

# Committee on the Government of Wales Bill

## GWB(2)-05-06 (p1)

Date: 8 February 2006

Time: 15 minutes after the end of plenary

Venue: National Assembly for Wales, Cardiff Bay

### Title: Amendments for consideration

The amendments have been numbered in the order in which they were received. They have then been placed in the order in which the Committee has agreed to consider the Clauses.

Amendment No.	Clause / Schedule		In the name of
<b>Part 1</b>			
98	33	Clause 33, page 21 line 22 at the end "The Secretary of State must publish his reasons for deciding that consultation is inappropriate under this sub-section within 21 days of making his decision"	Ieuan Wyn Jones Jocelyn Davies
18	33	Remove the sentence "The Secretary of State can participate by actually attending the plenary session, or by video link" from explanatory notes, page 34.	Welsh Conservative Group
99	33	New Clause:  "33A. Consultation about representation in European Union institutions.  Within three months of the first Assembly election provided for under this Act, the Secretary of State for Wales must publish a document making proposals for increasing the representation of Wales in the UK Government's representation	Ieuan Wyn Jones Jocelyn Davies

		<p>within European Union institutions, and consult the Assembly about that document.</p> <p>Within six months of the first Assembly election provided for under this Act, Her Majesty's Government shall consider and make decisions concerning increasing the representation of Wales in the UK Government's representation within European Union institutions."</p>	
63	34	Clause 34(1) Page 21 Line 24 – Leave out 'If not an Assembly Member'	Welsh Liberal Democrats
64	34	Clause 34(1) Page 21 Line 25 – Insert after 'orders' 'but only to provide his legal opinion to Assembly Members'	Welsh Liberal Democrats
65	34	Clause 34(2) Page 21 Line 27 – Leave out 'if not an Assembly Member'	Welsh Liberal Democrats
100	35	<p>Clause 35, page 21, line 35:</p> <p>Leave out from "so far" to "reasonably practicable" in line 36, and insert -</p> <p>"save in exceptional cases where it is not reasonably possible to do so".</p>	<p>Ieuan Wyn Jones</p> <p>Jocelyn Davies</p>
101	36	Clause 36, page 22, line 23, delete sub-clause (6)	<p>Ieuan Wyn Jones</p> <p>Jocelyn Davies</p>
102	37	Clause 37, page 23, line 14 delete sub-clause (3)	<p>Ieuan Wyn Jones</p> <p>Jocelyn Davies</p>
<b>Part 2</b>			
104	45	<p>In para (1) delete 'Assembly Government' and replace with 'Executive'.</p> <p>Note: If approved, the above amendment will require a Welsh translation of 'Welsh Executive' and consequential amendments will be required throughout the Bill to use 'Welsh Executive' consistently.</p>	Welsh Conservative Group

124	45	<p>Clause 45, page 27, line 25:</p> <p>Leave out "Assembly Government, insert "Executive".</p>	<p>Ieuan Wyn Jones</p> <p>Jocelyn Davies</p>
125	45	<p>Clause 45, page 27, line 26:</p> <p>Leave out "Assembly Government", insert "Executive".</p> <p>Leave out "Cynulliad".</p>	<p>Ieuan Wyn Jones</p> <p>Jocelyn Davies</p>
126	46	<p>Clause 46, page 28 line 10</p> <p>Delete (5) and replace with "(5) Where a First Minister is for any reason unable to act or has resigned or the office of First Minister has become vacant the other Ministers shall remain in office until the Assembly nominates a new First Minister; and shall elect one from their number to discharge the functions of the First Minister until such time as a new First Minister is appointed.</p>	<p>Ieuan Wyn Jones</p> <p>Jocelyn Davies</p>
127	48	<p>Clause 48 page 29 line 12</p> <p>After "First Minister" add "or by a resolution of the Assembly to that effect."</p>	<p>Ieuan Wyn Jones</p> <p>Jocelyn Davies</p>
105	48	<p>In subsection (5) after "resolves that the" insert "Welsh Minister or the".</p>	<p>Welsh Conservative Group</p>
59	49	<p>Clause 49(5) Page 29 Line 30 – Leave out.</p>	<p>Welsh Liberal Democrats</p>
Withdrawn			
58	49	<p>Clause 49 Page 29 Line 30 – Insert new clause:</p> <p>(4) The First Civil Service Commissioner will make recommendations to the First Minister on the appointment of the Counsel General when a vacancy occurs in that office.</p>	<p>Welsh Liberal Democrats</p>
Withdrawn			

