

# Concise Minutes – Health and Social Care Committee

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Meeting Venue:

**Committee Room 3 – Senedd**

Meeting date: Wednesday, 7 October  
2015

Meeting time: 09.00 – 12.19

This meeting can be viewed

on [Senedd TV](#) at:

<http://senedd.tv/en/3253>

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## Attendance

Category	Names
Assembly Members:	David Rees AM (Chair) Alun Davies AM John Griffiths AM Altaf Hussain AM Elin Jones AM Darren Millar AM Lynne Neagle AM Gwyn R Price AM Lindsay Whittle AM Kirsty Williams AM
Witnesses:	Mark Drakeford AM, The Minister for Health and Social Services, The Minister for Health and Social Services David Pritchard, Welsh Government Kate Johnson, Welsh Government Mari Williams, Welsh Government



Cynulliad  
Cenedlaethol  
Cymru

National  
Assembly for  
Wales

Committee Staff:	Llinos Madeley (Clerk)
	Helen Finlayson (Second Clerk)
	Rhys Morgan (Deputy Clerk)
	Gareth Howells (Legal Adviser)
	Gareth Pembridge (Legal Adviser)

## Transcript

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### 1 The Committee's Forward Work Programme

1.1 Members agreed to invite the Older People's Commissioner for Wales to a scrutiny session in January 2016. The purpose of the session would be to seek the Commissioner's view on the progress made to date on implementing the recommendations of the Committee's report on residential care for older people (December 2012) and the Commissioner's subsequent care home review (November 2014).

### 2 Introductions, apologies and substitutions

2.1 No apologies were received.

### 3 Regulation and Inspection of Social Care (Wales) Bill – Stage 2 – consideration of amendments

3.1 Lindsay Whittle declared the following relevant interest under Standing Order 17.24A:

- He is a member of Caerphilly County Borough Council.

3.2 In accordance with Standing Order 26.21, the Committee disposed of the following amendments to the Bill:

**Amendment 126 (Lindsay Whittle)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 127 (Lindsay Whittle)**

In favour	Against	Abstain
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Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
<b>As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 127 was not agreed.</b>		

### **Amendment 128 (Lindsay Whittle)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
<b>As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 128 was not agreed.</b>		

**Amendment 156 (Lindsay Whittle)** was not moved.

As **amendment 127** was not agreed, **amendment 157 (Lindsay Whittle)** fell.

As **amendment 128** was not agreed, **amendment 158 (Lindsay Whittle)** fell.

**Amendment 129 (Lindsay Whittle)** was withdrawn.

**Amendment 1 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 2 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 109 (Altaf Hussain)** was not moved.

**Amendment 3 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

### **Amendment 130 (Lindsay Whittle)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
<b>As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 130 was not agreed.</b>		

### **Amendment 131 (Lindsay Whittle)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
<b>As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 131 was not agreed.</b>		

**Amendment 132 (Lindsay Whittle)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 4 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 5 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 133 (Lindsay Whittle)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 134 (Lindsay Whittle)**

In favour	Against	Abstain
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 134 was not agreed.		

### Amendment 135 (Lindsay Whittle)

In favour	Against	Abstain
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 135 was not agreed.		

**Amendment 6 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 7A (Altaf Hussain)** was not moved.

**Amendment 7 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

### Amendment 136 (Lindsay Whittle)

In favour	Against	Abstain
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	

Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 136 was not agreed.		

**Amendment 8A (Lindsay Whittle)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 8B (Lindsay Whittle)** was not moved.

**Amendment 8 (as amended) (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

As **amendment 8** was agreed, **amendments 137 and 138 (Lindsay Whittle)** fell.

**Amendment 9 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

As **amendment 130** was not agreed, **amendments 139 and 140 (Lindsay Whittle)** fell.

**Amendment 10 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 11 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 12 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 13 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 14 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 15 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 16 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 17 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

### **Amendment 141 (Lindsay Whittle)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
<b>As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 141 was not agreed.</b>		

**Amendment 18 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 19 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 20 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 21 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 22 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

### **Amendment 23 (Mark Drakeford)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Alun Davies	Altaf Hussain	
John Griffiths	Darren Millar	
Elin Jones		
Lynne Neagle		
Gwyn Price		
David Rees		
Lindsay Whittle		

Kirsty Williams		
<b>Amendment 23 was agreed.</b>		

**Amendment 24 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 25 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 26 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 27 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 28 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 29 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 30 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 31 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 32 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 33 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 34 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 35 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 36 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 37 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).



