

Votes and Proceedings for Wednesday, 29th January 2003

The Session commenced at 2.00pm

2.00pm
Local Government Questions to Edwina Hart , Minister for Finance, Local Government & Communities

The first 12 questions were answered. Question 10 was not asked.

2.21pm
Questions to Sue Essex, Minister for Environment

The first 6 questions were answered.

2.43pm
The Minister for Culture, Sport and the Welsh Language made a statement on a structure for museums, libraries & archives

3.18pm
The Minister for Finance, Local Government and Communities on the new Assembly building.

Motion to approve Part IV Environment Act 1995 - Local Air Quality Management policy guidance supporting The Air Quality (Amendment) (Wales) Regulations 2002 under Standing Orders 23 and 27.2(iii) - *No motion was tabled.*

3.48pm
Points of Order

3.56pm
Motion to approve the Care Standards Act 2000 (Commencement no10) and Transitional Provisions (Wales) Order 2003
NDM1318 Carwyn Jones (Bridgend)

To propose that the National Assembly for Wales:

Considers the principle of The Care Standards Act 2000 (Commencement No. 10) and Transitional Provisions (Wales) Order 2003, laid in the Table Office on 14 January 2003.

NDM1319 Carwyn Jones (Bridgend) - *WITHDRAWN*

To propose that the National Assembly for Wales:

1. Considers the report of the Legislation Committee which does not draw the special attention of the Assembly to any matter under Standing Order 11.5, in relation to the draft order, The Care Standards Act 2000 (Commencement No. 10) and Transitional Provisions (Wales) Order 2003, laid in the Table Office on 21 January 2003;

2. Approves that the Order is made in accordance with the draft Order and the Regulatory Appraisal, both laid in the Table Office on 14 January 2003 and the Memorandum of Corrections laid in the Table Office on 21 January 2003.

4.00pm

Motion to suspend Standing Orders - This motion will require a 2/3rds majority to be carried

To propose that the National Assembly for Wales, acting under Standing Order 34.4, resolves to suspend Standing Order 6.12 to allow consideration on Wednesday 29 January 2003 of the motion (NNDM1325) which was tabled on 28 January 2003 to approve the Care Standards Act 2000 (Commencement No. 10) and Transitional Provisions (Wales) Order."

NNDM1325 Carwyn Jones (Bridgend)

1. Considers the report of the Legislation Committee which does not draw the Special attention of the Assembly to any matter under Standing Order 11.5, in relation to the draft order, The Care Standards Act 2000 (Commencement No. 10) and Transitional Provisions (Wales) Order 2003, laid in the Table Office on 21 January 2003;

2. Approves that the Order is made in accordance with the draft Order laid in the Table Office on 14 January 2003 and the Memorandum of Corrections laid in the Table Office on 21 January 2003.

A vote was taken on the procedural motion

For 47; Abstain 0; Against 1; Total 48.

The procedural motion was carried.

A vote was taken on the motion to approve the principle

For 42; Abstain 0; Against 0; Total 42.

The motion was carried.

A vote was taken on the motion to approve the order

For 41; Abstain 0; Against 0; Total 41.

The motion was carried.

4.10pm

**Motion to delegate functions of the Adoption and Children Act 2002 to the First Minister
NDM1320 Carwyn Jones (Bridgend)**

To propose that the National Assembly for Wales:

That the National Assembly, acting under section 62(1)(b) of the Government of Wales Act 1998, resolves to delegate all the functions of the National Assembly contained in the Adoption & Children Act 2002 to the Assembly First Minister, save those which by law cannot be so delegated.

Nothing in this motion will have the effect of reducing the pre-eminence of the authority of the full Assembly or of reducing the role of the Assembly Committees in the exercise of the above functions.

This delegation will be made in the knowledge that those functions will, as appropriate, be further delegated to the appropriate Assembly Minister and to staff."

The Adoption & Children Act 2002 can be located on the Internet using the attached hyperlink:
<http://www.legislation.hmso.gov.uk/acts/acts2002/20020038.htm>

A vote was taken on the motion

For 41; Abstain 0; Against 0; Total 41

The motion was carried.

4.20pm

Debate on Regulatory Reform Order : Housing Management Agreements

NDM1321 Carwyn Jones (Bridgend)

To propose that the National Assembly for Wales, acting under Standing Order 24, agrees that the Secretary of State makes The Regulatory Reform (Housing Management Agreement) Order 2003, which was laid in Table Office on 21 January 2003.

The applicability of the Order in Wales is subject to the consent of the National Assembly for Wales.

