

Plenary

Meeting date:
Tuesday, 4 February 2014

Meeting time:
13:30

Cynulliad
Cenedlaethol
Cymru

National
Assembly for
Wales



Votes and Proceedings

(177)

1 Questions to the First Minister

The item started at 13.30

The first 8 questions were asked. 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 14.17

Motion to suspend Standing Order 12.20(i) to enable the next item of business to be debated (5 mins)

The item started at 14.33

NDM5425 Mark Drakeford (Cardiff West)

To propose that the National Assembly for Wales, in accordance with Standing Orders 33.6 and 33.8:

Suspends Standing Order 12.20(i) to allow NDM5424 to be considered in Plenary on Tuesday 4th February 2014.

The motion was agreed in accordance with Standing Order 12.36.

3 Supplementary Legislative Consent Motion on the Children and Families Bill in relation to the purchase of tobacco etc on behalf of children, and prohibition of sale of nicotine containing products (e-cigarettes etc) to persons under 18 and the creation of associated offences

The item started at 14.53

NDM5424 Mark Drakeford (Cardiff West)

To propose that the National Assembly for Wales, in accordance with Standing Order 29.6, agrees that provisions in the Children and Families Bill relating to the purchase or attempted purchase of tobacco or cigarette papers on behalf of persons under the age of 18 and the prohibition of sale of nicotine products to persons under the age of 18 and associated offences, defences, penalties and enforcement etc. in so far as they fall within the legislative competence of the National Assembly for Wales should be considered by the UK Parliament.

The motion was agreed in accordance with Standing Order 12.36.

At 14.53, proceedings were suspended for 10 minutes. The bell was rung 5 minutes before reconvening for Stage 3 proceedings on the Social Services and Well-being (Wales) Bill.

4 Stage 3 Standing Order 26.44 debate on the Social Services and Well-Being (Wales) Bill

The item started at 15.03

The amendments will be disposed of in the order that the sections and schedules to which they relate were set out in the motion under Standing Order 26.36 agreed by the Assembly on 28 January 2014.

A vote was taken on Amendment 293:

For	Abstain	Against	Total
28	0	30	58

Amendment 293 was not agreed.

A vote was taken on Amendment 82:

For	Abstain	Against	Total
29	0	30	59

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 108 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 9A:

For	Abstain	Against	Total
29	0	30	59

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 9B:

For	Abstain	Against	Total
29	0	30	59

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 9 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 10:

For	Abstain	Against	Total
45	0	13	58

Amendment 10 was agreed.

As amendment 10 was agreed, amendments 61 and 62 fell.

A vote was taken on Amendment 63:

For	Abstain	Against	Total
29	0	30	59

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 64:

For	Abstain	Against	Total
29	0	30	59

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 109 was agreed in accordance with Standing Order 12.36.

Amendment 110 was agreed in accordance with Standing Order 12.36.

Amendment 111 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 292:

For	Abstain	Against	Total
29	1	28	58

Amendment 292 was agreed.

Statement

Julie James made a statement before the debate on Group 10 clarifying that she had earlier abstained in error on amendment 292.

Amendment 112 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 113 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 300:

For	Abstain	Against	Total
16	0	42	58

Amendment 300 was not agreed.

A vote was taken on Amendment 294:

For	Abstain	Against	Total
16	0	42	58

Amendment 294 was not agreed.

Amendment 114 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 115:

For	Abstain	Against	Total
52	0	5	57

Amendment 115 was agreed.

A vote was taken on Amendment 301:

For	Abstain	Against	Total
28	0	29	57

Amendment 301 was not agreed.

Amendment 116 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 302:

For	Abstain	Against	Total
29	0	30	59

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 117 was agreed in accordance with Standing Order 12.36.

Amendment 118 was agreed in accordance with Standing Order 12.36.

Amendment 119 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 318:

For	Abstain	Against	Total
29	0	30	59

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 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 295:

For	Abstain	Against	Total
28	1	29	58

Amendment 295 was not agreed.

Amendment 120 was agreed in accordance with Standing Order 12.36.

Amendment 121 was agreed in accordance with Standing Order 12.36.

Amendment 122 was agreed in accordance with Standing Order 12.36.

Amendment 123 was agreed in accordance with Standing Order 12.36.

Amendment 124 was agreed in accordance with Standing Order 12.36.

Amendment 125 was agreed in accordance with Standing Order 12.36.

Amendment 126 was agreed in accordance with Standing Order 12.36.

Amendment 127 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 65:

For	Abstain	Against	Total
29	0	30	59

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.

A vote was taken on Amendment 66:

For	Abstain	Against	Total
29	0	30	59

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.

A vote was taken on Amendment 67:

For	Abstain	Against	Total
29	0	30	59

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 296 was not moved

Amendment 128 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 68:

For	Abstain	Against	Total
29	0	30	59

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.

A vote was taken on Amendment 69:

For	Abstain	Against	Total
29	0	30	59

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.

A vote was taken on Amendment 70:

For	Abstain	Against	Total
29	0	30	59

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 129 was agreed in accordance with Standing Order 12.36.