114	49	Clause 49 Page 29 Line 30  At end insert (4)(a) ‘ The First Civil Service Commissioner shall make recommendations to the First Minister on the appointment of the Counsel general when a vacancy occurs in that office.’	Welsh Liberal Democrats
115	49	Clause 49 Page 29 Line 31  Leave out subsection (5)	Welsh Liberal Democrats
60 Withdrawn	49	Clause 49(6) Page 29 Line 34 – Leave out ‘First Minister’ and replace with ‘Permanent Secretary’	Welsh Liberal Democrats
116	49	Clause 49 Page 29 Line 34  Leave out ‘First Minister’ and insert ‘Permanent Secretary’	Welsh Liberal Democrats
61 Withdrawn	49	Clause 49(8) Page 30 Line 1 - Leave out subsection.	Welsh Liberal Democrats
117	49	Clause 49 Page 30 Line 1  Leave out subsection (8)	Welsh Liberal Democrats
62 Withdrawn	49	Clause 49(9) Page 30 Line 4 – Leave out subsection.	Welsh Liberal Democrats
118	49	Clause 49 Page 30 Line 4  Leave out subsection (9)	Welsh Liberal Democrats
106	50	In subsection (5) after "resolves that the" insert "Deputy Minister or the".	Welsh Conservative Group
107	51	New subsection (2) and renumber existing (2) as (3).  "(2) The number of Welsh Ministers shall not exceed 8 and the number of Deputy Welsh Ministers shall not exceed 5".	Welsh Conservative Group

128	58	Clause 58, page 34 line 22  Delete "Welsh Ministers" and replace with "Assembly."	Ieuan Wyn Jones  Jocelyn Davies
47  Withdrawn	60	Clause 60(1) Page 35 Line 21 – Leave out from ‘any’ and insert ‘the following object’	Welsh Liberal Democrats
48  Withdrawn	60	Clause 60(1)(a) Page 35 Line 21 – Leave out from ‘achieve’ and insert ‘promote or improve the general well-being of Wales’	Welsh Liberal Democrats
119	60	Clause 60 Page 35  Leave out lines 23-27 and insert ‘promote or improve the general well being of Wales’	Welsh Liberal Democrats
129	61	Clause 61, page 36, line 10, at end insert:  ", including the implementation of any of the provisions of the Welsh Language Act 1993."	Ieuan Wyn Jones  Jocelyn Davies
130	62	Clause 62, page 36 line 12  After "First Minister" insert ", the Assembly"	Ieuan Wyn Jones  Jocelyn Davies
49  Withdrawn	64	Clause 64(1) Page 36 Line 39 – After ‘Ministers’ insert ‘or the Senedd by resolution with a simple majority of those voting’	Welsh Liberal Democrats
131	64	Clause 64, page 36, line 39:  Leave out "Welsh Ministers", insert "Assembly".	Ieuan Wyn Jones  Jocelyn Davies
120	64	Clause 64 Page 36 line 39  After ‘Ministers’, insert ‘or the Assembly by resolution with a simple majority of those voting.’	Welsh Liberal Democrats