Click [here](#) for the Order.

A vote was taken on the motion

For 41; Abstain 0; Against 0; Total 41

The motion was carried.

4.24pm

It was proposed that items 9 + 10 were debated together but the motions were moved and voted upon separately

Motion to approve the Local Government Finance Report for the financial year 2003-04

NDM1315 - To propose that the National Assembly:

In accordance with Standing Order 19.9, approves the Local Government Finance Report

2003-2004 Final Settlement, which was laid in the Table Office on 20 January 2003 by Edwina Hart AM, Assembly Minister for Finance, Local Government & Communities.

The following amendments have been tabled:

Amendment 1 - Jonathan Morgan (South Wales Central) - WITHDRAWN
Delete 'approves' and replace with 'acknowledges'

Amendment 2. Jonathan Morgan (South Wales Central) - WITHDRAWN
Add as new point at end of motion:

Acknowledges that there is no confidence that the money allocated in this settlement will reach, or allow for the necessary improvement in the delivery of deserving services.

Click [here](#) for the Local Government Finance Report 2003-2004 Final Settlement

Motion to approve the Local Government Finance (Amendment) Report for the financial year 2002-03

NDM1316 - To propose that the National Assembly:

Under S88B of the Local Government Finance Act 1988, and in accordance with Standing Order 19.8, approves the Local Government Finance (Amendment) Report (Wales) 2002-03 which was laid in the Table Office and e-mailed to Members on 21 January 2003 by Edwina Hart AM, Assembly Minister for Finance, Local Government & Communities.

Click [here](#) for the Local Government Finance (Amendment) Report (Wales) 2002-03

A vote was taken on NDM1315

For 31; Abstain 0; Against 17; Total 48

The motion was carried.

A vote was taken on NDM1316

For 30; Abstain 0; Against 18; Total 48

The motion was carried.

In accordance with Standing Order 6.3(v), the short debate shall begin half-an-hour before the time at which the sitting is due to end. Therefore, the following item was not called.

Debate on progress on the implementation of the Culture Strategy-Creative Future, Cymru Creadigol

NDM1322 Carwyn Jones (Bridgend)

To propose that the National Assembly for Wales:

Welcomes the progress made over the past year in implementing the Welsh Assembly Government's culture strategy as set out in *Creative Future: Cymru Greadigol*, and looks forward to the achievement of new targets in the coming year.

Creative Future: Cymru Greadigol can be found on the Internet using the following links:

http://www.wales.gov.uk/subiculture/content/creative/creative_home-e.htm

http://www.cymru.gov.uk/subiculture/content/creative/creative_home-w.htm

The following amendments were tabled:

In accordance with the revised guidance on the Grouping, Selection and Refusal of Amendments, the Presiding Officer has determined the order in which they will be taken for the purposes of debate. Votes will be taken separately:

(1)

(2)

Amendment 1 - Jocelyn Davies (South Wales East)

Delete 'Welcomes' and replace with 'Notes'

Amendment 2. Jonathan Morgan (South Wales Central)

After 'new targets' insert 'which will benefit the whole of Wales'

5.00pm

Short debate - Huw Lewis; The Campaign for a Museum of Labour History

The session concluded at 5.30pm

The Assembly will sit again in Plenary at

2.00pm on Tuesday, 4th February 2003

E P Silk

Clerk to the Assembly

DOCUMENTS LAID SINCE THE ASSEMBLY LAST MET

Documents Laid on 28 January 2003

Cost Benefit Analysis for Subordinate Legislation proposed by Kirsty Williams AM - LD1844
The Renewal and Disposal of Property held by the National Health Service in Wales - Cabinet
Response to the Report of the Audit Committee. To answer recommendations contained in the
Audit Committee report - LD1837
The Local Authorities (Referendums) (Petitions and Directions) (Amendment) (Wales)
Regulations 2003 - LD1838
The Road Traffic (Vehicle Emissions) (Fixed Penalty) (Wales) Regulations 2003 - LD1839
The Road Traffic (Vehicle Emissions) (Fixed Penalty) (Wales) Regulations 2003 - LD1840
The Voluntary Adoption Agencies and The Adoption Agencies (Miscellaneous Amendments)
Regulations 2003 - Regulatory Appraisal - LD1841
The Voluntary Adoption Agencies and The Adoption Agencies (Miscellaneous Amendments)
Regulations 2003 - Explanatory Memorandum - LD1842
The Voluntary Adoption Agencies and The Adoption Agencies (Miscellaneous Amendments)
Regulations 2003 - LD1843