

Government of Wales Bill

COMMONS AMENDMENTS AND REASONS

[The page and line references are to HL Bill 81, the bill as first printed for the Lords.]

Clause 7

LORDS AMENDMENT NO. 3

- 3 Page 4, line 32, leave out subsections (5) and (6) and insert –
- “(5) The list must not include a person –
- (a) who is included on any other list submitted for the Assembly electoral region or any list submitted for another Assembly electoral region,
 - (b) who is an individual candidate to be an Assembly member for the Assembly electoral region or another Assembly electoral region,
 - (c) who is a candidate to be the Assembly member for an Assembly constituency which is not included in the Assembly electoral region, or
 - (d) who is a candidate to be the Assembly member for an Assembly constituency included in the Assembly electoral region but is not a candidate of the party.
- (6) A person may not be an individual candidate to be an Assembly member for the Assembly electoral region if he is –
- (a) included on a list submitted by a registered political party for the Assembly electoral region or another Assembly electoral region,
 - (b) an individual candidate to be an Assembly member for another Assembly electoral region,
 - (c) a candidate to be the Assembly member for an Assembly constituency which is not included in the Assembly electoral region, or
 - (d) a candidate of any registered political party to be the Assembly member for an Assembly constituency included in the Assembly electoral region.”

COMMONS DISAGREEMENT AND REASON

The Commons disagree to this Amendment for the following Reason –

- 3A** *Because it is not desirable that, at any election of Assembly members, a person should be both a candidate to be an Assembly constituency member and a candidate to be an Assembly regional member*

Clause 27

LORDS AMENDMENT NO. 4

- 4** Page 17, line 12, at end insert “not belonging to the same political group”

COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

The Commons disagree to Lords Amendment No. 4, but propose Amendment 4A in lieu –

- 4A** Page 17, line 14, at end insert –
- “(3A) The provision included in the standing orders in compliance with subsection (3) must (so far as it is reasonably practicable to do so) secure that not more than one of the members of the Assembly Commission (other than the Presiding Officer) belongs to any one political group.”

Clause 29

LORDS AMENDMENT NO. 5

- 5** Page 18, line 9, leave out subsections (2) to (9) and insert –
- “() The standing orders shall include provision for ensuring that in apportioning members to committees and sub-committees regard is had to the balance of political parties represented in the Assembly.”

COMMONS DISAGREEMENT AND AMENDMENTS IN LIEU

The Commons disagree to Lords Amendment No. 5, but propose Amendments 5A, 5B, 5C and 5D in lieu –

- 5A** Page 18, line 9, leave out from beginning to first “the” in line 12 and insert –
- “(1A) The provision must secure that the appointments to the places on each committee are (if possible) determined by a resolution of the Assembly –
- (a) which secures that its membership reflects (so far as is reasonably practicable) the balance of the political groups to which Assembly members belong, and
 - (b) which (if the motion for it is passed on a vote) has no effect unless at least two-thirds of the Assembly members voting support it.
- (2) The provision must secure that, if the membership of a committee is not so determined –
- (a) the person appointed to the first place on the committee is an Assembly member belonging to the largest political group, and
 - (b) ”

- 5B** Page 18, line 38, after “of” insert “the provision made in compliance with”
- 5C** Page 19, line 1, leave out from “provision” to “the” in line 12 and insert “must modify the operation of the provision made in compliance with subsections (1A) to (7) with a view to securing that (so far as is reasonably practicable having regard to the total number of places on committees) –
- (a) every Assembly member who does not belong to a political group is entitled to be a member of at least one committee, and
 - (b) ”
- 5D** Page 19, line 16, after “under” insert “the”

Clause 30

LORDS AMENDMENT NO. 6

- 6** Page 19, line 18, leave out “Audit Committee or Pwyllgor Archwilio” and insert “Accounts Committee (or Pwyllgor Cyfrifon) or any other name that the Assembly chooses to allow through its standing orders”

COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

The Commons disagree to Lords Amendments Nos. 6, 7, 8, 9, 19 and 20 but propose Amendment 20A in lieu

LORDS AMENDMENT NO. 7

- 7** Page 19, line 20, leave out “Audit” and insert “Accounts”

COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

The Commons disagree to Lords Amendments Nos. 6, 7, 8, 9, 19 and 20 but propose Amendment 20A in lieu

LORDS AMENDMENT NO. 8

- 8** Page 19, line 22, leave out “Audit” and insert “Accounts”

COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

The Commons disagree to Lords Amendments Nos. 6, 7, 8, 9, 19 and 20 but propose Amendment 20A in lieu

LORDS AMENDMENT NO. 9

- 9** Page 19, line 29, leave out “Audit” and insert “Accounts”

COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

The Commons disagree to Lords Amendments Nos. 6, 7, 8, 9, 19 and 20 but propose Amendment 20A in lieu

Clause 94

LORDS AMENDMENT NO. 17

- 17** Page 51, line 42, at end insert “, provided that such an Order is not to the detriment of those who have either benefited from or acted in reliance upon the state of the law before the retrospective Order is made”

COMMONS DISAGREEMENT AND REASON

The Commons disagree to this Amendment for the following Reason –

- 17A** *Because it is desirable that an Order in Council under clause 94 should be able to include any provision having retrospective effect which appears appropriate*

Clause 103

LORDS AMENDMENT NO. 18

- 18** Page 57, line 37, leave out from “Parliament” to end of line 44

COMMONS DISAGREEMENT AND REASON

The Commons disagree to this Amendment for the following Reason –

- 18A** *Because it is important that the Secretary of State should have discretion to refuse to lay before Parliament an Order in Council for a referendum about the commencement of the Assembly Act provisions which has been requested by the National Assembly for Wales*

Clause 142

LORDS AMENDMENT NO. 19

- 19** Page 78, line 13, leave out “Audit” and insert “Accounts”

COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

The Commons disagree to Lords Amendments Nos. 6, 7, 8, 9, 19 and 20 but propose Amendment 20A in lieu

LORDS AMENDMENT NO. 20

- 20** Page 78, line 19, leave out “Audit” and insert “Accounts”

COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

The Commons disagree to Lords Amendments Nos. 6, 7, 8, 9, 19 and 20 but propose Amendment 20A in lieu –

- 20A** Page 19, line 19, at end insert “or by such other name as the Assembly may determine; and, if the Assembly makes such a determination, references to the committee in—
- (a) any enactment (including any enactment comprised in or made under this Act) or prerogative instrument, or

(b) any other instrument or document,
have effect accordingly.”

Clause 149

LORDS AMENDMENT NO. 21

- 21** Page 82, line 14, at end insert “, provided that such an Order is not to the detriment of those who have either benefited from or acted in reliance upon the state of the law before the retrospective Order is made”

COMMONS DISAGREEMENT AND REASON

The Commons disagree to this Amendment for the following Reason –

- 21A** *Because it is desirable that an order under clause 149 should be able to include any provision having retrospective effect which appears appropriate*

Clause 150

LORDS AMENDMENT NO. 22

- 22** Page 82, line 40, at end insert “, provided that such an Order is not to the detriment of those who have either benefited from or acted in reliance upon the state of the law before the retrospective Order is made”

COMMONS DISAGREEMENT AND REASON

The Commons disagree to this Amendment for the following Reason –

- 22A** *Because it is desirable that an Order in Council under clause 150 should be able to include any provision having retrospective effect which appears appropriate*

