

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 10 SEPTEMBER 2001

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Royal Assent**

2.1 Royal Assent had been signified on 17 July 2001 to:

- Family Law Act.

Royal Assent had been signified on 20 July 2001 to:

- Product Liability (Amendment) Act;
- Budget (No.2) Act;
- Department for Employment and Learning Act;
- Trustee Act.

3. **Executive Committee Business**

3.1 **Statement – North/South Ministerial Council – Tourism**

The Minister of Enterprise, Trade and Investment, Sir Reg Empey, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Tourism sectoral format held on 29 June 2001, following which he replied to questions.

4. **Committee Business**

4.1 **Motion – Ad Hoc Committee**

Proposed: That, pursuant to Standing Order 49(7), this Assembly appoints an Ad Hoc Committee to consider –

- (a) The proposal for a draft Criminal Injuries Compensation (NI) Order; and

(b) The draft Northern Ireland Criminal Injuries Compensation Scheme,

referred by the Secretary of State and to submit a report to the Assembly by 27 November 2001.

| | | |
|--------------|---------------|---|
| Composition: | UUP | 2 |
| | SDLP | 2 |
| | DUP | 2 |
| | SF | 2 |
| | Other Parties | 3 |

Quorum: The quorum shall be five.

Procedure: The procedures of the Committee shall be such as the Committee shall determine.

[Mr E McGrady MP]

The Question being put, the Motion was **carried** without division.

4.2 **Motion – Committee Membership**

Proposed: That Mr Kieran McCarthy shall replace Mr David Ford on the Business Committee.

[Mr D Ford]

The Question being put, the Motion was **carried** without division.

5. **Private Members' Business**

5.1 **Motion – Holy Cross Primary School**

Proposed: That this Assembly supports the right to education of school children attending the Holy Cross Primary School in North Belfast.

[Mr G Kelly]

5.2 **Amendment**

Proposed: Delete all after 'attending' and insert:
'all schools throughout North Belfast.'

[Mr D Kennedy]

After debate, the Amendment being put, the Amendment was **made** (Division 1).

The Question being put, the Motion, as amended, was **carried** without division.

6. **Personal Statement**

The Minister of Enterprise, Trade and Investment, Sir Reg Empey, made a personal statement correcting an answer to an earlier question from Dr Paisley about the opening of the Brussels Office.

The Sitting was, by leave, suspended at 2.28 pm.

The Sitting was resumed at 2.30 pm.

7. **Question Time**

7.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, Sir Reg Empey and Mr Séamus Mallon MP.

7.2 **Minister for Regional Development**

Deputy Speaker, Sir John Gorman, in the Chair.

Questions were put to, and answered by, the Minister, Mr Gregory Campbell MP.

7.3 **Minister of the Environment**

Questions were put to, and answered by, the Minister, Mr Sam Foster.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

8. **Private Members' Business (Cont'd)**

8.1 **Motion – Irish Justice System**

Proposed: That this Assembly notes with concern the failure of the Irish Justice system to resolve the rape/incest case of the daughter of British citizen Sarah Bland.

[Mr I Paisley Jnr]

After debate, the Question being put, the Motion was **carried** without division.

9. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.49 pm.

THE LORD ALDERDICE
The Speaker
10 September 2001

NORTHERN IRELAND ASSEMBLY

10 SEPTEMBER 2001

DIVISIONS

Division No.1

Holy Cross Primary School

Proposed: Delete all after 'attending' and insert:

'all schools throughout North Belfast.'

[Mr D Kennedy]

The Question was put and the Assembly divided.

Ayes : 48

Noes : 43

Ayes

Ian Adamson, Fraser Agnew, Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Norman Boyd, Gregory Campbell, Mervyn Carrick, Joan Carson, Wilson Clyde, Fred Cobain, Duncan Shipley Dalton, Ivan Davis, Nigel Dodds, Reg Empey, David Ervine, Sam Foster, Oliver Gibson, John Gorman, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Billy Hutchinson, Roger Hutchinson, Gardiner Kane, Danny Kennedy, James Leslie, David McClarty, William McCrea, Alan McFarland, Michael McGimpsey, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Iris Robinson, Ken Robinson, Mark Robinson, Peter Robinson, Patrick Roche, David Trimble, Denis Watson, Peter Weir, Cedric Wilson, Jim Wilson, Sammy Wilson.

Noes

Gerry Adams, Alex Attwood, Eileen Bell, P J Bradley, Joe Byrne, Séamus Close, Annie Courtney, John Dallat, Baírbre de Brún, Arthur Doherty, Pat Doherty, Mark Durkan, Séan Farren, John Fee, David Ford, Tommy Gallagher, Michelle Gildernew, Carmel Hanna, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Séamus Mallon, Alex Maskey, Kieran McCarthy, Donovan McClelland, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Martin McGuinness, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Bríd Rodgers, John Tierney.

The Amendment was **made**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 5 JULY 2001 TO 10 SEPTEMBER 2001

1. Acts of the Northern Ireland Assembly

Defective Premises (Landlord's Liability) Act (Northern Ireland) 2001 Chapter 10

Adoption (Intercountry Aspects) Act (Northern Ireland) 2001 Chapter 11

Family Law Act (Northern Ireland) 2001 Chapter 12

Product Liability (Amendment) Act (Northern Ireland) 2001 Chapter 13

Trustee Act (Northern Ireland) 2001 Chapter 14

Department for Employment and Learning Act (Northern Ireland) 2001 Chapter 15

Budget (No. 2) Act (Northern Ireland) 2001 Chapter 16

2. Bills of the Northern Ireland Assembly

3. Orders in Council

SI No 2564 (N.I. 2) The Life Sentences (Northern Ireland) Order 2001

SI No 2513 (N.I. 3) The Police (Northern Ireland) Order 2001

4. Publications Laid in the Northern Ireland Assembly

Equality Commission for Northern Ireland First Annual Report 1999 – 2000 (NIA 9/00)

The Insolvency Service Annual Report and Account for the year ended 31 March 2001 (NIA 33/00)

Statements and Summary of the Education and Library Boards' Accounts for the period 1 April 1998 to 31 March 1999 (NIA 53/00)

Accounts of the Staff Commission for Education and Library Boards 1999/2000 (NIA 54/00)

Rate Collection Agency Annual Report 2000–2001 (NIA 55/00)

Driver and Vehicle Licensing Northern Ireland Annual Report and Accounts 2000 – 2001 (NIA 62/00)

Northern Ireland Statistics and Research Agency Annual Report and Accounts 2000 – 2001 (NIA 63/00)

Environment and Heritage Service Annual Report and Accounts 2000–2001 (NIA 65/00)

Industrial Research and Technology Unit Financial Statements 2000–2001 (NIA 73/00)

The Planning Service Annual Report and Accounts 2000/01 (NIA 77/00)

Land Registers of Northern Ireland Annual Report and Accounts 2000–2001 (NIA 81/00)

Government Purchasing Agency Report and Accounts 2000–2001 (NIA 82/00)

Roads Service Annual Report and Accounts 1999–2000 (NIA 84/00)

Roads Service Annual Report and Accounts 2000–2001 (NIA 86/00)

Valuation and Lands Agency Annual Report and Accounts 2000–2001 (NIA 87/00)

Driver and Vehicle Testing Agency Annual Report and Financial Statements for 2000–2001 (NIA 88/00)

Intertrade Ireland Annual Review of Activities 2000/2001 and Annual Accounts 2000 (NIA 91/00)

Department of Finance and Personnel Memorandum on the 5th Report from the Public Accounts Committee Session 2000/2001 (NIA 92/00)

Department of Finance and Personnel Minute: 3 August 2001: Under the Government Resources and Accounts Act (Northern Ireland) 2001, Directing the Application of Certain Amounts as Accruing Resources for the year ending 31 March 2002 (NIA 94/00)

Department of Finance and Personnel Memorandum on the 6th Report from the Public Accounts Committee Session 2000 / 2001 (NIA 99/00)

Fire Authority for Northern Ireland Financial Statements for the year ended 31 March 2000 (NIA 3/01)

Northern Ireland Housing Executive Annual Report 2000–2001 (NIA 5/01)

Rivers Agency Annual Report and Accounts 2000–2001 (NIA 6/01)

Northern Ireland Transport Holding Company Group Annual Report and Accounts:
52 weeks ended 1 April 2001 (NIA 7/01)

5. Assembly Reports

Examiner of Statutory Rules: First Report: (Session 2001–2002):
Report on SR No 242/2001 (ESR 174/01), SR No 269/2001 (ESR 189/01), SR
No 270/2001 (ESR 190/01), SR No 271/2001 (ESR 191/01), SR No 280/2001
(ESR 196/01), SR No 292/2001 (ESR 198/01)

Committee for Agriculture and Rural Development:
Minutes of Evidence: Inquiry into Certain Aspects of the Livestock and Meat
Commission: Northern Ireland Meat Exporters' Association (9/00/E)

Committee for Agriculture and Rural Development:
Minutes of Evidence: Inquiry into Certain Aspects of the Livestock and Meat
Commission:
(I) National Beef Association: (II) National Sheep Association (10/00/E)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 250 The Criminal Appeal (Amendment) (Northern Ireland) Rules 2001
(Lord Chancellor)

SR No 253 The Crown Court (Amendment) Rules (Northern Ireland) 2001
(Lord Chancellor)

SR No 254 The Rules of the Supreme Court (Northern Ireland) 2001
(Lord Chancellor)

SR No 257 Road Races (Ulster Grand Prix) Order (Northern Ireland) 2001 (DRD)

SR No 260 The Social Security (1998 Order) (Commencement No. 12) Order
(Northern Ireland) 2001 (DSD)

SR No 262 Road Races (Craigantlet Hill Climb) Order (Northern Ireland) 2001
(DRD)

SR No 263 Royal Ulster Constabulary Pensions (Amendment) Regulations 2001
(NIO)

SR No 264 Rail Vehicle Accessibility Regulations (Northern Ireland) 2001 (DRD)

SR No 265 Rail Vehicle (Exemption Applications) Regulations (Northern Ireland)
2001 (DRD)

SR No 266 Off-Street Parking (Amendment) Order (Northern Ireland) 2001 (DRD)

SR No 267 Motor Vehicles (Driving Licences) (Amendment) Regulations (Northern Ireland) 2001 (DOE)

SR No 268 The Community Drivers' Hours (Foot-and-Mouth Disease) (Temporary Exception) (No. 2) (Amendment No. 2) Regulations (Northern Ireland) 2001 (DOE)

SR No 269 Environmentally Sensitive Areas Designation Order (Northern Ireland) 2001 (DARD)

SR No 270 Environmentally Sensitive Areas (Enforcement) Regulations (Northern Ireland) 2001 (DARD)

SR No 271 The Beef Labelling (Enforcement) Regulations (Northern Ireland) 2001 (DARD)

SR No 272 Cycle Tracks (Lisburn) Order (Northern Ireland) 2001 (DRD)

SR No 273 Parking Places on Roads (Amendment No. 4) Order (Northern Ireland) 2001 (DRD)

SR No 274 Off-Street Parking (Amendment No. 2) Order (Northern Ireland) 2001 (DRD)

SR No 275 Bus Lane (Ballynahinch Road, Carryduff) Order (Northern Ireland) 2001 (DRD)

SR No 276 The Education (Student Loans) (Amendment) Regulations (Northern Ireland) 2001 (DHETE)

SR No 277 Education (Student Support) Regulations (Northern Ireland) 2001 (DHFETE)

SR No 278 The Social Security (Student and Income-Related Benefits Amendment) Regulations (Northern Ireland) 2001 (DSD)

SR No 279 The Local Government (Discretionary Payments) Regulations (Northern Ireland) 2001 (DOE)

SR No 280 Plant Protection Products (Amendment) Regulations (Northern Ireland) 2001 (DARD)

SR No 281 Industrial Training Levy (Construction Industry) Order (Northern Ireland) 2001 (DHFETE)

SR No 282 Sex Discrimination (Indirect Discrimination and Burden of Proof) Regulations (Northern Ireland) 2001 (OFMDFM)

SR No 283 The Water (1999 Order) (Commencement and Transitional Provisions) Order (Northern Ireland) 2001 (DOE)

SR No 284 The Control of Pollution (Applications and Registers) Regulations (Northern Ireland) 2001 (DOE)

SR No 285 The Education (Grants for Disabled Postgraduate Students) Regulations (Northern Ireland) 2001 (DEL)

SR No 286 Catering Waste (Feeding to Livestock) Order (Northern Ireland) 2001 (DARD)

SR No 287 The Welfare Reform and Pensions (Persons Abroad: Benefits for Widows and Widowers) (Consequential Amendments) Regulations (Northern Ireland) 2001 (DSD)

SR No 288 The General Teaching Council for Northern Ireland (Constitution) Regulations (Northern Ireland) 2001 (DE)

SR No 289 The Income Support (General) (Standard Interest Rate Amendment No. 2) Regulations (Northern Ireland) 2001 (DSD)

SR No 290 The Legal Advice and Assistance (Amendment No. 3) Regulations (Northern Ireland) 2001 (Lord Chancellor)

SR No 291 Fisheries (Tagging and Logbook) Byelaws (Northern Ireland) 2001 (DARD)

SR No 292 Bovine Spongiform Encephalopathy Monitoring Regulations (Northern Ireland) 2001 (DARD)

SR No 293 Lands Tribunal (Salaries) Order (Northern Ireland) 2001 (NIO)

SR No 294 The Community Drivers' Hours (Foot-and-Mouth Disease) (Temporary Exception) (No. 2) (Amendment No. 3) Regulations (Northern Ireland) 2001 (DOE)

SR No 295 Genetically Modified Organisms (Contained Use) Regulations (Northern Ireland) 2001 (DETI)

SR No 296 Food Protection (Emergency Prohibitions) Order (Northern Ireland) 2001 (DHSSPS)

SR No 298 Students Awards Regulations (Northern Ireland) 2001 (DEL)

SR No 299 The Road Traffic (Health Services Charges) (Appeals) Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 302 Salaries (Assembly Ombudsman and Commissioner for Complaints) Order (Northern Ireland) 2001 (OFMDFM)

SR No 303 Foot-and-Mouth Disease (Controlled Area) (No. 4) Order (Northern Ireland) 2001 (DARD)

SR No 308 The Social Security (Medical Evidence) and Statutory Maternity Pay (Medical Evidence) (Amendment) Regulations (Northern Ireland) 2001 (DSD)

SR No 309 General Dental Services (Amendment No. 3) Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 311 The Community Drivers' Hours (Foot-and-Mouth Disease) (Temporary Exception) (No. 2) (Amendment No. 4) Regulations (Northern Ireland) 2001 (DOE)

SR No 316 The Social Security (Incapacity Benefit) (Miscellaneous Amendments) Regulations (Northern Ireland) 2001 (DSD)

7. Consultation Documents

Protecting Our Children's Rights: Consultation Paper on A Commissioner for Children for Northern Ireland (OFMDFM)

Review of Community Relations Policy (OFMDFM)

Natural Rural Resource Tourism Initiative (DARD)

Review of School Information and Prospectuses Regulations:
Primary Schools Consultation Document (DE)

Review of School Information and Prospectuses Regulations:
Post-Primary Schools Consultation Document (DE)

Proposals for Gas Safety (Installation and Use) Regulations (Northern Ireland) 2001 and Approved Code of Practice (DETI)

Department of Enterprise, Trade and Investment Consumer Strategy (DETI)

Proposals to Introduce Regulations for The Control of Pollution (Silage, Slurry and Agricultural Fuel Oil) Regulations (Northern Ireland) 2002 (DOE)

Small Housing Unit: Public Consultation Draft (Planning Service)

Equality Impact Consultation on Review of Marriage Law (DFP)

The Employer of Choice: Caring for Staff and Caring for Service Users (DHSSPS)

Minute on a Proposal by the Department of Health, Social Services and Public Safety to Create an Extra Statutory Liability (DHSSPS)

Options for the Future Supply and Reimbursement of Generic Medicines for the NHS

Second Quinquennial Review of the Labour Relations Agency Consultation (DHETE)

Partners for Change: Government's Strategy for Support of the Voluntary and Community Sector (DSD)

Urban Regeneration in Northern Ireland (DSD)

8. Departmental Publications

Workplace Guidance on the Implementation of the Burden of Proof Directive: Sex Discrimination (Indirect Discrimination and Burden of Proof) Regulations (Northern Ireland) 2001 (OFMDFM)

Equality Impact Assessment: Student Finance Review Proposals for Change (DEL)

Department of the Environment Corporate Plan 2001/2004 and Business Plan 2001/2002

The Industrial Pollution Control (Industrial Pollution and Radiochemical Inspectorate) (Fees and Charges) Scheme (Northern Ireland) 2001 (DOE)

The Industrial Pollution Control (District Councils) (Fees and Charges) Scheme (Northern Ireland) 2001 (DOE)

Artificial Radioactivity in Strangford Lough (DOE)

Housing Statistics 2000–01 (DSD)

9. Agency Publications

Business Development Service Strategic Plan 2001 to 2001 and Business Plan 2001 to 2002

Construction Service Business Plan 2001–2002 and Corporate Plan 2001–2004

Forest Service Annual Report 2000/01

Forest Service Corporate and Business Plans 2001/02 – 2005/06

Government Purchasing Agency Corporate and Business Plan 2001 – 2004

Health Estates Corporate and Business Plan 2001–2006

Independent Case Examiner Annual Report 2000/2001

Northern Ireland Statistics and Research Agency Corporate and Business Plan 2000/02 – 2003/04

The Planning Service Corporate Plan 2003/04 and Business Plan 2001/02

Rate Collection Agency Corporate and Business Plan 2001–2004

Rivers Agency Business Plan 2001/2002

10. Westminster Publications

Appropriation (No. 2) Act 2001 (Chapter 21)

Northern Ireland Court Service Legal Aid Annual Report 1999–2000
(Cm 5171)

Northern Ireland Affairs Committee: Fourth Report: Legal Aid in Northern Ireland
(HC 444)

Intervention Board Annual Report and Accounts 2000–2001 (HC 59)

Report of Her Majesty’s Inspectors of Explosives for Northern Ireland 2000 (HC 86)

Sentence Review Commissioners: Annual Report 2001 (HC 96)

Northern Ireland Prison Service Annual Report and Accounts 2000–2001 (HC 124)

Independent Commissioner for Police Complaints for Northern Ireland Statement of
Accounts for the year ended 31 March 2000 (HC 151)

Northern Ireland Court Service Legal Aid Annual Report 1999–2000
(HC 187)

SI No 2221 The Tax Credits (Miscellaneous Amendments No. 6) (Northern Ireland)
Regulations 2001

SI No 2540 The Tax Credits (Miscellaneous Amendments No. 7) (Northern Ireland)
Regulations 2001

SI No 2599 The Northern Ireland Assembly (Elections) Order 2001

SI No 2725 The Representation of the People (Form of Canvass) (Northern Ireland)
Regulations 2001

SI No 2884 The Northern Ireland Act 2000 (Suspension of Devolved Government)
Order 2001

SI No 2895 The Northern Ireland Act 2000 (Restoration of Devolved Government)
Order 2001

11. Miscellaneous Publications

Equality Commission for Northern Ireland Monitoring Report No. 11

2000 / 2001 Inspection of the Royal Ulster Constabulary: A Report by Her Majesty’s
Inspectorate of Constabulary.

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

THURSDAY 13 SEPTEMBER 2001

The Assembly met at 2.00 pm, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Speaker's Business**

2.1 The Speaker confirmed that this Plenary Sitting had been convened following receipt of a letter from Sir Reg Empey and Mr Séamus Mallon MP in accordance with Standing Order 11 (Appendix 1).

3. **Executive Committee Business**

3.1 **Motion – Message of Condolence**

Motion – Message of Condolence

Proposed: That this Assembly condemns the shocking and inhuman acts of terrorism carried out in the United States of America on Tuesday and, on behalf of the people of Northern Ireland, extends its deepest sympathy to the Government and people of the United States of America and all who have suffered so grievously.

[Sir Reg Empey]
[Mr Séamus Mallon MP]

Following debate, the Question being put, the Motion was **agreed**.

4. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 2.42 pm.

THE LORD ALDERDICE
The Speaker
13 September 2001

12 September 2001

Dear Mr Speaker

SPECIAL PLENARY OF THE ASSEMBLY

In view of the deeply tragic events yesterday in the US, we hereby give notice under Standing Order 11 that the Assembly should meet as soon as possible for the purpose of the transaction of the following specific business:-

That this Assembly condemns the shocking and inhuman acts of terrorism carried out in the United States of America on Tuesday and, on behalf of the people of Northern Ireland, extends its deepest sympathy to the Government and people of the United States of America and all who have suffered so grievously.

SIR REG EMPEY MLA

SÉAMUS MALLON MP MLA

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 17 SEPTEMBER 2001

*The Assembly met at 12.00 noon,
Deputy Speaker, Mr Donovan McClelland, in the Chair*

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Motion – Regional Development Strategy**

Proposed: That this Assembly agrees the Regional Development Strategy ('Shaping our Future') for Northern Ireland 2025.

[Minister for Regional Development]

After debate, the Question being put, the Motion was **carried** without division.

2.2 **Motion – Statutory Rule Subject to Confirmatory Resolution**

Proposed: That the Housing Benefit (Decisions and Appeals) Regulations (Northern Ireland) 2001 (SR 213/2001) be approved.

[Minister for Social Development]

The Speaker in the Chair.

The Question being put, the Motion was **carried** without division.

3. **Committee Business**

3.1 **Motion – Extension of Committee Stage – Game Preservation (Amendment) Bill (NIA Bill 15/00)**

Proposed: That, in accordance with Standing Order 31(5), the period referred to in Standing Order 31(3) be extended to 29 October 2001 in relation to the Committee Stage of the Game Preservation (Amendment) Bill (NIA Bill 15/00).

[Chairperson, Committee for the Environment]

The Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 2.20 pm.

The Sitting resumed at 2.30 pm.

4. **Question Time**

4.1 **Minister of Education**

Questions were put to and answered by, the Minister, Mr Martin McGuinness MP.

4.2 **Minister of Health, Social Services and Public Safety**

Questions were put to and answered by, the Minister, Ms Baírbre de Brún.

4.3 **Minister of Finance and Personnel**

Questions were put to and answered by, the Minister, Mr Mark Durkan.

Deputy Speaker, Ms Jane Morrice, in the Chair.

5. **Committee Business (Cont'd)**

5.1 **Motion – Titanic Quarter Leases**

Proposed: That this Assembly takes note of the report of the Regional Development Committee's Inquiry (1/01) into Belfast Harbour Commissioners' allocation and variation of leases and connected transactions within the Harbour Estate and the extent to which they have served the public interest.

[Chairperson, Committee for Regional Development]

Deputy Speaker, Sir John Gorman, in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

6. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.09 pm.

THE LORD ALDERDICE
The Speaker
17 September 2001

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 11 SEPTEMBER 2001 TO 17 SEPTEMBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Northern Ireland General Consumer Council 16th Annual Report (NIA 8/01)

Companies Registry Annual Report 2000 – 2001 (NIA 09/01)

5. Assembly Reports

Committee for Agriculture and Rural Development: Minutes of Evidence: Update on Foot-and-Mouth Disease Related Issues (01/01/E)

Public Accounts Committee: First Report: Report on (I) School Inspection in Northern Ireland & (II) Pay Flexibilities for School Principals and Vice-Principals (01/01/R)

Regional Development Committee: First Report: Report on the Inquiry into Titanic Quarter Leases (01/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 310 Motor Vehicle (Driving Licences) (Amendment No. 2) (Test Fees) Regulations (Northern Ireland) 2001 (DOE)

SR No 314 The Social Security (Personal Allowances for Children and Young Persons Amendment) Regulations (Northern Ireland) 2001 (DSD)

SR No 318 The Social Security (Maternity and Funeral Expenses) (General) (Amendment) Regulations (Northern Ireland) 2001 (DSD)

7. Consultation Documents

8. Departmental Publications

Shaping Our Future: Regional Development Strategy for Northern Ireland 2025 (DRD)

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 18 SEPTEMBER 2001

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – Cryptosporidiosis**

The Minister for Regional Development, Mr Gregory Campbell MP, made a statement to the Assembly on the Cryptosporidium contamination of the Dunore Point water supply which occurred in Spring of this year, following which he replied to questions.

2.2 **Second Stage – Local Government (Best Value) Bill (NIA Bill 19/00)**

Mr Sam Foster, the Minister of the Environment, moved that the Second Stage of the Local Government (Best Value) Bill be agreed.

Debate ensued.

NIA Bill 19/00 passed Second Stage.

The Sitting was, by leave, suspended at 12.18 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker, Ms Jane Morrice, in the Chair.

3. **Private Members' Business**

3.1 **Motion – Hospital Waiting Lists**

Proposed: That this Assembly views with concern the ever-increasing waiting lists for medical and hospital treatment in our local health services, and requires immediate action to remedy this unacceptable and growing problem.

[Mr E McGrady MP]

Deputy Speaker, Mr Donovan McClelland, in the Chair.

After debate, the Question being put, the Motion was **agreed** without division.

3.2 **Motion – Paramilitary Activity**

Proposed: That this Assembly deplores the ongoing catalogue of paramilitary activity particularly from groups which are allegedly on cease-fire and which claim to accept the premise that only those committed to the use of exclusively peaceful and democratic means can participate in government in Northern Ireland; and further determines it is inconsistent and intolerable that any party associated with active terrorism continues to hold Executive positions.

[Mr P Robinson MP]

3.3 **Amendment**

Proposed: Delete all after ‘activity’ and insert:

‘and calls on all parties who profess to be committed to exclusively peaceful and democratic means to unequivocally repudiate any and all such violence and to call on all paramilitary groups to give real effect to the decommissioning provisions of the Good Friday Agreement.’

[Mr A Attwood]

After debate, the Amendment being put, the Amendment was **made** (Division 1).

The Question being put, the Motion, as amended, was **carried** without division.

4. **Adjournment**

4.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.18 pm.

THE LORD ALDERDICE
The Speaker
18 September 2001

NORTHERN IRELAND ASSEMBLY

18 SEPTEMBER 2001

DIVISIONS

Division No.1

Proposed: Delete all after 'activity' and insert:

'and calls on all parties who profess to be committed to exclusively peaceful and democratic means to unequivocally repudiate any and all such violence and to call on all paramilitary groups to give real effect to the decommissioning provisions of the Good Friday Agreement.'

[Mr A Attwood]

The Question was put and the Assembly divided.

Ayes : 54

Noes : 35

Ayes

Ian Adamson, Billy Armstrong, Alex Attwood, Roy Beggs, Billy Bell, Eileen Bell, Esmond Birnie, P J Bradley, Joe Byrne, Joan Carson, Séamus Close, Fred Cobain, Robert Coulter, Annie Courtney, John Dallat, Duncan Shipley Dalton, Ivan Davis, Arthur Doherty, Mark Durkan, Reg Empey, Sean Farren, John Fee, David Ford, Sam Foster, Tommy Gallagher, John Gorman, Tom Hamilton, Carmel Hanna, Joe Hendron, Derek Hussey, Danny Kennedy, James Leslie, Patricia Lewsley, Alban Maginness, Séamus Mallon, Kieran McCarthy, David McClarty, Alasdair McDonnell, Alan McFarland, Michael McGimpsey, Eddie McGrady, Eugene McMenamin, Monica McWilliams, Jane Morrice, Séan Neeson, Dermot Nesbitt, Danny O'Connor, Eamonn O'Neill, Ken Robinson, Bríd Rodgers, George Savage, John Taylor, David Trimble, Jim Wilson.

Noes

Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, John Kelly, Robert McCartney, William McCrea, Barry McElduff, Gerry McHugh, Mitchel McLaughlin, Pat McNamee, Francie Molloy, Maurice Morrow, Mary Nelis, Dara O'Hagan, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

The Amendment was **made**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 18 SEPTEMBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Committee for Social Development: First Report: Report on the Social Security Fraud Bill (NIA Bill 16/00) (01/01/R) (to be printed)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 315 Housing Renovation etc. Grants (Reduction of Grant) (Amendment) Regulations (Northern Ireland) 2001 (DSD)

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

The Art Council of Northern Ireland Lottery Distribution Accounts 200-01 (HC 189)

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 24 SEPTEMBER 2001

*The Assembly met at 12.00 noon,
Deputy Speaker, Mr Donovan McClelland, in the Chair*

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – North-South Ministerial Council: Environment**

The Minister of the Environment, Mr Sam Foster, made a statement to the Assembly on the North-South Ministerial Council sectoral meeting on the Environment, held on 15 June 2001, following which he replied to questions.

3. **Committee Business**

3.1 **Motion – Change of Committee Membership**

Proposed: That Mr Billy Armstrong shall replace Mr Duncan Shipley Dalton on the Committee for Enterprise, Trade and Investment.

[Mr J Wilson]

The Question being put, the Motion was **carried** without division.

4. **Private Members' Business**

4.1 **Motion – Interdepartmental Working Group**

Proposed: That this Assembly calls on the Executive to establish an Interdepartmental Working Group to make recommendations on the removal of paramilitary flags, emblems and graffiti from public property.

[Mr K McCarthy]

Deputy Speaker, Sir John Gorman, in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 2.17 pm.

The Sitting resumed at 2.30 pm.

The Speaker in the Chair.

5. **Speaker's Business**

- 5.1 The Speaker notified Members that he would be absent from the Chamber on Tuesday 25 September due to a long-standing engagement.

6. **Question Time**

6.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, Sir Reg Empey and Mr Séamus Mallon MP.

6.2 **Minister of Culture, Arts and Leisure**

Questions were put to, and answered by, the Minister, Mr Michael McGimpsey.

6.3 **Minister of Agriculture and Rural Development**

Questions were put to, and answered by, the Minister, Mrs Bríd Rodgers.

6.4 **Assembly Commission**

Questions were put to, and answered by, the Reverend Robert Coulter, on behalf of the Assembly Commission.

7. **Executive Committee Business (Cont'd)**

7.1 **Statement – Draft Programme for Government**

Sir Reg Empey and Mr Séamus Mallon MP, made a statement to the Assembly on the Draft Programme for Government, following which they replied to questions.

8. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.47 pm.

THE LORD ALDERDICE
The Speaker
24 September 2001

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 19 SEPTEMBER 2001 to 24 SEPTEMBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Brucellosis Outbreak at the Agriculture Research Institute (NIAO)
(NIA 02/01)

The Industrial Development Board for Northern Ireland: Receipts and Payments
Accounts for the year ended 31 March 2000 (NIA 10/01)

Report of the Registrar of Credit Unions for the year 1999 (NIA 12/01)

5. Assembly Reports

Committee for Agriculture and Rural Development: First Report: Report on the
Inquiry into the Livestock and Meat Commission (1/01/R) (to be printed)

Committee for Employment and Learning: First Report: Report on the Inquiry into
Education and Training for Industry (1/01/R) (to be printed)

Committee for Enterprise, Trade and Investment: First Report: First Special Report of
Government Observations on the Second Report from the Committee for Enterprise,
Trade and Investment, Session (2001-01), "Strategy 2010 Inquiry" (1/01/R) (to be
printed)

Committee for the Environment: First Report: Report on the Inquiry into Transport
used for Children Travelling to and from School Vol. 1: Report and Minutes of
Proceedings (1/01/R)

Committee for the Environment: First Report: Report on the Inquiry into Transport
used for Children Travelling to and from School Vol. 2: Minutes of Evidence and
Written Submissions (1/01/R)

Public Accounts Committee: Second Report: Report on the Fire Authority for Northern Ireland: Fleet Management and Reports on the 1998 – 1999 and 1999 – 2000 Accounts (2/01/R)

Committee for Social Development: First Report: Report on the Social Security Fraud Bill (NIA Bill 16/00) (01/01/R)

6. Statutory Rules

7. Consultation Documents

Audit and Accountability in the Public Sector in Northern Ireland (DFP)

Proposals for A Protection of Children and Vulnerable Adults Bill (DHSSPS)

8. Departmental Publications

9. Agency Publications

Northern Ireland Council for the Curriculum Examinations and Assessment: Financial Statements 1998–1999

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 25 SEPTEMBER 2001

*The Assembly met at 10.30 am,
Deputy Speaker, Sir John Gorman, in the Chair*

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – Draft Budget 2001**

The Minister of Finance and Personnel, Mr Mark Durkan, made a statement to the Assembly on the Executive's public spending plans for 2002-3, following which he replied to questions.

3. **Private Members' Business**

3.1 **Motion – Northern Ireland Human Rights Commission**

Proposed: That this Assembly believes, in the context of the development of a Bill of Rights, that the Northern Ireland Human Rights Commission has failed to discharge its remit, as given to it by the Belfast Agreement (1998), in its various contributions on the debate on developing human rights in Northern Ireland.

[Dr E Birnie]

[Mr J Leslie]

3.2 **Amendment**

Proposed: Delete all after 'Commission' and insert:

'has been hindered in discharging its remit due to limits on its powers and resources but congratulates the Commission in its substantial contributions to the debate on and in developing human rights in Northern Ireland.'

[Mr A Attwood]

[Ms P Lewsley]

The Sitting was, by leave, suspended at 1.04 pm.

The Sitting resumed at 2.00 pm on the Motion and Amendment.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

After debate, and following receipt of a Petition of Concern under Standing Order 27, Members were informed that the Business Committee had agreed that the Question would be put at the start of Private Members' Business on Monday 1 October 2001.

3.3 **Motion – Fuel Poverty**

Proposed: That this Assembly encourages the Regulator General for Electricity and Gas to contribute to the eradication of fuel poverty by increasing the energy efficiency levy to £5.00 per customer, creating £3.6 million to tackle fuel poverty.

[Mr D Ford]

3.4 **Amendment**

Proposed: Delete all after 'poverty' and insert:

'by entering into negotiations with Northern Ireland Electricity to obtain additional funding equivalent to the amount which would be generated by the proposed increase in the energy efficiency levy to £5.00 per customer.'

[Mr J Wells]
[Mr N Dodds MP]

After debate, the Amendment being put, the Amendment **fell** (Division 1).

The Question being put, the Motion was **carried** (Division 2).

Deputy Speaker (Ms Jane Morrice) in the Chair.

4. **Adjournment**

4.1 Mr P J Bradley spoke on the current and future traffic demands in peripheral areas north-east of Newry in the townlands of Drumcashlone and Carneyhaugh.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.38 pm.

THE LORD ALDERDICE
The Speaker
25 September 2001

NORTHERN IRELAND ASSEMBLY

For Official use

Date Received 25/09/01

PETITION OF CONCERN

Motion: NI HUMAN RIGHTS COMMISSION

Date to be debated: 25 SEPTEMBER 2001

The undersigned Members of the Northern Ireland Assembly present this Petition of Concern in accordance with Standing Order 27.

NAME

Mr Alban Maginness
Ms Patricia Lewsley
Mr John Tierney
Dr Joe Hendron
Mr Joe Byrne
Ms Annie Courtney
Mr Alex Attwood
Mr Eugene McMenamin
Mr P J Bradley
Mr Eamonn O'Neill
Dr Alasdair McDonnell
Mr Alex Maskey
Ms Monica McWilliams
Ms Jane Morrice
Mr Conor Murphy
Ms Eileen Bell
Mr David Ford
Ms Dara O'Hagan
Mr David Ervine
Mr Pat Doherty
Ms Mary Nelis
Mr Pat McNamee
Mr Mick Murphy
Mr Tommy Gallagher
Ms Sue Ramsey
Mr Barry McElduff
Mr Danny O'Connor
Mr Séamus Close
Mr Kieran McCarthy
Mr Arthur Doherty

NORTHERN IRELAND ASSEMBLY

25 SEPTEMBER 2001

DIVISIONS

Division No.1

Fuel Poverty

Proposed: Delete all after 'poverty and insert:

'by entering into negotiations with Northern Ireland Electricity to obtain additional funding equivalent to the amount which would be generated by the proposed increase in the energy efficiency levy to £5.00 per customer.'

[Mr J Wells]

[Mr N Dodds MP]

The Question was put and the Assembly divided.

Ayes : 23

Noes : 31

Ayes

Fraser Agnew, Billy Armstrong, Paul Berry, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Danny Kennedy, James Leslie, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Mark Robinson, Jim Shannon, Denis Watson, Peter Weir.