133	64	<p>Clause 64, page 36, line 41:</p> <p>After "Welsh Ministers", insert: "including the pursuance of the provisions of section 33".</p>	<p>Ieuan Wyn Jones</p> <p>Jocelyn Davies</p>
132	64	<p>Clause 64, page 36, line 41:</p> <p>Leave out "(other than that under section 62)".</p>	<p>Ieuan Wyn Jones</p> <p>Jocelyn Davies</p>
113	64	<p>Clause 64, page 36, line 42 add the following words "and for ascertaining the views of those polled as to whether the Assembly act provisions in Part 4 should come into force"</p>	<p>Ieuan Wyn Joes</p> <p>Jocelyn Davies</p>
134	64	<p>Clause 64, page 37, line 6:</p> <p>Leave out "Welsh Ministers", insert "Assembly".</p>	<p>Ieuan Wyn Jones</p> <p>Jocelyn Davies</p>
108	74	<p>New Clause 74 (renumber subsequent clauses)</p> <p>"74 Voluntary Sector Partnership Council</p> <p>(1) The Welsh Ministers must establish and maintain a body to be known as the Voluntary Sector Partnership Council".</p> <p>Note: We would ask the Assembly's legal team to draft the other subsections of the clause relating to appointments to the Council, its functions and membership. A similar model to the Partnership Council (local government) would be followed.</p>	<p>Welsh Conservative Group</p>

109	75	<p>Clause 75 delete and replace with</p> <ol style="list-style-type: none"> <li>1. The Welsh Ministers must establish and maintain a body to be known as the Enterprise Council.</li> <li>2. The Enterprise Council is to consist of members appointed by the Welsh Ministers from among <ol style="list-style-type: none"> <li>a. the Welsh Ministers</li> <li>b. the Deputy Ministers</li> <li>c. representatives of business organisations</li> </ol> </li> </ol> <p>Note: If the principle of an Enterprise Council is accepted, we would ask the Assembly's legal team to draft further subsections relating to functions.</p>	Welsh Conservative Group
50  Withdrawn	76	Clause 76(6) Page 41 Line 26 – Leave out from ‘lay’ and insert ‘have it approved by the Senedd by a simple majority of those voting before it will come into effect’	Welsh Liberal Democrats
121	76	<p>Clause 76 Page 41 Line 26</p> <p>Leave out from ‘must’ and insert ‘have it approved by the Assembly by a simple majority of those voting before it will come into effect’</p>	Welsh Liberal Democrats
135	77	<p>Clause 77, page 41, line 37, at end insert:</p> <p>"(3) The assessment referred to in (2) (b) must include an assessment of the effectiveness of those arrangements as regards each "group", as defined in Part 1 of the Equality Act 2006.</p>	<p>Ieuan Wyn Jones</p> <p>Jocelyn Davies</p>

51	78	Clause 78(7) Page 42 Line 19 – Leave out subsection (b) and insert new subsection: (b) ‘have the copy approved by the Senedd by a simple majority of those voting’	Welsh Liberal Democrats
Withdrawn			
136	78	Clause 78, page 41, line 41, at end insert:  "(1A) The sustainable development scheme shall include statements setting out the provisions of any order introduced under subsection 81 (5).	Ieuan Wyn Jones  Jocelyn Davies
137	78	Clause 78, page 42, line 15:  Leave out "Welsh Ministers", insert "Assembly".	Ieuan Wyn Jones  Jocelyn Davies
122	78	Clause 78(7) Page 42  Leave out line 19 and insert  ‘(b) have the copy approved by the Assembly by a simply majority of those voting’	Welsh Liberal Democrats
138	78	Clause 78, page 42, line 19:  Leave out "Assembly", insert "Welsh Ministers".	Ieuan Wyn Jones  Jocelyn Davies
<b>Part 5</b>			
123	117	Based on the Barnett formula – new clause:  ‘(1) The Secretary of State shall appoint a panel of not less than four and not more than six experts to recommend the sums of money to be allocated to the Welsh Consolidated Fund.  (2) The Secretary of State shall publish in full the terms of any recommendations made under subsection (1).	Welsh Liberal Democrats



		(3) The panel shall have regard to –	
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		(a) the principle of fairness	
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		(b) the principle of transparency	
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		(c) the particular needs of Wales	
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