

Forward Look

Relevant supporting documents can be found under "Assembly Business", "Documents Laid" which are usually posted 5 working days ahead of the relevant session.

[Notified by the Business Minister in a statement to the Assembly on Tuesday, 10 October 2006.]

Determinations

Following the meeting of the Business Committee held on 10 October the Deputy Presiding Officer determined, in accordance with Standing Order 24.6 that the following items of legislation need not be referred to a subject committee for extended consideration:

The Housing (Empty Dwelling Management Orders) (Prescribed Exceptions and Requirements) (Wales) Order 2006

Housing (Management Orders and Empty Dwelling Management Orders) (Supplemental Provisions) (Wales) Regulations 2006

The Selective Licensing of Houses (Additional Conditions) (Wales) Order 2006

The Selective Licensing of Houses (Specified Exemptions) (Wales) Order 2006

The Introductory Tenancies (Review of Decisions to Extend a Trial Period) (Wales) Regulations 2006

The Natural Environment and Rural Communities Act 2006 (Commencement) (Wales) Order 2006

The Seed Potatoes (Fees) (Wales) (No 2) Regulations 2006

The Seed Potatoes (Wales) Regulations 2006

Draft Business Statement

Tuesday 17 October & Wednesday 18 October 2006

Tuesday 24 October & Wednesday 25 October 2006

Autumn Half Term Recess 30 October – 3 November 2006

Tuesday 7 November & Wednesday 8 November 2006

Tuesday 17 October 2006

- **Motion to elect a Planning Decision Committee (1 min)**
- **Questions to the First Minister (45 mins)**
- **Business Statement (10 mins)**
- **Motion to debate under Standing Order 24.25 (1 min)**

Ø The Pollution Prevention and Control (England and Wales) (Amendment) (Wales) Regulations 2006

The Pollution Prevention and Control Regulations 2000, (the 2000 Regulations) implement an integrated environmental approach to the regulation on industrial activity. These proposed amending Regulations are intended to update the regime and make technical changes to ensure that regulators and operators have clarity of purpose in their environmental protection duties.

These Regulations propose four amendments:

- implementation of Petrol Vapour Recovery Stage II Controls (known as PVR II);
- an increase to the penalties for offences committed under the Pollution Prevention and Control Regulations 2000, in line with those in section 105 of the Clean Neighbourhoods and Environment Act 2005 (CNEA);
- to provide that, where a coin-operated dry cleaning machine is to cease operation in October 2007 because it is not possible to comply with the Solvent Emissions Directive, an application for a Pollution Prevention and Control (PPC) permit is not

required in the interim; and

- minor technical amendment to Regulations concerning the burning of landfill gas containing halogens.

Ø **The Agricultural Holdings (Units of Production) (Wales) Order 2006**

This Order replaces The Agricultural Holdings (Units of Production) (Wales) Order 2004, to enable the Agricultural Land Tribunal (Wales) to function at its fullest in determining applications to succeed to tenancy. The Order prescribes units of production (the average value of each farming unit, such as an ewe or each hectare of barley) for the assessment of the productive capacity of agricultural land situated in Wales and sets out the amount, which is to be regarded as the net annual income from each such unit for the years 12 September 2004 to 11 September 2005 and 12 September 2005 to 11 September 2006 inclusive within separate schedules within the Order.

Ø **The Clean Neighbourhoods and Environment Act 2005 (Commencement No. 2, Transitional Provisions and Savings) (Wales) Order 2006**

This Commencement Order will bring into force provisions of the Clean Neighbourhoods and Environment Act 2005 relating to relating to a range of measures in respect of (amongst other things) abandoned vehicles, litter, graffiti and statutory nuisances.

• **Motion to approve The Youth and Community Work Education and Training (Inspection) (Wales) Regulations 2006 (15 mins)**

These Regulations extend the remit of the Chief Inspector of Education and Training in Wales to include all youth and community work training, which is provided by an institution within the higher education sector in Wales. These Regulations would ensure that all youth and community work training is liable to inspection. The Youth Service in Wales is one of the key partners in the delivery of Youth Support Services for young people aged 11 – 25 in Wales. The Regulations will ensure that the training of key staff within the Youth Service is externally assessed.