Noes

Roy Beggs, Billy Bell, Eileen Bell, Esmond Birnie, P J Bradley, Joe Byrne, Fred Cobain, Annie Courtney, Ivan Davis, Arthur Doherty, David Ford, Tommy Gallagher, Joe Hendron, Alban Maginness, Alex Maskey, Kieran McCarthy, David McClarty, Alasdair McDonnell, Barry McElduff, Alan McFarland, Eddie McGrady, Pat McNamee, Mick Murphy, Séan Neeson, Mary Nelis, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, John Tierney, David Trimble.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

25 SEPTEMBER 2001

DIVISIONS

Division No.2

Fuel Poverty

Proposed: That this Assembly encourages the Regulator General for Electricity and Gas to contribute to the eradication of fuel poverty by increasing the energy efficiency levy to £5.00 per customer, creating £3.6 million to tackle fuel poverty.

The Question was put and the Assembly divided.

Ayes : 31

Noes : 23

Ayes

Roy Beggs, Billy Bell, Eileen Bell, Esmond Birnie, P J Bradley, Joe Byrne, Fred Cobain, Annie Courtney, Ivan Davis, Arthur Doherty, David Ford, Tommy Gallagher, Denis Haughey, Joe Hendron, Alex Maskey, Kieran McCarthy, David McClarty, Alasdair McDonnell, Barry McElduff, Alan McFarland, Eddie McGrady, Pat McNamee, Mick Murphy, Séan Neeson, Mary Nelis, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, John Tierney, David Trimble.

Noes

Fraser Agnew, Billy Armstrong, Paul Berry, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Danny Kennedy, James Leslie, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Mark Robinson, Jim Shannon, Denis Watson, Peter Weir.

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 25 SEPTEMBER 2001

- 1. Acts of the Northern Ireland Assembly**
- 2. Bills of the Northern Ireland Assembly**
- 3. Orders in Council**
- 4. Publications Laid in the Northern Ireland Assembly**
- 5. Assembly Reports**
- 6. Statutory Rules**
- 7. Consultation Documents**
Northern Ireland Executive: Draft Budget 2002 – 2003
- 8. Departmental Publications**
- 9. Agency Publications**
- 10. Westminster Publications**
- 11. Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 1 OCTOBER 2001

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Mr Martin O'Hagan**

2.1 In response to a point of order raised by Mrs Bríd Rodgers, Members stood in silent reflection for two minutes on the murder of Mr Martin O'Hagan.

3. **Executive Committee Business**

3.1 **Motion – Suspend Standing Orders**

Proposed: That this Assembly suspends Standing Order 10(2) and Standing Order 10(6) for Monday 1 October 2001.

[Minister of Enterprise, Trade and Investment]

The Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

3.2 **Statement – Aerospace Industry**

The Minister of Enterprise, Trade and Investment, Sir Reg Empey, made a statement to the Assembly on the consequences which the terrorist attacks in the United States are having on the aerospace industry, following which he replied to questions.

3.3 **Statement – Bombardier Aerospace**

The Minister for Employment and Learning, Dr Séan Farren, made a statement to the Assembly on the situation at Bombardier, following which he replied to questions.

3.4 **Social Security Fraud Bill (NIA Bill 16/00)**
Consideration Stage

Mr Maurice Morrow, the Minister for Social Development, moved that the Consideration Stage of the Social Security Fraud Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clause 1 stand part of the Bill.

The Question being put, it was **agreed** without division that Clauses 2-18 stand part of the Bill.

Schedule

The Question being put, it was **agreed** without division that the Schedule stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 16/00 passed Consideration Stage and stood referred to the Speaker.

4. **Committee Business**

4.1 **Motion – Extension of Committee Stage –
Industrial Development Bill (NIA Bill 18/00)**

Proposed: That, in accordance with Standing Order 31(3), the period referred to in Standing Order 31(5) be extended to 23 November 2001 in relation to the Committee Stage of the Industrial Development Bill (NIA Bill 18/00).

[Chairperson, Committee for Enterprise, Trade and Investment]

The Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 2.26 pm.

The Sitting resumed at 2.30 pm.

Deputy Speaker (Sir John Gorman) in the Chair.

5. **Question Time**

5.1 **Minister of Enterprise, Trade and Investment**

Questions were put to and answered by the Minister, Sir Reg Empey.

5.2 **Minister for Employment and Learning**

Questions were put to and answered by the Minister, Dr Séan Farren.

5.3 **Minister for Social Development**

Questions were put to and answered by the Minister, Mr Maurice Morrow.

The Speaker in the Chair.

6. **Private Members' Business**

6.1 **Motion – NI Human Rights Commission**

The Speaker informed Members that a valid Petition of Concern signed by 30 Members had been tabled in respect of the Motion during the debate on 25 September 2001. He further advised Members that in accordance with Standing Order 27 no vote could therefore be held until at least one day had passed, and that the Business Committee had agreed that the vote on this Amendment and the Motion would take place at the commencement of Private Members' Business on Monday 1 October.

Proposed: That this Assembly believes, in the context of the development of a Bill of Rights, that the Northern Ireland Human Rights Commission has failed to discharge its remit, as given to it by the Belfast Agreement (1998), in its various contributions on the debate on developing human rights in Northern Ireland.

[Dr E Birnie]

[Mr J Leslie]

6.2 **Amendment**

Proposed: Delete all after 'Commission' and insert:

'has been hindered in discharging its remit due to limits on its powers and resources but congratulates the Commission in its substantial contributions to the debate on and in developing human rights in Northern Ireland.'

[Mr A Attwood]

[Ms P Lewsley]

The Amendment being put, the Amendment **fell** (Division 1).

The Question being put, the Motion was **negatived** on a cross-community basis (Division 2).

6.3 **Motion – Townland Names**

Proposed: That this Assembly calls on each Government Department to adopt a policy of using and promoting townland names in all Government correspondence and official documents.

[Mr K McCarthy]

[Mr D Ford]

Deputy Speaker (Ms Jane Morrice) in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

6.4 **Motion – Alternatives to Private Finance Initiatives/Public Private Partnership**

Proposed: That this Assembly calls on the Executive to investigate and promote alternatives to Private Finance Initiatives/Public Private Partnership as a means of funding capital investment.

[Mr F Molloy]

After debate, the Question being put, the Motion was **carried** without division.

7. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 7.23 pm.

THE LORD ALDERDICE
The Speaker
1 October 2001

NORTHERN IRELAND ASSEMBLY

1 OCTOBER 2001

DIVISIONS

Division No.1

NI Human Rights Commission

Proposed: Delete all after 'Commission' and insert:

'has been hindered in discharging its remit due to limits on its powers and resources but congratulates the Commission in its substantial contributions to the debate on and in developing human rights in Northern Ireland.'

[Mr A Attwood]

[Ms P Lewsley]

The Question was put and the Assembly divided.

Ayes : 37

Noes : 48

Ayes

Alex Attwood, Eileen Bell, P J Bradley, Joe Byrne, Annie Courtney, John Dallat, Baírbre de Brún, Arthur Doherty, Mark Durkan, David Ervine, Séan Farren, David Ford, Tommy Gallagher, Michelle Gildernew, Joe Hendron, Billy Hutchinson, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Kieran McCarthy, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Eugene McMenamin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Séan Neeson, Mary Nelis, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, John Tierney.

Noes

Ian Adamson, Fraser Agnew, Pauline Armitage, Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Norman Boyd, Gregory Campbell, Mervyn Carrick, Joan Carson, Wilson Clyde, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Nigel Dodds, Boyd Douglas, Sam Foster, Oliver Gibson, Sir John Gorman, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Roger Hutchinson, Gardiner Kane, Danny Kennedy, Lord Kilclooney, James Leslie, David McClarty, Alan McFarland, Michael McGimpsey, Maurice Morrow, Edwin Poots, Iris Robinson, Ken Robinson, Mark Robinson, Peter Robinson, Patrick Roche, George Savage, Jim Shannon, Peter Weir, Jim Wells, Cedric Wilson, Jim Wilson, Sammy Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

1 OCTOBER 2001

DIVISIONS

Division No.2

NI Human Rights Commission

Proposed: That this Assembly believes, in the context of the development of a Bill of Rights, that the Northern Ireland Human Rights Commission has failed to discharge its remit, as given to it by the Belfast Agreement (1998), in its various contributions on the debate on developing human rights in Northern Ireland.

[Dr E Birnie]

[Mr J Leslie]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 48

Noes : 39

Ayes

Unionist: Ian Adamson, Fraser Agnew, Pauline Armitage, Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Norman Boyd, Gregory Campbell, Mervyn Carrick, Joan Carson, Wilson Clyde, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Nigel Dodds, Boyd Douglas, Sam Foster, Oliver Gibson, Sir John Gorman, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Roger Hutchinson, Gardiner Kane, Danny Kennedy, Lord Kilclooney, James Leslie, David McClarty, Alan McFarland, Michael McGimpsey, Maurice Morrow, Edwin Poots, Iris Robinson, Ken Robinson, Mark Robinson, Peter Robinson, Patrick Roche, George Savage, Jim Shannon, Peter Weir, Jim Wells, Cedric Wilson, Jim Wilson, Sammy Wilson.

Noes

Nationalist: Alex Attwood, P J Bradley, Joe Byrne, Annie Courtney, John Dallat, Báirbre de Brún, Arthur Doherty, Mark Durkan, Séan Farren, Tommy Gallagher, Michelle Gildernew, Joe Hendron, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Eugene McMenamin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, John Tierney.

Unionist: David Ervine, Billy Hutchinson.

Other: Eileen Bell, David Ford, Kieran McCarthy, Monica McWilliams, Jane Morrice, Séan Neeson.

| | | | |
|-------------------|----|------------------|------------|
| Total Votes | 87 | Total Ayes | 48 (55.2%) |
| Nationalist Votes | 31 | Nationalist Ayes | 0 (0.0%) |
| Unionist Votes | 50 | Unionist Ayes | 48 (96.0%) |

The Motion was **negatived**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 26 SEPTEMBER 2001 TO 1 OCTOBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Labour Relations Agency Annual Report and Accounts 2000–2001
(NIA 4/01)

5. Assembly Reports

Examiner of Statutory Rules: Second Report (Session 2001–2002): Report on SR
No 312/21 (ESR 214/01)

Committee for Enterprise, Trade and Investment: First Report: First Special Report of
Government Observations on the Second Report from the Committee for Enterprise,
Trade and Investment, Session (2001-01), “Strategy 2010 Inquiry” (1/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 319 Part-Time Workers (Prevention of Less Favourable Treatment)
Regulations (Northern Ireland) 2001 (DEL)

SR No 320 Bus Lane (Whitewell Road, Belfast) Order (Northern Ireland) 2001
(DRD)

SR No 321 Bus Lane (Botanic Avenue, Belfast) Order (Northern Ireland) 2001
(DRD)

SR No 323 Cycle Tracks (Omagh) Order (Northern Ireland) 2001 (DRD)

SR No 325 Control of Traffic (Dundonald) Order (Northern Ireland) 2001 (DRD)

SR No 326 One-Way Traffic (Londonderry) (Amendment) Order (Northern Ireland) 2001 (DRD)

7. Consultation Documents

The Air Quality Strategy for England, Scotland, Wales and Northern Ireland

Proposals for Biocidal Products Regulations (Northern Ireland) 2001 and Approved Code of Practice on test methods for data submitted under the Regulations

8. Departmental Publications

Department for Employment and Learning Annual Report 2000–2001

Department for Employment and Learning Business Plan 2001–2004

Department for Employment and Learning Strategic Plan 2001–2002

Department of Health, Social Services and Public Safety: Hospital Statistics
1 April 2000–31 March 2001

Transport Statistics 2000–2001

9. Agency Publications

Roads Service: Corporate Plan 2001–2004 and Business Plan 2001–2002

10. Westminster Publications

11. Miscellaneous Publications

Police Authority for Northern Ireland Annual Report 2000–2001

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 8 OCTOBER 2001

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Private Members' Business**

2.1 **Motion – Exclusion of Sinn Féin**

Proposed: That this Assembly resolves that the political party Sinn Féin does not enjoy the confidence of the Assembly because it is not committed to non-violence and exclusively peaceful and democratic means.

[Mr D Trimble MP]

Debate ensued.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

The Speaker in the Chair.

Debate suspended.

3. **Question Time**

3.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, Sir Reg Empey and Mr Séamus Mallon MP.

Deputy Speaker (Ms Jane Morrice) in the Chair.

3.2 **Minister for Regional Development**

Questions were put to, and answered by, the Minister, Mr Gregory Campbell MP.

3.3 Minister of the Environment

Questions were put to, and answered by, the Minister, Mr Sam Foster.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

4. Private Members' Business (Cont'd)

4.1 Motion – Exclusion of Sinn Féin

On resuming debate, the Question being put, the Motion was **negatived** on a cross-community basis (Division 1).

4.2 Motion – Exclusion of Sinn Féin

Proposed: That in consequence of,

- the failure of the Provisional IRA to offer up its illegal weaponry for destruction;
- the Republican Movement's continuing terrorist threat, and active pursuit, of terrorist outrages to secure its aims;
- the maintenance by the IRA of an active terrorist organisation;
- the growing number of cases of IRA involvement in terrorist activity in Northern Ireland, the Republic of Ireland and across the globe;
- the fact that the Provisional IRA is inextricably linked to Sinn Féin; and
- the involvement and dominance of members of Sinn Féin in the decision-making "Army Council" of the Provisional IRA,

this Assembly resolves that Sinn Féin does not enjoy its confidence because it is not committed to non-violence and exclusively peaceful means, and further, in accordance with Section 30 of the Northern Ireland Act 1998, determines that members of Sinn Féin shall be excluded from holding office as Ministers for a period of 12 months from the date of this resolution.

[Rev Dr I R K Paisley MP MEP]

[Mr P Robinson MP]

The Speaker in the Chair.

The Question being put, the Motion was **negatived** on a cross-community basis (Division 2).

5. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.55 pm.

THE LORD ALDERDICE
The Speaker
8 October 2001

NORTHERN IRELAND ASSEMBLY

8 OCTOBER 2001

DIVISIONS

Division No.1

Exclusion of Sinn Féin

Proposed: That this Assembly resolves that the political party Sinn Féin does not enjoy the confidence of the Assembly because it is not committed to non-violence and exclusively peaceful and democratic means.

[Mr D Trimble MP]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 54

Noes : 45

Ayes

Unionist: Ian Adamson, Fraser Agnew, Pauline Armitage, Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Gregory Campbell, Mervyn Carrick, Joan Carson, Wilson Clyde, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Nigel Dodds, Boyd Douglas, Sir Reg Empey, David Ervine, Sam Foster, Oliver Gibson, Sir John Gorman, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Billy Hutchinson, Roger Hutchinson, Gardiner Kane, Danny Kennedy, Lord Kilclooney, James Leslie, David McClarty, William McCrea, Alan McFarland, Michael McGimpsey, Maurice Morrow, Dermot Nesbitt, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Ken Robinson, Mark Robinson, Peter Robinson, George Savage, Jim Shannon, David Trimble, Denis Watson, Peter Weir, Jim Wells, Jim Wilson, Sammy Wilson.

Noes

Nationalist: Gerry Adams, Alex Attwood, P J Bradley, Joe Byrne, Annie Courtney, John Dallat, Baírbre de Brún, Arthur Doherty, Pat Doherty, Mark Durkan, Séan Farren, John Fee, Tommy Gallagher, Michelle Gildernew, Denis Haughey, Joe Hendron, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Martin McGuinness, Gerry McHugh, Mitchell McLaughlin, Eugene McMenamin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Bríd Rodgers, John Tierney.

Other: Eileen Bell, David Ford, Kieran McCarthy, Monica McWilliams, Jane Morrice, Séan Neeson.

| | | | | |
|-------------------|----|------------------|----|----------|
| Total Votes | 99 | Total Ayes | 54 | (54.5%) |
| Nationalist Votes | 39 | Nationalist Ayes | 0 | (0.0%) |
| Unionist Votes | 54 | Unionist Ayes | 54 | (100.0%) |

The Motion was **negatived**.

NORTHERN IRELAND ASSEMBLY

8 OCTOBER 2001

DIVISIONS

Division No.2

Exclusion of Sinn Féin

Proposed: That in consequence of,

- the failure of the Provisional IRA to offer up its illegal weaponry for destruction;
- the Republican Movement's continuing terrorist threat, and active pursuit, of terrorist outrages to secure its aims;
- the maintenance by the IRA of an active terrorist organisation;
- the growing number of cases of IRA involvement in terrorist activity in Northern Ireland, the Republic of Ireland and across the globe;
- the fact that the Provisional IRA is inextricably linked to Sinn Féin; and
- the involvement and dominance of members of Sinn Féin in the decision-making "Army Council" of the Provisional IRA,

this Assembly resolves that Sinn Féin does not enjoy its confidence because it is not committed to non-violence and exclusively peaceful means, and further, in accordance with Section 30 of the Northern Ireland Act 1998, determines that members of Sinn Féin shall be excluded from holding office as Ministers for a period of 12 months from the date of this resolution.

[Rev Dr I R K Paisley MP MEP]

[Mr P Robinson MP]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 56

Noes : 45

Ayes

Unionist: Ian Adamson, Fraser Agnew, Pauline Armitage, Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Norman Boyd, Gregory Campbell, Mervyn Carrick, Joan Carson, Wilson Clyde, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Nigel Dodds, Boyd Douglas, Sir Reg Empey, Sam Foster, Oliver Gibson, Sir John Gorman, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Roger Hutchinson, Gardiner Kane, Danny Kennedy, Lord Kilclooney, James Leslie, Robert McCartney, David McClarty, William McCrea, Alan McFarland, Michael McGimpsey, Maurice Morrow, Dermot Nesbitt, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson,

Ken Robinson, Mark Robinson, Peter Robinson, Patrick Roche, George Savage, Jim Shannon, David Trimble, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Jim Wilson, Sammy Wilson.

Noes

Nationalist: Gerry Adams, Alex Attwood, P J Bradley, Joe Byrne, Annie Courtney, John Dallat, Baírbre de Brún, Arthur Doherty, Pat Doherty, Mark Durkan, Séan Farren, John Fee, Tommy Gallagher, Michelle Gildernew, Denis Haughey, Joe Hendron, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Martin McGuinness, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Bríd Rodgers, John Tierney.

Other: Eileen Bell, David Ford, Kieran McCarthy, Monica McWilliams, Jane Morrice, Séan Neeson.

| | | | | |
|-------------------|-----|------------------|----|----------|
| Total Votes | 101 | Total Ayes | 56 | (55.4%) |
| Nationalist Votes | 39 | Nationalist Ayes | 0 | (0.0%) |
| Unionist Votes | 56 | Unionist Ayes | 56 | (100.0%) |

The Motion was **negatived**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 2 OCTOBER 2001 TO 8 OCTOBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Charities Annual Report 2000 (NIA 19/01)

5. Assembly Reports

Committee for Enterprise, Trade and Investment: Second Report: Report on the Industrial Development Bill (NIA 18/00) (2/01/R) (to be printed)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 324 The Health and Personal Social Services (2001 Act) (Commencement No. 2) Order (Northern Ireland) 2001 (DHSSPS)

SR No 327 Vegetable Seeds (Amendment) Regulations (Northern Ireland) 2001 (DARD)

SR No 328 Oil and Fibre Plant Seeds (Amendment) Regulations (Northern Ireland) 2001 (DARD)

SR No 329 Fodder Plant Seeds (Amendment) Regulations (Northern Ireland) 2001 (DARD)

SR No 330 Cereal Seeds (Amendment) Regulations (Northern Ireland) 2001 (DARD)

SR No 331 Beet Seeds (Amendment) Regulations (Northern Ireland) 2001 (DARD)

SR No 332 Rural Development (Financial Assistance) Regulations (Northern Ireland) 2001 (DARD)

SR No 340 The Community Drivers' Hours (Foot-and-Mouth Disease) (Temporary Exception) (No. 2) (Amendment No. 5) Regulations (Northern Ireland) 2001 (DOE)

7. Consultation Documents

Northern Ireland Executive: Draft Budget 2002–2003

Consultation on a Proposed Bill for Local Air Quality Assessment and Management in Northern Ireland (DOE)

Ratification of the EU Driving Disqualification Convention (Home Office)

8. Departmental Publications

Vision for the Future of the Agri-Food Industry (DARD)

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 9 OCTOBER 2001

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – North-South Ministerial Council: Trade and Business**

The Minister of Enterprise, Trade and Investment, Sir Reg Empey, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Trade and Business sectoral format held on 28 September 2001, following which he replied to questions.

2.2 **Social Security Fraud Bill (NIA Bill 16/00)**
Further Consideration Stage

Mr Maurice Morrow, the Minister for Social Development, moved that the Further Consideration Stage of the Social Security Fraud Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clauses 1-18 stand part of the Bill.

Schedule

The Question being put, it was **agreed** without division that the Schedule stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 16/00 passed Further Consideration Stage and stood referred to the Speaker for consideration in accordance with Section 10 of the Northern Ireland Act 1998.

3. **Committee Business**

3.1 Motion – Amend Standing Orders

Proposed: In Standing Order 52, delete all and insert:

“52. SUB COMMITTEES

- (1) Each Committee (“the parent Committee”), in the discharge of its functions, may establish sub-Committees.
- (2) Unless with the approval of the Business Committee and the Assembly, a parent Committee shall establish no more than one sub-Committee to operate at any one time.
- (3) A sub-Committee shall be appointed to consider specific, time-bounded matters within the terms of reference set by the parent Committee and shall:
 - (a) report only to that Committee; and
 - (b) stand dissolved on disposal of those matters.
- (4) A sub-Committee shall not take any decision on behalf of the parent Committee.
- (5) A parent Committee may appoint a member to be the Convenor of a sub-Committee.
- (6) Each sub-Committee shall, in as far as is practicable, reflect the party strengths in the Assembly.
- (7) The quorum of a sub-Committee shall be determined by the parent Committee.
- (8) The proceedings of a sub-Committee shall be such as the parent Committee shall determine.”

[Chairperson, Committee on Procedures]

Deputy Speaker (Mr Donovan McClelland) in the Chair.

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

3.2 **Motion – Report from Committee for Agriculture and Rural Development**

Proposed: That this Assembly takes note of the Report from the Committee for Agriculture and Rural Development on its Inquiry into the Livestock and Meat Commission (1/01R).

[Chairperson, Committee for Agriculture and Rural Development]

After debate, the Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 12.39 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Sir John Gorman) in the Chair.

4. **Private Members' Business**

4.1 **Motion – Threshold Assessment (NI)**

The following Motion stood on the Order Paper in the name of Mr Billy Hutchinson:

That this Assembly believes that the 'Threshold Assessment (Northern Ireland)' does not provide equality for all members of the teaching profession.

The Motion was **not moved**.

4.2 **Motion – Safeguarding Industries in Northern Ireland**

Proposed: That this Assembly, realising the full extent of international terrorism, resolves that the Executive should re-double its efforts to safeguard existing industries in Northern Ireland and give maximum support to agencies responsible for the generation of new national and international investment.

[Mr D McClarty]
[Mr K Robinson]

After debate, the Question being put, the Motion was carried without division.

5. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.07 pm.

THE LORD ALDERDICE
The Speaker
9 October 2001

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 9 OCTOBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Committee for Agriculture and Rural Development: First Report: Inquiry into the Livestock and Meat Commission (1/01/R)

6. Statutory Rules

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 15 OCTOBER 2001

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Motion – Suspend Standing Orders**

Proposed: That Standing Order 40(1) be suspended in respect of the Final Stage of the Social Security Fraud Bill (NIA Bill 16/00).

[Minister for Social Development]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.2 **Final Stage – Social Security Fraud Bill (NIA Bill 16/00)**

Mr Maurice Morrow, Minister for Social Development, moved that the Final Stage of the Social Security Fraud Bill (NIA Bill 16/00) be agreed.

The Question being put, the Motion was **carried** without division.

NIA Bill 16/00 passed Final Stage.

3. **Committee Business**

3.1 **Motion – Report ‘Inquiry into Education and Training for Industry’**

Proposed: That this Assembly takes note of the report from the Committee for Employment and Learning ‘Inquiry into Education and Training for Industry’ (1/01R).

[Chairperson, Committee for Employment and Learning]

Deputy Speaker (Sir John Gorman) in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

3.2 **Motions – Amendments to Guide to the Rules Relating to the Conduct of Members**

Proposed: In the ‘Guide to the Rules Relating to the Conduct of Members’ delete paragraph 3 and insert:

“The guide is divided into four sections dealing with (1) Registration of Interests (paragraphs 8 to 37); (2) Declaration of Interests (paragraphs 38 to 53); (3) the Advocacy Rule (paragraphs 54 to 64); and (4) Procedure for Complaints (paragraphs 65 to 74).”

[Chairperson, Committee on Standards and Privileges]

After debate, the Question being put, the Motion was **agreed** without division.

3.3 Proposed: In the ‘Guide to the Rules Relating to the Conduct of Members’ delete paragraph 10 and insert:

“After an election to the Assembly, Members are required to complete a registration form and submit it to the Clerk of Standards within three months of taking their seats in accordance with Standing Orders. For Members returned at a by-election the time limit is also three months from the date on which they take their seats. Members taking their seats in accordance with section 35 of the Northern Ireland Act 1998 must also complete a registration form within three months of taking their seats. After the initial publication of the Register, (or, in the case of Members returned at by-elections or in accordance with section 35 of the Northern Ireland Act 1998, after their initial registration) it is the responsibility of Members to notify changes in their registrable interests within four weeks of each change occurring.”

[Chairperson, Committee on Standards and Privileges]

The Question being put, the Motion was **agreed** without division.

3.4 Proposed: In the ‘Guide to the Rules Relating to the Conduct of Members’ delete paragraph 33 and insert:

“Members are required to register unremunerated directorships, eg directorships of charitable trusts, professional bodies, learned societies or sporting or artistic organisations, where such a body might directly benefit from public funds or from a decision taken by the Northern Ireland Assembly. Where a Member considers that an unremunerated interest, other than a directorship, which the Member holds might be

thought by others to influence his or her actions in a similar manner to a remunerated interest, such an interest should be registered here.”

[Chairperson, Committee on Standards and Privileges]

The Question being put, the Motion was **agreed** without division.

- 3.5 Proposed: In the ‘Guide to the Rules Relating to the Conduct of Members’ delete paragraph 67 and insert:

“Communications between a Member of the Assembly and the Clerk of Standards and between a member of the public and the Clerk of Standards are not covered by Assembly privilege under section 50 of the Northern Ireland Act 1998 nor are they privileged at law. However, should the Commissioner for Standards decide to investigate a complaint, that investigation is privileged. Once the Commissioner reports his findings to the Committee, the proceedings of the Committee in relation to the report are privileged. The privilege attaching to an investigation by the Commissioner and the related proceedings of the Committee do not extend to include allegations made in the original complaint.”

[Chairperson, Committee on Standards and Privileges]

The Question being put, the Motion was **agreed** without division.

- 3.6 Proposed: In the ‘Guide to the Rules Relating to the Conduct of Members’ delete paragraph 68 and insert:

“All complaints submitted to the Clerk of Standards will be referred by him to the Commissioner for Standards for initial and, if appropriate, detailed investigation. The receipt of a complaint by the Clerk of Standards or the Committee on Standards and Privileges is not to be interpreted as an indication that a prima facie case has been established.”

[Chairperson, Committee on Standards and Privileges]

The Question being put, the Motion was **agreed** without division.

- 3.7 Proposed: In the ‘Guide to the Rules Relating to the Conduct of Members’ delete paragraph 69 and insert:

“When the Commissioner considers a complaint and concludes that no further investigation is necessary, he will report accordingly to the Committee through the Clerk of Standards.”

[Chairperson, Committee on Standards and Privileges]

The Question being put, the Motion was **agreed** without division.

- 3.8 Proposed: In the ‘Guide to the Rules Relating to the Conduct of Members’ delete paragraph 70 and insert:

“On completion of a detailed investigation into a complaint against a Member, the Commissioner shall submit a report to the Committee on Standards and Privileges.”

[Chairperson, Committee on Standards and Privileges]

The Question being put, the Motion was **agreed** without division.

- 3.9 Proposed: In the ‘Guide to the Rules Relating to the Conduct of Members’ delete paragraph 71 and insert:

“If the Committee on Standards and Privileges decides to adopt the findings and conclusions of a detailed report, as mentioned in paragraph 70, that report shall be submitted to the Assembly as part of a report of the Committee on Standards and Privileges.”

[Chairperson, Committee on Standards and Privileges]

The Question being put, the Motion was **agreed** without division.

- 3.10 Proposed: In the ‘Guide to the Rules Relating to the Conduct of Members’ delete paragraph 72 and insert:

“Where the report submitted to the Assembly in accordance with paragraph 71 deals with any matter mentioned in paragraphs 8 to 64 of this guide, it may contain a recommendation that the Member be excluded from proceedings of the Assembly for a specified period and have his/her rights and privileges as a Member withdrawn for that period.”

[Chairperson, Committee on Standards and Privileges]

The Question being put, the Motion was **agreed** without division.

- 3.11 Proposed: In the ‘Guide to the Rules Relating to the Conduct of Members’ insert new paragraph 73:

“The Committee on Standards and Privileges has power under Standing Orders to send for persons, papers and records, to order the attendance of any Member before it and to require that specific documents in the possession of a Member relating to its inquiries or to the inquiries of the Commissioner for Standards be laid before it.”

[Chairperson, Committee on Standards and Privileges]

The Question being put, the Motion was **agreed** without division.

- 3.12 Proposed: In the ‘Guide to the Rules Relating to the Conduct of Members’ insert new paragraph 74:

“While it will be usual for the Committee on Standards and Privileges to deliberate in private, the Committee determines for itself whether sessions at which evidence is to be taken shall be held publicly or in private and is empowered to refuse leave for the broadcasting of any public sessions.”

[Chairperson, Committee on Standards and Privileges]

The Question being put, the Motion was **agreed** without division.

The Sitting was, by leave, suspended at 2.18 pm.

The Sitting resumed at 2.30 pm.

4. **Question Time**

4.1 **Minister of Education**

Questions were put to and answered by, the Minister, Mr Martin McGuinness MP.

4.2 **Minister of Health, Social Services and Public Safety**

Questions were put to and answered by, the Minister, Ms Baírbre de Brún.

4.3 **Minister of Finance and Personnel**

Questions were put to and answered by, the Minister, Mr Mark Durkan.

5. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.01 pm.

THE LORD ALDERDICE
The Speaker
15 October 2001

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 10 OCTOBER 2001 TO 15 OCTOBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Social Security Agency Annual Report on Decision Making 2000/2001
(NIA 18/01)

5. Assembly Reports

Committee for Employment and Learning: First Report: Report on the Inquiry into Education and Training for Industry: Vol. 1: Report and Proceedings of the Committee relating to the Report (1/01/R)

Committee for Employment and Learning: First Report: Report on the Inquiry into Education and Training for Industry: Vol. 2: Minutes of Evidence Relating to the Report (01/01/R)

Committee for Employment and Learning: First Report: Report on the Inquiry into Education and Training for Industry: Vol. 3: Minutes of Evidence Relating to the Report (01/01/R)

Committee for Employment and Learning: First Report: Report on the Inquiry into Education and Training for Industry: Vol. 4 Written Submissions Relating to the Report (01/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 333 Trunk Road T9 (Doagh Road to Coleman's Corner) Order (Northern Ireland) 2001 (DRD)

SR No 334 Trunk Road T9 (Millbrook and Antiville) Order (Northern Ireland) 2001 (DRD)

SR No 335 Trunk Road T9 (Ballynure) Order (Northern Ireland) 2001 (DRD)

SR No 339 General Ophthalmic Services (Amendment) Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 350 Route U2209 Old Crebilly Road, Ballymena (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 351 Church Street, Ballymena (Stopping-up) (Revocation) Order (Northern Ireland) 2001 (DRD)

SR No 353 Glenbush Drive, Portrush (Stopping-up) Order (Northern Ireland) 2001 (DRD)

SR No 355 Caldwell Park, Portrush (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 356 Roads (Speed Limit) (No. 2) Order (Northern Ireland) 2001 (DRD)

SR No 357 Traffic Weight Restriction (Ballycowan Road, Ballymena) Order (Northern Ireland) 2001 (DRD)

SR No 358 Cycle Tracks (Cookstown) Order (Northern Ireland) 2001 (DRD)

SR No 359 Prohibition of Right-Hand Turn (Ballymoney) Order (Northern Ireland) 2001 (DRD)

SR No 360 Control of Traffic (Enniskillen) (Revocation) Order (Northern Ireland) 2001 (DRD)

SR No 361 Control of Traffic (Bangor) Order (Northern Ireland) 2001 (DRD)

7. Consultation Documents

8. Departmental Publications

Department for Regional Development: Corporate Plan 2001/2004 and Business Plan 2001/2002

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 22 OCTOBER 2001

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 The Speaker notified the Assembly he had received letters on Thursday 18 October 2001 from the nominating officers of the Ulster Unionist Party and the Democratic Unionist Party indicating that Ministers from both these parties had been dismissed with effect from midnight on that date. The Speaker advised the Assembly that, in these circumstances, Oral Questions to the Office of the First Minister and Deputy First Minister and the Minister of Culture, Arts and Leisure could not, therefore, be taken on Monday 22 October 2001.

3. **Executive Committee Business**

3.1 **Statement – North-South Ministerial Council: Agriculture**

The Minister of Agriculture and Rural Development, Mrs Bríd Rodgers, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Agriculture sectoral format held on 4 October 2001, following which she replied to questions.

4. **Committee Business**

4.1 **Motion – Extension of Committee Stage –
Local Government (Best Value) Bill (NIA Bill 19/00)**

Proposed: That, in accordance with Standing Order 31(5), the period referred to in Standing Order 31(3) be extended to 14 December 2001, for the Committee Stage of the Local Government (Best Value) Bill (NIA Bill 19/00).

[Deputy Chairperson, Committee for the Environment]

The Question being put, the Motion was **agreed** without division.

4.2 **Motion – Report by Committee for Education –
‘Review of Post-Primary Education in Northern Ireland’**

Proposed: That this Assembly takes note of the report prepared by the Committee for Education on the ‘Review of Post-Primary Education in Northern Ireland’ (1/01R).

[Chairperson, Committee for Education]

Debate ensued.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Deputy Speaker (Sir John Gorman) in the Chair.

The Sitting was, by leave, suspended at 3.24 pm.

The Sitting resumed at 3.30 pm.

The Speaker in the Chair.

5. **Question Time**

5.1 **Minister of Agriculture and Rural Development**

Questions were put to, and answered by, the Minister, Mrs Bríd Rodgers.

6. **Committee Business (Cont’d)**

6.1 **Motion – Report by Committee for Education –
‘Review of Post-Primary Education in Northern Ireland’**

Debate was resumed on the Motion -

That this Assembly takes note of the report prepared by the Committee for Education on the ‘Review of Post-Primary Education in Northern Ireland’ (1/01R).

[Chairperson, Committee for Education]

After debate, the Question being put, the Motion was **agreed** without division.

7. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.25 pm.

