

## Plenary

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Meeting date:  
**Tuesday, 4 February 2014**

Meeting time:  
**13:30**

Cynulliad  
Cenedlaethol  
Cymru

National  
Assembly for  
Wales



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## Agenda

(177)v6

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### **1 Questions to the First Minister (45 mins)**

The Presiding Officer will call the Party Leaders to ask questions without notice to the First Minister after Question 2.

[View Questions](#)

### **2 Business Statement and Announcement (30 mins)**

[View Business Statement and Announcement](#)

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

**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 (30 mins)**

**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.

A Legislative Consent Memorandum has been laid in Table Office on 31 January 2014 in accordance with Standing Order 29.2(iii).

A copy of the Children and Families Bill can be found at:

[Bill documents — Children and Families Bill \[HL\] 2012–13 to 2013–14 — UK Parliament](#)

#### **4 Stage 3 Standing Order 26.44 debate on the Social Services and Well-Being (Wales) Bill (300 mins)**

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.

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

##### **1. Statutory principles and overarching duties**

293, 9A, 9B, 9, 10, 61, 62, 63, 64, 109, 110, 111, 292, 112

##### **2. Meaning of well-being**

82, 108, 241

##### **3. Application of the Act to persons in prison, youth detention accommodation or bail accommodation etc**

7, 50, 51, 52, 53, 54, 55, 56, 58

##### **4. Meaning of care and support**

8, 11

##### **5. Code in relation to well-being outcomes under section 6**

12

**6. Technical (Parts 1 to 4 of the Act)**

113, 116, 117, 118, 119, 13, 14, 15, 16, 17, 120, 121, 128, 129, 130, 132, 134,  
135, 138, 140, 145, 147, 149,

150, 151, 152, 154, 155, 165

**7. Assessment of needs for care and support, support for carers and preventative services**

300, 294

**8. Carers strategy**

114, 115, 83

**9. Preventative services**

301, 302, 318

**10. Provision of information, advice and assistance**

295

**11. Registers of sight-impaired, hearing-impaired and other disabled people**

122, 123, 124, 125, 126, 127

**12. Assessing the needs of individuals**

65, 66, 67, 296, 68, 69, 70, 297, 131, 133, 136, 137, 298, 139, 141, 71, 72

**13. Review of needs assessments**

142, 143, 144

**14. Determination of eligibility and consideration of what to do to meet needs**

146, 148, 299, 18

**15. Employment of nurses by local authorities**

303, 304, 305, 306, 307

**16. Relevant health bodies for the purposes of section 38**

153, 156

**17. Direct payments**

157, 158, 19, 20, 21

**18. Direct payments for health**

308, 309

**19. Review of care and support plans**

159, 160, 161, 162, 163, 164, 176, 177, 178, 179, 180, 181

**20. Portability of care and support**

22

**21. Recovery of expenses from a person under section 49**

166

**22. Persons upon whom charges may be imposed**

23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 40, 41, 42, 43, 44, 45, 60, 47

**23. Technical (Parts 5 and 6 of the Act)**

167, 39, 171, 175, 182, 184, 186, 187, 188, 189, 190, 191, 193, 194, 195, 196, 197, 198, 199

**24. Review of charging decisions**

168, 169

**25. Appealing against decisions taken by the local authority**

319, 321

**26. Interpretation of a young person being looked after by a local authority**

170

**27. Continuation of accommodation for former looked after children with their former local authority foster parents**

1\*, 1A\*, 1B\*, 2, 3, 75A, 75B, 75C, 75, 76A, 76, 77, 331, 4, 332, 5

**28. Accommodation for children in police protection or detention or on remand etc**

172, 173

**29. Welsh Ministers' power to direct local authorities in relation to looked after children**

174

**30. Enforcement of contribution orders subsequent to the commencement of Schedule 11 to the Crime and Courts Act 2013**

281

**31. Duty under section 86(3) to keep local authority informed of addresses of relevant persons with parental responsibility for a looked after child**

183

**32. Duty of local authority to ensure visits to, and contact with, looked after children and other children**

46, 185

**33. Befriending, advising and assisting looked after children**

315, 316

**34. Ways in which support for category 2 young people may be provided**

192

**35. Adults at risk**

320, 200, 201, 87, 88, 89, 90, 91, 92

**36. Technical (Parts 7 to 11 and section 1 of the Act)**

202, 203, 204, 207, 208, 210, 212, 213, 214, 217, 220, 222, 224, 223, 282, 283,  
284, 285, 286, 287, 225, 226,