• **Motion to approve The National Health Service (Travelling Expenses and Remission of Charges) (Amendment) (No. 2) Regulations 2006 (15 mins)**

These Regulations amend the National Health Service (Travelling Expenses and Remission of Charges) Regulations 1988 to take account of changes to the provision of financial support to students. They provide that the maintenance grants (which form part of the Assembly Learning Grant) in excess of £1,200 and

the equivalent maintenance grants in England, Scotland and Northern Ireland, to the extent that they are in excess of specified figures, are disregarded when calculating entitlement to the payment of travel expenses and the remission of charges under the 1988 Regulations. In addition any grant income is treated as covering 52 weeks rather than the period of study.

- **Motion to approve The Housing Renewal Grants (Amendment) (Wales) Regulations 2006 (15 mins)**

The purpose of these Regulations is to introduce revisions to the Housing Renewal Grants Regulations 1996. In line with regular changes there is a need for the Assembly to amend the Regulations covering the test of resources for disabled facilities grants (DFG) to take account of the uprating of allowances and premiums and any relevant changes to the Housing Benefit Regulations during the year. These Regulations will specify allowances and premiums used in the test of resources for disabled facilities grants. The Regulations are also required to reflect the introduction of the Civil Partnership Act 2004.

- **Motion to approve The Housing Renewal Grants (Prescribed Form and Particulars) (Amendment) (Wales) Regulations 2006 (15 mins)**

These Regulations introduce annual revisions to the Housing Renewal Grants Regulations 1996. In line with annual changes, there is a need for the Assembly to amend the Regulations covering the test of resources for Disabled Facilities Grants (DFG) to take account of the uprating of allowances and premiums and any relevant changes to the Housing Benefit Regulations during the year. These Regulations will introduce a revised prescribed form to be used in the test of resources for Disabled Facilities Grants, which will also be amended to reflect the introduction of the Civil Partnership Act 2004.

- **Welsh Liberal Democrat Party nominated debate (45 mins)**

- **Debate on Safeguarding Vulnerable Children (60 mins)**

Wednesday 18 October 2006

- **Questions to Brian Gibbons, Minister for Health and Social Services (30 mins)**

- **Questions to Alun Pugh, Minister for Culture, Welsh Language and Sport**

(30 mins)

- **Questions to the House Committee (5 mins)**

- **Motion to approve The Avian Influenza (Preventative Measures) (Wales) Regulations 2006 under Standing Order 24.27(iv) (15 mins)**

These Regulations will revoke and replace the Avian Influenza (Preventive Measures) (Wales) (No. 2) Regulations 2005 and the Avian Influenza (Preventive Measures in Zoos) (Wales) (No. 2) Regulations 2005, updating and consolidating existing legislation. They will continue to give effect in domestic law to Commission Decision 2005/734 /EC, as last amended by Commission Decision 2006/574/EC, laying down bio-security measures to reduce the risk of transmission of highly pathogenic avian influenza from wild birds to poultry and other captive birds.

The Regulations will also give effect to Commission Decision 2006/ 474/EC, which repeals Decision 2005/744/EC, concerning measures to prevent the spread of avian influenza to zoo birds: they contain, in particular, provisions for vaccination of zoo birds. They also help to implement provisions requiring or dependent on the identification of poultry premises under Council Directive 2005/94/EC on measures to control avian influenza and repealing Directive 92/40/EC.

In addition, regulation 6 prohibits the holding of bird gatherings unless they are licensed by the National Assembly for Wales after a risk assessment. Regulation 7 requires poultry keepers of 50 or more poultry on any one premises, whether commercial or otherwise, to supply details of those poultry to the National Assembly for Wales and register their premises on the GB poultry register. Regulations 8 to 13 relate to the vaccination of zoo birds.