THE LORD ALDERDICE
The Speaker
22 October 2001

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 16 OCTOBER 2001 TO 22 OCTOBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Fisheries Conservancy Board for Northern Ireland: Annual Report and Financial Statements for the year ended 31 December 2000 (NIA 13/01)

Laganside Annual Report 2001–2001 (NIA 21/01)

5. Assembly Reports

Committee for Education: First Report: Report on the Review of Post-Primary Education in Northern Ireland: Vol. 1: Report and Proceedings of the Committee relating to the Report (1/01/R)

Committee for Education: First Report: Report on the Review of Post-Primary Education in Northern Ireland: Vol. 2: Minutes of Evidence Relating to the Report (01/01/R)

Committee for Education: First Report: Report on the Review of Post-Primary Education in Northern Ireland: Vol. 3: Written Submissions Relating to the Report (01/01/R)

Committee for Education: First Report: Report on the Review of Post-Primary Education in Northern Ireland: Vol. 4: Written Submissions Relating to the Report, Summary Report of Focus Groups, Research Papers and Schedule of Visits by the Committee (01/01/R)

Committee for the Environment: Second Report: Report on the Game Preservation (Amendment) Bill (NIA 15/00) (02/01/R) (to be printed)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 336 Foot-and-Mouth Disease (Controlled Area) (No. 5) Order (Northern Ireland) 2001 (DARD)

SR No 341 Food Protection (Emergency Prohibitions No. 2) Order (Northern Ireland) 2001 (DHSSPS)

SR No 342 Food Protection (Emergency Prohibitions) (Revocation) Order (Northern Ireland) 2001 (DHSSPS)

SR No 343 Back Street at Grampian Avenue, Belfast (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 344 Route A31 Magherafelt Road, Moneymore (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 345 Route A5 Beltany Road, Newtownstewart (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 346 Back Street at Wilgar Street, Belfast (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 347 Westland Road South, Cookstown (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 348 Fire Precautions (Workplace) Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 352 Route A1 Belfast Road, Newry (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 354 Route B3 Markethill Road, Tandragee (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 362 Suckler Cow Premium Regulations (Northern Ireland) 2001 (DARD)

SR No 363 Beef Special Premium Regulation (Northern Ireland) 2001 (DARD)

SR No 364 Motor Vehicle Testing (Amendment) Regulations (Northern Ireland) 2001 (DOE)

SR No 365 Goods Vehicles (Testing (Amendment) Regulations (Northern Ireland) 2001 (DOE)

SR No 366 Public Service Vehicles (Amendment) Regulations (Northern Ireland) 2001 (DOE)

SR No 370 Optical Charges and Payments and General Ophthalmic Services (Amendment) Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 371 Prohibition of U-Turn (Ballyrobin Road, Templepatrick) Order (Northern Ireland) 2001 (DRD)

SR No 373 The Social Fund Winter Fuel Payment (Amendment) Regulations (Northern Ireland) 2001 (DSD)

SR No 386 The Social Fund (Cold Weather Payments) (General) (Amendment) Regulations (Northern Ireland) 2001 (DSD)

7. Consultation Documents

Managing Radioactive Waste Safely: Proposals for developing a policy for managing solid radioactive waste in the UK (DOE)

Transfer of Undertakings (Protection of Employment) Regulations 1981 (TUPE) Government Proposals for Reform (DTI)

8. Departmental Publications

Building the Way Forward in Primary Care (DHSSPS)

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

FRIDAY 2 NOVEMBER 2001

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 The Speaker informed Members that he would not be available for Plenary Business on Monday 5 November 2001.

3. **Private Members' Business**

3.1 **Motion – Amend Standing Orders**

Proposed: In Standing Order 3(8), line 2, delete all after 'during' and insert:

'an Assembly session. Any such change takes effect immediately after notification in writing is submitted to the Speaker.'

[Ms J Morrice]

[Ms M McWilliams]

3.2 **Amendment**

Proposed: In line 2 delete 'an Assembly session' and insert:

'the life of an Assembly' and

in line 2 delete 'immediately' and insert:

'45 calendar days'.

[Mr P Robinson MP]

After debate, the Amendment being put, the Amendment **fell** (Division 1).

The Question being put, the Motion was **carried** with cross-community support (Division 2).

- 3.3 The Speaker informed Members that he had received letters of re-designation submitted by two Members of the Northern Ireland Women's Coalition, and that under Standing Order 3(8), these re-designations became operative with immediate effect.

4. **Election of First Minister and Deputy First Minister**

4. 1 The Speaker outlined the procedure for the election of First Minister and Deputy First Minister.

Sir Reg Empey nominated the Rt Hon David Trimble MP for the position of First Minister of the Northern Ireland Assembly and Mr Mark Durkan for the position of Deputy First Minister of the Northern Ireland Assembly.

Mr Séamus Mallon MP seconded the nominations.

The Rt Hon David Trimble MP indicated his agreement to accept the nomination.

Mr Mark Durkan indicated his agreement to accept the nomination.

Debate ensued.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

The Speaker in the Chair.

The Question being put, the Motion was **negatived** on a cross-community (parallel consent) basis (Division 3).

5. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 1.04 pm.

THE LORD ALDERDICE
The Speaker
2 November 2001

NORTHERN IRELAND ASSEMBLY

2 NOVEMBER 2001

DIVISIONS

Division No.1

Amend Standing Orders

Proposed: In line 2 delete 'an Assembly session' and insert:

'the life of an Assembly' and

in line 2 delete 'immediately' and insert:

'45 calendar days'.

[Mr P Robinson MP]

The Question was put and the Assembly divided.

Ayes : 30

Noes : 39

Ayes

Fraser Agnew, Pauline Armitage, Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

Noes

Alex Attwood, P J Bradley, Joe Byrne, Annie Courtney, Baírbre de Brún, Arthur Doherty, Mark Durkan, Séan Farren, John Fee, Tommy Gallagher, Carmel Hanna, Joe Hendron, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Séamus Mallon, Alex Maskey, Donovan McClelland, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Martin McGuinness, Gerry McHugh, Mitchel McLaughlin, Eugene McMennamin, Pat McNamee, Monica McWilliams, Francie Molloy, Jane Morrice, Conor Murphy, Mick Murphy, Mary Nelis, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Bríd Rodgers, John Tierney.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

2 NOVEMBER 2001

DIVISIONS

Division No.2

Amend Standing Orders

Proposed: In Standing Order 3(8), line 2, delete all after 'during' and insert:

'an Assembly session. Any such change takes effect immediately after notification in writing is submitted to the Speaker.'

[Ms J Morrice]

[Ms M McWilliams]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 65

Noes : 30

Ayes

Nationalist: Alex Attwood, P J Bradley, Joe Byrne, Annie Courtney, Baírbre de Brún, Arthur Doherty, Mark Durkan, Séan Farren, John Fee, Tommy Gallagher, Carmel Hanna, Joe Hendron, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Séamus Mallon, Alex Maskey, Donovan McClelland, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Martin McGuinness, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Bríd Rodgers, John Tierney.

Unionist: Ian Adamson, Billy Armstrong, Roy Beggs, Billy Bell, Esmond Birnie, Joan Carson, Fred Cobain, Robert Coulter, Duncan Shipley-Dalton, Ivan Davis, Sir Reg Empey, David Ervine, Sam Foster, Sir John Gorman, Tom Hamilton, Billy Hutchinson, Lord Killooney, James Leslie, David McClarty, Alan McFarland, Michael McGimpsey, Dermot Nesbitt, Ken Robinson, George Savage, David Trimble, Jim Wilson.

Other: Monica McWilliams, Jane Morrice.

Noes

Unionist: Fraser Agnew, Pauline Armitage, Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

| | | | | |
|--------------------|----|------------------|----|----------|
| Total Votes | 95 | Total Ayes | 65 | (68.4%) |
| Nationalists Votes | 37 | Nationalist Ayes | 37 | (100.0%) |
| Unionist Votes | 56 | Unionist Ayes | 26 | (46.4%) |

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

2 NOVEMBER 2001

DIVISIONS

Division No.3

Election of First Minister and Deputy First Minister

Proposed: That the Rt Hon David Trimble MP be First Minister and Mr Mark Durkan be Deputy First Minister.

[Sir Reg Empey]
[Mr S Mallon MP]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 72
Noes : 30

Ayes

Nationalist: Alex Attwood, P J Bradley, Joe Byrne, Annie Courtney, Baírbre de Brún, Arthur Doherty, Mark Durkan, Séan Farren, John Fee, Tommy Gallagher, Carmel Hanna, Joe Hendron, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Séamus Mallon, Alex Maskey, Donovan McClelland, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Martin McGuinness, Gerry McHugh, Gerry McLaughlin, Eugene McMenamein, Pat McNamee, Monica McWilliams, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Bríd Rodgers, John Tierney.

Unionist: Ian Adamson, Billy Armstrong, Roy Beggs, Billy Bell, Esmond Birnie, Joan Carson, Fred Cobain, Robert Coulter, Duncan Shipley-Dalton, Ivan Davis, Sir Reg Empey, David Ervine, Sam Foster, Sir John Gorman, Tom Hamilton, Derek Hussey, Billy Hutchinson, Danny Kennedy, Lord Kilclooney, James Leslie, David McClarty, Alan McFarland, Michael McGimpsey, Jane Morrice, Dermot Nesbitt, Ken Robinson, George Savage, David Trimble, Jim Wilson.

Other: Eileen Bell, Séamus Close, David Ford, Kieran McCarthy, Séan Neeson.

Noes

Unionist: Fraser Agnew, Pauline Armitage, Pauline Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

| | | | | |
|-------------------|-----|------------------|----|----------|
| Total Votes | 102 | Total Ayes | 72 | (70.6%) |
| Nationalist Votes | 38 | Nationalist Ayes | 38 | (100.0%) |
| Unionist Votes | 59 | Unionist Ayes | 29 | (49.2%) |

The Motion was **negatived**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 23 OCTOBER 2001 TO 2 NOVEMBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Report from the Examiner of Statutory Rules (NIA 22/01)

5. Assembly Reports

Committee for Enterprise, Trade and Investment: Second Report: Report on the Industrial Development Bill (NIA 18/00) (2/01/R)

Committee for the Environment: Second Report: Report on the Game Preservation (Amendment) Bill (NIA 15/00) (2/01/R)

Committee for Social Development: Second Report: First Report into Housing in Northern Ireland (2/01/R) (to be printed)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 338 Street Works (Sharing of Costs of Works) (Amendment) Regulations (Northern Ireland) 2001 (DRD)

SR No 349 The Fishing Vessels (Decommissioning) Scheme (Northern Ireland) 2001 (DARD)

SR No 368 Food Protection (Emergency Prohibition No. 3) Order (Northern Ireland) 2001 (DHSSPS)

SR No 372 Road Vehicles Lighting (Amendment No. 32) Regulations (Northern Ireland) 2001 (DOE)

SR No 374 General Medical Services (Amendment No. 4) Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 375 Road Traffic Offenders (Additional Offences and Prescribed Devices) Order (Northern Ireland) 2001 (DOE)

SR No 376 Specified Risk Material (Amendment) No. 3) Order (Northern Ireland) 2001 (DARD)

SR No 377 Specified Risk Material (Amendment) No. 2) Order (Northern Ireland) 2001 (DARD)

SR No 378 Rendering (Fluid Treatment) Order (Northern Ireland) 2001 (DARD)

SR No 379 Strangford Lough (Prohibition of Fishing for Shellfish) Regulations (Northern Ireland) 2001 (DARD)

SR No 380 Route B127 Ballyconnell Road, Derrylin (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 381 Route DR219 Foyle Avenue, Greysteel (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 382 Rowland Way, Belfast (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 383 Route C154 Tandragee Road, Craigavon (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 384 Lindenwood Park, Londonderry (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 385 Route A26 Larne Road Link, Ballymena (Abandonment) Order (Northern Ireland) 2001 (DRD)

SR No 388 The Street Works (1995 Order) (Commencement No. 5) Order (Northern Ireland) 2001 (DRD)

SR No 392 The Social Security (Capital Disregards Amendment No. 3) Regulations (Northern Ireland) 2001 (DSD)

SR No 394 Drainage (Environmental Impact Assessment) Regulations (Northern Ireland) 2001 (DARD)

7. Consultation Documents

Renewable Energy in Northern Ireland: Realising the Potential

EC Directive 2001/18 on the Deliberate Release into the Environment of Genetically Modified Organisms: Plans for Transposition of the Directive in Northern Ireland: Consultation Paper

Consultation Paper on Proposals for Executive Programme Fund for Children: Community and Voluntary Sector Involvement

8. Departmental Publications

Education for the 21st Century: Report by the Post-Primary Review Body

9. Agency Publications

The Local Government Staff Commission for Northern Ireland: Annual Report 1st April 2000 - 31st March 2001

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 5 NOVEMBER 2001

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Speaker's Business**

2.1 The Speaker confirmed that the Business Committee met at 9.30 am on Monday 5 November 2001 and agreed the order of business and timings for business.

2.2 The Speaker delivered a ruling on alleged unparliamentary language arising out of the Plenary session on Friday 2 November 2001.

2.3 The Speaker notified Members that, in accordance with Standing Order 27, valid Petitions of Concern had been submitted in respect of Item 3 on the Order Paper (Motion to Amend Standing Orders) and Item 4 on the Order Paper (Election of First Minister and Deputy First Minister). The Speaker advised Members that, in these circumstances, debates on both Motions would proceed, but the votes on the Motions would take place at a later date.

3. **Committee Business**

3.1 **Motion – Suspend Standing Orders**

Proposed: That this Assembly suspends Standing Order 10(2) and Standing Order 10(6) for Monday 5 November 2001.

[Chairperson, Committee for Finance and Personnel]

After debate, the Question being put, the Motion was **carried** with cross-community support (Division 1).

4. **Private Members' Business**

4.1 **Motion – Amend Standing Orders**

Proposed: From 5 November 2001, until the commencement of a review under paragraph 36 of Strand One of the Belfast Agreement, Standing Order 3(8) has effect as if it read:

‘A Member may change his/her designation of identity. Any such change takes effect immediately after notification in writing is submitted to the Speaker. Any subsequent change shall take effect seven days after the day of such notification.’ ”

[Mr J Wilson]
[Mr E McGrady MP]

4.2 **Amendment**

Proposed: Delete all after ‘Speaker’ in line 6 and add:

‘and the change is endorsed by a majority of those already registered to this designation.’

[Mr P Robinson MP]
[Rev Dr I R K Paisley MP MEP]

After debate, Members were informed that the Business Committee would convene later in the day to determine when the Questions would be put.

5. **Election of First Minister and Deputy First Minister**

5.1 Proposals for the Office of First Minister and Deputy First Minister were sought.

Proposed: That the Rt Hon David Trimble MP be First Minister and Mr Mark Durkan be Deputy First Minister.

[Sir Reg Empey]
[Mr S Mallon MP]

The Rt Hon David Trimble MP and Mr Mark Durkan accepted nomination.

There were no further proposals.

Debate ensued.

After debate, Members were informed that the Business Committee would meet later in the day to determine when the Question would be put.

6. **Committee Business (Cont'd)**

6.1 **Motion – Committee Membership – Business Committee**

Proposed: That Mr Maurice Morrow should replace Mr Nigel Dodds MP on the Business Committee.

[Rev Dr I R K Paisley MP MEP]
[Mr I Paisley Jnr]

The Question being put, the Motion was **agreed** without division.

The Sitting was, by leave, suspended at 1.04 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

6.2 **Motion – Draft Budget Statement**

Proposed: That this Assembly takes note of the Draft Budget announced on 25 September 2001 by the Minister of Finance and Personnel.

[Chairperson, Committee for Finance and Personnel]

Debate suspended.

7. **Question Time**

7.1 **Minister of Enterprise, Trade and Investment**

Deputy Speaker (Sir John Gorman) in the Chair.

Questions were put to and answered by the Minister, Sir Reg Empey.

The Sitting was, by leave, suspended at 2.57 pm.

The Sitting resumed at 3.00 pm.

7.2 **Minister for Employment and Learning**

Questions were put to and answered by the Minister, Dr Séan Farren.

The Sitting was, by leave, suspended at 3.26 pm.

The Sitting resumed at 3.30 pm.

7.3 **Minister for Social Development**

Questions were put to and answered by the Minister, Mr Nigel Dodds MP.

Deputy Speaker (Ms Jane Morrice) in the Chair.

8. **Committee Business (Cont'd)**

8.1 **Motion – Draft Budget Statement (Cont'd)**

Debate was resumed on the Motion –

That this Assembly takes note of the Draft Budget announced on 25 September 2001 by the Minister of Finance and Personnel.

[Chairperson, Committee for Finance and Personnel]

The Speaker in the Chair.

After debate, the Question being put, the Motion was **agreed** without division.

9. **Adjournment**

9.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 7.39 pm.

THE LORD ALDERDICE
The Speaker
5 November 2001

NORTHERN IRELAND ASSEMBLY

For Official use

Date Received 5/11/01

PETITION OF CONCERN

MOTION:

AMEND STANDING ORDERS

Date to be debated:

5 NOVEMBER 2001

The undersigned Members of the Northern Ireland Assembly present this Petition of Concern in accordance with Standing Order 27.

NAME

Ian R K Paisley
Peter Robinson
Peter Weir
Iris Robinson
Roger Hutchinson
Gardiner Kane
Fraser Agnew
Maurice Morrow
Jim Wells
Nigel Dodds
William McCrea
Sammy Wilson
Robert McCartney
Mark Robinson
Denis Watson
Paul Berry
Mervyn Carrick
Ian Paisley Jnr
William Hay
Oliver Gibson
David Hilditch
Edwin Poots
Gregory Campbell
Pauline Armitage
Boyd Douglas
Cedric Wilson
Norman Boyd
Patrick Roche
Jim Shannon
Wilson Clyde

NORTHERN IRELAND ASSEMBLY

For Official use

Date Received 5/11/01

PETITION OF CONCERN

Motion: ELECTION OF FIRST MINISTER AND DEPUTY FIRST MINISTER

Date to be debated: 5 NOVEMBER 2001

The undersigned Members of the Northern Ireland Assembly present this Petition of Concern in accordance with Standing Order 27.

| | |
|-----------------------|--------------------|
| David Trimble | Ivan Davis |
| Jim Wilson | Esmond Birnie |
| Reg Empey | George Savage |
| Lord Kilclooney | David Ford |
| John Gorman | Séan Neeson |
| Robert Coulter | Kieran McCarthy |
| Michael McGimpsey | Eileen Bell |
| Dermot Nesbitt | Annie Courtney |
| Billy Bell | Arthur Doherty |
| Danny Kennedy | John Tierney |
| Ian Adamson | Patricia Lewsley |
| Duncan Shipley-Dalton | Eugene McMenamin |
| Joan Carson | Tommy Gallagher |
| Billy Armstrong | Carmel Hanna |
| Sam Foster | Denis Haughey |
| Fred Cobain | Alban Maginness |
| Ken Robinson | P J Bradley |
| Roy Beggs | Alasdair McDonnell |
| Derek Hussey | Eddie McGrady |
| Alan McFarland | Eamonn O'Neill |

NORTHERN IRELAND ASSEMBLY

5 NOVEMBER 2001

DIVISIONS

Division No.1 Suspend Standing Orders

Proposed: That this Assembly suspends Standing Order 10(2) and Standing Order 10(6) for Monday 5 November 2001.

[Chairperson, Committee for Finance and Personnel]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 68

Noes : 29

Ayes

Nationalist: Alex Attwood, P J Bradley, Joe Byrne, Annie Courtney, Baírbre de Brún, Arthur Doherty, Mark Durkan, Séan Farren, John Fee, Tommy Gallagher, Carmel Hanna, Denis Haughey, Joe Hendron, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Séamus Mallon, Donovan McClelland, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Martin McGuinness, Gerry McHugh, Mitchel McLaughlin, Eugene McMenemy, Monica McWilliams, Conor Murphy, Mick Murphy, Mary Nelis, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Bríd Rodgers, John Tierney.

Unionist: Ian Adamson, Billy Armstrong, Roy Beggs, Billy Bell, Esmond Birnie, Joan Carson, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Sir Reg Empey, Sam Foster, Sir John Gorman, Tom Hamilton, Derek Hussey, Billy Hutchinson, Danny Kennedy, Lord Kilclooney, James Leslie, David McClarty, Alan McFarland, Michael McGimpsey, Jane Morrice, Dermot Nesbitt, Ken Robinson, George Savage, David Trimble, Jim Wilson.

Other: Eileen Bell, David Ford, Kieran McCarthy, Seán Neeson.

Noes

Unionist: Fraser Agnew, Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

| | | | | |
|-------------------|----|------------------|----|----------|
| Total Votes | 97 | Total Ayes | 68 | (70.1%) |
| Nationalist Votes | 36 | Nationalist Ayes | 36 | (100.0%) |
| Unionist Votes | 57 | Unionist Ayes | 28 | (49.1%) |

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 5 NOVEMBER 2001

- 1. Acts of the Northern Ireland Assembly**
- 2. Bills of the Northern Ireland Assembly**
- 3. Orders in Council**
- 4. Publications Laid in the Northern Ireland Assembly**
- 5. Assembly Reports**
- 6. Statutory Rules**
(The department identified after each rule is for reference purposes only.)

SR No 367 The Health and Personal Social Services (Injury Benefits) Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 398 The Community Drivers' Hours (Foot-and-Mouth Disease) (Temporary Exception) (No. 2) (Amendment No. 6) Regulations (Northern Ireland) 2001 (DOE)
- 7. Consultation Documents**
- 8. Departmental Publications**
- 9. Agency Publications**
- 10. Westminster Publications**
- 11. Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 6 NOVEMBER 2001

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Speaker's Business**

2.1 The Speaker confirmed that following the unanimous agreement of the Business Committee, the Assembly was meeting for the purpose of conducting votes on the business carried over from the Plenary meeting on Monday 5 November 2001 following receipt of two valid Petitions of Concern.

3. **Private Members' Business**

3.1 **Motion – Amend Standing Orders**

Proposed: From 5 November 2001, until the commencement of a review under paragraph 36 of Strand One of the Belfast Agreement, Standing Order 3(8) has effect as if it read:

'A Member may change his/her designation of identity. Any such change takes effect immediately after notification in writing is submitted to the Speaker. Any subsequent change shall take effect seven days after the day of such notification.'

[Mr J Wilson]
[Mr E McGrady MP]

3.2 **Amendment**

Proposed: Delete all after 'Speaker' in line 6 and add:

'and the change is endorsed by a majority of those already registered to this designation.'

[Mr P Robinson MP]
[Rev Dr I R K Paisley MP MEP]

The Question being put, the Amendment **fell** (Division 1).

The Question being put, the Motion was **carried** with cross-community support (Division 2).

4. **Re-Designation Letters**

- 4.1 The Speaker informed the Assembly he had received letters from Mr David Ford, Ms Eileen Bell, and Mr Seán Neeson notifying him they had changed their designation from 'Other' to 'Unionist'. In light of the amendment to Standing Order 3(8), the Speaker indicated that the re-designations were immediately effective.

5. **Election of First Minister and Deputy First Minister**

- 5.1 Proposed: That the Rt Hon David Trimble MP be First Minister and Mr Mark Durkan be Deputy First Minister.

[Sir Reg Empey]
[Mr S Mallon MP]

The Question being put, the Motion was **agreed** with cross-community (parallel consent) support (Division 3).

Mr Trimble and Mr Durkan each affirmed the Pledge of Office as required by the Northern Ireland Act 1998.

The Speaker then declared the Rt Hon David Trimble MP to be First Minister and Mr Mark Durkan to be Deputy First Minister.

6. **Adjournment**

- 6.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 11.45 am.

THE LORD ALDERDICE
The Speaker
6 November 2001

NORTHERN IRELAND ASSEMBLY

6 NOVEMBER 2001

DIVISIONS

Division No.1

Amend Standing Orders

Proposed: Delete all after 'Speaker' in line 6 and add:

'and the change is endorsed by a majority of those already registered to this designation.'

[Mr P Robinson MP]

[Rev Dr I R K Paisley MP MEP]

The Question was put and the Assembly divided.

Ayes : 29

Noes : 70

Ayes

Fraser Agnew, Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

Noes

Ian Adamson, Billy Armstrong, Alex Attwood, Roy Beggs, Billy Bell, Eileen Bell, Esmond Birnie, P J Bradley, Joe Byrne, Joan Carson, Fred Cobain, Robert Coulter, Annie Courtney, John Dallat, Duncan Shipley Dalton, Ivan Davis, Baire de Brún, Arthur Doherty, Mark Durkan, Sir Reg Empey, Séan Farren, John Fee, David Ford, Sam Foster, Tommy Gallagher, Michelle Gildernew, Sir John Gorman, Tom Hamilton, Carmel Hanna, Denis Haughey, Joe Hendron, Derek Hussey, Billy Hutchinson, Gerry Kelly, John Kelly, Danny Kennedy, Lord Kilclooney, James Leslie, Patricia Lewsley, Alban Maginness, Alex Maskey, Kieran McCarthy, David McClarty, Donovan McClelland, Alasdair McDonnell, Barry McElduff, Alan McFarland, Michael McGimpsey, Eddie McGrady, Martin McGuinness, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Pat McNamee, Monica McWilliams, Jane Morrice, Conor Murphy, Mick Murphy, Séan Neeson, Mary Nelis, Dermot Nesbitt, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Ken Robinson, Bríd Rodgers, Georg Savage, John Tierney, David Trimble, Jim Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

6 NOVEMBER 2001

DIVISIONS

Division No.2

Amend Standing Orders

Proposed: From 5 November 2001, until the commencement of a review under paragraph 36 of Strand One of the Belfast Agreement, Standing Order 3(8) has effect as if it read:

'A Member may change his/her designation of identity. Any such change takes effect immediately after notification in writing is submitted to the Speaker. Any subsequent change shall take effect seven days after the day of such notification.'

[Mr J Wilson]

[Mr E McGrady MP]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 70

Noes : 29

Ayes

Nationalist: Alex Attwood, P J Bradley, P J Byrne, Annie Courtney, John Dallat, Báirbre de Brún, Arthur Doherty, Mark Durkan, Séan Farren, John Fee, Tommy Gallagher, Michelle Gildernew, Carmel Hanna, Denis Haughey, Joe Hendron, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Donovan McClelland, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Martin McGuinness, Gerry McHugh, Mitchel McLaughlin, Eugene McMenemy, Pat McNamee, Monica McWilliams, Conor Murphy, Mick Murphy, Mary Nelis, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Bríd Rodgers, John Tierney.

Unionist: Ian Adamson, Billy Armstrong, Roy Beggs, Billy Bell, Esmond Birnie, Joan Carson, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Sir Reg Empey, Sam Foster, Sir John Gorman, Tom Hamilton, Derek Hussey, Billy Hutchinson, Danny Kennedy, Lord Kilclooney, James Leslie, David McClarty, Alan McFarland, Michael McGimpsey, Jane Morrice, Dermot Nesbitt, Ken Robinson, George Savage, David Trimble, Jim Wilson.

Other: Eileen Bell, David Ford, Kieran McCarthy, Séan Neeson.

Noes

Unionist: Fraser Agnew, Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

| | | | | |
|-------------------|----|------------------|----|----------|
| Total Votes | 99 | Total Ayes | 70 | (70.7%) |
| Nationalist Votes | 38 | Nationalist Ayes | 38 | (100.0%) |
| Unionist Votes | 57 | Unionist Ayes | 28 | (49.1%) |

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

6 NOVEMBER 2001

DIVISIONS

Division No.3

Election of First Minister and Deputy First Minister

Proposed: That the Rt Hon David Trimble MP be First Minister and Mr Mark Durkan be Deputy First Minister.

[Sir Reg Empey]
[Mr S Mallon MP]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 70
Noes : 29

Ayes

Nationalist: Alex Attwood, P J Bradley, Joe Byrne, Annie Courtney, John Dallat, B  irbre de Br  n, Arthur Doherty, Mark Durkan, S  an Farren, John Fee, Tommy Gallagher, Michelle Gildernew, Carmel Hanna, Denis Haughey, Joe Hendron, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Donovan McClelland, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Martin McGuinness, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Pat McNamee, Monica McWilliams, Conor Murphy, Mick Murphy, Mary Nelis, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Br  d Rodgers, John Tierney.

Unionist: Ian Adamson, Billy Armstrong, Roy Beggs, Billy Bell, Eileen Bell, Esmond Birnie, Joan Carson, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Sir Reg Empey, David Ford, Sam Foster, Sir John Gorman, Tom Hamilton, Derek Hussey, Billy Hutchinson, Danny Kennedy, Lord Kilclooney, James Leslie, David McClarty, Alan McFarland, Michael McGimpsey, Jane Morrice, S  an Neeson, Dermot Nesbitt, Ken Robinson, George Savage, David Trimble, Jim Wilson.

Other: Kieran McCarthy.

Noes

Unionist: Fraser Agnew, Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane,

Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

| | | | | |
|-------------------|----|------------------|----|----------|
| Total Votes | 99 | Total Ayes | 70 | (70.7%) |
| Nationalist Votes | 38 | Nationalist Ayes | 38 | (100.0%) |
| Unionist Votes | 60 | Unionist Ayes | 31 | (51.7%) |

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 6 NOVEMBER 2001

1. **Acts of the Northern Ireland Assembly**
2. **Bills of the Northern Ireland Assembly**
3. **Orders in Council**
4. **Publications Laid in the Northern Ireland Assembly**
5. **Assembly Reports**
6. **Statutory Rules**
(The department identified after each rule is for reference purposes only.)

SR No 391 Farm Subsidies (Review of Decisions) Regulations (Northern Ireland) 2001 (DARD)

SR No 393 Dogs (Licensing and Identification) (Amendment) Regulations (Northern Ireland) 2001 (DARD)
7. **Consultation Documents**
8. **Departmental Publications**
9. **Agency Publications**
10. **Westminster Publications**
11. **Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 12 NOVEMBER 2001

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Speaker's Business**

2.1 The Speaker notified Members he had received letters from Mr David Ford, Ms Eileen Bell and Mr Seán Neeson notifying him they had changed their designation from 'Unionist' to 'Other'. The Speaker confirmed that in accordance with Standing Order 3(8) these designations would take effect from Wednesday 14 November 2001.

3. **Executive Committee Business**

3.1 **Statement – September Monitoring**

The Minister of Finance and Personnel, Mr Mark Durkan, made a statement to the Assembly on the public spending allocations following the September monitoring round, after which he replied to questions.

3.2 **Statement – North/South Ministerial Council:
Foyle, Carlingford and Irish Lights Sector**

Deputy Speaker (Sir John Gorman) in the Chair.

The Minister of Agriculture and Rural Development, Ms Bríd Rodgers, made a statement to the Assembly on the meeting of the North-South Ministerial Council for the Foyle, Carlingford and Irish Lights sector held on 26 October 2001, following which she replied to questions.

4. **Committee Business**

4.1 **Motion – Change of Committee Membership**

Proposed: That Mr Gregory Campbell MP should replace Mr Roger Hutchinson on the Committee for Employment and Learning.

[Rev Dr I R K Paisley MP MEP]
[Mr I Paisley Jnr]

After debate, the Question being put, the Motion was **negatived** without division.

4.2 **Motion – Change of Committee Membership**

Proposed: That Mr Roger Hutchinson and Mr Maurice Morrow should replace Mr Nigel Dodds MP and Mr Peter Robinson MP on the Committee for Finance and Personnel.

[Rev Dr I R K Paisley MP MEP]
[Mr I Paisley Jnr]

The Question being put, the Motion was **agreed** without division.

4.3 **Motion – Change of Committee Membership**

Proposed: That Mr Mark Robinson should replace Mr Jim Wells on the Committee for Regional Development.

[Rev Dr I R K Paisley MP MEP]
[Mr I Paisley Jnr]

The Question being put, the Motion was **agreed** without division.

4.4 **Motion – Change of Committee Membership**

Proposed: That Mr Maurice Morrow should replace Mr Nigel Dodds MP on the Committee on Procedures.

[Rev Dr I R K Paisley MP MEP]
[Mr I Paisley Jnr]

The Question being put, the Motion was **agreed** without division.

The Sitting was, by leave, suspended at 2.13 pm.

The Sitting resumed at 2.30 pm.

The Speaker in the Chair.

5. **Question Time**

5.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the First Minister and the Deputy First Minister, Rt Hon David Trimble MP and Mr Mark Durkan.

The Sitting was, by leave, suspended at 2.57 pm.

The Sitting resumed at 3.00 pm.

5.2 **Minister for Regional Development**

Questions were put to, and answered by, the Minister, Mr Peter Robinson MP.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

The Sitting was, by leave, suspended at 3.26 pm.

The Sitting resumed at 3.30 pm.

5.3 **Minister of the Environment**

Questions were put to, and answered by, the Minister, Mr Sam Foster.

Deputy Speaker (Ms Jane Morrice) in the Chair.

6. **Committee Business (Cont'd)**

6.1 **Motion – ‘First Report of the Inquiry into Housing in Northern Ireland’**

Proposed: That this Assembly takes note of the report prepared by the Committee for Social Development ‘First Report of the Inquiry into Housing in Northern Ireland’ (2/01R).

[Chairperson, Committee for Social Development]

After debate, the Question being put, the Motion was **agreed** without division.

7. **Adjournment**

7.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.40 pm.

THE LORD ALDERDICE
The Speaker
12 November 2001

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 7 NOVEMBER 2001 TO 12 NOVEMBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Department of Finance and Personnel Memorandum on the 1st Report from the Public Accounts Committee Session 2001/2002 (NIA 27/01)

5. Assembly Reports

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 389 Food Protection (Emergency Prohibitions No. 4) Order (Northern Ireland) 2001 (DHSSPS)

7. Consultation Documents

8. Departmental Publications

A Study of Labour Market Conditions in the Northern Ireland Electronics Industry (DEL)

Rural Transport Fund for Northern Ireland: Two Years of Progress (DRD)

9. Agency Publications

Arts Council for Northern Ireland Lottery Department: Annual Report 1999–2000

Arts Council for Northern Ireland Lottery Department: Annual Report 2000–2001

Sports Council for Northern Ireland: Report on Lottery Distribution Activities:
1 April 1999 to 31 March 2000

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 13 NOVEMBER 2001

*The Assembly met at 10.30 am,
Deputy Speaker (Ms Jane Morrice) in the Chair*

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – North/South Ministerial Council: Special EU Programmes**

The Minister of Finance and Personnel, Mr Mark Durkan, made a statement to the Assembly on the North/South Ministerial Council sectoral meeting on Special EU Programmes held on 30 October 2001, following which he replied to questions.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

2.2 **Motion – Draft Programme for Government**

Proposed: That this Assembly takes note of the draft Programme for Government.

[First Minister]
[Deputy First Minister]

Debate ensued.

The Sitting was, by leave, suspended at 12.30 pm.

The Sitting resumed at 2.00 pm.

The Speaker in the Chair.

After debate, the Question being put, the Motion was **agreed** without division.

3. **Adjournment**

3.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 7.17 pm.

THE LORD ALDERDICE
The Speaker
13 November 2001

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 13 NOVEMBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Committee for Agriculture and Rural Development: Minutes of Evidence:

(I) Foot-and-Mouth Disease Position Report:

(II) Silent Valley Sheep Ban:

(III) Programme for Government Review and 2002 – 03 Budget Bids:

(IV) Modulation Funding (2/01/E)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 395 The Local Government (General Grant) Order (Northern Ireland) 2001
(DOE)

7. Consultation Documents

8. Departmental Publications

Health and Health Service Use in Northern Ireland: Social Variations: A Report from the Health and Social Wellbeing Survey 1997

Health and Lifestyle Report: A Report from the Health and Social Wellbeing Survey 1997

Informal Carers Report: A Report from the Health and Social Wellbeing Survey 1997

9. Agency Publications

Civil Service Commissioners for Northern Ireland Annual Report 2000-2001

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 19 NOVEMBER 2001

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 **Royal Assent**

The Speaker informed Members that Royal Assent had been signified on 15 November 2001 to the Social Security Fraud Act.

2.2 **Amendment to Standing Orders: Members' Designation**

The Speaker reminded Members that the Assembly had agreed an amendment to Standing Order 3(8) at its sitting on Tuesday 6 November, and that the amendment was to take effect until the commencement of a review under Strand One of the Belfast Agreement. The Speaker informed Members that he had been notified in writing by the Secretary of State of the commencement of this review and therefore with effect from Monday 19 November 2001 Standing Order 3(8) would revert to the previous version, as agreed on Friday 2 November 2001.

3. **Executive Committee Business**

3.1 **Motion – Tax Credits**

Proposed: That this Assembly endorses the principle of including in the Tax Credits Bill provision for the transfer of responsibility for policy and administration of Child Benefit and Guardians' Allowance to the Inland Revenue and social security legislative changes consequential upon the establishment of new Tax Credits, and agrees that the Bill should be considered by the United Kingdom Government.

[Minister for Social Development]

Deputy Speaker (Mr Donovan McClelland) in the Chair.

After debate, the Question being put, the Motion was **agreed** (Division 1).

4. **Committee Business**

4.1 **Motion – Ad Hoc Committee**

Proposed: That, pursuant to Standing Order 49(7), this Assembly appoints an Ad Hoc Committee to consider –

- (a) The proposal for a draft Justice (Northern Ireland) Bill; and
- (b) The Criminal Justice Review Implementation Plan,

referred by the Secretary of State and to submit a report to the Assembly by 11 December 2001.

| | | |
|--------------|---------------|---|
| Composition: | UUP | 2 |
| | SDLP | 2 |
| | DUP | 2 |
| | SF | 2 |
| | Other Parties | 3 |

Quorum: The quorum shall be five.