227, 228, 229, 230, 48, 49, 232, 233, 235, 239, 242, 243, 245, 246, 247, 248, 249,  
252, 254, 256, 259, 289,

291, 262, 263, 266, 267, 268, 269, 274, 275, 276, 277, 278, 279, 280, 101, 102,  
103, 104, 105, 106

**37. Consultation with Secretary of State**

205, 219, 221, 237, 244

**38. Safeguarding Boards**

206, 209, 211, 215, 216, 218

**39. Removal of reasonable punishment defence**

98

**40. Social services functions for the purpose of the Act**

288

**41. Relevant partners for the purposes of section 152 and 153**

231, 234, 236, 238, 240

**42. Partnership arrangements**

310, 311, 312, 313, 314

**43. National Board for Adoption Services**

325, 326, 327, 328, 329, 330

**44. Representations relating to certain children**

250, 251, 253, 255, 257, 258

**45. Amendment to the Public Service Ombudsman (Wales) Act 2005**

290

**46. Advocacy**

78\*, 78A\*, 79, 80, 81

**47. Provision of identifying information in relation to children for purposes of research**

260, 261

**48. Zero hours contracts**

322, 323

**49. Recovery of costs between local authorities**

264, 265

**50. Disputes about ordinary residence and portability of care and support**

270

**51. Whistleblowing**

84

**52. Additional requirements in relation to regulations under section 26 and orders under section 130**

271

**53. General interpretation and index of defined expressions**

85, 57, 272, 273

**54. Definition of and guidance about neglect for the purpose of the Act**

94, 95

## 55. Commencement requirements

86, 93, 59

## 56. Overview of the Act

96, 99, 100, 317, 97, 324, 73, 74, 6, 107

Please note: this is true as for the meeting on 4 February 2014.

### \* Group 27:

These amendments will be disposed of in the order— 1A, 1B, 1

(Amendment 1 is the lead amendment in the group).

### \* Group 46:

These amendments will be disposed of in the order— 78A, 78

(Amendment 78 is the lead amendment in the group).

## Supporting Documents

[Social Services and Well-being \(Wales\) Bill](#)

[Revised Explanatory Memorandum](#)

[Marshalled List of Amendments](#)

[Grouping of Amendments](#)

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



## Oral Assembly Questions tabled on 30 January 2014 for answer on 4 February 2014

R – Signifies the Member has declared an interest.

W – Signifies that the question was tabled in Welsh.

(Self identifying Question no. shown in brackets)

The Presiding Officer has agreed to call the Party Leaders to ask questions without notice to the First Minister after Question 2.

### To ask the First Minister

1. Llyr Gruffydd (North Wales): Will the First Minister make a statement on reforms to the Common Agricultural Policy? OAQ(4)1475(FM)W

2. Janet Finch–Saunders (Aberconwy): Will the First Minister make a statement on publicising Welsh Government inward investment targets? OAQ(4)1476(FM)

3. Mark Isherwood (North Wales): Will the Minister outline his policies for economic growth in Wales? OAQ(4)1462(FM)

4. Sandy Mewies (Delyn): Will the First Minister provide an update on the Fresh Start Wales campaign to make cars smoke free when children are travelling as passengers? OAQ(4)1473(FM)

5. William Powell (Mid and West Wales): Will the First Minister make a statement on rail services in Mid and West Wales? OAQ(4)1477(FM)

6. Kirsty Williams (Brecon and Radnorshire): Will the First Minister make a statement on the future of farming in the moorlands of Brecon and Radnorshire? OAQ(4)1471(FM)

