Calls on the Welsh Government to:

a) substantially increase the Pupil Deprivation Grant funding per pupil in the next budget;

b) examine the benefits of extending the Pupil Deprivation Grant to pupils under the age of 5;

c) ensure that guidance on the grant is clear and concise and prioritise the development of a Sutton Trust Toolkit for Wales;

d) provide certainty over the future of the Pupil Deprivation Grant and timely information on individual allocations to schools;

e) encourage schools to have a clear policy for robust monitoring and appraisal whilst ensuring that the process is not overly bureaucratic; and

f) establish a fairer funding formula which ensures that funding accurately reflects the number of pupils from disadvantaged backgrounds being supported by Pupil Deprivation Grant funding.

For	Abstain	Against	Total
5	9	40	54

The motion without amendment was not agreed.

The following amendments were tabled:

Amendment 1 – William Graham (South Wales East)

Insert as new point 2 a) and renumber accordingly:

Regrets the lack of clarity with regard to the understanding and implementation of the Pupil Deprivation Grant across the surveyed schools.

A vote was taken on Amendment 1:

For	Abstain	Against	Total
27	0	28	55

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

As the Assembly did not agree the motion without amendment, and did not agree the amendment tabled to the motion, the motion is therefore not agreed.

7 Report Stage debate on the Mobile Homes (Wales) Bill

The item started at 17.55

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. Technical and clarifying

5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20, 23, 25, 26, 27, 28, 29, 30, 31, 38, 39, 40, 41, 42, 43, 44, 55,

45, 46, 47, 48, 49, 50, 51

2. Fit and proper person test

1, 2,

3. Repayment orders

4

4. Definition of family

17, 21, 22, 24

5. Orders and regulations

32, 53, 54, 33, 34, 35, 36, 37

6. Consequential amendments

52

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

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.

Amendment 9 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 1:

For	Abstain	Against	Total
13	0	41	54

Amendment 1 was not agreed.

A vote was taken on Amendment 2:

For	Abstain	Against	Total
13	0	41	54

Amendment 2 was not agreed.

A vote was taken on Amendment 3:

For	Abstain	Against	Total
20	0	34	54

Amendment 3 was not agreed.

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.

A vote was taken on Amendment 4:

For	Abstain	Against	Total
13	0	40	53

Amendment 4 was not agreed.

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.

Amendment 18 was agreed in accordance with Standing Order 12.36.

Amendment 19 was agreed in accordance with Standing Order 12.36.

Amendment 20 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.

A vote was taken on Amendment 53:

For	Abstain	Against	Total
26	0	27	53

Amendment 53 was not agreed.

As amendment 53 was not agreed, amendment 54 fell.

Amendment 33 was agreed in accordance with Standing Order 12.36.

Amendment 34 was agreed in accordance with Standing Order 12.36.

Amendment 35 was agreed in accordance with Standing Order 12.36.

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.

Amendment 42 was agreed in accordance with Standing Order 12.36.

Amendment 43 was agreed in accordance with Standing Order 12.36.

Amendment 44 was agreed in accordance with Standing Order 12.36.

Amendment 55 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.

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

8 Stage 4 Standing Order 26.47 motion to approve the Mobile Homes (Wales) Bill

The item started at 18.35

At the conclusion of the Report Stage the Minister may propose that the Bill be passed in accordance with Standing Order 26.47. If the proposition is agreed:

Stage 4 Standing Order 26.47 motion to approve the Mobile Homes (Wales) Bill

The motion was agreed in accordance with Standing Order 12.36

Voting Time

The item started at 18.42

9 Short Debate – Postponed

The meeting concluded at 18:49

The Assembly will sit again in Plenary at 13:30, Tuesday, 1 October 2013