Procedure: The procedures of the Committee shall be such as the Committee shall determine.

[Dr Alasdair McDonnell]

After debate, the Question being put, the Motion was **agreed** without division.

The Sitting was, by leave, suspended at 1.41 pm.

The Sitting resumed at 2.30 pm.

The Speaker in the Chair.

5. **Question Time**

5.1 **Minister of Education**

Questions were put to and answered by, the Minister, Mr Martin McGuinness MP.

5.2 **Minister of Health, Social Services and Public Safety**

Questions were put to and answered by, the Minister, Ms Baírbre de Brún.

5.3 **Minister of Finance and Personnel**

Questions were put to and answered by, the Minister, Mr Mark Durkan.

6. **Adjournment**

6.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.01 pm.

THE LORD ALDERDICE
The Speaker
19 November 2001

NORTHERN IRELAND ASSEMBLY

19 NOVEMBER 2001

DIVISIONS

Division No.1

Tax Credits

Proposed: That this Assembly endorses the principle of including in the Tax Credits Bill provision for the transfer of responsibility for policy and administration of Child Benefit and Guardians' Allowance to the Inland Revenue and social security legislative changes consequential upon the establishment of new Tax Credits, and agrees that the Bill should be considered by the United Kingdom Government.

[Minister for Social Development]

The Question was put and the Assembly divided.

Ayes : 43

Noes : 32

Ayes

Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Fred Cobain, Robert Coulter, Ivan Davis, Nigel Dodds, Boyd Douglas, Sir Reg Empey, Sam Foster, Oliver Gibson, Sir John Gorman, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Billy Hutchinson, Roger Hutchinson, Gardiner Kane, Danny Kennedy, James Leslie, Robert McClarty, Alan McFarland, Michael McGimpsey, Maurice Morrow, Ian Paisley Jnr, Edwin Poots, Iris Robinson, Ken Robinson, Mark Robinson, Peter Robinson, George Savage, Jim Shannon, David Trimble, Denis Watson, Peter Weir, Jim Wilson, Sammy Wilson.

Noes

Eileen Bell, P J Bradley, Joe Byrne, Annie Courtney, John Dallat, Arthur Doherty, Pat Doherty, John Fee, David Ford, Tommy Gallagher, Michelle Gildernew, Joe Hendron, Gerry Kelly, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Kieran McCarthy, Alasdair McDonnell, Barry McElduff, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Francie Molloy, Conor Murphy, Mick Murphy, Seán Neeson, Mary Nelis, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, John Tierney.

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 14 NOVEMBER 2001 TO 19 NOVEMBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

The Code of Conduct together with The Guide to the Rules Relating to the Conduct of Members (NIA 24/01)

Department of Finance and Personnel Memorandum on the 2nd Report from the Public Accounts Committee Session 2001/2002 (NIA 29/01)

5. Assembly Reports

Committee for Finance and Personnel: Third Report: Report on the Draft Budget (3/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 397 Foyle Area and Carlingford Area (Licensing of Fishing Engines) Regulations (Northern Ireland) 2001 (DARD)

7. Consultation Documents

Waste Management: The Duty of Care: A Code of Practice

8. Departmental Publications

Memorandum by the Minister for Social Development on the Proposed Transfer of Responsibility for Policy and Administration of Child Benefit and Guardian's

Allowance to the Inland Revenue and Social Security Changes Consequential on the Introduction of Child Tax Credits

Criminal Justice Review Implementation Plan

9. Agency Publications

10. Westminster Publications

Draft Justice (Northern Ireland) Bill

Draft Justice (Northern Ireland) Bill Explanatory Notes

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 20 NOVEMBER 2001

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – North/South Ministerial Council: Tourism**

The Minister of Enterprise, Trade and Investment, Sir Reg Empey, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Tourism sectoral format held on 7 November 2001, following which he replied to questions.

2.2 **Motion – Statutory rule Subject to Confirmatory Resolution**

Proposed: That the Part-time Workers (Prevention of Less Favourable Treatment) Regulations (Northern Ireland) 2001 (SR 319/2001) be approved.

[Minister for Employment and Learning]

After debate, the Question being put, the Motion was **agreed** without division.

3. **Private Members' Business**

3.1 **Motion – Health and Social Services Staff**

Proposed: That this Assembly calls on the Minister of Health, Social Services and Public Safety to work towards the common validation and recognition of the qualification of Health and Social Services staff on a cross-border basis.

[Ms S Ramsey]

After debate, the Question being put, the Motion was **agreed** without division.

3.2 **Motion – RUC Reserve: Pensions**

Proposed: That this Assembly supports the right of the Royal Ulster Constabulary Reserve (Part-Time) to proper pension provision.

[Mr D Hussey]

After debate, the Question being put, the Motion was **agreed** without division.

4. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 12.12 pm.

THE LORD ALDERDICE
The Speaker
20 November 2001

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 20 NOVEMBER 2001

- 1. Acts of the Northern Ireland Assembly**
- 2. Bills of the Northern Ireland Assembly**
- 3. Orders in Council**
- 4. Publications Laid in the Northern Ireland Assembly**
- 5. Assembly Reports**
- 6. Statutory Rules**
(The department identified after each rule is for reference purposes only.)

SR No 405 Processed Animal Protein Regulations (Northern Ireland) 2001 (DARD)
- 7. Consultation Documents**
- 8. Departmental Publications**
- 9. Agency Publications**
- 10. Westminster Publications**
- 11. Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 26 NOVEMBER 2001

The Assembly met at 12.03 pm, the Speaker in the Chair.

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

The Speaker clarified that commencement of the Sitting had been delayed due to a health alert.

3. **Executive Committee Business**

3.1 **First Stage – Personal Social Services (Amendment) Bill (NIA Bill 1/01)**

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety, introduced a Bill to make provision about the assessment of carers' needs; to provide for services to help carers; to provide for the making of direct payments to persons in lieu of the provision of personal social services or carers' services; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 1/01).

3.2 **Consideration Stage – Industrial Development Bill (NIA Bill 18/00)**

Sir Reg Empey, Minister of Enterprise, Trade and Investment, moved that the Consideration Stage of the Industrial Development Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clauses 1-8 stand part of the Bill.

Schedules

After debate, the Question being put, it was **agreed** without division that Schedule 1 stand part of the Bill.

The Question being put, it was **agreed** without division that Schedules 2-4 stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 18/00 passed Consideration Stage and stood referred to the Speaker.

3.3 **Consideration Stage – Game Preservation (Amendment) Bill (NIA Bill 15/00)**

Mr Sam Foster, Minister of the Environment, moved that the Consideration Stage of the Game Preservation (Amendment) Bill be agreed.

Twelve amendments were tabled to the Bill.

Clauses

After debate: Amendment 1 to Clause 1 was **negatived** on division (Division 1).
Amendment 2 to Clause 1 was **negatived** without division.
Amendment 3 to Clause 1 was **negatived** without division.
Amendment 4 to Clause 1 was **negatived** without division.
Amendment 5 to Clause 1 was **negatived** on division (Division 2).
Amendment 6 to Clause 1 was **not moved**.
Amendment 7 to Clause 1 was **not moved**.
Amendment 8 to Clause 1 was **negatived** on division (Division 3).

The Question being put, it was **agreed** without division that Clause 1 stand part of the Bill.

After debate, Amendment 9 to Clause 2 was **made** without division.

The Question being put, it was **agreed** without division that Clause 2 (as amended) stand part of the Bill.

The Question being put, it was **agreed** without division that Clauses 3 and 4 stand part of the Bill.

Schedules

After debate: Amendment 11 (new Schedule) was **made** without division.
Amendment 10 (amendment to Amendment 11) was **not moved**.

The Question being put, it was agreed without division that the Schedule stand part of the Bill.

Long Title

After debate, Amendment 12 to the Long Title was **made** without division.

The Question being put, the Long Title (as amended) was **agreed** without division.

(Annotated Marshalled List - Annex)

NIA Bill 15/00 passed Consideration Stage and stood referred to the Speaker.

4. Committee Business

4.1 Motion – Salary of the Comptroller and Auditor General (NI)

Proposed: That the annual salary of the Comptroller and Auditor General (NI) shall be increased to £105,893 with effect from 26 November 2001.

[Chairperson, Audit Committee]

Deputy Speaker (Sir John Gorman) in the Chair.

The Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 2.24 pm.

The Sitting resumed at 2.30 pm.

The Speaker in the Chair.

5. Question Time

5.1 Office of the First Minister and Deputy First Minister

Questions were put to, and answered by, the Rt Hon David Trimble MP and Mr Mark Durkan.

Minister of Culture, Arts and Leisure

Questions were put to, and answered by, the Minister, Mr Michael McGimpsey.

Minister of Agriculture and Rural Development

Deputy Speaker (Ms Jane Morrice) in the Chair.

Questions were put to, and answered by, the Minister, Mrs Bríd Rodgers.

6. **Committee Business (Cont'd)**

6.1 **Motion – Report of the Ad Hoc Committee on Criminal Injuries Compensation**

Proposed: That this Assembly notes the Report of the Ad Hoc Committee on Criminal Injuries Compensation, (1/01/R) established by resolution on 10 September 2001, and agrees that it be submitted to the Secretary of State as a Report of the Northern Ireland Assembly.

[Chairperson, Ad Hoc Committee]

After debate, the Question being put, the Motion was **carried** without division.

7. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.20 pm.

THE LORD ALDERDICE
The Speaker
26 November 2001



Northern Ireland
Assembly

MARSHALLED LIST OF AMENDMENTS
CONSIDERATION STAGE
Monday 26 November 2001

Amendments tabled up to and including Thursday, 22 November 2001

The Bill will be considered in the following order-

Clauses, Schedules, Long Title

Amendment 1 [*Negated on division*]

Clause 1, Page 1, Line 5

At end insert—

‘(a) in paragraph (a) for “February” substitute “January” and for “eleventh day of August” substitute “twenty fifth day of December”;

Mr David Ford
Ms Eileen Bell

Amendment 2 [*Negated*]

Clause 1, Page 1

Leave out lines 7 to 9 and insert—

“(bb) any snipe during the period commencing on 1st February in any year and ending with 31st August next following;

(bbb) any partridge during the period commencing on 1st February in any year and ending with 14th September next following;"; and'

Mr James Leslie

Amendment 3 [Negatived]

Clause 1, Page 1, Line 7

leave out from 'any' to the end of line 9 and insert—

'any partridge during the period commencing on 1st February in any year and ending with the 14th September next following;"; and'

Mr James Leslie

Amendment 4 [Negatived]

Clause 1, Page 1, Line 7

leave out 'or snipe'

Mr James Leslie

Amendment 5 [Negatived on division]

Clause 1, Page 1, Line 11

At end insert—

'(2A) In section 7, subsection (2) shall be omitted.'

Mr David Ford
Ms Eileen Bell

Amendment 6 [Not moved]

Clause 1, Page 1, Line 17

Leave out all from 'or' to end of line 19.

Mr David Ford
Ms Eileen Bell

Amendment 7 [Not moved]

Clause 1, Page 1, Line 19

At end insert—

‘(3A) In section 7(4), the words from “Provided that” to the end shall be omitted.’

Mr David Ford
Ms Eileen Bell

Amendment 8 [Negatived on division]

Clause 1, Page 1, Line 19

At end insert—

‘(3B) In section 7D, for subsection (4) there shall be substituted—

“(4) It shall not be lawful for any person to take a hare alive by trap or net for the purpose of coursing or hunting.”’

Mr David Ford
Ms Eileen Bell

Amendment 9 [Made]

Clause 2, Page 2, Line 1

Leave out clause 2 and insert—

‘Protection of game and rabbits

2.—(1) For section 7A of the 1928 Act there shall be substituted—

‘Protection of game and rabbits

7A—(1) Any person who kills, takes or destroys any game—

(a) on a Sunday; or

(b) during the period commencing one hour after sunset on any day and ending one hour before sunrise on the next day,

shall be guilty of an offence under this Act.

(2) Any person who—

(a) at any time kills, takes or destroys any rabbit by means of a firearm on any land; and

(b) is not an authorised person in relation to that land,

shall be guilty of an offence under this Act.”.

(3) Subsection (2) does not apply in relation to the killing, taking or destroying of any rabbit in pursuance of any power conferred by or under—

(a) the Forestry Act (Northern Ireland) 1953 (c.2); or

(b) the Diseases of Animals (Northern Ireland) Order 1981 (NI 22).

(4) For the purposes of subsection (2) a person is an authorised person in relation to any land if he is, or is authorised by—

(a) the owner or occupier of the land; or

(b) a person who has a right of shooting on the land.”.

(2) In section 9 of the Forestry Act (Northern Ireland) 1953 (c.2) (right of occupier to kill rabbits, hares or deer damaging trees) in subsections (1) and (2) the word “rabbits,” wherever it occurs, shall be omitted.

(3) In section 10 of that Act (prevention of damage caused by rabbits, etc.) subsection (3) shall be omitted.

(4) In the Ground Game Act 1880 (c.47) (right of occupier to kill and take hares and rabbits)—

(a) in section 1, in subsection (1)—

(i) for the words “duly authorised by him in writing” there shall be substituted “authorised by him”; and

(ii) paragraphs (a), (b) and (c) shall be omitted;

(b) in section 1, subsection (3) shall be omitted; and

(c) section 10 shall be omitted.

(5) In the Miscellaneous Transferred Excise Duties Act (Northern Ireland) 1972 (c. 11) —

(a) in section 29(3) (persons not required to have game licence) for paragraph (c) there shall be substituted—

“(c) any occupier of any land, or any person authorised by him, engaged in the killing or taking of ground game on that land;”;

(b) in section 35(4) (sale by occupier of ground game killed or taken on his land) for the words from “duly authorised” to the end there shall be substituted “authorised by him to kill and take ground game”;

(c) in section 37(1) (restriction on sales to licensed game dealers) the words “in accordance with the Ground Game Acts” shall be omitted;

(d) in section 41(b) (saving for rights of occupier under Ground Game Acts) for “Acts” there shall be substituted “Act 1880”;

(e) in section 42 (interpretation) the definition of “the Ground Game Acts” shall be omitted.

(6) The statutory provisions set out in the Schedule are repealed to the extent specified in the second column of the Schedule.’

Minister of the Environment

Amendment 10 [Not moved]

The Schedule

As an amendment to amendment 11,

In line 9 at the end insert—

| | |
|---|--|
| ‘The Game Preservation Act (Northern Ireland) 1928 (c. 25) | Section 7(2). In section 7(4), the words from “Provided that” to the end.’ |
|---|--|

*Mr David Ford
Ms Eileen Bell*

Amendment 11 [Made]

New Schedule

After clause 4 insert—

‘SCHEDULE

REPEALS

| | Short Title | Extent of repeal |
|---|--|---|
| 5 | The Ground Game Act 1880 (c.47). | In section 1(1), paragraphs (a), (b) and (c). Section 1(3). Section 10. |
| | The Ground Game (Amendment) Act 1906 (c.21). | The whole Act. |

| Short Title | | Extent of repeal |
|-------------|---|---|
| 10 | The Forestry Act (Northern Ireland) 1953 (c.2). | In section 9(1) and (2), the word “rabbits” wherever it occurs. Section 10(3). |
| 15 | The Miscellaneous Transferred Excise Duties Act (Northern Ireland) 1972 (c.22). | In section 37(1), the words “in accordance with the Ground Game Acts”. In section 42, the definition of “the Ground Game Acts”.’ |

Minister of the Environment

Amendment 12 [*Made*]

Long Title

In the long title, at the end insert ‘; and to amend the law relating to the killing, taking or destroying of rabbits and hares.’

Minister of the Environment

NORTHERN IRELAND ASSEMBLY

26 NOVEMBER 2001

DIVISIONS

Division No.1

Amendment 1 to Clause 1

Proposed: **Clause 1**, Page 1, Line 5

At end insert –

‘(a) in paragraph (a) for “February” substitute “January” and for “eleventh day of August” substitute “twenty fifth day of December”;

Mr David Ford
Ms Eileen Bell

The Question was put and the Assembly divided.

Ayes : 24

Noes : 43

Ayes

Eileen Bell, Paul Berry, Gregory Campbell, Mervyn Carrick, Séamus Close, Wilson Clyde, Nigel Dodds, David Ervine, David Ford, Oliver Gibson, William Hay, David Hilditch, Billy Hutchinson, Roger Hutchinson, Kieran McCarthy, William McCrea, Monica McWilliams, Jane Morrice, Maurice Morrow, Edwin Poots, Mark Robinson, Denis Watson, Jim Wells, Sammy Wilson.

Noes

Gerry Adams, Alex Attwood, Roy Beggs, Billy Bell, Joe Byrne, Fred Cobain, Annie Courtney, John Dallat, Duncan Shipley Dalton, Ivan Davis, Arthur Doherty, John Fee, Sam Foster, Michelle Gildernew, Sir John Gorman, Carmel Hanna, Joe Hendron, Derek Hussey, John Kelly, Danny Kennedy, Lord Kilclooney, James Leslie, Patricia Lewsley, Alex Maskey, David McClarty, Alasdair McDonnell, Alan McFarland, Michael McGimpsey, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Dara O'Hagan, Eamonn O'Neill, George Savage, John Tierney, David Trimble, Peter Weir, Jim Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

26 NOVEMBER 2001

DIVISIONS

Division No.2

Amendment 5 to Clause 1

Proposed: **Clause 1**, Page 1, Line 11

At end insert—

‘(2A) In section 7, subsection (2) shall be omitted.’

Mr David Ford
Ms Eileen Bell

The Question was put and the Assembly divided.

Ayes : 29

Noes : 33

Ayes

Alex Attwood, Eileen Bell, Paul Berry, Joe Byrne, Mervyn Carrick, Wilson Clyde, Annie Courtney, John Dallat, Nigel Dodds, Arthur Doherty, John Fee, David Ford, Tommy Gallagher, Oliver Gibson, Carmel Hanna, William Hay, David Hilditch, Roger Hutchinson, Alban Maginness, Kieran McCarthy, William McCrea, Maurice Morrow, Ian Paisley Jnr, Edwin Poots, Mark Robinson, Jim Shannon, John Tierney, Denis Watson, Jim Wells.

Noes

Roy Beggs, Billy Bell, Esmond Birnie, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Bairbre de Brún, Sam Foster, Michelle Gildernew, Sir John Gorman, Derek Hussey, John Kelly, Danny Kennedy, Lord Kilclooney, James Leslie, Alex Maskey, David McClarty, Barry McElduff, Alan McFarland, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Dara O'Hagan, Eamonn O'Neill, George Savage, David Trimble, Jim Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

26 NOVEMBER 2001

DIVISIONS

Division No.3

Amendment 8 to Clause 1

Proposed: **Clause 1**, Page 1, Line 19

At end insert—

‘(3B) In section 7D, for subsection (4) there shall be substituted—

“(4) It shall not be lawful for any person to take a hare alive by trap or net for the purpose of coursing or hunting.”

Mr David Ford
Ms Eileen Bell

The Question was put and the Assembly divided.

Ayes : 21

Noes : 33

Ayes

Eileen Bell, Paul Berry, Joe Byrne, Mervyn Carrick, Wilson Clyde, John Dallat, Nigel Dodds, Arthur Doherty, David Ford, Oliver Gibson, Carmel Hanna, David Hilditch, Roger Hutchinson, Alban Maginness, Kieran McCarthy, William McCrea, Maurice Morrow, Mark Robinson, John Tierney, Denis Watson, Jim Wells.

Noes

Billy Bell, Robert Coulter, Annie Courtney, Duncan Shipley-Dalton, Ivan Davis, Bairbre de Brún, John Fee, Sam Foster, Tommy Gallagher, Michelle Gildernew, Sir John Gorman, Tom Hamilton, John Kelly, Danny Kennedy, Lord Kilclooney, James Leslie, Patricia Lewsley, Alex Maskey, David McClarty, Barry McElduff, Alan McFarland, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Dara O'Hagan, Eamonn O'Neill, George Savage, Jim Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 21 NOVEMBER 2001 TO 26 NOVEMBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Ad Hoc Committee: First Report: Report on the Proposal for a Draft Criminal Injuries Compensation (Northern Ireland) Order 2001 (1/01/R)

Committee for Agriculture and Rural Development: Minutes of Evidence: Vision Group Report: Discussions with Sub-Group Chairmen (3/01/E)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 401 The Plant Health (Wood and Bark) (Amendment) Order (Northern Ireland) 2001 (DARD)

SR No 402 Motor Vehicles (Driving Licences) (Amendment No. 2) Regulations (Northern Ireland) 2001 (DOE)

SR No 403 Parking Places on Roads (Amendment No. 5) Order (Northern Ireland) 2001 (DRD)

SR No 404 Cycle Tracks (Antrim to Randalstown) Order (Northern Ireland) 2001 (DRD)

SR No 406 The Income Support (General) and Jobseeker's Allowance (Amendment) Regulations (Northern Ireland) 2001 (DSD)

SR No 410 The Income Support (General) (Standard Interest Rate Amendment No. 3) Regulations (Northern Ireland) 2001 (DSD)

SR No 411 The Sheep Annual Premium (Amendment) Regulations (Northern Ireland) 2001 (DARD)

7. Consultation Documents

A Consultation Paper On Proposals for Extending the Range of the Authorised Open-Ended Investment Company in Northern Ireland (DETI)

8. Departmental Publications

9. Agency Publications

Home-Grown Cereals Authority Annual Report and Accounts 2000 / 2001

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 3 DECEMBER 2001

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – Revised Budget**

The Minister of Finance and Personnel, Mr Mark Durkan, made a statement to the Assembly on the Executive's revised Budget for 2002-03, following which he replied to questions.

2.2 **Statement – North/South Ministerial Council: Food Safety and Health**

Deputy Speaker (Sir John Gorman) in the Chair.

The Minister of Health, Social Services and Public Safety, Ms Bairbre de Brún, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Food Safety and Health sectoral format held on 16 November 2001, following which she replied to questions.

The Sitting was, by leave, suspended at 2.08 pm.

The Sitting resumed at 2.30 pm.

The Speaker in the Chair.

3. **Question Time**

3.1 **Minister of Enterprise, Trade and Investment**

Questions were put to and answered by Dr Seán Farren on behalf of the Minister, Sir Reg Empey.

The Sitting was, by leave, suspended at 2.52 pm.

The Sitting resumed at 3.00 pm.

3.2 **Minister for Employment and Learning**

Questions were put to and answered by the Minister, Dr Seán Farren.

Deputy Speaker (Ms Jane Morrice) in the Chair.

3.3 **Minister for Social Development**

Questions were put to and answered by the Minister, Mr Nigel Dodds MP.

4. **Executive Committee Business (Cont'd)**

4.1 **Statement – Executive Programme Funds**

The Minister of Finance and Personnel, Mr Mark Durkan, made a statement to the Assembly on allocations from the Executive programme funds, following which he replied to questions.

5. **Committee Business**

5.1 **Motion – Ad Hoc Committee Report – Extension**

Proposed: That this Assembly agrees that the date for the report of the Ad Hoc Committee set up to consider –

- (a) the proposal for a draft Justice (Northern Ireland) Bill; and
- (b) the Criminal Justice Review Implementation Plan

be changed from 11 December 2001 to 14 January 2002.

After debate, the Question being put, the Motion was **carried** without division.

6. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.09 pm.

THE LORD ALDERDICE
The Speaker
3 December 2001

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 22 NOVEMBER 2001 TO 3 DECEMBER 2001

1. Acts of the Northern Ireland Assembly

Social Security Fraud Act (Northern Ireland) 2001 Chapter 17

2. Bills of the Northern Ireland Assembly

Personal Social Services (Amendment) Bill (NIA Bill 1/01)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

NILGOSC (Northern Ireland Local Government Officers' Superannuation Committee) Annual Report 2000–2001 (NIA 30/01)

Ad Hoc Committee: First Report: Report on the Proposal for a Draft Criminal Injuries Compensation (Northern Ireland) Order 2001 (NIA 32/01)

5. Assembly Reports

Second Report of the Examiner of Statutory Rules to The Assembly and The Appropriate Committees

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 399 Food Protection (Emergency Prohibitions No. 2) (Revocation) Order (Northern Ireland) 2001 (DHSSPS)

SR No 406 The Income Support (General) and (Jobseeker's Allowance (Amendment) Regulations (Northern Ireland) 2001 (DSD)

SR No 408 Colours in Food (Amendment) Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 409 Street Works (Inspection Fees) Regulations (Northern Ireland) 2001 (DRD)

SR No 412 The Occupational Pensions (Revaluation) Order (Northern Ireland) 2001 (DSD)

7. Consultation Documents

Proposals for the Supply of Chemicals (Hazard information and Packaging for Supply) Regulations 2002: CHIP 3 (DETI)

Proposals for Implementing the Chemical Agents Directive (98/24/EC) with new Control of Substances Hazardous to Health Regulations and Control of Lead at Work Regulations (DETI)

Areas of Scientific Interest in Northern Ireland: Consultation on Proposals for their Future Management and Protection (DOE)

Social Security Fraud Act (Northern Ireland) 2001: Draft Code of Practice on Obtaining Information (DSD)

8. Departmental Publications

Northern Ireland Executive: Programme for Government

Northern Ireland Executive: Budget 2002–2003

9. Agency Publications

Water Service Corporate and Business Plan 2001–2002

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 4 DECEMBER 2001

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – North/South Ministerial Council: Waterways**

The Minister of Culture, Arts and Leisure, Mr Michael McGimpsey, made a statement to the Assembly on the North/South Ministerial Council sectoral meeting on Waterways, held on 23 November 2001, following which he replied to questions.

2.2 **Second Stage – Personal Social Services (Amendment) Bill (NIA Bill 1/01)**

Ms Bairbre de Brún, the Minister of Health, Social Services and Public Safety, moved that the Second Stage of the Personal Social Services (Amendment) Bill be agreed.

Debate ensued.

NIA Bill 1/01 passed Second Stage.

2.3 **Further Consideration Stage - Industrial Development Bill (NIA Bill 18/00)**

Mr Michael McGimpsey, on behalf of the Minister of Enterprise, Trade and Investment, **Sir Reg Empey**, moved that the Further Consideration Stage of the Industrial Development Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clauses 1-8 stand part of the Bill.

Schedules

Debate ensued on Schedule 1

The Question being put, it was **agreed** without division that Schedule 1 stand part of the Bill.

The Question being put, it was **agreed** without division that Schedules 2-4 stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 18/00 passed Further Consideration Stage and stood referred to the Speaker for consideration in accordance with Section 10 of the Northern Ireland Act 1998.

3. **Private Members' Business**

3.1 **Motion – Threshold Assessment (NI)**

Proposed: That this Assembly believes that the threshold assessment (Northern Ireland) does not give equality to all members of the teaching profession.

[Mr B Hutchinson]

Deputy Speaker (Sir John Gorman) in the Chair.

Amendment

Proposed: Delete all and replace with:

‘That this Assembly acknowledges the serious concerns surrounding threshold assessment, including equality, and urges the representatives of the teachers and employers to review all aspects of it.’

[Mr G McHugh]

After debate, the Question being put, the Amendment **fell** without division.

The Question being put, the Motion, was **carried** without division.

The Sitting was, by leave, suspended at 12.48 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Ms Jane Morrice) in the Chair.

3.2 **Motion – Sellafield Nuclear Plant**

Proposed: That this Assembly calls for the rundown and closure at the earliest possible date of the nuclear-processing activities carried out at Sellafield.

[Mr K McCarthy]

[Mr J Wells]

Amendment

Proposed: Delete all after ‘calls’ and insert:

‘for the withdrawal of the licence issued by the British Government to British Nuclear Fuels Ltd in respect of the full commissioning of the Mixed Oxide Plant, and for the proper decommissioning of all nuclear re-processing activities, leading to the run-down and closure of the plant at Sellafield in Cumbria.’

[Mr E McGrady MP]

[Mr A Doherty]

Deputy Speaker (Mr Donovan McClelland) in the Chair.

After debate, the Question being put, the Amendment was **made** without division.

The Question being put, the Motion, as amended, was **carried** without division.

3.3 Motion – Dual Currency Status for the Euro/Sterling in NI

Proposed: That this Assembly calls on the UK Government to make the necessary legal and financial arrangements for the Euro to be officially recognised as a second currency alongside sterling in Northern Ireland after 1 January 2002.

[Ms J Morrice]

[Prof M McWilliams]

After debate, the Question being put, the Motion was **negatived** without division.

4. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.55 pm.

THE LORD ALDERDICE
The Speaker
4 December 2001

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 4 DECEMBER 2001

- 1. Acts of the Northern Ireland Assembly**
- 2. Bills of the Northern Ireland Assembly**
- 3. Orders in Council**
- 4. Publications Laid in the Northern Ireland Assembly**
- 5. Assembly Reports**
- 6. Statutory Rules**
- 7. Consultation Documents**
- 8. Departmental Publications**
Shaping Our Future: Regional Development Strategy for Northern Ireland 2025
- 9. Agency Publications**
- 10. Westminster Publications**
- 11. Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 10 DECEMBER 2001

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Speaker's Business**

- 2.1 The Speaker informed Members that he received notification from the First Minister, the Rt Hon David Trimble MP, that he would be absent from the Assembly and that the Deputy First Minister, Mr Mark Durkan, would represent the Office of the First Minister and Deputy First Minister for the purpose of the day's business.

3. **Executive Committee Business**

3.1 **Motion – Suspend Standing Orders**

Proposed: That this Assembly suspends Standing Order 10(2) and Standing Order 10(6) for Monday 10 December 2001.

[First Minister]

[Deputy First Minister]

The Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

3.2 **Statement – British/Irish Council: Plenary**

The Deputy First Minister, Mr Mark Durkan, made a statement to the Assembly on the British/Irish Council Plenary Meeting held on 30 November 2001 in Dublin, following which he replied to questions.

3.3 **Statement – North/South Ministerial Council: Plenary**

The Deputy First Minister, Mr Mark Durkan, made a statement to the Assembly on the North/South Ministerial Council Plenary Meeting held on 30 November 2001 in Dublin, following which he replied to questions.

3.4 **Statement – North/South Ministerial Council: Education**

The Minister of Education, Mr Martin McGuinness, made a statement to the Assembly on the North/South Ministerial Council in its Education sectoral format held on 28 November 2001 in Dublin, following which he replied to questions.

3.5 **Further Consideration Stage** **Game Preservation (Amendment) Bill (NIA Bill 15/00)**

Mr Sam Foster, the Minister of the Environment, moved that the Further Consideration Stage of the Game Preservation (Amendment) Bill be agreed.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

One amendment was tabled to the Bill.

Clauses

After debate, Amendment 1 to Clause 1 was **made** (Division 1).

Debate ensued on Clause 1.

The Question being put, it was **agreed** without division that Clause 1 (as amended) stand part of the Bill.

The Question being put, it was **agreed** without division that Clauses 2, 3 and 4 stand part of the Bill.

Schedule

The Question being put, it was **agreed** without division that the Schedule stand part of the Bill

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 15/00 passed Further Consideration Stage and stood referred to the Speaker for consideration in accordance with Section 10 of the Northern Ireland Act 1998 .

3.6 **Motion – Programme for Government**

Proposed: That this Assembly endorses the Programme for Government agreed by the Executive.

[First Minister]
[Deputy First Minister]

3.7 Amendment

Proposed: Delete all after ‘Assembly’ and insert:

‘declines to approve the Northern Ireland Executive Programme for Government because it fails to adequately address the Executive’s stated priorities, does not tackle the deep divisions and inequalities in this society and therefore does not deliver the new beginning envisioned by the Good Friday Agreement.’

[Mr D Ford]

[Ms E Bell]

Debate ensued.

Debate suspended.

4. Question Time

4.1 Office of the First Minister and Deputy First Minister

Questions were put to, and answered by, the Deputy First Minister, Mr Mark Durkan.

4.2 Minister for Regional Development

Deputy Speaker (Ms Jane Morrice) in the Chair.

Questions were put to, and answered by, the Minister, Mr Peter Robinson MP.

4.3 Minister of the Environment

Questions were put to, and answered by, the Minister, Mr Sam Foster.

5. Executive Committee Business (Cont’d)

5.1 Motion – Programme for Government (Cont’d)

The debate, suspended at 2.30 pm, was resumed on the Amendment to the Motion – Programme for Government.

After debate, the Amendment being put, the Amendment **fell**.

The Question being put, the Motion was **carried** (Division 2).

6. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.10 pm.

THE LORD ALDERDICE
The Speaker
10 December 2001



Northern Ireland
Assembly

**MARSHALLED LIST OF AMENDMENTS
FURTHER CONSIDERATION STAGE
Monday 10 December 2001**

Amendments tabled up to and including Thursday, 06 December 2001

The Bill will be considered in the following order-

Clauses, Schedules and Long Title

REVISED

Amendment 1 [*Made on division*]

Clause 1, Page 1, Line 20

At end insert—

‘(3A) In section 7D(4), after “purposes only” there shall be inserted “and that the taking of such hares would not endanger the hare population in Northern Ireland or any part thereof”’

Mr David Ford
Mr Kieran McCarthy
Mr Mitchel McLaughlin
†

† *List altered*

NORTHERN IRELAND ASSEMBLY

10 DECEMBER 2001

DIVISIONS

Division No.1

Amendment 1 to Clause 1

Proposed: **Clause 1**, Page 1, Line 20

At end insert –

‘(3A) In section 7D(4), after “purposes only” there shall be inserted “and that the taking of such hares would not endanger the hare population in Northern Ireland or any part thereof ”’

Mr David Ford
Mr Kieran McCarthy
Mr Mitchel McLaughlin

The Question was put and the Assembly divided.

Ayes : 46

Noes : 16

Ayes

Eileen Bell, Paul Berry, P J Bradley, Joe Byrne, Gregory Campbell, Mervyn Carrick, Wilson Clyde, John Dallat, Arthur Doherty, Boyd Douglas, David Ervine, John Fee, David Ford, Oliver Gibson, Michelle Gildernew, Carmel Hanna, William Hay, David Hilditch, Billy Hutchinson, Roger Hutchinson, Gardiner Kane, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Kieran McCarthy, Robert McCartney, William McCrea, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Jane Morrice, Maurice Morrow, Conor Murphy, Mary Nelis, Dara O'Hagan, Eamonn O'Neill, Ian R K Paisley, Edwin Poots, Sue Ramsey, Mark Robinson, John Tierney, Cedric Wilson.

Noes

Ian Adamson, Billy Bell, Joan Carson, Fred Cobain, Ivan Davis, Sam Foster, Derek Hussey, Danny Kennedy, David McClarty, Alan McFarland, Michael McGimpsey, Dermot Nesbitt, George Savage, Jim Shannon, Peter Weir, Jim Wilson.

The Amendment was **made**.

NORTHERN IRELAND ASSEMBLY

10 DECEMBER 2001

DIVISIONS

Division No.2

Programme for Government

Proposed: That this Assembly endorses the Programme for Government agreed by the Executive.

[First Minister]

[Deputy First Minister]

The Question was put and the Assembly divided.

Ayes : 46

Noes : 18

Ayes

Roy Beggs, Billy Bell, Esmond Birnie, P J Bradley, Joe Byrne, Fred Cobain, Robert Coulter, John Dallat, Ivan Davis, Arthur Doherty, Mark Durkan, David Ervine, Sean Farren, John Fee, Sam Foster, Tommy Gallagher, Michelle Gildernew, Carmel Hanna, Denis Haughey, Joe Hendron, Derek Hussey, John Kelly, Danny Kennedy, James Leslie, Alban Maginness, Alex Maskey, David McClarty, Alasdair McDonnell, Alan McFarland, Michael McGimpsey, Martin McGuinness, Gerry McHugh, Eugene McMenemy, Pat McNamee, Monica McWilliams, Conor Murphy, Mick Murphy, Dermot Nesbitt, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Ken Robinson, George Savage, John Tierney, Jim Wilson.

Noes

Eileen Bell, Gregory Campbell, Wilson Clyde, Nigel Dodds, David Ford, David Hilditch, Roger Hutchinson, Kieran McCarthy, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Denis Watson, Peter Weir, Sammy Wilson.