7. **Russell George (Montgomeryshire):** Will the First Minister make a statement on the Welsh Government's policies to develop renewable energy in Wales? OAQ(4)1470(FM)
8. **Paul Davies (Preseli Pembrokeshire):** Will the First Minister make statement on what the Welsh Government is doing to improve health services in west Wales? OAQ(4)1464(FM)
9. **Suzy Davies (South Wales West):** How does the Welsh Government monitor local government compliance with the Autism Spectrum Disorder Strategic Action Plan for Wales? OAQ(4)1469(FM)
10. **Mike Hedges (Swansea East):** Will the First Minister provide an update on the Swansea Bay City Region? OAQ(4)1461(FM)
11. **David Rees (Aberavon):** What action is the Welsh Government taking to stimulate economic growth in Wales? OAQ(4)1480(FM)
12. **Darren Millar (Clwyd West):** Will the First Minister make a statement on access to NHS treatment in Wales? OAQ(4)1463(FM)
13. **Julie Morgan (Cardiff North):** Will the First Minister make a statement on the Welsh Government's plans to reduce domestic violence? OAQ(4)1465(FM)
14. **Keith Davies (Llanelli):** Will the First Minister make a statement on Welsh Government action in relation to Welsh-medium education? OAQ(4)1478(FM)W
15. **Angela Burns (Carmarthen West and South Pembrokeshire):** Will the First Minister provide an update on any plans he has to review the tenures of Commissioners and Ombudsmen? OAQ(4)1472(FM)

## Business Statement and Announcement

Tuesday 11 February 2014 & Wednesday 12 February 2014

Tuesday 18 February 2014 & Wednesday 19 February 2014

Recess: Monday 24 February 2014 – Sunday 2 March 2014

Tuesday 4 March 2014 & Wednesday 5 March 2014

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Tuesday 11 February 2014

### Government Business

- First Minister's Oral Assembly Questions (45 mins)
- Business Statement and Announcement (30 mins)
- Debate: The Draft Wales Bill (60 mins)
- Stage 3 Standing Order 26.44 debate on the Social Services and Well-Being (Wales) Bill (300 mins)

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.

- Motion under Standing Order 26.45 for the Assembly to consider amendments to the Social Services and Well-being (Wales) Bill at Report Stage (1 min)

Wednesday 12 February 2014

### Government Business

- Questions to the Minister for Health and Social Services (45 mins)
- Questions to the Minister for Communities and Tackling Poverty (45 mins)

### **Assembly Business**

- Debate by Individual Members under Standing Order 11.21(iv) (60 mins)
- Debate on the Finance Committee's Report on Enterprise Zones (60 mins)
- Time allocated to the Welsh Conservatives (60 mins)
- Short Debate – Peter Black (South Wales West) (30 mins)

**Tuesday 18 February 2014**

### **Government Business**

- First Minister's Oral Assembly Questions (45 mins)
- Business Statement and Announcement (30 mins)
- Statement by the Minister for Education and Skills: PISA 2012 – Update (45 mins)
- Statement by the Minister for Local Government and Government Business: Update on the Review of Council Tax Support (30 mins)
- Statement by the Minister for Natural Resources and Food: Bovine TB Eradication Programme update (30 mins)
- Debate: The Police Settlement 2014–15 (60 mins)
- Debate: The future of our past – new directions for the historic environment in Wales (60 mins)
- Debate: Motion to agree the Welsh Government Memorandum on the Legislative Consent Process (30 mins)

**Wednesday 19 February 2014**

### **Government Business**

- Questions to the Minister for Finance (45 mins)
- Questions to the Minister for Local Government and Government Business (45 mins)

### **Assembly Business**

- Questions to the Assembly Commission (15 mins)
- Debate on the Enterprise and Business Committee's Report on The Future of the Wales and Borders Rail Franchise (60 mins)
- Time allocated to Plaid Cymru (60 mins)
- Time allocated to the Welsh Liberal Democrats (60 mins)
- Short Debate – Mohammad Asghar (South Wales East) (30 mins)

**Tuesday 4 March 2014**

### **Government Business**

- First Minister's Oral Assembly Questions (45 mins)
- Questions to the Minister for Culture and Sport (45 mins)
- Business Statement and Announcement (30 mins)
- Statement by the Minister for Housing and Regeneration: Increasing the Housing Supply (30 mins)
- Statement by the Deputy Minister for Tackling Poverty: Delivering the Programme for Government – Update on Flying Start Expansion (30 mins)
- Debate: The Estyn Annual Report 2012–13 (60 mins)
- Debate: International Women's Day (60 mins)

**Wednesday 5 March 2014**

### **Government Business**

- Questions to the Minister for Education and Skills (45 mins)
- Questions to the Minister for Economy, Science and Transport (45 mins)

### **Assembly Business**

- Debate seeking the Assembly's agreement to introduce a Member Proposed Bill on Minimum Nurse Staffing Levels (Kirsty Williams) (60 mins)
- Time allocated to the Welsh Conservatives (60 mins)
- Time allocated to Plaid Cymru (60 mins)
- Short Debate – William Graham (South Wales East) (30 mins)