

CSO(2)-03-06 (p2) – Annex 2

Existing Standing Order No.	Procedure	Relevant clause	Must or May requirement of Bill or Other	Comments
Category: Officers Of The Assembly				
1.	Presiding Officer / Deputy Presiding Officer			
	Election of PO / DPO	25(1)	Likely	Existing SO: 1.1-1.8
	Name of PO / DPO	25(2)	May	Existing SO: 1.1
	Political affiliation of PO / DPO	25(7) & (9)	Likely	Existing SO: 1.8
	Exercise of PO functions by DPO	25 (10) & (11)	May	Existing SO: 1.10
	Exercise of PO functions by person other than DPO	25(12)	May	Existing SO: 1.11 & 1.13

Participation in Assembly proceedings by PO / DPO / other person	25(13)	May	Existing SO: 1.11 - 1.13
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Category: Welsh Assembly Government / Secretary Of State

2.	First Minister and Assembly Cabinet [and Secretary of State]			
	Participation of SoS in proceedings	32(1)	Likely	Existing SO: 3.1
	Making available documents to Secretary of State	32(2)	Must	NEW Standing Order required
	Extent of participation in Assembly proceedings of Counsel General who is not an Assembly Member	34(1)	May	NEW Standing Order MAY be required
	Application of other Standing Orders to Counsel General who is not an Assembly Member	34(2)	May	NEW Standing Order MAY be required

Agreement of appointment / removal of CG by Assembly	49(3)	Likely	NEW Standing Order LIKELY to be required
Remuneration for FM / Welsh Ministers / Counsel General / Deputy Welsh Ministers	53(7)	May (Resolution / conferred on NACW)	Existing SO: 3.2
Oath of affirmation/ allegiance by FM / WM / DWM / CG	55	Likely	NEW Standing Order LIKELY to be required

Category: Members

3.	Members		
	Filling constituency vacancies	10(8) / 11 (18)	Must Existing SO: 3.6
	Resignation of Assembly Member	15	Likely Existing SO: 3.5
	Remuneration of Assembly Members	20(6)	May (Resolution, conferred on NAWC, Measure) Existing SO: 3

	Reducing salaries of AMs who are MPs / MEPs	21(3)	May (Resolution, conferred on NAWC, Measure)	Existing SO: 3
	Oath of Affirmation	23(2)	Must	NEW Standing Order required
	Definition of a Political Group	24(5)	Must	NEW Standing Order required
	Payments to Political Groups	24(6)	Must	NEW Standing Order required
	Code of Practice / guidance in relation to differing roles of constituency / regional members	36(6)	Must	NEW Standing Order required
3 (cont).	Publication of information relating to remuneration	54(2)	Likely	Existing SO: 3.2

4. & 38.	Financial & other interests of Members / Recording of Membership of Societies			

	31(4)	May	Existing SO: 4.9 and 4.10 (see also 7.10)
Withdrawal of rights and privileges of Assembly Members			
Register of Members interests and publication of register	36(1)	Must	Existing SOs: 4 & 38.
Requirement for Members to register interests	36(2)	Must	Existing SOs: 4.1-4.5 (see also 38).
Declaration of financial or other interests before participating in Assembly proceedings	36(3)	Must	Existing SOs: 4.6
Restriction of participation in Assembly proceedings in light of financial interests	36(4)	May	Existing SO: 4.7
Prohibition of paid advocacy	36(5)	Must	Existing SOs: 4.7

4. & 38.
(cont).

	Making provision for roles etc of constituency / regional members	36(7)	Must	NEW Standing Order required
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16.	Committee on Standards of Conduct			
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Category: Assembly Administration

New	Appointment of Assembly Commission Members	27(3)	Must	NEW Standing Order required
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New	Name of Clerk appointed by Commission	26(2)	May	NEW Standing Order MAY be required
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New	Laying Assembly Commission annual report	Schedule 2, Paragraph 9	Likely	NEW Standing Order LIKELY to be required
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Category: Management Of Assembly Business (General)

5.	Assembly Business			
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13.	Business Committee / Bureau			
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	Proceedings to be held in public subject to exceptions	31(5)(a)	Must	Existing SO: 13.4
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Category: Plenary Business

6.	Assembly Business in Plenary			
	Proceedings to be held in public subject to exceptions	31(5)(a)	Must	Existing SO: 6.1 & 6.51
	Making available documents to Secretary of State	32(2)	Must	Existing SO: 6.8
	Making provision for participation in Assembly proceedings of other Ministers of Crown, persons serving in their Departments and that of the SoS	32(3)	May	NEW Standing Order MAY be required
	Making available documents / information in connection with participation in Assembly proceedings pursuant to, or to standing orders made under, this section (participation by UK Ministers etc)	32(5)	May	Existing SO: 19
	Extent of participation in Assembly proceedings of Counsel General who is not an Assembly Member	34(1)	May	NEW Standing Order required – see also entry under Welsh Assembly Government