Amendment 297 was not moved.

Amendment 130 was agreed in accordance with Standing Order 12.36.

Amendment 131 was agreed in accordance with Standing Order 12.36.

Amendment 132 was agreed in accordance with Standing Order 12.36.

Amendment 133 was agreed in accordance with Standing Order 12.36.

Amendment 134 was agreed in accordance with Standing Order 12.36.

Amendment 135 was agreed in accordance with Standing Order 12.36.

Amendment 136 was agreed in accordance with Standing Order 12.36.

Amendment 137 was agreed in accordance with Standing Order 12.36.

Amendment 138 was agreed in accordance with Standing Order 12.36.

Amendment 298 was not moved.

Amendment 139 was agreed in accordance with Standing Order 12.36.

Amendment 140 was agreed in accordance with Standing Order 12.36.

Amendment 141 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 142:

For	Abstain	Against	Total
53	0	5	58

Amendment 142 was agreed.

Amendment 143 was agreed in accordance with Standing Order 12.36.

Amendment 144 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 71:

For	Abstain	Against	Total
29	0	30	59

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 145 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 72:

For	Abstain	Against	Total
29	0	30	59

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.

At 17.25, proceedings were suspended for 20 minutes. The bell was rung 5 minutes before reconvening for Stage 3 proceedings on the Social Services and Well-being (Wales) Bill.

Amendment 146 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 147:

For	Abstain	Against	Total
35	0	23	58

Amendment 147 was agreed.

Amendment 148 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 149:

For	Abstain	Against	Total
29	0	30	59

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 299:

For	Abstain	Against	Total
29	0	30	59

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 18 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 150:

For	Abstain	Against	Total
29	0	30	59

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 151:

For	Abstain	Against	Total
30	0	28	58

Amendment 151 was agreed.

A vote was taken on Amendment 152:

For	Abstain	Against	Total
29	0	30	59

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 83:

For	Abstain	Against	Total
29	0	30	59

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 303:

For	Abstain	Against	Total
16	0	42	58

Amendment 303 was not agreed.

A vote was taken on Amendment 304:

For	Abstain	Against	Total
16	0	42	58

Amendment 304 was not agreed.

As amendment 303 was not agreed, amendment 305 fell.

As amendment 304 was not agreed, amendment 306 fell.

A vote was taken on Amendment 307:

For	Abstain	Against	Total
16	0	42	58

Amendment 307 was not agreed.

Amendment 153 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 154:

For	Abstain	Against	Total
40	0	18	58

Amendment 154 was agreed.

A vote was taken on Amendment 155:

For	Abstain	Against	Total
40	0	18	58

Amendment 155 was agreed.

Amendment 156 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 157:

For	Abstain	Against	Total
29	0	30	59

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 158:

For	Abstain	Against	Total
29	0	30	59

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 19:

For	Abstain	Against	Total
29	0	30	59

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 20 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 21:

For	Abstain	Against	Total
29	0	30	59

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 308:

For	Abstain	Against	Total
29	0	30	59

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 308 was not agreed, amendment 309 fell.

Amendment 159 was agreed in accordance with Standing Order 12.36.

Amendment 160 was agreed in accordance with Standing Order 12.36.

Amendment 161 was agreed in accordance with Standing Order 12.36.

Amendment 162 was agreed in accordance with Standing Order 12.36.

Amendment 163 was agreed in accordance with Standing Order 12.36.

Amendment 164 was agreed in accordance with Standing Order 12.36.

Amendment 22 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 165:

For	Abstain	Against	Total
29	0	30	59

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 166 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.

A vote was taken on Amendment 167:

For	Abstain	Against	Total
29	0	28	57

Amendment 167 was agreed.

Amendment 168 was agreed in accordance with Standing Order 12.36.

Amendment 169 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.

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.

A vote was taken on Amendment 39:

For	Abstain	Against	Total
29	0	30	59

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 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 45 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 319:

For	Abstain	Against	Total
29	0	30	59

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 amendment 319 was not agreed, amendments 321 and 317 fell.

Amendment 170 was agreed in accordance with Standing Order 12.36.

A vote was taken on Amendment 1A:

For	Abstain	Against	Total
16	0	42	58

Amendment 1A was not agreed.

A vote was taken on Amendment 1B:

For	Abstain	Against	Total
16	0	42	58

Amendment 1B was not agreed.

A vote was taken on Amendment 1:

For	Abstain	Against	Total
29	0	30	59

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 amendment 1 was not agreed, amendments 2, 3, 4 and 5 fell.

A vote was taken on Amendment 171:

For	Abstain	Against	Total
29	0	30	59

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 172 was agreed in accordance with Standing Order 12.36.

Amendment 173 was agreed in accordance with Standing Order 12.36.

In accordance with Standing Order 12.18, proceedings were adjourned. Sections 2 to 68 of the Bill were deemed agreed.

The meeting concluded at 19:34

The Assembly will sit again in Plenary at 13:30, Wednesday, 5 February 2014