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 5 DECEMBER 2001 TO 10 DECEMBER 2001

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Annual Report on the Social Fund 2000/01 (NIA 17/01)

Northern Ireland Appropriation Accounts 2000–2001 (NIA 34/01)

5. Assembly Reports

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 407 Food Protection (Emergency Prohibitions) (Revocation No.2) Order (Northern Ireland) 2001 (DHSSPS)

SR No 413 The Street Works (Maintenance) Regulations (Northern Ireland) 2001 (DRD)

SR No 417 Cycle Tracks (Enniskillen) Order (Northern Ireland) 2001 (DRD)

SR No 418 Control of Traffic (Belfast) (Amendment) Order (Northern Ireland) 2001 (DRD)

SR No 421 Fair Employment (Specification of Public Authorities) (Amendment) Order (Northern Ireland) 2001 (OFMDFM)

7. Consultation Documents

8. Departmental Publications

Annual Report of the Social Fund Commissioner for Northern Ireland 2000–2001

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 11 DECEMBER 2001

*The Assembly met at 10.30 am,
Deputy Speaker (Ms Jane Morrice) in the Chair*

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Motion – Statutory Rule Subject to Affirmative Resolution**

Proposed: That the Local Government (General Grant) Order (Northern Ireland) 2001 (SR 395/2001) be approved.

[Minister of the Environment]

After debate, the Question being put, the Motion was **carried** without division.

2.2 **Motion – Statutory Rule Subject to Confirmatory Resolution**

Proposed: That the Fishing Vessels (Decommissioning) Scheme (Northern Ireland) 2001 (SR 349/2001) be approved.

[Minister of Agriculture and Rural Development]

After debate, the Question being put, the Motion was **carried** without division.

2.3 **Motion – Budget 2002-03**

Proposed: That this Assembly approves the programme of expenditure proposals for 2002-03 as set out in the Budget laid before the Assembly on 3 December 2001.

[Minister of Finance and Personnel]

2.4 Amendment

Proposed: At the end add:

‘subject to a reduction in expenditure in the following spending areas:

| | | |
|---------------|------------------|--------------------------------|
| £0.3 million | North South Body | Carlingford and Irish Lights |
| £0.2 million | North South Body | Languages |
| £0.4 million | North South Body | Waterways Ireland |
| £0.1 million | North South Body | Trade and Business Development |
| £0.2 million | North South Body | Special EU Programmes |
| £0.1 million | OFM/DFM | |
| £0.05 million | Civic Forum | |

and requests the Minister of Finance and Personnel to consider the allocation of the resultant savings to the Department for Social Development for the warm home scheme.’

[Mr M Morrow]

The Speaker in the Chair.

The Sitting was, by leave, suspended at 12.30 pm.

The Sitting resumed at 1.30 pm.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

The debate, suspended at 12.30 pm, was resumed on the Amendment to the Motion – Budget 2002-03.

After debate, the Amendment being put, the Amendment **fell** (Division 1).

The Question being put, the Motion was **carried** with cross-community consent (Division 2).

3. Private Members’ Business

3.1 Motion – Crisis in the Health Service

Proposed: That this Assembly urges the Minister of Health, Social Services and Public Safety to take urgent action to tackle the current crisis in the Health Service, particularly in view of impending additional winter pressures.

[Ms C Hanna]

Deputy Speaker (Ms Jane Morrice) in the Chair.

3.2 Amendment

Proposed: At the end add:

‘and calls on the Executive to make the necessary resources available to alleviate pressures throughout the Health Service.’

[Mr J Kelly]
[Ms S Ramsey]

Debate ensued.

The Speaker in the Chair.

After debate, the Amendment being put, the Amendment was **made** without division.

The Question being put, the Motion, as amended, was **carried** without division.

4. Adjournment

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.30 pm.

THE LORD ALDERDICE
The Speaker
11 December 2001

NORTHERN IRELAND ASSEMBLY

11 DECEMBER 2001

DIVISIONS

Division No.1 (Amendment)

Proposed: At the end add:

‘subject to a reduction in expenditure in the following spending areas:

| | | |
|---------------|------------------|--------------------------------|
| £0.3 million | North South Body | Carlingford and Irish Lights |
| £0.2 million | North South Body | Languages |
| £0.4 million | North South Body | Waterways Ireland |
| £0.1 million | North South Body | Trade and Business Development |
| £0.2 million | North South Body | Special EU Programmes |
| £0.1 million | OFM/DFM | |
| £0.05 million | Civic Forum | |

and requests the Minister of Finance and Personnel to consider the allocation of the resultant savings to the Department for Social Development for the warm home scheme.’

[Mr M Morrow]

The Question was put and the Assembly divided.

Ayes : 20

Noes : 55

Ayes

Fraser Agnew, Paul Berry, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Mark Robinson, Peter Robinson, Jim Shannon, Denis Watson, Peter Weir, Sammy Wilson.

Noes

Gerry Adams, Ian Adamson, Roy Beggs, Billy Bell, Eileen Bell, Esmond Birnie, Joe Byrne, Joan Carson, Séamus Close, Fred Cobain, Robert Coulter, John Dallat, Duncan Shipley Dalton, Ivan Davis, Bairbre de Brún, Arthur Doherty, Mark Durkan, David Ervine, Seán Farren, John Fee, David Ford, Sam Foster, Tommy Gallagher, Michelle Gildernew, Tom Hamilton, Carmel Hanna, Denis Haughey, Joe Hendron, Billy Hutchinson, John Kelly, Danny Kennedy, James Leslie, Patricia Lewsley, Alban Maginness, Alex Maskey, Kieran McCarthy, Alasdair McDonnell, Alan McFarland, Michael McGimpsey, Eddie McGrady, Martin McGuinness, Gerry McHugh, Eugene McMenamin, Pat McNamee, Monica McWilliams, Conor Murphy, Mick Murphy, Mary Nelis, Dermot Nesbitt, Danny O'Connor, Dara O'Hagan, Sue Ramsey, Ken Robinson, Bríd Rodgers, Jim Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

11 DECEMBER 2001

DIVISIONS

Division No.2 Budget 2002-03

Proposed: That this Assembly approves the programme of expenditure proposals for 2002-03 as set out in the Budget laid before the Assembly on 3 December 2001.

[Minister of Finance and Personnel]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 49

Noes : 27

Ayes

Nationalist: Gerry Adams, Joe Byrne, John Dallat, Bairbre de Brún, Arthur Doherty, Mark Durkan, Seán Farren, John Fee, Tommy Gallagher, Michelle Gildernew, Carmel Hanna, Denis Haughey, Joe Hendron, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Alasdair McDonnell, Eddie McGrady, Martin McGuinness, Gerry McHugh, Eugene McMenamin, Pat McNamee, Conor Murphy, Mick Murphy, Mary Nelis, Danny O'Connor, Dara O'Hagan, Sue Ramsey, Bríd Rodgers.

Unionist: Ian Adamson, Roy Beggs, Billy Bell, Esmond Birnie, Joan Carson, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Sam Foster, Tom Hamilton, Derek Hussey, Danny Kennedy, James Leslie, Alan McFarland, Michael McGimpsey, Dermot Nesbitt, Ken Robinson, Jim Wilson.

Noes

Nationalist: Monica McWilliams.

Unionist: Fraser Agnew, Paul Berry, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, David Ervine, Oliver Gibson, William Hay, David Hilditch, Billy Hutchinson, Roger Hutchinson, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Mark Robinson, Peter Robinson, Jim Shannon, Denis Watson, Peter Weir, Sammy Wilson.

Other: Eileen Bell, Séamus Close, David Ford, Kieran McCarthy.

| | | | | |
|-------------------|----|------------------|----|---------|
| Total Votes | 76 | Total Ayes | 49 | (64.5%) |
| Nationalist Votes | 31 | Nationalist Ayes | 30 | (96.8%) |
| Unionist Votes | 41 | Unionist Ayes | 19 | (46.3%) |

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

on 11 DECEMBER 2001

- 1. Acts of the Northern Ireland Assembly**
- 2. Bills of the Northern Ireland Assembly**
- 3. Orders in Council**
- 4. Publications Laid in the Northern Ireland Assembly**

Fifth Annual Progress Report on the Home Conservation Strategy for Northern Ireland: Home Energy Conservation Report 2001 (NIA 26/01)
- 5. Assembly Reports**
- 6. Statutory Rules**
(The Department identified after each rule is for reference purposes only.)

SR No 420 The Social Security (Notification of Change of Circumstances) Regulations (Northern Ireland) 2001 (DSD)
- 7. Consultation Documents**
- 8. Departmental Publications**
- 9. Agency Publications**
- 10. Westminster Publications**
- 11. Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 14 JANUARY 2002

The Assembly met at 12.02 pm, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – North/South Ministerial Council: Environment**

Deputy Speaker (Sir John Gorman) in the Chair.

The Minister of the Environment, Mr Sam Foster, made a statement to the Assembly on the North-South Ministerial Council in its Environment sectoral format, held on 14 December 2001, following which he replied to questions.

2.2 **Final Stage – Industrial Development Bill (NIA Bill 18/00)**

Sir Reg Empey, Minister of Enterprise, Trade and Investment, moved that the Final Stage of the Industrial Development Bill (NIA Bill 18/00) be agreed.

NIA Bill 18/00 passed Final Stage.

3. **Committee Business**

3.1 **Motion – Extension of Committee Stage –
Personal Social Services (Amendment) Bill (NIA Bill 1/01)**

Proposed: That, in accordance with Standing Order 31(5), the period referred to in Standing Order 31(3) be extended to 28 February 2002, in relation to the Committee Stage of the Personal Social Services (Amendment) Bill (NIA Bill 1/01).

[Chairperson, Committee for Health, Social Services
and Public Safety]

The Question being put, the Motion was **carried** without division.

3.2 **Motion – Ad Hoc Committee Report on Criminal Justice Reform**

Proposed: That this Assembly notes the Report of the Ad Hoc Committee on Criminal Justice Reform (02/01/R), established by resolution on 19 November 2001, and agrees that it be submitted to the Secretary of State as a Report of the Northern Ireland Assembly.

[Chairperson, Ad Hoc Committee – Criminal Justice Reform]

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Debate ensued.

The Sitting was, by leave, suspended at 2.27 pm.

The Sitting resumed at 2.30 pm.

The Speaker in the Chair.

4. **Question Time**

4.1 **Minister of Education**

Questions were put to and answered by, the Minister, Mr Martin McGuinness MP.

4.2 **Minister of Health, Social Services and Public Safety**

Questions were put to and answered by, the Minister, Ms Bairbre de Brún.

4.3 **Minister of Finance and Personnel**

Questions were put to and answered by, the Minister, Dr Seán Farren.

5. **Private Notice Question – North Belfast**

5.1 **The Rt Hon David Trimble MP, The First Minister, and Mr Mark Durkan, Deputy First Minister**, replied to a Question to which they had been given private notice, tabled by Mr Gerry Kelly.

Members observed one minute's silence to express condolence to the family of postal worker Mr Daniel McColgan.

6. **Committee Business (Cont'd)**

6.1 **Motion - Ad Hoc Committee Report on Criminal Justice Reform**

The Debate, suspended at 2.27 pm, was resumed on the Motion – Ad Hoc Committee Report on Criminal Justice Reform

Deputy Speaker (Ms Jane Morrice) in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

7. **Adjournment**

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.50 pm.

THE LORD ALDERDICE
The Speaker
14 January 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 12 DECEMBER 2001 TO 14 JANUARY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

Game Preservation (Amendment) Bill (NIA 16/00) (as amended at further consideration stage)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Statistics of Scientific Procedures on Living Animals: Northern Ireland 2000 (NIA 14/01)

Public Income and Expenditure for the year ended 31 March 2001 (NIA 23/01)

Register of Members' Interests Third Edition (NIA 33/01)

Construction Industry Training Board Annual Report 2000 (NIA 35/01)

North/South Ministerial Council Annual Report 2000 (NIA 36/01)

Registrar General for Northern Ireland Annual Report 2000 (NIA 39/01)

5. Assembly Reports

Ad Hoc Committee: Second Report: Report on the draft Justice (Northern Ireland) Bill and the Criminal Justice Review – Implementation Plan (2/01/R)

Committee for Agriculture and Rural Development: Minutes of Evidence: Discussions with Minister: Fisheries and Other Issues (4/01/E)

Committee for Agriculture and Rural Development: Minutes of Evidence: Discussions with Minister: Fisheries Issues (5/01/E)

Committee for Education: Second Report: Report on the Proposals for a Common Funding Formula for Grant-Aided Schools in Northern Ireland (2/01/R) (to be printed)

Committee for the Environment: Third Report: Report on the Local Government (Beat Value) Bill (NIA 19/00) (3/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

Draft Statutory Rule: Gaming (Variation of Monetary Limits) Order (Northern Ireland) 2001 (DSD)

SR No 414 Gaming (Variation of Monetary Limits) Order (Northern Ireland) 2001 (DSD)

SR No 415 Gaming (Bingo) (Amendment) Regulations (Northern Ireland) 2001 (DSD)

SR No 419 Miscellaneous Food Additives (Amendment No. 2) Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 422 Biocidal Products Regulations (Northern Ireland) 2001 (DETI)

SR No 423 New Deal (Lone Parents) (Miscellaneous Provisions) Order (Northern Ireland) 2001 (DEL)

SR No 424 Foot-and-Mouth Disease (Controlled Area) (No. 6) Order (Northern Ireland) 2001 (DARD)

SR No 425 Off-Street Parking (Amendment No. 3) Order (Northern Ireland) 2001 (DRD)

SR No 426 The Legal Aid in Criminal Proceedings (Costs) (Amendment No. 2) Rules (Northern Ireland) 2001 (Lord Chancellor)

SR No 427 One-Way Traffic (Coleraine) (Amendment) Order (Northern Ireland) 2001 (DRD)

SR No 428 Feeding Stuffs (Amendment) Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 429 Poultry Meat, Farmed Game Bird Meat and Rabbit Meat (Hygiene and Inspection) (Amendment) Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 430 Cycle Track (Magherafelt) Order (Northern Ireland) 2001 (DRD)

SR No 431 Misuse of Drugs (Designation) Order (Northern Ireland) 2001 (DHSSPS)

SR No 432 Magistrates' Court (Amendment) Rules (Northern Ireland) 2001 (Lord Chancellor)

SR No 433 Fisheries (Amendment) Byelaws (Northern Ireland) 2001 (DCAL)

SR No 434 The Road Traffic (Health Services Charges) (Amendment) (Regulations (Northern Ireland) 2001 (DHSSPS)

SR No 436 Radiation (Emergency Preparedness and Public Information) Regulations (Northern Ireland) 2001 (DETI)

SR No 437 The Plant Health (Amendment) Order (Northern Ireland) 2001 (DARD)

SR No 438 The Welfare Reform and Pensions (1999 Order) (Commencement No. 9) Order (Northern Ireland) 2001 (DSD)

SR No 1 The Misuse of Drugs Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 2 General Dental Services (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 3 Parking Places on Roads (Amendment) Order (Northern Ireland) 2002 (DRD)

SR No 4 Loading Bays on Roads (Amendment) Order (Northern Ireland) 2002 (DRD)

SR No 5 Optical Charges and Payments (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

7. Consultation Documents

Catering for Healthier Lifestyles: Compulsory Nutritional Standards for School Meals

Consultation on the Further Education (Northern Ireland) Order 1997

Proposals for Packaging, Labelling and Carriage of Radioactive Material by Rail Regulations (Northern Ireland) 2002

Strategic Planning Bill: Consultation Document

8. Departmental Publications

Pensions Provision Group: Pensions and the Labour Market (OFMDFM)

Pensions Provision Group: Pension Provision and Self-Employment (OFMDFM)

An Investigation of the Provision for Health Education in Schools during 1998/99 (RB 3/2001) (DE)

Shaping Our Future: The Family Settlement Report (DRD)

Northern Ireland Summary of Social Security Statistics 2001 (DSD)

9. Agency Publications

Commissioner for Public Appointments for Northern Ireland Sixth Report 2000–2001

Northern Ireland Annual Abstract of Statistics 2001 (NISRA)

10. Westminster Publications

Police Authority for Northern Ireland: Statement of Accounts for the year ended 13 March 2000 (HC 341)

Forensic Science Northern Ireland Annual Report 2000-2001 (HC 342)

Probation Board for Northern Ireland Statement of Accounts 1999–2000 (HC 344)

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 15 JANUARY 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 **Petition – Proposal to Close Trillick Agricultural Office**

Mr Maurice Morrow presented a Petition, in accordance with Standing Order 22, relating to the proposal by the Department of Agriculture and Rural Development to close the Agriculture Office at Trillick in County Tyrone.

3. **Executive Committee Business**

3.1 **Statement – North/South Ministerial Council: Institutional Format**

The First Minister, the Rt Hon David Trimble MP and the Deputy First Minister, Mr Mark Durkan, made a statement to the Assembly on the North/South Ministerial Council meeting in Institutional Format, held on 17 December 2001, following which they replied to questions.

3.2 **Statement – North/South Ministerial Council: Language**

The Minister of Culture, Arts and Leisure, Mr Michael McGimpsey, made a statement to the Assembly of the North-South Ministerial Council in its Language sectoral format, held on 7 December 2001, following which he replied to questions.

Deputy Speaker (Ms Jane Morrice) in the Chair.

3.3 **Final Stage – Game Preservation (Amendment) Bill (NIA Bill 15/00)**

Mr Sam Foster, Minister of the Environment, moved that the Final Stage of the Game Preservation (Amendment) Bill (NIA Bill 15/00) be agreed.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

NIA Bill 15/00 passed Final Stage.

4. **Committee Business**

4.1 **Motion – Public Accounts Committee: Report to the Assembly**

Proposed: That this Assembly takes note of the Public Accounts Committee ‘Composite Report on Issues dealt with by Correspondence by the Committee’ (3/01/R) and of the Committee Reports (1/99/R, 1/00/R to 6/00/R and 1/01/R to 2/01/R) and the Department of Finance and Personnel Memoranda of Reply (NIA 22/00, 32/00, 37/00, 51/00, 59/00, 92/00, 99/00 27/01 and 29/01).

[Chairperson, Public Accounts Committee]

Debate ensued.

The Sitting was, by leave, suspended at 12.25 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

The debate, suspended at 12.25 pm, was resumed on the Motion - Public Accounts Committee: Report to the Assembly.

After debate, the Question being put, the Motion was **carried** without division.

4.2 **Motion – Common Funding Formula**

Proposed: That this Assembly calls on the Minister of Education to take full account of the issues raised and recommendations made in the report prepared by the Committee for Education on the Proposals for a Common Funding Formula for Grant-Aided Schools in Northern Ireland.

[Chairperson, Committee for Education]

Deputy Speaker (Ms Jane Morrice) in the Chair.

Debate ensued.

The Speaker in the Chair.

The Question being put, the Motion was **carried** without division.

5. **Adjournment**

5.1 Mr E Poots spoke on Hillsborough School – Capital Development.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.17 pm.

THE LORD ALDERDICE
The Speaker
15 January 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 15 JANUARY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Ad Hoc Committee: Second Report: Report on the draft Justice (Northern Ireland) Bill and the Criminal Justice Review - Implementation Plan (NIA 41/01)

5. Assembly Reports

The Lord Alderdice, The Speaker: First Report: Conference Report on International Conference on Regulation Reform Management and Scrutiny of Legislation

Committee for Education: Second Report: Report on the Proposals for a Common Funding Formula for Grant-Aided Schools in Northern Ireland (2/01/R)

Public Accounts Committee: Third Report: Composite Report on Issues Dealt with by Correspondence by the Committee (3/01/R)

6. Statutory Rules

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 21 JANUARY 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Committee Business**

2.1 **Motion – Committee Membership: Health, Social Services and Public Safety**

Proposed: That Ms Annie Courtney replace Ms Carmel Hanna on the Committee for Health, Social Services and Public Safety.

[Mr J Tierney]
[Dr A McDonnell]

The Question being put, the Motion was **carried** without division.

2.2 **Motion – Committee Membership: Environment**

Proposed: That Ms Patricia Lewsley replace Ms Carmel Hanna on the Committee for the Environment.

[Mr J Tierney]
[Dr A McDonnell]

The Question being put, the Motion was **carried** without division.

Deputy Speaker (Sir John Gorman) in the Chair.

3. **Private Members' Business**

3.1 **Motion – Care in the Community**

Proposed: That this Assembly notes the increasing difficulties facing those who have to rely on community care packages and calls on the Minister of Health, Social Services and Public Safety to take action to remedy this situation.

[Mr T Gallagher]

After debate, the Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 2.16 pm.

The Sitting resumed at 2.30 pm.

The Speaker in the Chair.

4. **Question Time**

4.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the Rt Hon David Trimble MP and Mr Mark Durkan.

4.2 **Minister of Culture, Arts and Leisure**

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Questions were put to, and answered by, the Minister, Mr Michael McGimpsey.

4.3 **Minister of Agriculture and Rural Development**

Questions were put to, and answered by, the Minister, Mrs Bríd Rodgers.

4.4 **Assembly Commission**

Questions were put to, and answered by, Mr Jim Wells, on behalf of the Assembly Commission.

5. **Private Members' Business (Cont'd)**

5.1 **Motion – Independent Commission of Inquiry**

Proposed: That this Assembly calls on the UK Government to expedite, as agreed, their provision of all relevant documents and files to the Independent Commission of Inquiry into the 1974 Dublin and Monaghan bombings, which is chaired by the former Irish Supreme Court Judge, Henry Barron.

[Ms M McWilliams]

[Mr K McCarthy]

After debate, the Question being put, the Motion was **carried** (Division 1).

Deputy Speaker (Ms Jane Morrice) in the Chair.

6. **Adjournment**

6.1 Mr T Gallagher spoke on Closure of Factories in Lisnaskea.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.59 pm.

THE LORD ALDERDICE
The Speaker
21 January 2002

NORTHERN IRELAND ASSEMBLY

21 JANUARY 2002

DIVISIONS

Division No.1 Independent Commission of Inquiry

Proposed: That this Assembly calls on the UK Government to expedite, as agreed, their provision of all relevant documents and files to the Independent Commission of Inquiry into the 1974 Dublin and Monaghan bombings, which is chaired by the former Irish Supreme Court Judge, Henry Barron.

[Ms M McWilliams]
[Mr K McCarthy]

The Question was put and the Assembly divided.

Ayes : 26
Noes : 18

Ayes

Alex Attwood, Joe Byrne, Annie Courtney, John Dallat, Mark Durkan, Seán Farren, David Ford, Tommy Gallagher, Carmel Hanna, John Kelly, Patricia Lewsley, Alban Maginness, Kieran McCarthy, Alasdair McDonnell, Barry McElduff, Gerry McHugh, Mitchel McLaughlin, Monica McWilliams, Jane Morrice, Conor Murphy, Mary Nelis, Danny O'Connor, Eamonn O'Neill, Sue Ramsey, Bríd Rodgers, John Tierney.

Noes

Billy Bell, Wilson Clyde, Fred Cobain, Tom Hamilton, David Hilditch, Roger Hutchinson, James Leslie, Maurice Morrow, Ian Paisley Jnr, Edwin Poots, Iris Robinson, Ken Robinson, Mark Robinson, George Savage, Jim Shannon, Jim Wells, Cedric Wilson, Sammy Wilson.

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 16 JANUARY 2002 TO 21 JANUARY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 435 Environmental Impact Assessment (Uncultivated Land and Semi-Natural Areas) Regulations (Northern Ireland) 2001 (DARD)

SR No 439 The Disability Discrimination Act 1995 (Commencement No. 8) Order (Northern Ireland) 2001 (OFMDFM)

SR No 440 The Additional Pension and Social Security Pensions (Home Responsibilities) (Amendment) Regulations (Northern Ireland) 2001 (DSD)

SR No 441 The Social Security (Inherited SERPS) Regulations (Northern Ireland) 2001 (DSD)

SR No 7 The Potatoes Originating in Germany (Notification) Order (Northern Ireland) 2002 (DARD)

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 22 JANUARY 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – December Monitoring Round**

The Minister of Finance and Personnel, Dr Seán Farren, made a statement to the Assembly on the public spending allocations following the December monitoring round, after which he replied to questions.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

3. **Private Members' Business**

3.1 **Motion – Chaulnes Area**

Proposed: That this Assembly notes the intention of the French Government to build a new airport in the area around Chaulnes in Picardy to serve Paris and requests the UK Government to consult closely with the French Government to ensure that due respect and honour are paid to the graves of those who gave their lives in the two world wars.

[Mr I Adamson]
[Mr K Robinson]
[Mr S Foster]

After debate, the Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 1.06 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker, Sir John Gorman, in the Chair.

3.2 **Motion – Health Crisis in our Hospitals**

Proposed: That this Assembly calls on the Minister of Health, Social Services and Public Safety to take immediate action to address the health crisis in our hospitals.

[Rev Dr I R K Paisley MP MEP]
[Mrs I Robinson MP]
[Mr P Berry]
[Mr I Paisley Jnr]

Deputy Speaker (Ms Jane Morrice) in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

4. **Adjournment**

4.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.00 pm.

THE LORD ALDERDICE
The Speaker
22 January 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 22 JANUARY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Public Accounts Committee: Fourth Report: Report on the Department of Finance and Personnel Memorandum of Reply to the Fifth Report of the Public Accounts Committee (5/00/R) (4/01/R)

6. Statutory Rules

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 28 JANUARY 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Committee Business**

2.1 **Motion – Committee Membership: Business Committee**

Proposed: That Mr John Tierney replace Mr Eddie McGrady MP as a member of the Business Committee.

[Dr A McDonnell]

The Question being put, the Motion was **carried** without division.

3. **Private Members' Business**

3.1 **Motion – Breakdown of Law and Order**

Proposed: That this Assembly condemns the breakdown of law and order in Northern Ireland society, including attacks on postal workers, ambulance staff, bus and train personnel and elderly members of the community, and calls on the Secretary of State to allocate sufficient, specific resources to enable the PSNI and other organisations to improve the situation at the earliest opportunity.

[Ms E Bell]

[Mr K McCarthy]

Debate ensued.

Deputy Speaker (Sir John Gorman) in the Chair.

The Deputy Speaker, Sir John Gorman, invited Mr Norman Boyd to withdraw comments he had made regarding Mr Gerry McHugh MLA. Mr Boyd refused and was ordered to withdraw immediately from the Chamber and its precincts during the remainder of the day's Sitting. Mr Boyd withdrew from the Assembly.

Debate continued.

Deputy Speaker (Ms Jane Morrice) in the Chair.

The Speaker in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

4. **Question Time**

4.1 **Minister of Enterprise, Trade and Investment**

Questions were put to and answered by the Minister, Sir Reg Empey.

4.2 **Minister for Employment and Learning**

Questions were put to and answered by the Minister, Ms Carmel Hanna.

The Sitting was, by leave, suspended at 3.25 pm.

The Sitting resumed at 3.30 pm.

4.3 **Minister for Social Development**

Questions were put to and answered by the Minister, Mr Nigel Dodds MP.

5. **Private Members' Business (Cont'd)**

Deputy Speaker (Mr Donovan McClelland) in the Chair.

5.1 **Motion – Post Office Provision**

Proposed: That this Assembly notes proposals by Consignia to cut the number of Post Offices in Britain by half and calls for immediate action to protect the infrastructure of post offices in Northern Ireland particularly those serving people in rural and disadvantaged urban areas.

[Mr J Dallat]

After debate, the Question being put, the Motion was **carried** without division.

6. **Adjournment**

6.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.23 pm.

THE LORD ALDERDICE
The Speaker
28 January 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 23 JANUARY 2002 TO 28 JANUARY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Third Report of the Examiner of Statutory Rules to The Assembly and The Appropriate Committees

Fourth Report of the Examiner of Statutory Rules to The Assembly and The Appropriate Committees

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 8 Motor Vehicles (Authorised Weight) (Amendment) Regulations (Northern Ireland) 2002 (DOE)

SR No 9 Off-Street Parking (Amendment) Order (Northern Ireland) 2002 (DRD)

SR No 13 Roads (Speed Limit) Order (Northern Ireland) 2002 (DRD)

SR No 16 The Income Support (General) (Standard Interest Rate Amendment) Regulations (Northern Ireland) 2002 (DSD)

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 4 FEBRUARY 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

- 2.1 Mr Gerry McHugh made a personal statement in respect of allegations that had been made against him by Mr Norman Boyd during the Plenary Sitting on Monday 28 January. Mr Boyd then withdrew his comments.

3. **Executive Committee Business**

3.1 **Motion – Suspend Standing Orders**

Proposed: That Standing Orders 10(2) and 10(6) be suspended for Monday 4 February 2002.

[Minister of Enterprise, Trade and Investment]

After debate, the Question being put, the Motion was **carried** with cross-community consent (*nemine contradicente*).

3.2 **Statement – North-South Ministerial Council: Trade and Business Development**

Deputy Speaker (Sir John Gorman) in the Chair.

The Minister of Enterprise, Trade and Investment, Sir Reg Empey, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Trade and Business Development sectoral format held on 23 January 2002, following which he replied to questions.

The Speaker in the Chair.

3.3 Consideration Stage – Local Government (Best Value) Bill (NIA Bill 19/00)

Mr Sam Foster, Minister of the Environment, moved that the Consideration Stage of the Local Government (Best Value) Bill be agreed.

Six amendments were tabled to the Bill.

Clauses

After debate, Amendment 1 to Clause 1 was **made** without division.

The Question being put, it was **agreed** without division that Clause 1 (as amended) stand part of the Bill.

After debate, the Question that Clauses 2,3,4 and 5 stand part of the Bill was **negatived** without division.

The Question being put, it was **agreed** without division that Clause 6 stand part of the Bill.

After debate, the Question that Clause 7 stand part of the Bill was **negatived** without division.

After debate: Amendment 2, inserting a new clause after Clause 7, was **made** without division.

Amendment 3 to Clause 8 was **made** without division.

Amendment 4 to Clause 8 was **made** without division.

The Question being put, it was **agreed** without division that Clause 8 (as amended) stand part of the Bill.

After debate Amendment 5 to Clause 9 was **made** without division.

The Question being put, it was **agreed** without division that Clause 9 (as amended) stand part of the Bill.

The Question being put, it was **agreed** without division that Clauses 10 and 11 stand part of the Bill.

Long Title

The Question being put, Amendment 6 to the Long Title was **made** without division.

The Question being put, the Long Title (as amended) was **agreed** without division.

NIA Bill 19/00 passed Consideration Stage and stood referred to the Speaker.

4. **Executive Committee Business**

4.1 **Motion – Regional Transportation Strategy**

Proposed: That this Assembly takes note of the Proposed Regional Transportation Strategy Consultation paper published on 4 February 2002.

[Minister for Regional Development]

Debate ensued

Debate suspended.

5. **Question Time**

5.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the Junior Ministers, Mr Dermot Nesbitt and Mr Denis Haughey.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

5.2 **Minister for Regional Development**

Questions were put to, and answered by, the Minister, Mr Peter Robinson MP.

5.3 **Minister of the Environment**

Questions were put to, and answered by, the Minister, Mr Sam Foster.

6. **Executive Committee Business (Cont'd)**

6.1 **Motion – Regional Transportation Strategy**

Debate resumed on the Motion.

The Speaker in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

7. **Committee Business**

7.1 **Motion – Committee Membership: Environment**

Proposed: That Mr Francie Molloy replace Mr Mitchel McLaughlin on the Committee for the Environment.

[Mr C Murphy]

The Question being put, the Motion was **carried** without division.

7.2 **Motion – Committee Membership: Agriculture and Rural Development**

Proposed: That Mr Mick Murphy replace Mr Francie Molloy on the Committee for Agriculture and Rural Development.

[Mr C Murphy]

The Question being put, the Motion was **carried** without division.

7.3 **Motion – Committee Membership: Culture, Arts and Leisure**

Proposed: That Mr John Kelly replace Mr Barry McElduff on the Committee for Culture, Arts and Leisure.

[Mr C Murphy]

The Question being put, the Motion was **carried** without division.

7.4 **Motion – Amend Standing Orders**

Proposed: In Standing Order 48, delete ‘Statutory’ from the title and in line 3, delete ‘Statutory’; and

in Standing Order 31(2) line 4, delete all after ‘otherwise’ and insert:

‘and the provisions of this Standing Order and of Standing Order 33 shall apply in relation to the Committee of the Centre acting by virtue of this paragraph as they apply in relation to a Statutory Committee.’

[Chairperson, Committee on Procedures]

After debate, the Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

7.5 **Motion – Re-number Standing Orders**

Proposed: Re-number Standing Orders 48-54 and 56-59 so that:
49 becomes 48
53 becomes 49
54 becomes 50
56 becomes 51
57 becomes 52
58 becomes 53
59 becomes 54
50 becomes 56
51 becomes 57
52 becomes 58
48 becomes 59.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

8. **Adjournment**

8.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.53 pm.

THE LORD ALDERDICE
The Speaker
4 February 2002



Northern Ireland
Assembly

MARSHALLED LIST OF AMENDMENTS
CONSIDERATION STAGE
Monday 4 February 2002

Amendments tabled up to and including Thursday, 31 January 2002

The Bill will be considered in the following order-

Clauses and Long Title

Amendment 1 [*Made*]

Clause 1, Page 1, Line 13

Leave out subsections (3) to (5).

Minister of the Environment

Clause 2 [*Clause removed*]

The Members listed below give notice of their intention to oppose the question that Clause 2 stand part of the Bill.

Chairperson, Committee for the Environment

Clause 3 [Clause removed]

The Members listed below give notice of their intention to oppose the question that Clause 3 stand part of the Bill.

Chairperson, Committee for the Environment

Clause 4 [Clause removed]

The Members listed below give notice of their intention to oppose the question that Clause 4 stand part of the Bill.

Chairperson, Committee for the Environment

Clause 5 [Clause removed]

The Members listed below give notice of their intention to oppose the question that Clause 5 stand part of the Bill.

Chairperson, Committee for the Environment

Clause 7 [Clause removed]

The Members listed below give notice of their intention to oppose the question that Clause 7 stand part of the Bill.

Chairperson, Committee for the Environment

Amendment 2 [Made]

New Clause

After clause 7 insert-

‘Power to modify statutory provisions and confer new powers

.—(1) If the Department thinks that a statutory provision prevents or obstructs compliance by councils with the duty under section 1(1), the Department may by order make provision modifying or excluding the application of the provision in relation to councils.

(2) The Department may by order make provision conferring on councils any power which the Department considers necessary or expedient to permit or facilitate compliance with the duty under section 1(1).

(3) In exercising a power conferred under subsection (2) a council shall have regard to any guidance issued by the Department.

(4) An order under this section may—

- (a) impose conditions on the exercise of any power conferred by the order (including conditions about consultation or approval);
- (b) amend a statutory provision;
- (c) include supplementary, incidental, consequential and transitional provisions.

(5) No order shall be made under this section unless a draft has been laid before, and approved by resolution of, the Assembly.

(6) Before the Department makes an order under this section it shall consult—

- (a) persons appearing to it to represent councils; and
- (b) such other persons as appear to the Department to be representative of interests affected by the proposals.

(7) If, following consultation under subsection (6), the Department proposes to make an order under this section it shall lay before the Assembly a document explaining the proposals and, in particular—

- (a) setting them out in the form of a draft order; and
- (b) giving details of consultation under subsection (6).

(8) Where a document relating to proposals is laid before the Assembly under subsection (7), no draft of an order under this section to give effect to the proposals (with or without modification) shall be laid before the Assembly until after the expiry of the statutory period beginning with the day on which the document was laid.

(9) In preparing a draft order under this section the Department shall consider any representations made during the period mentioned in subsection (8).

(10) A draft order laid before the Assembly in accordance with subsection (5) must be accompanied by a statement of the Department giving details of—

- (a) any representations considered in accordance with subsection (9); and
- (b) any changes made to the proposals contained in the document laid before the Assembly under subsection (7).’.

Minister of the Environment

Amendment 3 [Made]

Clause 8, Page 5, Line 16

Leave out from beginning to end of line 17.

Minister of the Environment

Amendment 4 [Made]

Clause 8, Page 5, Line 18

Leave out 'principal Act' and insert 'Local Government Act (Northern Ireland) 1972 (c. 9)'.