Proposal to debate the following 2 items together but with separate votes (15 mins)

- **Motion to approve The Sea Fishing (Enforcement of Community Satellite Monitoring Measures) (Wales) Order 2006**

This Order implements Commission Regulation (EC) No. 2244/2003 laying down detailed provisions regarding satellite-based Vessel Monitoring Systems. It will aid the enforcement of measures supporting the conservation and sustainable exploitation of fisheries resources by extending the existing provisions relating to the satellite monitoring of fishing vessels to smaller vessels, additionally requiring the provision of course and speed in each report and increasing the security and integrity of data capture and transmission.

This Order will also revoke The Sea Fishing (Enforcement of Community

Satellite Monitoring Measures) (Wales) Order 2000 and The Sea Fishing (Enforcement of Community Satellite Monitoring Measures) (Wales) Order 2000 Amendment Regulations 2002.

- **Motion to approve The Fishing Boats (Satellite-Tracking Devices) (Wales) Scheme 2006 under Standing Order 25.2**

This Scheme provides for the payment of grants to all Welsh registered over fifteen metre vessels, which have had government approved satellite-tracking devices installed on board in Wales.

- **Motion to approve The Feeding Stuffs (Wales) (Amendment) Regulations 2006 (15 mins)**

These Regulations transpose Directive 2002/2/EC of the European Parliament and Council of 28 January 2003 amending Council Directive 79/373/EEC on the circulation of compound feeding stuffs and repealing Commission Directive 91/357/EEC. They will re-introduce, in Wales, an EC measure, which requires compound animal feeding stuffs to be labelled with a list of ingredients in descending order by their percentage weight of inclusion, within a tolerance of +/- 15% for each declaration. The Council Directive containing the measure, 2002/2/EC, had originally been brought forward by the Commission as one of a number of pieces of legislation, which was claimed would improve feed safety.

- **Motion to approve The National Assembly for Wales (Transfer of Functions) (No2) Order 2006 under Standing Order 26 (15 mins)**

This Order makes provision for, and in connection with, the transfer to the Assembly of a range of functions of UK Ministers of the Crown relating to the following:

- sections 1 and 3 of the Census Act 1920;
- section 156 of the Environmental Protection Act 1990 in so far as it applies to Part 2 of that Act; and
- sections 47(2)(g), 53(2)(c), 55(4) and 66A(6) of the Water Industry Act 1991.

Motion to approve The Closures Guidance (Railway Services in England and Wales) Order 2006 under Standing Order 26 (15 mins)

This Order will bring into force closures guidance published jointly by the Secretary of State for Transport and the National Assembly for Wales in fulfilment of their duties under section 42(3) of the Railways Act 2005. The closures guidance sets out the criteria against, which proposals to discontinue passenger railway services, networks or facilities will be considered. A single set of closures guidance has been agreed for all proposed closures.

- **Debate on Sport (60 mins)**
- **Short debate (30 mins)**

Tuesday 24 October 2006

- **Questions to the First Minister (45 mins)**
- **Business Statement (10 mins)**
- **Statement by the First Minister : Response of the Welsh Assembly Government to the Enterprise, Innovation and Networks Committee`s Report : Review of Science Policy (30 mins)**
- **Motion to approve under Standing Order 24.25 (1 min)**

Ø The Common Agricultural Policy Single Payment and Support Schemes (Cross Compliance) (Wales) (Amendment) Regulations 2006

These Regulations amend the Common Agricultural Policy Single Payments and Support Schemes (Cross Compliance) (Wales) Regulations 2004 to designate the National Assembly for Wales as the Competent Control Authority for Statutory Management Requirements (SMRs) 9,11 and 12 and the Secretary of State for the Department for Environment, Food and Rural Affairs as the Competent Control Authority for SMRs 10,13-15. All other amendments are administrative, designed to strengthen the current requirements.

Ø The Supply of Student Support Information to Governing Bodies (Wales) Regulations 2006

Section 45 of the Higher Education Act 2004 provides for the Assembly to make Regulations, which will enable the Student Loan Company (SLC) to share student support information with a governing body of a Higher Education Institution (HEI) and for Local Authorities to share data with HEIs, provided that consent has been given for it to be shared. The Regulations

will enable the SLC to share information provided by students and their sponsors on the support application form, as well as the outcome of the assessment for the purpose of bursary administration. The student support application form PN1, section 13, contains data protection declarations requiring express consent of applicants and other persons providing personal information.