**Amendment 38 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 39 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 40 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 41 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 42 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 142 (Lindsay Whittle)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
<b>As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 142 was not agreed.</b>		

**Amendment 143 (Lindsay Whittle)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Elin Jones	Alun Davies	
Lindsay Whittle	John Griffiths	
Kirsty Williams	Altaf Hussain	
	Darren Millar	
	Lynne Neagle	
	Gwyn Price	
	David Rees	

**Amendment 143 was not agreed.**

### **Amendment 43 (Mark Drakeford)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Alun Davies	Altaf Hussain	
John Griffiths	Darren Millar	
Elin Jones		
Lynne Neagle		
Gwyn Price		
David Rees		
Lindsay Whittle		
Kirsty Williams		
<b>Amendment 43 was agreed.</b>		

### **Amendment 110 (Altaf Hussain)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
<b>As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 110 was not agreed.</b>		

### **Amendment 111 (Altaf Hussain)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	

Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
<b>As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 111 was not agreed.</b>		

**Amendment 44 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 45 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 46 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 47 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 48 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 49 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 50 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 112 (Altaf Hussain)**

In favour	Against	Abstain
Altaf Hussain	Alun Davies	
Darren Millar	John Griffiths	
Kirsty Williams	Elin Jones	
	Lynne Neagle	
	Gwyn Price	
	David Rees	
	Lindsay Whittle	
<b>Amendment 112 was not agreed.</b>		

### **Amendment 144 (Lindsay Whittle)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Elin Jones	Alun Davies	
Lindsay Whittle	John Griffiths	
Kirsty Williams	Altaf Hussain	
	Darren Millar	
	Lynne Neagle	
	Gwyn Price	
	David Rees	
<b>Amendment 112 was not agreed.</b>		

**Amendment 51 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendments 52, 53 and 54 (Mark Drakeford)** were agreed en bloc in accordance with Standing Order 17.34(i).

**Amendment 55 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 56 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 57 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

### **Amendment 145 (Lindsay Whittle)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	

As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 145 was not agreed.

#### **Amendment 146 (Lindsay Whittle)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
<b>As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 146 was not agreed.</b>		

**Amendments 58, 59 and 60 (Mark Drakeford)** were agreed en bloc in accordance with Standing Order 17.34(i).

**Amendment 61 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 62 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 63 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 64 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 65 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

#### **Amendment 66 (Mark Drakeford)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Alun Davies	Altaf Hussain	
John Griffiths	Darren Millar	

Elin Jones		
Lynne Neagle		
Gwyn Price		
David Rees		
Lindsay Whittle		
Kirsty Williams		
<b>Amendment 66 was agreed.</b>		

### **Amendment 113 (Altaf Hussain)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Altaf Hussain	Alun Davies	
Darren Millar	John Griffiths	
	Elin Jones	
	Lynne Neagle	
	Gwyn Price	
	David Rees	
	Lindsay Whittle	
	Kirsty Williams	
<b>Amendment 113 was not agreed.</b>		

**Amendment 67 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

### **Amendment 68A (Altaf Hussain)**

<b>In favour</b>	<b>Against</b>	<b>Abstain</b>
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	

Kirsty Williams	David Rees	
As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 68A was not agreed.		

**Amendment 68 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 114 (Altaf Hussain)**

In favour	Against	Abstain
Altaf Hussain	Alun Davies	
Elin Jones	John Griffiths	
Darren Millar	Lynne Neagle	
Lindsay Whittle	Gwyn Price	
Kirsty Williams	David Rees	
As the vote was tied, the Chair used his casting vote in the negative (in accordance with SO 6.20(ii)). Therefore amendment 114 was not agreed.		

**Amendment 69 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

As amendment 114 was not agreed, amendment 115 (Altaf Hussain) fell.

**Amendment 70 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

**Amendment 71 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

As amendment 142 was not agreed, amendment 147 (Lindsay Whittle) fell.

**Amendment 72 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

As amendment 142 was not agreed, amendment 148 (Lindsay Whittle) fell.

**Amendment 73 (Mark Drakeford)** was agreed in accordance with Standing Order 17.34(i).

3.3 Section 2; Schedule 1; and sections 3 to 54 were deemed agreed. Further Stage 2 consideration will take place on Thursday 15 October 2015.