Minister of the Environment

Amendment 5 [Made]

Clause 9, Page 5, Line 21

Leave out subsection (1).

Chairperson, Committee for the Environment

Amendment 6 [Made]

Long Title

Leave out from 'imposing' to 'effectiveness' and insert 'placing on district councils a general duty to make arrangements for continuous improvement in the way in which their functions are exercised'.

Minister of the Environment

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 29 JANUARY 2002 TO 4 FEBRUARY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Fifth Report of the Examiner of Statutory Rules to The Assembly and The Appropriate Committees

Public Accounts Committee: Fifth Report: Report on the Brucellosis Outbreak at the Agricultural Research Institute (5/01/R)

Committee on Procedures: First Report: Review of the Legislative Process in the Northern Ireland Assembly (1/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 6 Fisheries and Aquaculture Structures (Grants) Regulations (Northern Ireland) 2002 (DARD)

SR No 11 Fisheries (Amendment) Byelaws (Northern Ireland) 2002 (DCAL)

SR No 14 The Social Security (Maternity and Funeral Expenses) (General) (Amendment) Regulations (Northern Ireland) 2002 (DSD)

7. Consultation Documents

Proposed Regional Transport Strategy for Northern Ireland

8. Departmental Publications

Northern Ireland Spring Supplementary Estimates 2001 – 2002
(Advance Copy)

Vote on Account 2002 – 2003 (Advance Copy)

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 11 FEBRUARY 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

The Speaker announced the death of Her Royal Highness The Princess Margaret, Countess of Snowdon.

The Sitting was, by leave, suspended at 12.03 pm as a mark of respect to HRH The Princess Margaret, Countess of Snowdon.

The Sitting resumed at 1.00 pm.

2.1 **Royal Assent**

The Speaker informed Members that Royal Assent had been signified on 7 February 2002 to the Industrial Development Act (Northern Ireland) 2002.

3. **Executive Committee Business**

3.1 **Motion – Suspend Standing Orders**

Proposed: That Standing Orders 10(2) and 10(6) be suspended for Monday 11 February 2002.

The Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

3.2 **Motion – Supply Resolution for 2001-02 Spring Supplementary Estimates**

Proposed: That this Assembly approves that a further sum not exceeding £198,035,000 be granted out of the Consolidated Fund for or towards defraying the charges for Northern Ireland Departments, the Northern Ireland Assembly, the Northern Ireland Audit Office, the Assembly Ombudsman for Northern Ireland and the Northern Ireland Commissioner for Complaints and the Office for the Regulation of Electricity and Gas for the year ending 31 March 2002 and that further resources, not exceeding £574,419,000, be authorised for use by Northern Ireland Departments, the Northern Ireland Assembly, the Northern Ireland Audit Office, the Assembly Ombudsman for Northern Ireland and the Northern Ireland Commissioner for Complaints and the Office for the Regulation of Electricity and Gas for the year ending 31 March 2002 as summarised for each Department or other public body in columns 2(b) and 3(b) of Table 1 in the volume of the Northern Ireland Spring Supplementary Estimates 2001-02 that was laid before the Assembly on 11 February 2002.

[Minister of Finance and Personnel]

Debate ensued.

Debate suspended.

4. **Question Time**

4.1 **Minister of Education**

Questions were put to and answered by, the Minister, Mr Martin McGuinness MP.

4.2 **Minister of Health, Social Services and Public Safety**

Questions were put to and answered by, the Minister, Ms Bairbre de Brún.

4.3 **Minister of Finance and Personnel**

Deputy Speaker (Sir John Gorman) in the Chair.

Questions were put to and answered by, the Minister, Dr Seán Farren.

5. **Executive Committee Business (Cont'd)** **Supply Resolution for 2001-02 Spring Supplementary Estimates**

5.1 *Debate resumed on the Motion.*

Deputy Speaker (Mr Donovan McClelland) in the Chair.

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

5.2 **Motion – Supply Resolution for 2002-03 Vote on Account**

Proposed: That this Assembly approves that a sum not exceeding £3,936,009,000 be granted out of the Consolidated Fund on account for or towards defraying the charges for Northern Ireland Departments, the Northern Ireland Assembly, the Northern Ireland Audit Office, the Assembly Ombudsman for Northern Ireland and the Northern Ireland Commissioner for Complaints and the Office for the Regulation of Electricity and Gas for the year ending 31 March 2003 and that resources, not exceeding £4,486,387,000, be authorised, on account, for use by Northern Ireland Departments, the Northern Ireland Assembly, the Northern Ireland Audit Office, the Assembly Ombudsman for Northern Ireland and the Northern Ireland Commissioner for Complaints and the Office for the Regulation of Electricity and Gas for the year ending 31 March 2003 as summarised for each Department or other public body in columns 4 and 6 of Table 1 in the Vote on Account 2002-03 document that was laid before the Assembly on 11 February 2002.

[Minister of Finance and Personnel]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

6. **Adjournment**

6.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.51 pm.

THE LORD ALDERDICE
The Speaker
11 February 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 5 FEBRUARY 2002 TO 11 FEBRUARY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

Local Government (Best Value) Bill (as amended at Consideration Stage)
(NIA Bill 19/00)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Food Standards Agency Annual Report and Accounts 2000 – 2001
(NIA 42/01)

5. Assembly Reports

Committee for Health, Social Services and Public Safety: First Report: Report on the
Personal Social Services (Amendment) Bill (NIA Bill 1/01) (1/01/R)
(to be printed)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 17 Upper Knockbreda Road, Castlereagh (Abandonment) Order (Northern
Ireland) 2002 (DRD)

SR No 18 Park Street, Ballyclare (Abandonment) Order (Northern Ireland) 2002
(DRD)

SR No 19 Cycle Tracks (Tillysburn to Holywood) Order (Northern Ireland) 2002
(DRD)

SR No 20 Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs)
Regulations (Northern Ireland) 2002 (DARD)

SR No 21 Plant Protection Products (Amendment) Regulations (Northern Ireland) 2002 (DARD)

SR No 25 The Welfare Reform and Pensions (1999 Order) (Commencement No. 10) Order (Northern Ireland) 2002 (DSD)

SR No 31 The Social Security (Attendance Allowance and Disability Living Allowance) (Amendment) Regulations (Northern Ireland) 2002 (DSD)

7. Consultation Documents

8. Departmental Publications

Memorandum on Public Petition: Trillick Agriculture Office

Northern Ireland Spring Supplementary Estimates 2001 – 2002

Vote on Account 2002 - 2003

9. Agency Publications

10. Westminster Publications

Northern Ireland Court Service Legal Aid Annual Report 2000 – 2001 (HC 524)

The Compensation Agency Annual Report and Accounts 2000 – 2001 (HC 543)

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 12 FEBRUARY 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – North-South Ministerial Council: Agriculture**

The Minister of Agriculture and Rural Development, Mrs Bríd Rodgers, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Agriculture sectoral format held on 25 January 2002, following which she replied to questions.

2.2 **First Stage – Budget Bill (NIA Bill 2/01)**

Dr Seán Farren, Minister of Finance and Personnel, introduced a Bill to authorise the issue out of the Consolidated Fund of certain sums for the service of the years ending 31st March 2002 and 2003; to appropriate those sums for specified purposes; to authorise the Department of Finance and Personnel to borrow on the credit of the appropriated sums; to authorise the use for the public service of certain resources for the years ending 31st March 2002 and 2003; and to revise the limits on the use of certain accruing resources in the year ending 31st March 2002.

Bill passed First Stage and ordered to be printed (NIA Bill 2/01).

2.3 **Further Consideration Stage –
Local Government (Best Value) Bill (NIA Bill 19/00)**

Mr Sam Foster, Minister of the Environment, moved that the Further Consideration Stage of the Local Government (Best Value) Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clauses 1 to 7 stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 19/00 passed Further Consideration Stage and stood referred to the Speaker for consideration in accordance with Section 10 of the Northern Ireland Act 1998 .

2.4 **Motion – Statutory Rule subject to Affirmative Resolution**

Proposed: That the Gaming (Variation of Monetary Limits) Order (Northern Ireland) 2001 (SR 414/2001) be approved.

[Minister for Social Development]

The Question being put, the Motion was **carried** without division.

3. **Committee Business**

3.1 **Motion – Committee Membership: Business Committee**

Proposed: That Mr P J Bradley replace Dr Alasdair McDonnell on the Business Committee.

[Mr J Tierney]

The Question being put, the Motion was **carried** without division.

3.2 **Motion – Report by the Committee of the Centre**

Proposed: That this Assembly approves the report of the Committee of the Centre ‘Report into the proposal to record the return of postal ballot papers’ (01/01R) and agrees that it be submitted to the Department for Transport, Local Government and the Regions as a report of the Northern Ireland Assembly.

[Chairperson, Committee of the Centre]

The Question being put, the Motion was **carried** without division.

4. **Private Members' Business**

4.1 **Motion – Golden Jubilee**

Proposed: That this Assembly calls on the Minister of Education in this, Her Majesty's Golden Jubilee year, to ensure provision is made for each primary school pupil in Northern Ireland to be provided with a suitable souvenir to mark this important and historic occasion.

[Mr M Morrow]

4.2 **Amendment**

Proposed: In line 2, after 'ensure' insert:

'where the Board of Governors deems it appropriate, that.'

[Ms E Bell]

Debate ensued.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

After debate, the Amendment being put, the Amendment **fell** (Division 1).

The Question being put, the Motion was **carried** (Division 2).

The Sitting was, by leave, suspended at 12.42 pm.

The Sitting resumed at 2.00 pm.

4.3 **Motion – Protecting Children, Supporting Parents (2000)**

Proposed: That this Assembly calls on the Minister of Finance and Personnel to take note of the outcome of the consultation in England and Wales by the Department of Health on the law on the physical correction of children in their homes 'Protecting Children, Supporting Parents' (2000) which decided not to change the legislation.

[Dr E Birnie]

4.4 **Amendment**

Proposed: In line 3, delete all after 'Department of Health' and insert:

'and also of international practices including those in Scotland and the Republic of Ireland, in relation to the law on the physical correction of children in their homes.'

[Ms P Lewsley]

Debate ensued.

Deputy Speaker (Ms Jane Morrice) in the Chair.

After debate, the Amendment being put, the Amendment **fell** (Division 3).

The Question being put, the Motion was **carried** without division.

5. **Adjournment**

- 5.1 Mr Roy Beggs spoke on Job Losses in East Antrim and the need to improve job prospects and lifelong learning opportunities.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.47 pm.

THE LORD ALDERDICE
The Speaker
12 February 2002

NORTHERN IRELAND ASSEMBLY

12 FEBRUARY 2002

DIVISIONS

Division No.1 (Amendment) Golden Jubilee

Proposed: In line 2, after 'ensure' insert:

'where the Board of Governors deems it appropriate, that.'

[Ms E Bell]

The Question was put and the Assembly divided.

Ayes : 5
Noes : 23

Ayes

Eileen Bell, David Ford, Kieran McCarthy, Monica McWilliams, Jane Morrice.

Noes

Fraser Agnew, Paul Berry, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Sammy Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

12 FEBRUARY 2002

DIVISIONS

Division No.2 (Motion) Golden Jubilee

Proposed: That this Assembly calls on the Minister of Education in this, Her Majesty's Golden Jubilee year, to ensure provision is made for each primary school pupil in Northern Ireland to be provided with a suitable souvenir to mark this important and historic occasion.

[Mr M Morrow]

The Question was put and the Assembly divided.

Ayes : 26

Noes : 11

Ayes

Fraser Agnew, Paul Berry, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, David Hilditch, Derek Hussey, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Monica McWilliams, Jane Morrice, Maurice Morrow, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Sammy Wilson.

Noes

Michelle Gildernew, John Kelly, Alex Maskey, Barry McElduff, Martin McGuinness, Gerry McHugh, Pat McNamee, Conor Murphy, Mick Murphy, Dara O'Hagan, Sue Ramsey.

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

12 FEBRUARY 2002

DIVISIONS

Division No.3 (Amendment) Protecting Children, Supporting Parents (2000)

Proposed: In line 3, delete all after 'Department of Health' and insert:

'and also of international practices including those in Scotland and the Republic of Ireland, in relation to the law on the physical correction of children in their homes.'

[Ms P Lewsley]

The Question was put and the Assembly divided.

Ayes : 30

Noes : 34

Ayes

Alex Attwood, Eileen Bell, P J Bradley, Joe Byrne, John Dallat, Mark Durkan, David Ervine, Seán Farren, John Fee, David Ford, Tommy Gallagher, Michelle Gildernew, Carmel Hanna, Joe Hendron, Billy Hutchinson, Patricia Lewsley, Alban Maginness, Alex Maskey, Kieran McCarthy, Alasdair McDonnell, Barry McElduff, Martin McGuinness, Gerry McHugh, Monica McWilliams, Conor Murphy, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, John Tierney.

Noes

Fraser Agnew, Roy Beggs, Billy Bell, Esmond Birnie, Wilson Clyde, Robert Coulter, Duncan Shipley Dalton, Nigel Dodds, Sam Foster, John Gorman, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Roger Hutchinson, Gardiner Kane, Danny Kennedy, James Leslie, Robert McCartney, William McCrea, Alan McFarland, Maurice Morrow, Ian Paisley Jnr, Edwin Poots, Iris Robinson, Ken Robinson, Mark Robinson, Jim Shannon, David Trimble, Denis Watson, Peter Weir, Jim Wells, Jim Wilson, Sammy Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 12 FEBRUARY 2002

1. Acts of the Northern Ireland Assembly

Industrial Development Act (Northern Ireland) 2002 Chapter 1

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Committee Of the Centre: First Report: Report into the Proposal to Record the Return of Postal Ballot Papers (1/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 32 One-Way Traffic (Dungannon) (Amendment) Order (Northern Ireland) 2002 (DRD)

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 18 FEBRUARY 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 The Speaker delivered a ruling on Standing Order 10(2).

2.2 The Speaker informed Members that Royal Assent had been signified on 13 February 2002 to the Game Preservation (Amendment) (Northern Ireland) Act 2002.

2.3 **Petition – Closure of Mosside Primary School**

Mr Ian Paisley Jnr begged leave to present a Petition relating to the closure of Mosside Primary School, Ballymoney, Co Antrim, in accordance with Standing Order 22.

3. **Executive Committee Business**

3.1 **Kilkeel Fishing Tragedy and Statement – North-South Ministerial Council: Foyle, Carlingford and Irish Lights Sector**

The Minister of Agriculture and Rural Development, Mrs Bríd Rodgers, notified the Assembly of action taken by the Department following the Kilkeel Fishing Tragedy. The Minister then made a statement to the Assembly on the North-South Ministerial Council in its Foyle, Carlingford and Irish Lights sectoral format held on 1 February 2002, following which she replied to questions.

3.2 **First Stage – Railway Safety Bill (NIA Bill 3/01)**

Mr Peter Robinson MP, Minister for Regional Development, introduced a Bill to make provision with respect to the safety of railways.

Bill passed First Stage and ordered to be printed (NIA Bill 3/01).

3.3 **Second Stage – Budget Bill (NIA Bill 2/01)**

Dr Seán Farren, the Minister of Finance and Personnel, moved that the Second Stage of the Budget Bill be agreed.

Deputy Speaker, Ms Jane Morrice, in the Chair.

Debate ensued.

NIA Bill 2/01 passed Second Stage.

3.4 **First Stage – Personal Social Services (Preserved Rights) Bill (NIA Bill 4/01)**

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety, introduced a Bill to make provision in relation to persons in residential accommodation with preserved rights under the Income Support (General) Regulations (Northern Ireland) 1987; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 4/01).

3.5 **Accelerated Passage**

Proposed: That in accordance with Standing Order 40(3), the Assembly grants accelerated passage to the Personal Social Services (Preserved Rights) Bill.

[Minister of Health, Social Services and Public Safety]

After debate, the Question being put, the Motion was **carried** by leave of the Assembly.

The Deputy Speaker informed Members that the Bill would receive its Second Stage on Tuesday 19 February 2002.

4. **Committee Business**

4.1 **Motion – Committee Membership: Enterprise, Trade and Investment**

Proposed: That Mr Eugene McMenamin replace Mr Alex Attwood as a Member of the Committee for Enterprise, Trade and Investment.

[Mr J Tierney]

The Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 1.58 pm.

The Sitting resumed at 2.30 pm.

The Speaker in the Chair.

5. **Question Time**

5.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the Rt Hon David Trimble MP and Mr Mark Durkan.

5.2 **Minister of Culture, Arts and Leisure**

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Questions were put to, and answered by, the Minister, Mr Michael McGimpsey.

5.3 **Minister of Agriculture and Rural Development**

Questions were put to, and answered by, the Minister, Mrs Bríd Rodgers.

6. **Adjournment**

6.1 Mr John Dallat spoke on Attacks on Families in Coleraine.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.40 pm.

THE LORD ALDERDICE
The Speaker
18 February 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 13 FEBRUARY 2002 TO 18 FEBRUARY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

Personal Social Services (Preserved Rights) Bill (NIA Bill 4/01)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Roads Service Annual Report and Accounts 2000 – 2001 (NIA 86/00)

Committee Of the Centre: First Report: Report into the Proposal to Record the Return of Postal Ballot Papers (NIA 47/01)

5. Assembly Reports

Committee for Agriculture and Rural Development: Minutes of Evidence: Discussions with Minister: 2002 Cod Recovery Plan Closure - Compensation (06/01/E)

Committee For Enterprise, Trade and Investment: Third Report: Report on the Energy Inquiry (03/01/R) (to be printed)

Committee for Health, Social Services and Public Safety: First Report: Report on the Personal Social Services (Amendment) Bill (NIA Bill 1/01) (1/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 322 The Adoption (Intercountry Aspects) Act (Northern Ireland) 2001 (Commencement No. 1) Order (Northern Ireland) 2001 (DSD)

SR No 22 The Adoption (Intercountry Aspects) Act (Northern Ireland) 2001 (Commencement No. 2) Order (Northern Ireland) 2002 (DSD)

SR No 24 Employment Rights (Increase of Limits) Order (Northern Ireland) 2002 (DEL)

SR No 27 Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (Amendment) Regulations (Northern Ireland) 2002 (DARD)

SR No 28 The Sulphur Content of Liquid Fuels Regulations (Northern Ireland) 2002 (DOE)

SR No 29 Marketing of Quality Agricultural Products Grant Regulations (Northern Ireland) 2002 (DARD)

SR No 30 Agricultural Processing and Marketing Grant Regulations (Northern Ireland) 2002 (DARD)

SR No 35 Notification of Marketing of Food for Particular Nutritional Uses Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 36 Weights and Measures (Prescribed Stamp) (Amendment) Regulations (Northern Ireland) 2002 (DETI)

SR No 52 The Road Traffic (Health Services Charges) (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 53 Diseases of Fish (Control) (Amendment) Regulations (Northern Ireland) 2002 (DARD)

7. Consultation Documents

Quinquennial Review of the Planning Appeals Commission and the Water Appeals Commission (OFMDFM)

European Directive on Fixed Term Work: Final Consultation on the draft Fixed Term Work Regulations (Northern Ireland) 2002 (DEL)

Review of the Building Regulations to Prevent or Limit the Ingress of Radon (DFP)

8. Departmental Publications

9. Agency Publications

The Social Brief 2002

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 19 FEBRUARY 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – North-South Ministerial Council: Telecommunications**

The Minister of Enterprise, Trade and Investment, Sir Reg Empey, made a statement to the Assembly on Telecommunications, following which he replied to questions.

2.2 **Statement – North-South Ministerial Council: Golden Jubilee Celebrations**

The Minister of Culture, Arts and Leisure, Mr Michael McGimpsey, made a statement to the Assembly on the Golden Jubilee Celebrations, following which he replied to questions.

2.3 **Consideration Stage – Budget Bill (NIA Bill 2/01)**

Dr Seán Farren, Minister of Finance and Personnel, moved that the Consideration Stage of the Budget Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clauses 1 to 7 stand part of the Bill.

Schedules

The Question being put, it was **agreed** without division that Schedules 1 to 4 stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 2/01 passed Consideration Stage and stood referred to the Speaker.

2.4 **Second Stage – Personal Social Services (Preserved Rights) Bill (NIA Bill 4/01)**

Ms Bairbre de Brún, the Minister of Health, Social Services and Public Safety, moved that the Second Stage of the Personal Social Services (Preserved Rights) Bill be agreed.

NIA Bill 4/01 passed Second Stage.

The Sitting was, by leave, suspended at 12.29 pm.

The Sitting resumed at 2.00 pm.

3. **Speaker's Business**

3.1 **Sir John Gorman: Resignation as Deputy Speaker**

The Speaker informed Members that Sir John Gorman had resigned as Deputy Speaker of the Assembly.

4. **Private Members' Business**

4.1 **Motion – General Amnesty for Offences for those ‘on the run’**

Proposed: That this Assembly considers that the Government's proposal for dealing with those “on the run” constitutes a general amnesty for offences committed prior to April 1998, goes well beyond both the letter and spirit of the Good Friday Agreement and is inconsistent with both justice and international practice. This Assembly believes that the minimum requirement consistent with the Agreement is that those wishing to avail of this measure should be required to acknowledge their guilt in court and be released on licence. This Assembly further believes that the Government should demand guarantees that those “exiled” by the paramilitaries can return to Northern Ireland in safety before proceeding with this measure.

[Mr D Ford]

[Ms E Bell]

Deputy Speaker (Mr D McClelland) in the Chair.

Amendment No.1

Proposed: In line 2, delete 'a general' and insert 'an';
In line 2, after 'for' insert 'certain';
In line 3, delete after 'goes' to 'spirit' and insert 'beyond the requirements'; and
In line 4, delete all after the first 'and' to end, and insert:

'that there should be further consideration of a mechanism whereby all those who were guilty of human rights abuses, from whatever quarter, including persons referred to as being 'on the run', should acknowledge and give a full account of their actions and recognise the hurt caused to and being endured by victims, families and the community. The Assembly further believes that those exiled by paramilitary organisations should be able to return to Northern Ireland without threat to their welfare by paramilitaries.'

[Mr A Maginness]
[Mr A Attwood]

Amendment No.2

Proposed: Delete all after '1998' and insert:

'and calls on the Government to:

- (i) withdraw the offer of amnesty;
- (ii) deliver the complete decommissioning of terrorist weapons; and
- (iii) bring to justice those responsible for terror in Northern Ireland.'

[Mr I Paisley Jnr]
[Mr M Morrow]
[Mr G Campbell MP]

Amendment No.3

Proposed: In line 5, delete all the words after 'this Assembly' and insert:

'calls on the Government to withdraw the offer of amnesty, insists that the Government adheres fully to the terms and principles of the Belfast Agreement and calls on the paramilitary-related parties to fulfil their commitments to the Mitchell principles of peace and non-violence.'

[Rt Hon D Trimble MP]
[Sir Reg Empey]
[Mr M McGimpsey]
[Mr D Nesbitt]

Debate ensued.

Amendment No.1 being put, the Amendment **fell** (Division 1).

Amendment No.2 being put, the Amendment **fell** (Division 2).

Amendment No.3 being put, the Amendment **fell** (Division 3).

The Question being put, the Motion was **negatived** (Division 4).

4.2 **Motion – School Buses**

Proposed: That this Assembly notes the number of children who have been killed getting on and alighting from school buses by motorists. It calls on the Executive to conduct urgently an investigation into measures to safeguard the welfare of our children when using school buses, taking into account the relevant laws introduced in the United States.

[Mr D Kennedy]

After debate, the Question being put, the Motion was **carried** without division.

5. **Adjournment**

5.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.12 pm.

THE LORD ALDERDICE
The Speaker
19 February 2002

NORTHERN IRELAND ASSEMBLY

19 FEBRUARY 2002

DIVISIONS

Division No.1 (Amendment No.1) General Amnesty for Offences for those 'on the run'

Proposed: In line 2, delete 'a general' and insert 'an';
In line 2, after 'for' insert 'certain';
In line 3, delete after 'goes' to 'spirit' and insert 'beyond the requirements'; and
In line 4, delete all after the first 'and' to end, and insert:

'that there should be further consideration of a mechanism whereby all those who were guilty of human rights abuses, from whatever quarter, including persons referred to as being 'on the run', should acknowledge and give a full account of their actions and recognise the hurt caused to and being endured by victims, families and the community. The Assembly further believes that those exiled by paramilitary organisations should be able to return to Northern Ireland without threat to their welfare by paramilitaries.'

[Mr A Maginness]

[Mr A Attwood]

The Question was put and the Assembly divided.

Ayes : 20

Noes : 63

Ayes

Alex Attwood, P J Bradley, Joe Byrne, Arthur Doherty, Mark Durkan, Seán Farren, John Fee, Tommy Gallagher, Carmel Hanna, Denis Haughey, Joe Hendron, Patricia Lewsley, Alban Maginness, Alasdair McDonnell, Eugene McMenemy, Monica McWilliams, Jane Morrice, Eamonn O'Neill, Bríd Rodgers, John Tierney.

Noes

Ian Adamson, Fraser Agnew, Billy Armstrong, Roy Beggs, Eileen Bell, Paul Berry, Esmond Birnie, Norman Boyd, Gregory Campbell, Mervyn Carrick, Séamus Close, Wilson Clyde, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Bairbre de Brún, Nigel Dodds, David Ford, Sam Foster, Oliver Gibson, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Roger Hutchinson, Gardiner Kane, John Kelly, Danny Kennedy, James Leslie, Alex Maskey, Kieran McCarthy, Robert McCartney, David McClarty, William McCrea, Barry McElduff, Alan McFarland, Michael McGimpsey, Gerry McHugh, Mitchel McLaughlin, Pat McNamee, Francie Molloy, Maurice Morrow, Conor Murphy, Mick Murphy, Dermot Nesbitt, Dara O'Hagan, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Sue Ramsey, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, David Trimble, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Jim Wilson, Sammy Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

19 FEBRUARY 2002

DIVISIONS

Division No.2 (Amendment No.2) General Amnesty for Offences for those 'on the run'

Proposed: Delete all after '1998' and insert:

'and calls on the Government to:

- (i) withdraw the offer of amnesty;
- (ii) deliver the complete decommissioning of terrorist weapons; and
- (iii) bring to justice those responsible for terror in Northern Ireland.'

[Mr I Paisley Jnr]
[Mr M Morrow]
[Mr G Campbell MP]

The Question was put and the Assembly divided.

Ayes : 28

Noes : 39

Ayes

Fraser Agnew, Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

Noes

Alex Attwood, Eileen Bell, P J Bradley, Joe Byrne, Séamus Close, Bairbre de Brún, Arthur Doherty, Mark Durkan, David Ervine, Seán Farren, John Fee, David Ford, Tommy Gallagher, Carmel Hanna, Denis Haughey, Joe Hendron, Billy Hutchinson, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Kieran McCarthy, Alasdair McDonnell, Barry McElduff, Martin McGuinness, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Pat McNamee, Monica McWilliams, Francie Molloy, Jane Morrice, Conor Murphy, Mick Murphy, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Bríd Rodgers, John Tierney.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

19 FEBRUARY 2002

DIVISIONS

Division No.3 (Amendment No.3) General Amnesty for Offences for those 'on the run'

Proposed: In line 5, delete all the words after 'this Assembly' and insert:

'calls on the Government to withdraw the offer of amnesty, insists that the Government adheres fully to the terms and principles of the Belfast Agreement and calls on the paramilitary-related parties to fulfil their commitments to the Mitchell principles of peace and non-violence.'

[Rt Hon D Trimble MP]
[Sir Reg Empey]
[Mr M McGimpsey]
[Mr D Nesbitt]

The Question was put and the Assembly divided.

Ayes : 21
Noes : 62

Ayes

Ian Adamson, Billy Armstrong, Roy Beggs, Esmond Birnie, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, David Ervine, Sam Foster, Tom Hamilton, Derek Hussey, Billy Hutchinson, Danny Kennedy, James Leslie, David McClarty, Alan McFarland, Michael McGimpsey, Dermot Nesbitt, David Trimble, Jim Wilson.

Noes

Fraser Agnew, Alex Attwood, Eileen Bell, Paul Berry, Norman Boyd, P J Bradley, Joe Byrne, Gregory Campbell, Mervyn Carrick, Séamus Close, Bairbre de Brún, Nigel Dodds, Arthur Doherty, Mark Durkan, Seán Farren, John Fee, David Ford, Tommy Gallagher, Oliver Gibson, Carmel Hanna, Denis Haughey, William Hay, Joe Hendron, David Hilditch, Roger Hutchinson, Gardiner Kane, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Kieran McCarthy, Robert McCartney, William McCrea, Alasdair McDonnell, Barry McElduff, Martin McGuinness, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Pat McNamee, Monica McWilliams, Francie Molloy, Maurice Morrow, Conor Murphy, Mick Murphy, Dara O'Hagan, Eamonn O'Neill, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Sue Ramsey, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Brid Rodgers, Jim Shannon, John Tierney, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

19 FEBRUARY 2002

DIVISIONS

Division No.4 (Motion)

General Amnesty for Offences for those 'on the run'

Proposed: That this Assembly considers that the Government's proposal for dealing with those "on the run" constitutes a general amnesty for offences committed prior to April 1998, goes well beyond both the letter and spirit of the Good Friday Agreement and is inconsistent with both justice and international practice. This Assembly believes that the minimum requirement consistent with the Agreement is that those wishing to avail of this measure should be required to acknowledge their guilt in court and be released on licence. This Assembly further believes that the Government should demand guarantees that those "exiled" by the paramilitaries can return to Northern Ireland in safety before proceeding with this measure.

[Mr D Ford]

[Ms E Bell]

The Question was put and the Assembly divided.

Ayes : 21

Noes : 63

Ayes

Ian Adamson, Eileen Bell, Esmond Birnie, Seamus Close, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Reg Empey, David Ford, Sam Foster, Tom Hamilton, Danny Kennedy, James Leslie, Kieran McCarthy, David McClarty, Alan McFarland, Michael McGimpsey, Dermot Nesbitt, David Trimble, Jim Wilson.

Noes

Fraser Agnew, Alex Attwood, Paul Berry, Norman Boyd, P J Bradley, Joe Byrne, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Bairbre de Brún, Nigel Dodds, Arthur Doherty, Mark Durkan, David Ervine, Sean Farren, John Fee, Tommy Gallagher, Oliver Gibson, Carmel Hanna, Denis Haughey, William Hay, Joe Hendron, David Hilditch, Billy Hutchinson, Roger Hutchinson, Gardiner Kane, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Robert McCartney, William McCrea, Alasdair McDonnell, Barry McElduff, Martin McGuinness, Gerry McHugh, Mitchel McLaughlin, Eugene McMenamin, Pat McNamee, Monica McWilliams, Francie Molloy, Jane Morrice, Maurice Morrow, Conor Murphy, Mick Murphy, Dara O'Hagan, Eamonn O'Neill, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Sue Ramsey, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Bríd Rodgers, Jim Shannon, John Tierney, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

The Motion was **negatived**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 19 FEBRUARY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Indicators of Educational Performance and Provision (NIAO) (NIA 48/01)

5. Assembly Reports

Committee for Health, Social Services and Public Safety: Second Report: Report on the Inquiry into the Delivery of Cancer Services in Northern Ireland (2/01/R) (to be printed)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 33 Food and Animal Feedstuffs (Products of Animal Origin from China) (Control) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 39 Sweeteners in Food (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 25 FEBRUARY 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 **Election of a Deputy Speaker**

The Speaker outlined the procedure for the election of a Deputy Speaker in accordance with Standing Orders 4 and 5.

The Rt Hon David Trimble MP nominated Mr Jim Wilson. Mr Ivan Davis seconded the nomination. Mr Jim Wilson accepted the nomination.

The Reverend Dr Ian R K Paisley MP MEP nominated Mr Mervyn Carrick. Mr Maurice Morrow seconded the nomination. Mr Mervyn Carrick accepted the nomination.

After debate, The Question being put, Mr Jim Wilson was elected with cross-community support as a Deputy Speaker of the Assembly (Division 1).

The nomination of Mr Mervyn Carrick **fell**.

3. **Executive Committee Business**

3.1 **Motion – Suspend Standing Orders**

Proposed: That Standing Orders 10(2) and 10(6) be suspended for Monday 4 February 2002.

[First Minister]
[Deputy First Minister]

The Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

3.2 **Personal Social Services (Preserved Rights) Bill (NIA Bill 4/01)**
Consideration Stage

Ms Bairbre de Brún, Minister of Health, Social Services and Personal Safety moved that the Consideration Stage of the Personal Social Services (Preserved Rights) Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clauses 1 to 8 stand part of the Bill.

Schedule

The Question being put, it was **agreed** without division that the Schedule stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 4/01 passed Consideration Stage and stood referred to the Speaker.

3.3 **Budget Bill (NIA Bill 2/01) - Further Consideration Stage**

Dr Seán Farren, Minister of Finance and Personnel moved that the Further Consideration Stage of the Budget Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clauses 1 to 7 stand part of the Bill.

Schedules

The Question being put, it was **agreed** without division that Schedules 1 to 4 stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 2/01 passed Further Consideration Stage and stood referred to the Speaker for consideration in accordance with Section 10 of the Northern Ireland Act 1998.

3.4 **Motion – Review of Public Administration**

Proposed: That this Assembly notes the proposed Terms of Reference for the Review of Public Administration.

[First Minister]
[Deputy First Minister]

Debate ensued.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

4. **Question Time**

4.1 **Minister of Enterprise, Trade and Investment**

Questions were put to and answered by the Minister, Sir Reg Empey.

4.2 **Minister for Employment and Learning**

Questions were put to and answered by the Minister, Ms Carmel Hanna.

4.3 **Minister for Social Development**

Questions were put to and answered by the Minister, Mr Nigel Dodds MP.

5. **Executive Committee Business (Cont'd)**
Review of Public Administration

5.1 *Debate resumed on the Motion.*

The Question being put, the Motion was **carried** without division.

6. **Adjournment**

6.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.02 pm.

THE LORD ALDERDICE
The Speaker
25 February 2002

NORTHERN IRELAND ASSEMBLY

25 FEBRUARY 2002

DIVISIONS

Division No.1 Election of Deputy Speaker

Proposed: That Mr Jim Wilson be a Deputy Speaker of the Assembly.

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 56

Noes : 25

Ayes

Nationalist: Alex Attwood, P J Bradley, Joe Byrne, John Dallat, Bairbre de Brún, Arthur Doherty, Mark Durkan, Sean Farren, John Fee, Tommy Gallagher, Carmel Hanna, Joe Hendron, John Kelly, Alban Maginness, Alex Maskey, Donovan McClelland, Alasdair McDonnell, Barry McElduff, Eddie McGrady, Gerry McHugh, Eugene McMenamin, Francie Molloy, Conor Murphy, Mick Murphy, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, John Tierney.

Unionist: Ian Adamson, Billy Armstrong, Roy Beggs, Billy Bell, Esmond Birnie, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Reg Empey, Sam Foster, John Gorman, Tom Hamilton, Derek Hussey, Billy Hutchinson, Danny Kennedy, James Leslie, David McClarty, Alan McFarland, Michael McGimpsey, Ken Robinson, George Savage, David Trimble, Jim Wilson.

Other: Eileen Bell, Seamus Close, David Ford, Kieran McCarthy.