Ø The Plant Health (Import Inspection Fees) (Wales) (No. 2) Regulations 2006

These Regulations, which revoke and replace the Plant Health (Import Inspection Fees) (Wales) Regulations 2006, implement Article 13d of Council Directive 2000/29/EC (The Plant Health Directive). They introduce reduced check status for a further 16 plants, plant products and other objects imported from third countries not included in the 2006 Regulations. They also provide for a fee to be charged, upon import of plant consignments, whether or not a plant health inspection is carried out.

Ø The Food (Emergency Control) (Revocation) (Wales) Regulations 2006

These Regulations make provision for the execution and enforcement of European Community measures contained in Commission Decision 2006/504/EC to harmonise the special conditions relating to the import of certain foodstuffs, in particular peanuts, edible nuts and dried figs and products thereof into the EU from certain third countries and to revoke earlier emergency control Regulations relating to the specified foodstuffs.

The Regulations will revoke and replace earlier emergency control regulations currently implementing Commission Decisions 2000/49/EC, 2002/79/EC, 2002/80/EC, 2003/493/EC and 2005/85/EC.

- **Debate on the draft Budget (120 mins)**

Wednesday 25 October 2006

- **Local Government Questions to Sue Essex, Minister for Finance, Local Government and Public Services (30 mins)**
- **Questions to Jane Davidson, Minister for Education, Lifelong Learning**

and Skills (30 mins)

- **Motion to delegate functions under The Traffic Management Act 2004 to the First Minister (15 mins)**
- **Motion to approve The Traffic Management Act 2004 (Commencement No.1) (Wales) Order 2006 (15 mins)**

This Order will commence the following provisions of the Traffic Management Act 2004 in Wales:

Part 1 Sections 5(4), 5(5) and 10 – Traffic Officers, offences

Part 2 – Network Management by Local Traffic Authorities

Part 6 – Civil Enforcement of Traffic Contraventions

Part 7 – Sections 94, 95, 96 and 98 – Miscellaneous and General

The purpose of the Act is to alleviate congestion, improve traffic flows and improve conditions for all road users on local authority roads and trunk roads in England and Wales through management of the national and local road networks.

Proposal to debate the following 2 items together but with separate votes (15 mins)

- **Motion to approve The Housing (Empty Dwelling Management Orders) (Prescribed Exceptions and Requirements) (Wales) Order 2006**

This Instrument sets out the circumstances when a local housing authority will be prevented from making an interim empty dwelling management order (interim EDMO) in relation to a dwelling that has been left unoccupied by its owner as described in Part 4 of the Housing Act 2004 (the Act). It also sets out the information that the local housing authority must provide to the tribunal that is considering the application.

- **Motion to approve The Housing (Management Orders and Empty Dwelling Management Orders) (Supplemental Provisions) (Wales) Regulations 2006**

These Regulations make supplementary provisions where the local housing authority is to be treated as lessee under a lease of premises that are subject to an interim or final management order made under Chapter 1 of Part 4 of the Housing Act 2004 (the Act) or an interim or final empty dwelling management order (EDMO) made under Chapter 2 of Part 4 of the Act.

Proposal to debate the following 2 items together but with separate votes (15 mins)

- **Motion to approve The Selective Licensing of Houses (Additional Conditions) (Wales) order 2006**

Section 80(1) of the Housing Act 2004 (the Act) (Designation of selective licensing areas) allows a local housing authority to designate either the area of their district, or an area in their district, as subject to selective licensing if the requirements of subsections (2) and (9) are met.

- Subsection (2) states that the authority must consider that the first or second set of general conditions mentioned in subsection (3) where the area is or is likely to become an area of low housing demand or (6) where the area is experiencing a significant and persistent problem caused by anti-social behaviour, or any conditions specified in an order under subsection (7) as an additional set of conditions, are satisfied in relation to the area.
- Subsection (9) sets out what the housing authority must do before making a designation i.e. they must take reasonable steps to consult persons likely to be affected by the designation and consider any representations made in accordance with the consultation.
- Subsection (7) allows the National Assembly for Wales (as the appropriate national authority) to specify conditions in an Order to apply as an additional set of conditions for the purposes of subsection (2).