6 (cont).	Questions to Counsel General	34(3)	Likely	NEW Standing Order LIKELY, or amendment of existing one
	Payment of allowances and expenses to persons giving evidence at Assembly proceedings or producing documents	40(4)	May	Unlikely
	Debate on Assembly Government's legislative programme	-	Possible	Not in the Bill, but potentially the equivalent of the Queen's speech, with a debate to follow.
7.	Order in Plenary Meetings			
	Preserving order in Assembly proceedings	31(2)	Must	Existing SOs: 7.1-7.3; 7.7-7.12 (see also 8.21).
	Exclusion of Member from Assembly proceedings	31(3)	May	Existing SOs 7.8-7.10 (see also 8.21).
	Withdrawal of rights and privileges of Assembly Members	31(4)	May	Existing SO: 7.10 (see also 4.9 and 4.10)

7(cont).	Conditions for attendance of public at proceedings	31(5)(b)	May	Existing SO: 7.14 - 7.15 (see also 8.21).
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Category: Committees

8.	Committees – Procedures			
	Appointment of committees / sub-committees	28(1)	May	Existing SO: 8
	Membership, chairing and procedure of committees / sub-committees	28(3) & 29 (1)	Must	Existing SOs: 8 - 1 8 NEW Standing Orders required
	Excluding a Member from committees / sub-committees who is not a Member of a committee / sub-committee	28(4)	May	NEW Standing Order MAY be required
	Preserving order in Assembly proceedings	31(2)	Must	Existing SOs: 7.1-7.3; 7.7-7.12 and 8.21.

8(cont.)

Proceedings to be held in public subject to exceptions	31(5) (a)	Must	Existing SOs: 8.23-8.24
Making available documents to Secretary of State	32(2)	Must	NEW Standing Order required
Participation of SoS / Crown Ministers / persons serving in their Departments in Committee proceedings	32(3) & (4)	May	NEW Standing Order MAY be required
Making available documents / information in connection with participation in Assembly proceedings pursuant to, or to standing orders made under, this section (participation by UK Ministers etc)	32(5)	May	Existing SO: 19

	Extent of participation of Counsel General who is not an Assembly Member	34(1)	May	NEW Standing Order MAY be required
	Powers to call / require provision of documents in respect of Assembly proceedings	37(7) (37(1), (8) & (9))	May	Existing SO: 9.15-9.17 (See also 12.12 – 12.13)
	Authoring a person who may require taking of an oath by person giving evidence	40(1)	May	Existing SO: 9.18 (see also 12.14-12.15)
	Payment of allowances and expenses to persons giving evidence at Assembly proceedings or producing documents	40(4)	May	Unlikely
	Establishment of Committees			
New.	Establishment of Committees	28	Likely	Existing SO: 8

12.	Audit Committee		
Number of members	30(2)	Must	Existing SO: 12.1
Proceedings to be held in public subject to exceptions	31(5)(a)	Must	Existing SO: 8.23-8.24
Powers to call / require provision of documents in respect of Assembly proceedings	37(7) (37(1), (8) & (9))	May	Existing SO: 12.12 -12.13 (See also 9.16-9.17)
Authorising a person who may require taking of an oath by person giving evidence	40(1)	May	Existing SO: 12.14-12.15
Payment of allowances and expenses to persons giving evidence at Assembly proceedings or producing documents	40(4)	May	Unlikely
Laying of Audit Committee reports	142(1)	Likely	Existing SO: see 6.6(vi)
Mechanism for Audit Committee to report to House of Commons Committee of Public Accounts on specified matters	142(2)	Likely / Possible	Existing SO: 12.3 (iii) Retain?
Publication of accounts and audit reports etc.	143	Likely / Possible	Existing SO: 21.14 & 21.15

12(cont).	Mechanism for Audit Committee to report to House of Commons Committee of Public Accounts on specified matters	Schedule 8, paragraph 16(5)	Likely / Possible	Existing SO: 12.3 (iii) Retain?
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Category: Documents

36.	Laying of documents			
	Laying of documents / reports before Assembly	85(2) & (3)	Likely	Existing SO: 36
	Laying of documents	Schedule 10, paragraph 4	Must	Existing SO: 36

19.	Inspection of Documents			
	Making available documents to the Secretary of State	32(2)	Must	Existing SO: 6.8 and 8 See entries under Plenary Business and Committees

	Making available documents / information in connection with participation in Assembly proceedings pursuant to, or to standing orders made under, this section (participation by UK Ministers etc)	32(5)	May	Existing SO: 19
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35.	Notification and Tabling Procedures			
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Category: Record Of Proceedings

	Report of Proceedings			
20.	Reporting / publishing of Assembly proceedings	31(6)	Must	Existing SO: 20

Category: Finance

21.	Finance			
	Annual Budget Motions	124	Likely	Existing SO: 21.4 & 21.11

	Supplementary Budget Motions	125	Likely	Existing SO: 21.5
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Category: Complaints

23.	Complaints			
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Category: Legislation

11.	Legislation Committee			
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New	Subordinate Legislation Merits Committee			
	Merits committee to consider policy merits of Statutory Instruments	-	Possible	Similar to role performed by House of Lords Merits Committee?