Noes

Unionist: Paul Berry, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Cedric Wilson, Sammy Wilson.

| | | | |
|-------------------|----|------------------|-------------|
| Total Votes | 81 | Total Ayes | 56 (69.1%) |
| Nationalist Votes | 28 | Nationalist Ayes | 28 (100.0%) |
| Unionist Votes | 49 | Unionist Ayes | 24 (49.0%) |

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 20 FEBRUARY 2002 to 25 FEBRUARY 2002

1. Acts of the Northern Ireland Assembly

Game Preservation (Amendment) Act (Northern Ireland) 2002 Chapter 2

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Health and Safety Executive for Northern Ireland Annual Report and Statement of Accounts 1 April 2000 to 31 March 2001 (NIA 25/01)

5. Assembly Reports

Sixth Report of the Examiner of Statutory Rules to The Assembly and The Appropriate Committees

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 34 Carriage of Dangerous Goods (Amendment) Regulations (Northern Ireland) 2002 (DETI)

SR No 38 Stonard Street, Moneymore (Footway) (Abandonment) Order (Northern Ireland) 2002 (DRD)

SR No 40 The Belfast Harbour Order (Northern Ireland) 2002 (DRD)

SR No 41 The Londonderry Harbour Order (Northern Ireland) 2002 (DRD)

SR No 42 The Warrenpoint Harbour Authority Order (Northern Ireland) 2002 (DRD)

SR No 44 Foot-and-Mouth Disease (Controlled Area) Order (Northern Ireland) 2002 (DARD)

SR No 45 The Adoption (Intercountry Aspects) Act (Northern Ireland) 2001
(Commencement No. 3) Order (Northern Ireland) 2002 (DHSSPS)

SR No 55 Parking Places on Roads (Amendment No. 2) Order (Northern Ireland)
2002 (DRD)

- 7. Consultation Documents**
- 8. Departmental Publications**
- 9. Agency Publications**
- 10. Westminster Publications**
- 11. Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 26 FEBRUARY 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – Wastewater Treatment Works**

The Minister for Regional Development, Mr Peter Robinson MP, made a statement to the Assembly on the siting of the new wastewater treatment works for North Down and Ards, following which he replied to questions.

2.2 **Railway Safety Bill (NIA Bill 3/01) – Second Stage**

Mr Peter Robinson MP, Minister for Regional Development, moved that the Second Stage of the Railway Safety Bill be agreed.

NIA Bill 3/01 passed Second Stage.

2.3 **Personal Social Services (Preserved Rights) Bill (NIA Bill 4/01)
Further Consideration Stage**

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety moved that the Further Consideration Stage of the Personal Social Services (Preserved Rights) Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clauses 1 to 8 stand part of the Bill.

Schedule

The Question being put, it was **agreed** without division that the Schedule stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 4/01 passed Further Consideration Stage and stood referred to the Speaker for consideration in accordance with Section 10 of the Northern Ireland Act 1998.

2.4 **Final Stage - Local Government (Best Value) Bill (NIA Bill 19/00)**

Mr Dermot Nesbitt, Minister of the Environment, moved that the Final Stage of the Local Government (Best Value) Bill (NIA Bill 19/00) be agreed.

NIA Bill 19/00 passed Final Stage.

2.5 **Final Stage - Budget Bill (NIA Bill 2/01)**

Dr Seán Farren, Minister of Finance and Personnel, moved that the Final Stage of the Budget Bill (NIA Bill 2/01) be agreed.

NIA Bill 2/01 passed Final Stage with cross-community consent (nemine contradicente).

3. **Committee Business**

3.1 **Motion – Committee Membership: Committee of the Centre**

Proposed: That Mr Barry McElduff replace Ms Michelle Gildernew as a member of the Committee of the Centre.

[Mr C Murphy]

The Question being put, the Motion was **carried** without division.

3.2 **Motion – Committee Membership: Committee on Procedures**

The following Motion stood on the Order Paper in the name of Mr Maurice Morrow:

That Rev Dr William McCrea replace Mr Ian Paisley Jnr as a member of the Committee on Procedures.

The Motion was **not moved**.

3.3 Motion – Review of the Legislative Process

Proposed: That this Assembly notes the findings contained in the First Report of the Committee on Procedures: ‘Review of the Legislative Process in the Northern Ireland Assembly’ (Report 01/01R) and endorses the recommendations contained therein.

[Chairperson, Committee on Procedures]

After debate, the Question being put, the Motion was **carried** without division.

The Sitting was , by leave, suspended at 12.57 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

4. Private Members’ Business

4.1 Motion – Capital Spending in Education

Proposed: That this Assembly expresses its concern at the backlog of capital works required for school buildings across all geographic areas and all sectors of education in Northern Ireland. The Assembly asks the Minister of Education to take note of the under-investment in the controlled sector and the pattern of capital spending announcements in recent years when deciding upon the allocation of money for school building in March 2002.

[Mr S Wilson]

[Mr D Kennedy]

4.2 Amendment

Proposed: In line 3 delete all after ‘Northern Ireland.’

[Mr T Gallagher]

Debate ensued.

Following disorder in the Chamber, the Deputy Speaker, Mr Donovan McClelland, ordered Mr Robert McCartney to withdraw immediately from the Chamber and its precincts for the remainder of the day’s sitting. Mr McCartney withdrew from the Assembly.

Debate continued.

After debate, the Amendment being put, the Amendment **fell** (Division 1).

The Question being put, the Motion was **carried** (Division 2).

4.3 **Motion – Part-Time Workers’ Pension Rights**

Proposed: That this Assembly supports the right of all part-time workers to a pension scheme with employer contributions.

[Mr J Kelly]

After debate, the Question being put, the Motion was **negatived** without division.

5. **Adjournment**

5.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.51 pm.

THE LORD ALDERDICE
The Speaker
26 February 2002

NORTHERN IRELAND ASSEMBLY

26 FEBRUARY 2002

DIVISIONS

Division No.1
(Amendment)
Capital Spending in Education

Proposed: In line 3 delete all after 'Northern Ireland.'

[Mr T Gallagher]

The Question was put and the Assembly divided.

Ayes : 29

Noes : 42

Ayes

Alex Attwood, Eileen Bell, P J Bradley, Séamus Close, John Dallat, Bairbre de Brún, Arthur Doherty, Seán Farren, John Fee, David Ford, Tommy Gallagher, Michelle Gildernew, Joe Hendron, Gerry Kelly, John Kelly, Alban Maginness, Alex Maskey, Alasdair McDonnell, Barry McElduff, Martin McGuinness, Gerry McHugh, Eugene McMenamin, Francie Molloy, Conor Murphy, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Brid Rodgers, John Tierney.

Noes

Ian Adamson, Pauline Armitage, Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Fred Cobain, Robert Coulter, Ivan Davis, Nigel Dodds, Sam Foster, Oliver Gibson, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Billy Hutchinson, Roger Hutchinson, Gardiner Kane, Danny Kennedy, David McClarty, William McCrea, Alan McFarland, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Ken Robinson, Mark Robinson, Peter Robinson, George Savage, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Jim Wilson, Sammy Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

26 FEBRUARY 2002

DIVISIONS

Division No.2

Motion

Capital Spending in Education

Proposed: That this Assembly expresses its concern at the backlog of capital works required for school buildings across all geographic areas and all sectors of education in Northern Ireland. The Assembly asks the Minister of Education to take note of the under-investment in the controlled sector and the pattern of capital spending announcements in recent years when deciding upon the allocation of money for school building in March 2002.

[Mr S Wilson]

[Mr D Kennedy]

The Question was put and the Assembly divided.

Ayes : 43

Noes : 30

Ayes

Ian Adamson, Pauline Armitage, Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Fred Cobain, Robert Coulter, Ivan Davis, Nigel Dodds, David Ervine, Sam Foster, Oliver Gibson, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Billy Hutchinson, Roger Hutchinson, Gardiner Kane, Danny Kennedy, David McClarty, William McCrea, Alan McFarland, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Ken Robinson, Mark Robinson, Peter Robinson, George Savage, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Jim Wilson, Sammy Wilson.

Noes

Alex Attwood, Eileen Bell, P J Bradley, Joe Byrne, Séamus Close, John Dallat, Bairbre de Brún, Arthur Doherty, Seán Farren, John Fee, David Ford, Tommy Gallagher, Michelle Gildernew, Joe Hendron, Gerry Kelly, John Kelly, Alban Maginness, Alex Maskey, Alasdair McDonnell, Barry McElduff, Martin McGuinness, Gerry McHugh, Eugene McMenamin, Francie Molloy, Conor Murphy, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Brid Rodgers, John Tierney.

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 26 FEBRUARY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Northern Ireland Tourist Board Accounts 2000 – 01 and Travelling People: Monagh Wood Scheme (NIAO) (NIA 45/01)

5. Assembly Reports

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 47 Motor Vehicle Testing (Amendment) (Fees) Regulations (Northern Ireland) 2002 (DOE)

SR No 48 Goods Vehicles (Testing) (Fees) (Amendment) Regulations (Northern Ireland) 2002 (DOE)

SR No 49 Public Service Vehicles (Licence Fees) (Amendment) Regulations (Northern Ireland) 2002 (DOE)

SR No 50 Passenger and Goods Vehicles (Recording Equipment) (Fees) (Amendment) Regulations (Northern Ireland) 2002 (DOE)

SR No 51 Motor Vehicles (Driving Licences) (Amendment) (Test Fees) Regulations (Northern Ireland) 2002 (DOE)

SR No 58 The Income Support (General) (Standard Interest Rate Amendment No. 2) Regulations (Northern Ireland) 2002 (DSD)

- 7. Consultation Documents**
- 8. Departmental Publications**
- 9. Agency Publications**
- 10. Westminster Publications**
- 11. Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 4 MARCH 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 The Speaker informed the Assembly that he had received a requisition, signed by 30 Members, calling for an urgent meeting to debate and vote on a motion for exclusion from Ministerial Office of Members of one of the parties in the Assembly. The Assembly would meet for this purpose on Wednesday 6 March 2002 at 10.30 am.

2.2 **Petition – Mobile Phone Mast at McCracken Memorial Church, Belfast**

Ms Monica McWilliams begged leave to present a Petition relating to the Mobile Phone Mast at McCracken Memorial Church, Belfast, in accordance with Standing Order 22.

3. **Executive Committee Business**

3.1 **Motion – Suspend Standing Orders**

Proposed: That Standing Orders 10(2) and 10(6) be suspended for Monday 4 March 2002.

[Minister of Finance and Personnel]

After debate, the Motion was **carried** with cross-community consent (nemine contradicente).

3.2 **Statement – 2002 Budget Timetable**

Deputy Speaker (Mr J Wilson) in the Chair.

The Minister of Finance and Personnel, Dr Seán Farren, made a statement to the Assembly on the 2002 Budget Timetable, following which he replied to questions.

3.3 **Statement – North-South Ministerial Council: Special EU Programmes**

The Minister of Finance and Personnel, Dr Seán Farren, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Special EU Programmes sectoral format held on 20 June 2001, following which he replied to questions.

The Speaker in the Chair.

3.4 First Stage – Health and Personal Social Services Bill (NIA Bill 6/01)

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety, introduced a Bill to amend the Health and Personal Social Services (Northern Ireland) Order 1972 in relation to charges for nursing care in residential accommodation; to provide for the establishment and functions of the Northern Ireland Practice and Education Council for Nursing and Midwifery; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 6/01).

3.5 First Stage – Children (Leaving Care) Bill (NIA Bill 5/01)

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety, introduced a Bill to make provision about children and young persons who are being, or have been, looked after by an authority within the meaning of the Children (Northern Ireland) Order 1995; to replace Article 35 of that Order; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 5/01).

3.6 Personal Social Services (Amendment) Bill (NIA Bill 1/01)

Consideration Stage

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety moved that the Consideration Stage of the Personal Social Services (Amendment) Bill be agreed.

Eight amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clause 1 stand part of the Bill.

After debate Amendment 1 to Clause 2 was **made** without division.

The Question being put, it was **agreed** without division that Clause 2 as amended stand part of the Bill.

The Question being put, it was **agreed** without division that Clause 3 stand part of the Bill.

After debate Amendment 2, inserting a new clause after Clause 3, was **made** without division.

After debate Amendment 3 to Clause 4 was **made** without division.

The Question being put, it was **agreed** without division that Clause 4 as amended stand part of the Bill.

The Question being put, it was **agreed** without division that Clause 5 stand part of the Bill.

After debate Amendment 4, inserting a new clause after Clause 5, was **made** without division.

The Question being put, it was **agreed** without division that Clauses 6 and 7 stand part of the Bill.

After debate Amendment 5 to Clause 8 was **made** without division.

After debate Amendment 6 to Clause 8 was **made** without division.

After debate Amendment 7 to Clause 8 was **made** without division.

The Question being put, it was **agreed** without division that Clause 8 as amended stand part of the Bill.

The Question being put, it was **agreed** without division that Clause 9 stand part of the Bill.

After debate Amendment 8 to Clause 10 was **made** without division.

The Question being put, it was **agreed** without division that Clause 10 as amended stand part of the Bill.

Schedule

The Question being put, it was **agreed** without division that the Schedule stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 1/01 passed Consideration Stage and stood referred to the Speaker.

3.7 **Personal Social Services (Preserved Rights) Bill (NIA Bill 4/01)**

Final Stage

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety, moved that the Final Stage of the Personal Social Services (Preserved Rights) Bill (NIA Bill 4/01) be agreed.

NIA Bill 4/01 passed Final Stage.

4. **Question Time**

4.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the First Minister, The Rt Hon David Trimble MP, and the Deputy First Minister, Mr Mark Durkan.

4.2 **Minister for Regional Development**

Deputy Speaker, Mr Donovan McClelland, in the Chair.

Questions were put to, and answered by, the Minister, Mr Peter Robinson MP.

4.3 **Minister of the Environment**

Questions were put to, and answered by, the Minister, Mr Dermot Nesbitt.

5. **Executive Committee Business (Cont'd)**

5.1 **Motion – Statutory Rule subject to Affirmative Resolution**

Proposed: That the Rates (Regional Rates) Order (Northern Ireland) 2002 (SR 26/2002) be approved.

[Minister of Finance and Personnel]

After debate, the Question being put, the Motion was **carried** with cross-community consent (Division 1).

6. **Adjournment**

6.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.55 pm.

THE LORD ALDERDICE
The Speaker
4 March 2002



Northern Ireland
Assembly

MARSHALLED LIST OF AMENDMENTS
CONSIDERATION STAGE
Monday 4 March 2002

Amendments tabled up to and including Thursday, 28 February 2002

The Bill will be considered in the following order-

Clauses, Schedule and Long Title

Amendment 1 [Made]

Clause 2, Page 2, Line 21

Leave out 'who is aged 16 or over'.

Minister of Health, Social Services and Public Safety

Amendment 2 [Made]

New Clause

After Clause 3 insert—

'Assessments and services for children who are carers

. After Article 17 of the Children Order there shall be inserted—

“ Assessments and services for children who are carers

17A.—(1) If —

- (a) a child (“the carer”) provides or intends to provide a substantial amount of care on a regular basis for a person aged 18 or over;

- (b) the child requests an authority to carry out an assessment for the purposes of determining whether he is to be taken to be in need for the purposes of this Part; and
 - (c) the authority is satisfied that the person cared for is someone for whom it may provide personal social services,
- the authority—
- (i) shall carry out such an assessment; and
 - (ii) taking the results of that assessment into account, shall determine whether the child is to be taken to be in need for the purposes of this Part.
- (2) Paragraph (1) does not apply if the child provides or will provide the care in question—
- (a) by virtue of a contract of employment or other contract with any person; or
 - (b) as a volunteer for a voluntary organisation.
- (3) Subject to any directions given by the Department to the authority under—
- (a) Article 17 of the Health and Personal Social Services (Northern Ireland) Order 1972 (in the case of a Board); or
 - (b) paragraph 6 of Schedule 3 to the Health and Personal Social Services (Northern Ireland) Order 1991 (NI 1)(in the case of an HSS trust),
- an assessment under this Article is to be carried out in such manner, and is to take such form, as the authority considers appropriate.”’

Minister of Health, Social Services and Public Safety

Amendment 3 [*Made*]

Clause 4, Page 4, Line 40

Leave out ‘1972 Order’ and insert ‘Health and Personal Social Services (Northern Ireland) Order 1972 (NI 14)’

Minister of Health, Social Services and Public Safety

Amendment 4 [*Made*]

New Clause

After Clause 5 insert—

‘Information for carers

Information for carers

- .—(1) An authority shall take such steps as are reasonably practicable to ensure—
- (a) that information is generally available in its area concerning the right of a carer to request an assessment under section 1(1) or (2); and
 - (b) that those in its area who might benefit from such an assessment receive the information relevant to them;
- and nothing in subsection (2) or (3) prejudices the generality of this subsection.

(2) Where it appears to an authority that—

- (a) an adult is cared for by a carer; and
- (b) the adult is a person for whom the authority may provide personal social services,

the authority shall notify the carer that he may be entitled to request an assessment under section 1(1).

(3) Where—

- (a) an authority proposes to carry out an assessment under the 1972 Order of the needs of a person for personal social services; and
- (b) it appears to the authority that that person is cared for by a carer,

the authority shall notify the carer that he may be entitled to request an assessment under section 1(2).

(4) After Article 18C of the Children Order (inserted by section 7) there shall be inserted—

“Information for carers

18D.—(1) An authority shall take such steps as are reasonably practicable to ensure—

- (a) that information is generally available in its area concerning the right of a person to request an assessment under Article 17A or 18A; and
- (b) that those in its area who might benefit from such an assessment receive the information relevant to them;

and nothing in paragraph (2) or (3) prejudices the generality of this paragraph.

(2) Where it appears to an authority that—

- (a) a child (“the carer”) provides or intends to provide a substantial amount of care on a regular basis for a person aged 18 or over; and
- (b) the person cared for is someone for whom it may provide personal social services,

the authority shall notify the carer that he may be entitled to request an assessment under Article 17A(1).

(3) Where it appears to an authority that—

- (a) a disabled child is cared for by a carer who has parental responsibility for the child; and
- (b) the disabled child and his family are persons for whom the authority may provide services under Article 18,

the authority shall notify the carer that he may be entitled to request an assessment under Article 18A(1).

(4) Where—

- (a) an authority proposes to carry out an assessment of the needs of a disabled child for the purposes of this Part or section 2 of the Chronically Sick and Disabled Persons (Northern Ireland) Act 1978 (c. 53); and
- (b) it appears to the authority that that child is cared for by a carer,

the authority shall notify the carer that he may be entitled to request an assessment under Article 18A(2).”’

Minister of Health, Social Services and Public Safety

Amendment 5 [Made]

Clause 8, Page 9, Line 11

At end insert—

‘ “area”, in relation to an authority, has the same meaning as in the Children Order;’

Minister of Health, Social Services and Public Safety

Amendment 6 [Made]

Clause 8, Page 9, Line 13

After ‘individual’ insert ‘aged 16 or over’.

Minister of Health, Social Services and Public Safety

Amendment 7 [Made]

Clause 8, Page 9, Line 25

Leave out ‘operational’

Minister of Health, Social Services and Public Safety

Amendment 8 [Made]

Clause 10, Page 10, Line 2

Leave out ‘Personal Social Services (Amendment)’ and insert ‘Carers and Direct Payments’.

Minister of Health, Social Services and Public Safety

NORTHERN IRELAND ASSEMBLY

4 MARCH 2002

DIVISIONS

Division No.1

Statutory Rule subject to Affirmative Resolution

Proposed: That the Rates (Regional Rates) Order (Northern Ireland) 2002 (SR 26/2002) be approved.

[Minister of Finance and Personnel]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 43

Noes : 22

Ayes

Nationalist: Alex Attwood, P J Bradley, Joe Byrne, John Dallat, Arthur Doherty, Mark Durkan, Sean Farren, John Fee, Tommy Gallagher, Carmel Hanna, Denis Haughey, Joe Hendron, John Kelly, Patricia Lewsley, Alban Maginness, Alasdair McDonnell, Barry McElduff, Gerry McHugh, Eugene McMenamin, Pat McNamee, Monica McWilliams, Conor Murphy, Mick Murphy, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Brid Rodgers, John Tierney.

Unionist: Billy Armstrong, Roy Beggs, Billy Bell, Esmond Birnie, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Sam Foster, Tom Hamilton, Derek Hussey, Danny Kennedy, David McClarty, Alan McFarland, Jim Wilson.

Noes

Unionist: Paul Berry, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Oliver Gibson, William Hay, David Hilditch, Billy Hutchinson, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Edwin Poots, Mark Robinson, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Sammy Wilson.

Other: Eileen Bell, Kieran McCarthy.

| | | | |
|-------------------|----|------------------|-------------|
| Total Votes | 65 | Total Ayes | 43 (66.2%) |
| Nationalist Votes | 28 | Nationalist Ayes | 28 (100.0%) |
| Unionist Votes | 35 | Unionist Ayes | 15 (42.9%) |

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 27 FEBRUARY 2002 TO 4 MARCH 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Construction Service Annual Report and Financial Statements 2000–2001
(NIA 68/00)

5. Assembly Reports

Seventh Report of the Examiner of Statutory Rules to The Assembly and The
Appropriate Committees

Committee for Health, Social Services and Public Safety: First Report: Addendum to
Report on the Personal Social Services (Amendment) Bill (NIA Bill 1/01) (1/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 26 Rates (Regional Rates) Order (Northern Ireland) 2002 (DFP)

SR No 46 Travelling Expenses and Remission of Charges (Amendment) Regulations
(Northern Ireland) 2002 (DHSSPS)

SR No 54 Registered Rents (Increase) Order (Northern Ireland) 2002 (DSD)

SR No 56 The Domestic Energy Efficiency Grants Regulations (Northern Ireland)
2002 (DSD)

SR No 59 The Social Security (Claims and Payments) (Amendment) Regulations
(Northern Ireland) 2002 (DSD)

SR No 63 The Welfare Reform and Pensions (1999 Order) (Commencement No. 11)
Order (Northern Ireland) 2002 (DSD)

SR No 64 The Occupational Pension Schemes (Minimum Funding Requirement and Miscellaneous Amendment) Regulations (Northern Ireland) 2002 (DSD)

SR No 67 The Social Security (Claims and Payments and Miscellaneous Amendments) Regulations (Northern Ireland) 2002 (DSD)

SR No 72 Less Favoured Area Compensatory Allowances Regulations (Northern Ireland) 2002 (DARD)

7. Consultation Documents

The Department of the Environment's Proposal to introduce Regulations for Anti-Pollution Works Regulations (Northern Ireland) 2002

Consultation Documents on Recommends in the Myners' Report "Institutional Investment in the UK: A Review" (DWP)

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 5 MARCH 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – Harland and Wolff: Employer's Liability**

The Minister of Enterprise, Trade and Investment, Sir Reg Empey, made a statement to the Assembly on Harland and Wolff plc and employer's liability, following which he replied to questions.

3. **Committee Business**

3.1 **Motion – Committee Membership: Finance and Personnel**

Proposed: That Mr Roy Beggs replace Mr James Leslie as a member of the Committee for Finance and Personnel.

[Mr I Davis]

The Question being put, the Motion was **carried** without division.

3.2 **Motion – Committee Membership: Business Committee**

Proposed: That Mr David McClarty replace Mr Jim Wilson as a member of the Business Committee.

[Mr I Davis]

The Question being put, the Motion was **carried** without division.

3.3 **Motion – Committee Membership: Standards and Privileges**

Proposed: That Mr Derek Hussey replace Mr Roy Beggs as a member of the Committee on Standards and Privileges.

[Mr I Davis]

The Question being put, the Motion was **carried** without division.

3.4 **Motion – Committee Membership: Committee on Procedures**

Proposed: That Rev Dr William McCrea replace Mr Ian Paisley Jnr as a member of the Committee on Procedures.

[Mr M Morrow]

The Question being put, the Motion was **carried** without division.

3.5 **Motion – Amend Standing Orders**

Proposed: “After Standing Order 73 insert:

“74. APPOINTMENTS TO THE ASSEMBLY COMMISSION

- (1) The Assembly shall by resolution appoint the prescribed number of Members of the Assembly to be members of the Commission.
- (2) Appointments under paragraph (1) shall be made within 28 days after the first sitting of the Assembly after dissolution.
- (3) Any resolution under this Standing Order shall require cross-community support.
- (4) In the event of a vacancy occurring, the Speaker shall, as soon as may be possible, inform the Assembly of the vacancy. Any vacancy shall be filled by resolution of the Assembly within 28 sitting days of the vacancy occurring.
- (5) A person shall not be eligible for appointment as a member of the Commission if he/she holds a relevant office.
- (6) Where a Member of the Assembly is appointed to a relevant office he/she shall forthwith cease to be a member of the Commission.
- (7) A Commissioner may at any time resign by giving notice in writing to the Speaker.

- (8) In this Standing Order a relevant office means a Minister, a junior Minister or a Chairperson or Deputy Chairperson of:
- (a) a Statutory Committee;
 - (b) the Public Accounts Committee;
 - (c) the Audit Committee.”

[Chairperson, Committee on Procedures]

After debate, the Question being put, the Motion was **carried** with cross-community consent (*nemine contradicente*).

3.6 **Motion – Report on the Energy Inquiry**

Proposed: That this Assembly approves the report of the Committee for Enterprise, Trade and Investment on their inquiry into the Energy Report (3/01R) and calls on the Minister of Enterprise, Trade and Investment to implement the Committee’s recommendations at the earliest opportunity.

[Chairperson, Committee for Enterprise, Trade and Investment]

Debate ensued.

The Sitting was, by leave, suspended at 12.25 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Debate was resumed on the Motion – Report on the Energy Inquiry.

After debate, the Question being put, the Motion was **carried** without division.

3.7 **Motion – Second Report of the Committee for Health, Social Services and Public Safety**

Proposed: That this Assembly approves the Second Report of the Committee for Health, Social Services and Public Safety (2/01R) on the Delivery of Cancer Services in Northern Ireland and calls on the Minister of Health, Social Services and Public Safety to implement the Report’s recommendations at the earliest opportunity.

[Chairperson, Committee for Health, Social Services
and Public Safety]

Deputy Speaker, Ms Jane Morrice, in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

4. **Adjournment**

4.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.12 pm.

THE LORD ALDERDICE
The Speaker
5 March 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 4 MARCH TO 5 MARCH 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Arts Council of Northern Ireland Annual Report 1999/2000 (NIA 20/01)

5. Assembly Reports

Committee For Enterprise, Trade and Investment: Third Report: Report on the Energy Inquiry: Volume 1: Report (03/01/R)

Committee For Enterprise, Trade and Investment: Third Report: Report on the Energy Inquiry: Volume 2: Minutes of Evidence relating to the Report (03/01/R)

Committee For Enterprise, Trade and Investment: Third Report: Report on the Energy Inquiry: Volume 3: Written Submissions relating to the Report (03/01/R)

Committee for Health, Social Services and Public Safety: Second Report: Report on the Inquiry into the Delivery of Cancer Services in Northern Ireland: Volume 1: Report and Proceedings of the Committee relating to the Report (2/01/R)

Committee for Health, Social Services and Public Safety: Second Report: Report on the Inquiry into the Delivery of Cancer Services in Northern Ireland: Volume 2: Minutes of Evidence Written Submissions relating to the Report (2/01/R)

Public Accounts Committee: Sixth Report: Report on Pathology Laboratories in Northern Ireland (6/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 65 Century Street, Belfast (Stopping-up) Order (Northern Ireland) 2002 (DRD)

SR No 66 The Health and Personal Social Services Act (Northern Ireland) 2001 (Fund-holding Practices) (Transfer of Assets, Rights and Liabilities and Transitional Provisions) Order (Northern Ireland) 2002 (DHSSPS)

7. Consultation Documents

Consultation Paper on Recovery and Recycling Targets in Northern Ireland for Packaging Waste in 2002 (DoE)

8. Departmental Publications

9. Agency Publications

An Introduction to Resource Accounting for MLAs (NIAO)

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

WEDNESDAY 6 MARCH 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Private Members' Business**

2.1 **Motion – Exclusion of Sinn Féin**

Proposed: That, in consequence of:

- the Provisional IRA's retention of its illegal weaponry;
- its continuing threat, and pursuit, of terrorist outrages to secure its aims;
- its maintenance of an active terrorist organisation;
- its continuing engagement in murder and other acts of violence; and;
- the fact that it is inextricably linked to Sinn Féin;

this Assembly resolves that Sinn Féin does not enjoy its confidence because it is not committed to non-violence and exclusively peaceful means and further resolves that, in accordance with Section 30 of the Northern Ireland Act 1998, this Assembly determines that members of Sinn Féin shall be excluded from holding office as Ministers for a period of twelve months from the date of this resolution.

[Rev Dr I R K Paisley MP MEP]
[Rev Dr W McCrea]
[Mr D Watson]
[Mr R McCartney]

After debate, the Question being put, the Motion was **negatived** on a cross-community basis (Division 1).

3. **Adjournment**

3.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 12.44 pm.

THE LORD ALDERDICE
The Speaker
6 March 2002

NORTHERN IRELAND ASSEMBLY

6 MARCH 2002

DIVISIONS

Division No.1 Exclusion of Sinn Féin

Proposed: That, in consequence of:

- the Provisional IRA's retention of its illegal weaponry;
- its continuing threat, and pursuit, of terrorist outrages to secure its aims;
- its maintenance of an active terrorist organisation;
- its continuing engagement in murder and other acts of violence; and;
- the fact that it is inextricably linked to Sinn Féin;

this Assembly resolves that Sinn Féin does not enjoy its confidence because it is not committed to non-violence and exclusively peaceful means and further resolves that, in accordance with Section 30 of the Northern Ireland Act 1998, this Assembly determines that members of Sinn Féin shall be excluded from holding office as Ministers for a period of twelve months from the date of this resolution.

[Rev Dr I R K Paisley MP MEP]
[Rev Dr W McCrea]
[Mr D Watson]
[Mr R McCartney]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 30

Noes : 3

Ayes

Unionist: Fraser Agnew, Pauline Armitage, Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

Noes

Nationalist: Alban Maginness, Conor Murphy, John Tierney.

| | | | |
|-------------------|----|------------------|-------------|
| Total Votes | 33 | Total Ayes | 30 (90.9%) |
| Nationalist Votes | 3 | Nationalist Ayes | 0 (0.0%) |
| Unionist Votes | 30 | Unionist Ayes | 30 (100.0%) |

The Motion was **negatived**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 6 MARCH 2002

1. **Acts of the Northern Ireland Assembly**
2. **Bills of the Northern Ireland Assembly**
3. **Orders in Council**
4. **Publications Laid in the Northern Ireland Assembly**
5. **Assembly Reports**
6. **Statutory Rules**
(The department identified after each rule is for reference purposes only.)

SR No 12 Magistrates' Courts (Detention and Forfeiture of Terrorist Cash) Rules (Northern Ireland) 2002 (Lord Chancellor)

SR No 15 The Rules of the Supreme Court (Northern Ireland) 2002 (Lord Chancellor)

SR No 37 Coroners (Practice and Procedure) (Amendment) Rules (Northern Ireland) 2002 (Lord Chancellor)

SR No 43 The Nurses, Midwives and Health Visitors (Professional Conduct) (Amendment) Rules 2002, Approval Order (Northern Ireland) 2002 (Lord Chancellor)
7. **Consultation Documents**
8. **Departmental Publications**
9. **Agency Publications**
10. **Westminster Publications**
11. **Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 11 MARCH 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 The Speaker delivered a ruling on Question Time conventions.

2.2 **Petition – Transfer of Omagh Permit Office**

Mr Derek Hussey begged leave to present a Petition relating to the transfer of the Department of Agriculture and Rural Development Permit Office in Omagh, in accordance with Standing Order 22.

3. **Committee Business**

3.1 **Motion – Committee Membership: Committee of the Centre**

Proposed: That Mr Duncan Shipley Dalton replace Mr Fred Cobain as a member of the Committee of the Centre.

[Mr I Davis]

The Question being put, the Motion was **carried** without division.

3.2 **Motion – Committee Membership: Health, Social Services and Public Safety**

Proposed: That Mr Tom Hamilton replace Mr Alan McFarland as a member of the Committee for Health, Social Services and Public Safety.

[Mr I Davis]

The Question being put, the Motion was **carried** without division.

3.3 **Motion – Committee Membership: Committee of the Centre**

Proposed: That Mr Danny Kennedy replace Mr James Leslie as a member of the Committee of the Centre.

[Mr I Davis]

The Question being put, the Motion was **carried** without division.

3.4 **Motion – Primary Care**

Proposed: That this Assembly expresses its grave concern about the future of primary care services in Northern Ireland and calls on the Minister of Health, Social Services and Public Safety to take prompt action to allay the serious concerns of the professions and staff working in Health and Social Services about the arrangements for local health and social care groups.

[Chairperson, Committee for Health, Social Services
and Public Safety]

Debate ensued.

Deputy Speaker (Mr Jim Wilson) in the Chair.

The Speaker in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

4. **Private Members' Business**

4.1 **Motion – Agricultural Industry**

Proposed: That this Assembly urges the Minister of Agriculture and Rural Development and the Executive to consider the implementation of measures which will sustain the viability of the agriculture industry in Northern Ireland.

[Mr G Savage]

Debate ensued.

Debate suspended.

5. **Question Time**

5.1 **Minister of Education**

Questions were put to and answered by, the Minister, Mr Martin McGuinness MP.

5.2 **Minister of Health, Social Services and Public Safety**

Questions were put to and answered by, the Minister, Ms Bairbre de Brún.

5.3 **Minister of Finance and Personnel**

Questions were put to and answered by, the Minister, Dr Seán Farren.

6. **Private Members Business (Cont'd)**
Motion – Agricultural Industry

Deputy Speaker (Mr Jim Wilson) in the Chair.

6.1 *Debate resumed on the Motion.*

The Speaker in the Chair.

The Question being put, the Motion was **carried** without division.

7. **Adjournment**

7.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.34 pm.

THE LORD ALDERDICE
The Speaker
11 March 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 7 MARCH TO 11 MARCH 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Eighth Report of the Examiner of Statutory Rules to The Assembly and The Appropriate Committees

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 57 The Social Security Pensions (Low Earnings Threshold) Order (Northern Ireland) 2002 (DSD)

SR No 70 Units of Measurement Regulations (Northern Ireland) 2002 (DETI)

SR No 71 Weights and Measures (Metrication Amendments) Regulations (Northern Ireland) 2002 (DETI)

SR No 74 The Occupational Pension Schemes (Winding Up Notices and Reports, etc.) Regulations (Northern Ireland) 2002 (DSD)

SR No 79 The Social Security (Loss of Benefit) Regulations (Northern Ireland) 2002 (DSD)

SR No 80 The Social Security (Loss of Benefit) (Consequential Amendments) Regulations (Northern Ireland) 2002 (DSD)

SR No 83 The Welfare Foods (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 84 Dental Charges (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 85 Optical Charges and Payments and General Ophthalmic Services (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 86 The Social Security (Incapacity) (Miscellaneous Amendments) Regulations (Northern Ireland) 2002 (DSD)

SR No 87 The Social Security (Guardian's Allowances) (Amendment) Regulations (Northern Ireland) 2002 (DSD)

SR No 88 Dairy Produce Quotas Regulations (Northern Ireland) 2002 (DARD)

SR No 91 Charges for Drugs and Appliances (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 92 Pharmaceutical Services and General Medical Services (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

Sex Discrimination (Election Candidates) Act 2002 (Chapter 2)

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 12 MARCH 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – North/South Ministerial Council: Food Safety and Health**

The Minister of Health, Social Services and Public Safety, Ms Bairbre de Brún, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its food safety and health sectoral format held on 27 February 2002, following which she replied to questions.

2.3 **Health and Personal Social Services Bill (NIA Bill 6/01) – Second Stage**

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety, moved that the Second Stage of the Health and Personal Social Services Bill be agreed.

NIA Bill 6/01 passed Second Stage and stood referred to the Committee for Health, Social Services and Public Safety.

2.4 **Carers and Direct Payments Bill (NIA Bill 1/01)**
Further Consideration Stage

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety moved that the Further Consideration Stage of the Carers and Direct Payments Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clauses 1 to 12 stand part of the Bill.

Schedule

The Question being put, it was **agreed** without division that the Schedule stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 1/01 passed Further Consideration Stage and stood referred to the Speaker for consideration in accordance with Section 10 of the Northern Ireland Act 1998.

3. **Private Members' Business**

3.1 **Motion – Ambulance Service**

Proposed: That this Assembly recognises the pressures on the Ambulance Service and calls on the Minister of Health, Social Services and Public Safety to address the inability of the service to meet published response times in rural areas.

[Mr J Fee]

3.2 **Amendment**

Proposed: Insert after 'rural areas':

'and further calls on the Executive to provide sufficient funding to allow for the early implementation of the Strategic Review of Ambulance Services.'

[Mr B McElduff]
[Ms S Ramsey]

Debate ensued.

Deputy Speaker (Mr Jim Wilson) in the Chair.

After debate, the Amendment being put, the Amendment was **made** without division.

The Question being put, the Motion, as amended, was **carried** without division.