Article 3 of the draft Order sets out additional conditions either one of which must be met before a local housing Authority designates an area as subject to selective licensing.

- **Motion to approve The Selective Licensing of Houses (Specified Exemptions) (Wales) Order 2006**

This Order specifies the descriptions of tenancies and licences of houses or dwellings contained in houses that are exempt tenancies or licenses for the purposes of Part 3 of the Housing Act 2004 (the Act). The effect of the exemption is that no house that is subject to a tenancy or licence of a type

described in article 2 of the Order are subject to the licensing requirement described in section 85 to the Act.

- **Slot reserved for subordinate legislation (30 mins)**
- **Debate on the Annual Report of the House Committee (30 mins)**
- **Short debate (30 mins)**

Tuesday 7 November 2006

- **Election to the Local Government Partnership Council (1 min)**
- **Questions to the First Minister (45 mins)**
- **Business Statement (10 mins)**
- **Motion to approve under Standing Order 24.25 (1 min)**

Ø The Seed Potatoes (Fees) (Wales) (No. 2) Regulations 2006

These Regulations replace the Seed Potatoes (Fees) (Wales) Regulations 2006, which came into force on 3 March 2006. They prescribe the fees payable by applicants for classification of seed potatoes under the Seed Potatoes Regulations 1991. They reflect changes to the terminology of classification of pre-basic seed potatoes.

Motion to approve The Seed Potatoes (Wales) Regulations 2006 (15 mins)

These Regulations are mainly a consolidation of the Seed Potatoes Regulations 1991 (which apply to Great Britain), with subsequent amendments. In addition, they will implement Commission Directive 2002/56/EC on the marketing of seed potatoes and Commission Decision 2004/842/EC on the marketing of seed potatoes for test and trial purposes belonging to varieties for which an application for national listing has been submitted and some minor changes to the certification arrangements.

Proposal to debate the following 2 items together but with separate votes (15 mins)

- **Motion to approve The Street Works (Reinstatement) (Amendment) (Wales) Regulations 2006**

The New Roads and Street Works Act 1991 (NRSWA) provides a legislative

framework for street works activities, and is supported by Regulations and Codes of Practice. Under sections 71 and 104(3) of the NRSWA, the Street Works (Reinstatement) Regulations 1992 prescribed requirements for the specification of materials to be used, and the standard of workmanship to be observed, by undertakers such as water, gas, electricity and telecommunications companies in reinstating streets by reference to a Code of Practice (the Specification) issued in 1992. The proposed Regulations would replace and revoke (in relation to Wales) the Street Works (Reinstatement) Regulations 1992 and make compliance with a new updated Specification a legal requirement.

- **Motion to approve The Specification for the Reinstatement of Openings in Highways 2nd Edition 2006 under Standing Order 29**

This proposed revised Specification sets out the standards which utilities (e.g. water companies) or their contractors have to conform to when reinstating the highway after carrying out maintenance work to their apparatus buried beneath the road or installing new apparatus. The Specification is designed to ensure, for example, that the reinstatement is flush with the rest of the road surface and that it does not deteriorate more quickly than the rest of the road. It also sets out the approved materials, which undertakers must use, for instance, asphalt or concrete.

- **Slot reserved for subordinate legislation (60 mins)**
- **Welsh Conservative Party nominated debate (45 mins)**
- **Debate on the Public Services Ombudsman for Wales 2005-2006 Annual Report (30 mins)**

Wednesday 8 November 2006

- **Questions to Edwina Hart, Minister for Social Justice and Regeneration (30 mins)**
- **Questions to Andrew Davies, Minister for Enterprise, Innovation and Networks (30 mins)**
- **Questions to Jane Hutt, y Trefnydd, in accordance with Standing Order 6.28 and as specified in the list of Ministerial responsibilities (30 mins)**

- **Slot reserved for subordinate legislation (30 mins)**
- **Debate on the 1st Communities First Evaluation Report (60 mins)**
- **Short debate (30 mins)**