New	Orders in Council			
	Initiating / preparing / accompanying documents/ scrutiny	-	Likely	NEW Standing Order LIKELY to be required

	Laying and approval by Assembly	94(5)	Likely	NEW Standing Order LIKELY to be required
	Notice of resolution to SoS	94(6)		Necessary?
	Laying by FM of refusal of Order in Council by SoS	94(8)		Necessary?
New	Assembly Measures			
	Enacting an Assembly Measure	92(2)	Likely	NEW Standing Order LIKELY to be required
	Introduction of a measure by First Minister, Welsh Ministers / Deputy Welsh Ministers / Counsel General or any Assembly Member	96(1)	May	NEW Standing Order MAY be required
	Form and manner of statement by PO in respect of legislative competence of a proposed Measure introduced	96(4)	Must	NEW Standing Order required
New	Publication of statements of legislative competence made by PO (and if so, in English and Welsh)	96(5)	May (Must)	NEW Standing Order MAY be required

Measures to be subject to (a) general debate and vote on principles (b) voting on details of proposed Measure (c) final stage at which passed or rejected	97(1)	Must	NEW Standing Order required
Scrutiny of whether delegated powers in Measures are accorded negative or affirmative procedure appropriately	-	Possible	NEW Standing Order MAY be required
Ability to expedite / accelerate proceedings in relation to Assembly Measure	97(2)	May	NEW Standing Order MAY be required
Different procedure for Measures which restate the law, repeal / revoke spent enactments or are private	97(3)	May	NEW Standing Order MAY be required
Measure, requiring the consent of HM / Duke of Cornwall, may only be passed if consent has been signified in accordance with Standing Orders	97(4)	Must	NEW Standing Order required
Standing orders must specify bilingual requirement for Measures unless they specify otherwise	97(5)	Must	NEW Standing Order required
Reconsideration of a proposed Measure in specified circumstances,	97(6)	Must	NEW Standing Order required

New	Measure amended on reconsideration must be subject to a final stage at which it can be approved or rejected	97(7) (See also, 98(2) and 100(4))	Must	NEW Standing Order required
	Referral of Assembly Measure to Supreme Court by Counsel or Attorney General	98(1)	Likely / Possible	NEW Standing Order MAY be required
	Reconsideration of Assembly Measure as a consequence of clause 99.	99(2)	Likely / Possible	NEW Standing Order MAY be required
	Clerk's notification of Assembly of date of approval of Measure by HM Queen in Council	101(7)	Must	NEW Standing Order required
New	Subordinate Legislation Procedures			

	Laying of subordinate legislation made between election being called and appointment of First Minister	Schedule 11, paragraph 23	Likely	NEW Standing Order LIKELY to be required
	Affirmative / negative resolution procedure for subordinate legislation	Schedule 3, paragraph 9 Schedule 11, paragraphs 29, 31, 32 and 33	Must	NEW Standing Order required. Could involve amending aspects of existing SO inc 25 / 27.
	Procedure in respect of laying draft Order in Council re: transfers under Schedule 11, paragraph 38	Schedule 11, paragraph 38 (3)	Possible	Transitional provision may be necessary.

33.

Miscellaneous Procedures

Category: Petitions

34.	Petitions
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Category: Revision And Suspension Of Standing Orders

	Revision and Suspension of Standing Orders			
37.	Making / revising Standing Orders by 2/3 majority	31(7)	Must	Existing SO: 37.
	Publishing Standing Orders from time to time	31(8)	Must	NEW Standing Order? Necessary?

Proposed Standing Orders To Be Subsumed Into Others / Deleted

9. Subject Committees

10. Regional Committees

14. Committee on Equality of Opportunity

15. Committee on European and External Affairs

17. Planning Decision Committee

18. House Committee

18A. Committee for the Scrutiny of the First Minister

22. Public Appointments

24. Assembly General Subordinate Legislation

25. Subordinate Legislation subject to Relevant Parliamentary Procedural Provision or which is made with or is subject to approval by a Minister of the Crown or Government Department

26. Orders in Council or Subordinate Legislation submitted by a Minister of the Crown
27. Subordinate Legislation otherwise subject to Special Parliamentary Procedure
28. Local Statutory Instruments
29. Subordinate Legislation not required to be made by Statutory Instrument
30. Confirmation or Approval of certain Subordinate Legislation
31. Proposals made by Assembly Members for Subordinate Legislation
32. Publication of Subordinate Legislation (other than Assembly General Subordinate Legislation)