The Sitting was , by leave, suspended at 12.31 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Mr Jim Wilson) in the Chair.

4. **Adjournment**

4.1 Ms Jane Morrice spoke on The Dangers of the Bangor to Belfast Road.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 2.50 pm.

THE LORD ALDERDICE
The Speaker
12 March 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 12 MARCH 2002

1. **Acts of the Northern Ireland Assembly**
2. **Bills of the Northern Ireland Assembly**
3. **Orders in Council**
4. **Publications Laid in the Northern Ireland Assembly**
5. **Assembly Reports**
6. **Statutory Rules**
(The department identified after each rule is for reference purposes only.)

SR No 68 The Child Support, Pensions and Social Security (2000 Act) (Commencement No. 7) Order (Northern Ireland) 2002 (DSD)

SR No 75 The Social Security Fraud (2001 Act) (Commencement No. 2) Order (Northern Ireland) 2002 DSD)

SR No 77 One-Way Traffic (Belfast) (Amendment) Order (Northern Ireland) 2002 (DRD)

SR No 90 The Social Security (Maternity and Funeral Expenses) (General) (Amendment No. 2) Regulations (Northern Ireland) 2002 (DSD)
7. **Consultation Documents**
8. **Departmental Publications**
9. **Agency Publications**
10. **Westminster Publications**
11. **Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 19 MARCH 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 **Petition – Newtownstewart Bypass**

Mr Derek Hussey begged leave to present a Petition relating to the Newtownstewart Bypass, in accordance with Standing Order 22.

2.2 **Petition – Closure of Women's Advice Centres**

Ms Jane Morrice begged leave to present a Petition relating to the Closure of Women's Advice Centres, in accordance with Standing Order 22.

3. **Executive Committee Business**

3.1 **Statement – February Monitoring Round**

The Minister of Finance and Personnel, Dr Seán Farren, made a statement to the Assembly on the public spending allocations following the February monitoring round, after which he replied to questions.

3.2 **Statement – British-Irish Council: Environment**

The Minister of the Environment, Mr Dermot Nesbitt, made a statement to the Assembly on the meeting of the British-Irish Council in its Environment sectoral format held on 25 February 2002, following which he replied to questions.

Deputy Speaker (Mr Jim Wilson) in the Chair.

3.3 **Statement – North-South Ministerial Council: Tourism**

The Minister of Enterprise, Trade and Investment, Sir Reg Empey, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Tourism sectoral format held on 22 February 2002, following which he replied to questions.

The Sitting was, by leave, suspended at 12.40 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

3.4 **Children Leaving Care Bill (NIA Bill 5/01) – Second Stage**

Ms Bairbre de Brún, Minister of Health Social Services and Public Safety, moved that the Second Stage of the Children Leaving Care Bill be agreed.

The Speaker in the Chair.

NIA Bill 5/01 passed Second Stage and stood referred to the Committee for Health, Social Services and Public Safety.

4. **Question Time**

4.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the Rt Hon David Trimble MP and Mr Mark Durkan.

4.2 **Minister of Culture, Arts and Leisure**

Deputy Speaker (Ms Jane Morrice) in the Chair.

Questions were put to, and answered by, the Minister, Mr Michael McGimpsey.

4.3 **Minister of Agriculture and Rural Development**

Questions were put to, and answered by, the Minister, Mrs Bríd Rodgers.

5. **Executive Committee Business (Cont'd)**

5.1 **Statement – Capital of Culture**

The Minister of Culture, Arts and Leisure, Mr Michael McGimpsey, made a statement to the Assembly on the Capital of Culture, following which he replied to questions.

6. **Committee Business**

6.1 **Motion – Extension of Committee Stage: Railway Safety Bill (NIA Bill 3/01)**

Proposed: That, in accordance with Standing Order 31(5), the period referred to in Standing Order 31(3) be extended to 24 May 2002, in relation to the Committee Stage of the Railway Safety Bill (NIA Bill 3/01).

[Chairperson, Committee for Regional Development]

After debate, the Question being put, the Motion was **carried** without division.

6.2 **Motion – ‘Towards Supporting People Fund’**

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Proposed: That this Assembly expresses serious concern about the implications of introducing a new system for funding housing support costs and calls on the Minister for Social Development to secure commitments from the Executive to ensure that financial allocations for the “Towards Supporting People Fund”, due to be introduced in April 2003, are guaranteed and will be maintained at levels not less than currently provided through housing benefit.

[Deputy Chairperson, Committee for Social Development]

After debate, the Question being put, the Motion was **carried** without division.

7. **Adjournment**

7.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.30 pm.

THE LORD ALDERDICE
The Speaker
19 March 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 13 MARCH 2002 TO 19 MARCH 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Summary of Accounts of Trust Funds 1997–1998: Northern Ireland Health and Social Services Boards, Northern Ireland Health and Social Services Trusts and, Northern Ireland Blood Transfusion Service (Special Agency) (NIA 49/01)

5. Assembly Reports

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 73 The Health and Personal Social Services Act (Northern Ireland) 2001 (Commencement No. 3) Order (Northern Ireland) 2002 (DHSSPS)

SR No 81 Trench Park, Belfast (Abandonment) Order (Northern Ireland) 2002 (DRD)

SR No 89 The Social Security Revaluation of Earnings Factors Order (Northern Ireland) 2002 (DSD)

SR No 97 The Social Security (Disability Living Allowance) (Amendment) Regulations (Northern Ireland) 2002 (DSD)

SR No 98 The Guaranteed Minimum Pensions Increase Order (Northern Ireland) 2002 (DSD)

SR No 99 The Social Security Benefits Up-Rating Order (Northern Ireland) 2002 (DSD)

SR No 102 Pensions Increase (Review) Order (Northern Ireland) 2002 (DFP)

SR No 104 Cycle Tracks (Newry) Order (Northern Ireland) 2002 (DRD)

SR No 105 The Social Security (Work-focused Interviews for Lone Parents Amendment) Regulations (Northern Ireland) 2002 (DSD)

SR No 109 The Occupational and Personal Pension Schemes (Contracting-out Miscellaneous Amendments) Regulations (Northern Ireland) 2002 (DSD)

SR No 111 The Education (Student Support) (Amendment) Regulations (Northern Ireland) 2002 (DEL)

7. Consultation Documents

Proposals to amend the Management of Health and Safety at Work Regulations (Northern Ireland) 2000 and the Fire Precautions (Workplace) Regulations (Northern Ireland) 2001 (DETI)

The Draft Radioactive Substances (Basic Safety Standards) (Northern Ireland) Regulations 2002 (DoE)

The Draft Radioactive Substances (Natural Gas) Exemption Order (Northern Ireland) 2002 (DoE)

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

THURSDAY 4 APRIL 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

1.1 Members observed two minutes' silence.

2. **Expressions of Condolence on the Death of Her Majesty Queen Elizabeth The Queen Mother**

2.1 The Speaker advised the House of the death of Her Majesty Queen Elizabeth The Queen Mother on 30 March 2002.

Members of the Assembly offered their condolences and observed a minute's silence as a mark of respect to Her Majesty Queen Elizabeth The Queen Mother.

3. **Adjournment**

3.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 11.09 am.

THE LORD ALDERDICE
The Speaker
4 April 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 20 MARCH 2002 TO 4 APRIL 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Summary of Accounts of Trust Funds 1997–1998: Northern Ireland Health and Social Services Boards, Northern Ireland Health and Social Services Trusts and, Northern Ireland Blood Transfusion Service (Special Agency) (NIA 49/01)

5. Assembly Reports

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 73 The Health and Personal Social Services Act (Northern Ireland) 2001 (Commencement No. 3) Order (Northern Ireland) 2002 (DHSSPS)

SR No 81 Trench Park, Belfast (Abandonment) Order (Northern Ireland) 2002 (DRD)

SR No 89 The Social Security Revaluation of Earnings Factors Order (Northern Ireland) 2002 (DSD)

SR No 97 The Social Security (Disability Living Allowance) (Amendment) Regulations (Northern Ireland) 2002 (DSD)

SR No 98 The Guaranteed Minimum Pensions Increase Order (Northern Ireland) 2002 (DSD)

SR No 99 The Social Security Benefits Up-Rating Order (Northern Ireland) 2002 (DSD)

SR No 102 Pensions Increase (Review) Order (Northern Ireland) 2002 (DFP)

SR No 104 Cycle Tracks (Newry) Order (Northern Ireland) 2002 (DRD)

SR No 105 The Social Security (Work-focused Interviews for Lone Parents Amendment) Regulations (Northern Ireland) 2002 (DSD)

SR No 109 The Occupational and Personal Pension Schemes (Contracting-out Miscellaneous Amendments) Regulations (Northern Ireland) 2002 (DSD)

SR No 111 The Education (Student Support) (Amendment) Regulations (Northern Ireland) 2002 (DEL)

7. Consultation Documents

Proposals to amend the Management of Health and Safety at Work Regulations (Northern Ireland) 2000 and the Fire Precautions (Workplace) Regulations (Northern Ireland) 2001 (DETI)

The Draft Radioactive Substances (Basic Safety Standards) (Northern Ireland) Regulations 2002 (DoE)

The Draft Radioactive Substances (Natural Gas) Exemption Order (Northern Ireland) 2002 (DoE)

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 8 APRIL 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

- 2.1 The Speaker informed Members that Royal Assent had been signified on 20 March 2002 to the Budget Act (Northern Ireland) 2002.

Royal Assent had also been signified on 26 March 2002 to The Local Government (Best Value) Act (Northern Ireland) 2002 and The Personal Social Services (Preserved Rights) Act (Northern Ireland) 2002.

2.2 **Petition – Badger Baiting**

Mr Jim Shannon begged leave to present a Petition relating to Badger Baiting, in accordance with Standing Order 22.

3. **Assembly Business**

3.1 **Motion – Suspend Standing Orders**

Proposed: That Standing Orders 10(2) and 10(6) be suspended for Monday 8 April 2002.

[Mr J Tierney]

The Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

4. **Executive Committee Business**

4.1 **Statement – British-Irish Council: Misuse of Drugs**

The Minister of Health, Social Services and Public Safety, Ms Bairbre de Brún, made a statement to the Assembly on the meeting of the British-Irish Council in its Drugs sectoral format held on 22 March 2002, following which she replied to questions.

Deputy Speaker (Ms Jane Morrice) in the Chair.

4.2 **Final Stage – Carers and Direct Payments Bill (NIA Bill 1/01)**

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety, moved that the Final Stage of the Carers and Direct Payments Bill (NIA Bill 1/01) be agreed.

NIA Bill 1/01 passed Final Stage.

5. **Committee Business**

5.1 **Motion – Committee Membership: Environment**

Proposed: That Mr William Armstrong replace Mr James Leslie as a member of the Committee for the Environment.

[Mr I Davis]

The Question being put, the Motion was **carried** without division.

5.2 **Motion – Amend Standing Orders**

Proposed: In Standing Order 52(4)(c) delete all at sub-paragraphs (i) and (ii) and insert:

- ‘(i) any Code of Conduct to which the Assembly has agreed; or
- (ii) any Guide to the Rules Relating to the Conduct of Members approved by the Assembly.’

[Chairperson, Committee on Procedures]

After debate, the Question being put, the Motion was **carried** with cross-community consent (*nemine contradicente*).

5.3 **Motion – Amend Standing Orders**

Proposed: In Standing Order 64(5) line 5 delete ‘14 December 1999’ and insert ‘15 October 2001’.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

5.4 **Motion - Amend Standing Orders**

Proposed: In Standing Order 64(6) lines 2 and 3 delete:

‘has failed to comply with, or has contravened any provision of this Order,’

and insert:

‘has failed to comply with any provision of this Order or any Code of Conduct agreed by the Assembly,’

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

5.5 **Motion - Amend Standing Orders**

Proposed: In Standing Order 64(7) line 1 delete ‘contain’ and insert ‘include’.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

5.6 **Motion – Report of the Committee of the Centre**

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Proposed: That this Assembly notes the recommendations outlined in the report of the Committee of the Centre on its Inquiry into the ‘Approach of the Northern Ireland Assembly and the Devolved Government on European Union Issues’ (02/01/R) and calls on the First Minister and Deputy First Minister to implement the relevant recommendations.

[Chairperson, Committee of the Centre]

5.7 **Amendment**

Proposed: In line 1 delete ‘notes’ and insert:

‘accepts’.

[Chairperson, Committee of the Centre]

Debate ensued.

The Speaker in the Chair.

Debate suspended.

6. **Question Time**

6.1 **Minister of Enterprise, Trade and Investment**

Questions were put to and answered by the Minister, Sir Reg Empey.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

6.2 **Minister for Employment and Learning**

Questions were put to and answered by the Minister, Ms Carmel Hanna.

6.3 **Minister for Social Development**

Questions were put to and answered by the Minister, Mr Nigel Dodds MP.

7. **Committee Business (Cont'd)**

7.1 **Motion - Report of the Committee of the Centre**

Debate resumed on the Motion.

Deputy Speaker (Mr Jim Wilson) in the Chair.

After debate, the Amendment being put, the Amendment was **made** without division.

The Question being put, the Motion, as amended, was **carried** without division.

8. **Adjournment**

8.1 Mr Eamonn ONeill spoke on Downpatrick Maternity Hospital.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.13 pm.

THE LORD ALDERDICE
The Speaker
8 April 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 5 APRIL 2002 TO 8 APRIL 2002

1. Acts of the Northern Ireland Assembly

Budget Act (Northern Ireland) 2002 Chapter 3

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Assembly Contributory Pension Fund Accounts 1998 - 1999 (NIA 57/01)

Members' Contributory Pension (Northern Ireland) Fund Accounts 1998 - 1999
(NIA 58/01)

Accounts 1999 - 2000: Department of Enterprise, Trade and Investment for Northern Ireland: Account for the Mineral Development for the year ended 31 March 2000 and Account for the Petroleum Production for the year ended 31 March 2000: Department of Social Development for Northern Ireland Account for the Charities Donations and Bequests for the year ended 31 March 2000 (NIA 60/01)

5. Assembly Reports

Committee of the Centre: Second Report: Inquiry into the Approach of the Northern Ireland Assembly and the Devolved Government on European Union Issues (2/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 60 Legal Aid (Financial Conditions) Regulations (Northern Ireland) 2002
(Lord Chancellor)

SR No 61 Legal Advice and Assistance (Financial Conditions) Regulations (Northern Ireland) 2002 (Lord Chancellor)

SR No 62 Legal Advice and Assistance (Amendment) Regulations (Northern Ireland) 2002 (Lord Chancellor)

SR No 95 Police Service of Northern Ireland Regulations 2002 (NIO)

SR No 96 Police Service of Northern Ireland Reserve (Full-time) (Appointment and Conditions of Service) Regulations 2002 (NIO)

SR No 100 Police Service of Northern Ireland Pensions Regulations 2002 (NIO)

SR No 101 Police Service of Northern Ireland Reserve (Full-time) Pensions Regulations 2002 (NIO)

SR No 110 Maternity and Parental Leave etc. (Amendment) Regulations (Northern Ireland) 2002 (DEL)

SR No 120 Labour Relations Agency Arbitration Scheme Order (Northern Ireland) 2002 (DEL)

SR No 125 Plant Protection Products (Amendment) (No. 2) Regulations (Northern Ireland) 2002 (DARD)

SR No 132 The Social Security (Amendment) (Residential Care and Nursing Homes) Regulations (Northern Ireland) 2002 (DSD)

SR No 135 Maternity and Parental Leave etc. (Amendment No. 2) Regulations (Northern Ireland) 2002 (DEL)

7. Consultation Documents

8. Departmental Publications

EC Water Framework Directive in Northern Ireland (DoE)

Investing for Health (DHSSPS)

Northern Ireland Prison Service Corporate and Business Plan 2002 - 2005

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 15 APRIL 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 **Public Petition – Telecommunications Mast at Ballymena Bowling Club**

Mr Ian Paisley Jnr begged leave to present a Public Petition relating to the erection of a Telecommunications Mast at Ballymena Bowling Club, in accordance with Standing Order 22.

3. **Committee Business**

3.1 **Motion – Committee Membership: Employment and Learning**

Proposed: That Dr Ian Adamson replace Mr Roy Beggs as a member of the Committee for Employment and Learning.

[Mr I Davis]

The Question being put, the Motion was **carried** without division.

3.2 **Motion – Report of the Committee for the Environment:
School Transport Inquiry**

Proposed: That this Assembly approves the Report of the Committee for the Environment on its Inquiry into Transport used for children travelling to and from school (1/01R) and calls on the Minister of the Environment to ensure urgent evaluation and to take full account of the recommendations.

[Chairperson, Committee for the Environment]

Debate ensued.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

The Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 2.23 pm.

The Sitting resumed at 2.30 pm.

The Speaker in the Chair.

4. **Question Time**

4.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the First Minister, The Rt Hon David Trimble MP, and the Deputy First Minister, Mr Mark Durkan.

4.2 **Minister for Regional Development**

Deputy Speaker (Ms Jane Morrice) in the Chair.

Questions were put to, and answered by, the Minister, Mr Peter Robinson MP.

4.3 **Minister of the Environment**

Questions were put to, and answered by, the Minister, Mr Dermot Nesbitt.

5. **Adjournment**

Deputy Speaker (Mr Jim Wilson) in the Chair.

5.1 Mr Gardiner Kane spoke on The Future of Mosside Primary School, Ballymoney.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.35 pm.

THE LORD ALDERDICE
The Speaker
15 April 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

9 APRIL 2002 TO 15 APRIL 2002

1. Acts of the Northern Ireland Assembly

Local Government (Best Value) Act (Northern Ireland) 2002 Chapter 4

Personal Social Services (Preserved Rights) Act (Northern Ireland) 2002 Chapter 5

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Youth Council for Northern Ireland Foreword and Financial Statements 1999 – 2000 (NIA 44/01)

Report of the Registrar of Credit Unions for the year 2000 (NIA 56/01)

Examiner of Statutory Rules: Tenth Report: Report to the Assembly and the Appropriate Committees: 12 April 2002 (NIA 76/01)

5. Assembly Reports

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 94 The Air Quality Limit Values Regulations (Northern Ireland) 2002 (DoE)

SR No 112 Students Awards (Amendment) Regulations (Northern Ireland) 2002 (DEL)

SR No 116 Road Service Licensing (Community Licences) Regulations (Northern Ireland) 2002 (DoE)

SR No 119 The Declarations of Parentage (Allocation of Proceedings) Order (Northern Ireland) 2002 (Lord Chancellor)

SR No 133 Pneumoconiosis, etc., (Workers' Compensation) (Payment of Claims) (Amendment) Regulations (Northern Ireland) 2002 (DEL)

SR No 139 Cycle Tracks (Londonderry) Order (Northern Ireland) 2002 (DRD)

SR No 140 Food (Figs, Hazelnuts and Pistachios from Turkey) (Emergency Control) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 141 Food (Jelly Confectionery) (Emergency Control) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 142 Bus Lane (Kingsway Dunmurry) Order (Northern Ireland) 2002 (DRD)

7. Consultation Documents

Creating a Safer Northern Ireland through Partnership (NIO)

Environmental Liability with Regard to the Prevention and Remedying of the Environmental Damage (DoE)

8. Departmental Publications

Public Bodies 2001 (Cabinet Office)

Reshape, Rebuild, Achieve (OFMDFM)

9. Agency Publications

Social Security Agency Strategic and Business Plan 2002 – 2005

10. Westminster Publications

11. Miscellaneous Publications

Implications of Climate Change for Northern Ireland: Informing Strategy Development

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 22 APRIL 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 The Speaker informed Members that he would be absent from the Assembly on 29 and 30 April 2002.

2.2 **Public Petition – 'Out of Hours' GP Services in the Ards Peninsula**

Mr Kieran McCarthy begged leave to present a Public Petition relating to 'Out of Hours' GP Services in the Ards Peninsula, in accordance with Standing Order 22.

3. **Assembly Business**

3.1 **Motion – Suspend Standing Orders**

Proposed: That Standing Orders 10(2) and 10(6) be suspended for Monday 22 April 2002.

[Mr B Hutchinson]

The Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

4. **Executive Committee Business**

4.1 **Statement – North-South Ministerial Council: Agriculture**

The Minister of Agriculture and Rural Development, Ms Bríd Rodgers, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Agriculture sectoral format held on 15 April 2002, following which she replied to questions.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

4.2 **Statement – North-South Ministerial Council:
Foyle, Carlingford and Irish Lights**

The Minister of Agriculture and Rural Development, Ms Bríd Rodgers, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Foyle, Carlingford and Irish Lights sectoral format held on 15 April 2002, following which she replied to questions.

4.3 **Statement – North-South Ministerial Council: Education**

The Speaker in the Chair.

The Minister of Education, Mr Martin McGuinness, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Education sectoral format held on 11 April 2002, following which he replied to questions.

4.4 **Motion – Statutory Rule subject to Affirmative Resolution**

Proposed: That the Pneumoconiosis, etc (Workers' Compensation) (Payment of Claims) (Amendment) Regulations (Northern Ireland) 2002 (SR 133/2002) be approved.

[Minister for Employment and Learning]

After debate, the Question being put, the Motion was **carried** without division.

4.5 **Motion – Statutory Rule Subject to Confirmatory Resolution**

Proposed: That the Maternity and Parental Leave etc (Amendment No.2) Regulations (Northern Ireland) 2002 (SR 135/2002) be approved.

[Minister for Employment and Learning]

After debate, the Question being put, the Motion was **carried** without division.

5. **Private Members' Business**

5.1 **Motion – Mobile Phones**

Proposed: That this Assembly calls upon the Minister of the Environment and the Minister of Health, Social Services and Public Safety to ensure the complete implementation of the recommendations made by the Independent Expert Group on Mobile Phones, as laid out in the Stewart Report, and further, to implement a change in legislation to ensure that no telecommunications masts are constructed within 300 yards of any dwelling without full public consultation.

[Mr J Shannon]

Debate suspended.

6. **Question Time**

6.1 **Minister of Education**

Questions were put to and answered by, the Minister, Mr Martin McGuinness MP.

6.2 **Minister of Health, Social Services and Public Safety**

Questions were put to and answered by, the Minister, Ms Bairbre de Brún.

6.3 **Minister of Finance and Personnel**

Deputy Speaker (Ms Jane Morrice) in the Chair.

Questions were put to and answered by, the Minister, Dr Seán Farren.

7. **Executive Committee Business (Cont'd)**

7.1 **Statement – Impact of the Budget on Northern Ireland**

Deputy Speaker (Mr Jim Wilson) in the Chair.

The Minister of Finance and Personnel, Dr Seán Farren, made a statement to the Assembly on the Impact of the Budget on Northern Ireland, following which he replied to questions.

8. **Private Members' Business (Cont'd)**

8.1 **Motion – Mobile Phones**

Debate resumed on the Motion.

The Speaker in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

9. **Adjournment**

9.1 Mrs I Robinson MP spoke on Mainstream Funding for Ballybeen Women's Group.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 7.29 pm.

THE LORD ALDERDICE
The Speaker
22 April 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

16 APRIL 2002 TO 22 APRIL 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Examiner of Statutory Rules: Eleventh Report: Report to the Assembly and the Appropriate Committees: 19 April 2002 (NIA 77/01)

5. Assembly Reports

Committee on Standards and Privileges: First Report: Complaint against Senior Members of the Social Democratic and Labour Party (1/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 117 The Nurses, Midwives and Health Visitors (Professional Conduct) (Amendment) (No. 2) Rules 2002, Approval Order (Northern Ireland) 2002

SR No 129 The Health and Personal Social Services (Superannuation) (Additional Voluntary Contributions) (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 144 The Adoption of Children from Overseas Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 145 Road Races (Croft Hill Climb) Order (Northern Ireland) 2002 (DRD)

SR No 147 Explosives (Fireworks) Regulations (Northern Ireland) 2002 (NIO)

SR No 149 Road Races (Drumhorc Hill Climb) Order (Northern Ireland) 2002 (DRD)

SR No 151 Milk Marketing Board (Residuary Functions) (Amendment) Regulations (Northern Ireland) 2002 (DARD)

7. Consultation Documents

Developing Policy on the Location of Civil Service Jobs: An Equality Impact Assessment (DFP)

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 23 APRIL 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Committee Business**

2.1 **Motion – Amend Standing Orders**

Proposed: In Standing Order 25(1)(a) line 2 delete “or Standing Order 72 provides” and insert “or Standing Orders provide”.

[Chairperson, Committee on Procedures]

After debate, the Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.2 **Motion – Amend Standing Orders**

Proposed: In Standing Order 25(1) line 12 and line 13 delete “Such decisions shall require cross-community support” and insert:

“Such decisions mentioned in sub-paragraph (b) shall require cross-community support within the meaning of Section 4(5) of the Northern Ireland Act 1998”.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.3 Motion – Amend Standing Orders

Proposed: In Standing Order 40(3) delete all and insert:

“(3) Where, exceptionally, a Bill (other than a Budget Bill) is thought to require accelerated passage, which shall exclude any Committee Stage, the Member in charge of the Bill shall, before introduction of the Bill in the Assembly, explain to the appropriate Committee:

- (a) the reason or reasons for accelerated passage;
- (b) the consequences of accelerated passage not being granted; and, if appropriate,
- (c) any steps he/she has taken to minimise the future use of the accelerated passage procedure.

(4) Before Second Stage the Member in charge of the Bill shall move a motion That theBill proceed under the accelerated passage procedure”.

In moving the motion the Member shall explain to the Assembly:

- (a) the reason or reasons for accelerated passage;
- (b) the consequences of accelerated passage not being granted; and, if appropriate,
- (c) any steps he/she has taken to minimise the future use of the accelerated passage procedure.

A motion under this Standing Order shall require cross-community support within the meaning of Section 4(5) of the Northern Ireland Act 1998.”

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.4 Motion – Amend Standing Orders

Proposed: In Standing Order 29(d) delete all and insert:

“(d) Further Consideration Stage: an opportunity for Members to consider and vote on amendments proposed to the Bill.”

[Chairperson, Committee on Procedures]

After debate, the Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.5 **Motion – Amend Standing Orders**

Proposed: In Standing Order 33(14) line 1 and line 3 delete “Further”.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.6 **Motion – Amend Standing Orders**

Proposed: In Standing Order 33(15) line 1 delete “Further”.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.7 **Motion – Amend Standing Orders**

Proposed: In Standing Order 33(16) line 2 delete “Further”.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.8 **Motion – Amend Standing Orders**

Proposed: In Standing Order 33(16) line 3 delete “Final Stage” and insert “Further Consideration Stage”.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.9 **Motion – Amend Standing Orders**

Proposed: In Standing Order 33 after paragraph (16) insert:

“(17) If such a motion is agreed to after the Further Consideration Stage of the Bill has begun but before that stage has been completed, the Further Consideration Stage shall be adjourned until an Ad Hoc Committee on Conformity with Equality Requirements reports to the Assembly.

- (18) On resuming an adjourned Further Consideration Stage, the Assembly may, instead of considering the remaining amendments in the order in which the relevant clauses or schedules stand in the Bill, on a motion moved by the Member in charge of the Bill decide to consider them in a different order, and to consider again and amend, provisions of the Bill which have already been agreed, and to consider new clauses and schedules even if the time for considering them has passed.
- (19) If such a motion is agreed to after the end of the Further Consideration Stage of a Bill, no date shall be determined for the Final Stage of the Bill until an Ad Hoc Committee on Conformity with Equality Requirements reports to the Assembly.”

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.10 **Motion – Amend Standing Orders**

Proposed: In Standing Order 35 delete all and insert:

“35. PUBLIC BILLS: FURTHER CONSIDERATION STAGE

- (1) Any amendments proposed to be made to a Bill at Further Consideration Stage shall be deposited with the Clerk in time for inclusion on a Notice Paper circulated on a day before the day appointed for the Further Consideration Stage, and shall be arranged in the order in which the Bill is to be considered; provided, however, that at the discretion of the Speaker, amendments may be moved in very exceptional circumstances without such notice.
- (2) During proceedings at Further Consideration Stage, debate and vote shall be confined to those amendments which have been selected. The amendments shall be considered in the order in which the relevant clauses or schedules stand in the Bill.
- (3) Any amendments selected which relate to the long title shall be considered after those relating to the clauses and schedules of the Bill.
- (4) Members may speak more than once in debate during the Further Consideration Stage.

- (5) At the conclusion of the debate on the Further Consideration Stage the Bill shall stand referred to the Speaker.”

[Chairperson, Committee on Procedures]

The Question being put, Motion was **carried** with cross-community support (nemine contradicente).

2.11 **Motion – Amend Standing Orders**

Proposed: In Standing Order 31(3) line 3 delete “calendar days” and insert “working days”.

[Chairperson, Committee on Procedures]

After debate, the Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.12 **Motion – Amend Standing Orders**

Proposed: In Standing Order 31(5) line 1 delete “of thirty days”.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.13 **Motion – Amend Standing Orders**

Proposed: In Standing Order 33(5) line 8 after “thirty” insert “working”.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.14 **Motion – Amend Standing Orders**

Proposed: In Standing Order 33(7) line 7 after “thirty” insert “working”.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

2.15 Motion – Amend Standing Orders

Proposed: In Standing Order 40(1) delete all and insert:

“(1) There shall be a minimum interval of five working days between each stage of a Bill, save in the following cases:

- (a) between Second Stage and Committee Stage; and
- (b) where a Bill is subject to the accelerated passage procedure in accordance with paragraph (2) or (4).”

[Chairperson, Committee on Procedures]

After debate, the Question being put, Motion was **carried** with cross-community support (nemine contradicente).

3. Private Members’ Business

3.1 Motion – “Friends of Hospitals”

Proposed: That this Assembly calls upon the Minister and the Department of Health, Social Services and Public Safety to set up urgently a separate funding network for the provision of matching funds for items and/or projects identified by local groups commonly known as “Friends of Hospitals”.

[Rev R Coulter]
[Mr A McFarland]

3.2 Amendment

Proposed: Delete all after ‘to’ and insert:

‘provide matching funds for items and/or projects identified by local groups commonly known as “Friends of Hospitals” where these fit in with the Programme for Government and Priorities for Action.’

[Ms S Ramsey]
[Mr J Kelly]

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Debate ensued.

After debate, the Amendment being put, the Amendment **fell** (Division 1).

The Question being put, the Motion was **carried** without division.

3.3 **Motion – Screening System for Early Diagnosis of Autism**

Proposed: That this Assembly calls on the Minister of Health, Social Services and Public Safety to introduce a screening system for all pre-school children to assist in the early diagnosis of autism and to make adequate provision for the needs of autistic children.

[Mr J Byrne]

3.4 **Amendment**

Proposed: Delete all after ‘to’ and insert:

‘to introduce a training programme for Health Visitors, School Nurses, Keystage 1 and Nursery School Teachers to facilitate the early detection of autism and to make adequate provision in collaboration with the Department of Education to meet the needs of autistic children.’

[Ms S Ramsey]

[Mr J Kelly]

Debate ensued.

After debate, the Amendment being put, the Amendment was **made** without division.

The Question being put, the Motion, as amended, was **carried** without division.

3.5 **Motion – The Burns Report**

Proposed: That this Assembly notes the publication of the Burns report on 24 October 2001 on the review of post-primary education.

[Mr S Wilson]

The Sitting was , by leave, suspended at 1.00 pm.

The Sitting resumed at 2.00 pm.

Debate resumed on the Motion.

Deputy Speaker (Ms Jane Morrice) in the Chair.

Deputy Speaker (Mr Jim Wilson) in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

3.6 **Motion – Recycling of Waste**

Proposed: That this Assembly calls for the immediate establishment of an effective recycling agency to assess, develop and promote all aspects of the recycling of waste from industrial, commercial and domestic sources in Northern Ireland.

[Dr A McDonnell]

The Speaker in the Chair.

After debate, the Motion was, by leave, **withdrawn**.

4. **Adjournment**

4.1 Mr I Paisley Jnr spoke on Car Parking Provision at Garryduff Primary School, Ballymoney.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.07 pm.

THE LORD ALDERDICE
The Speaker
23 April 2002

NORTHERN IRELAND ASSEMBLY

23 APRIL 2002

DIVISIONS

Division No.1 “Friends of Hospitals”

Proposed: Delete all after ‘to’ and insert:

‘provide matching funds for items and/or projects identified by local groups commonly known as “Friends of Hospitals” where these fit in with the Programme for Government and Priorities for Action.’

[Ms S Ramsey]

[Mr J Kelly]

The Question was put and the Assembly divided.

Ayes : 28

Noes : 36

Ayes

Alex Attwood, P J Bradley, Joe Byrne, Annie Courtney, John Dallat, Bairbre de Brún, Pat Doherty, Mark Durkan, David Ervine, Seán Farren, Tommy Gallagher, Carmel Hanna, Billy Hutchinson, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Alasdair McDonnell, Gerry McHugh, Eugene McMenemy, Pat McNamee, Monica McWilliams, Conor Murphy, Mick Murphy, Mary Nelis, Eamonn O'Neill, Sue Ramsey, John Tierney.

Noes

Ian Adamson, Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Mervyn Carrick, Wilson Clyde, Fred Cobain, Robert Coulter, Ivan Davis, Nigel Dodds, Oliver Gibson, John Gorman, Tom Hamilton, David Hilditch, Derek Hussey, Roger Hutchinson, Gardiner Kane, Danny Kennedy, David McClarty, William McCrea, Alan McFarland, Michael McGimpsey, Maurice Morrow, Dermot Nesbitt, Ian Paisley Jnr, Edwin Poots, Iris Robinson, Mark Robinson, George Savage, David Trimble, Peter Weir, Jim Wells, Jim Wilson, Sammy Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 23 APRIL 2002

1. **Acts of the Northern Ireland Assembly**
2. **Bills of the Northern Ireland Assembly**
3. **Orders in Council**
4. **Publications Laid in the Northern Ireland Assembly**
5. **Assembly Reports**

Public Accounts Committee: Seventh Report: Report on Road Openings by Utilities
(7/01/R)
6. **Statutory Rules**
(The department identified after each rule is for reference purposes only.)
7. **Consultation Documents**
8. **Departmental Publications**
9. **Agency Publications**
10. **Westminster Publications**
11. **Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 29 APRIL 2002

*The Assembly met at 12.00 noon
Deputy Speaker, Mr Jim Wilson, in the Chair*

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – North/South Ministerial Council: Environment**

The Minister of the Environment, Mr Dermot Nesbitt, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Environment sectoral format held on 17 April 2002, following which he replied to questions.

2.2 **Statement – North/South Ministerial Council: Transport**

The Minister of the Environment, Mr Dermot Nesbitt, made a statement to the Assembly on the meeting of the North-South Ministerial Council in its Transport sectoral format held on 17 April 2002, following which he replied to questions.

3. **Committee Business**

3.1 **Motion – Extension of Committee Stage:
Health and Personal Social Services Bill (NIA Bill 6/01)**

Proposed: That, in accordance with Standing Order 31(5), the period referred to in Standing Order 31(3) be extended to 7 June 2002, in relation to the Committee Stage of the Health and Personal Social Services Bill (NIA Bill 6/01).

[Deputy Chairperson, Committee for Health, Social Services and Public Safety]

The Question being put, the Motion was **carried** without division.

4. **Private Members' Business**

4.1 **Motion – Water Service Meter Scheme**

Proposed: That this Assembly calls on the Minister for Regional Development to review urgently the Water Service meter scheme, which results in farmers in particular and consumers in general being charged for wastage arising from previously unidentified leaks from water pipes.

[Mr P J Bradley]

Deputy Speaker (Mr Donovan McClelland) in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

5. **Question Time**

5.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the Rt Hon David Trimble MP and Mr Mark Durkan.

5.2 **Minister of Culture, Arts and Leisure**

Questions were put to, and answered by, the Minister, Mr Michael McGimpsey.

5.3 **Minister of Agriculture and Rural Development**

Questions were put to, and answered by, the Minister, Ms Bríd Rodgers.

5.4 **Assembly Commission**

Questions were put to, and answered by, Mr John Fee, on behalf of the Assembly Commission.

6. **Private Members' Business (Cont'd)**

6.1 **Motion – Status of the IRA Ceasefire**

Deputy Speaker (Ms Jane Morrice) in the Chair.

Proposed: Recalling the acceptance by all parties of the Mitchell principles of democracy and non-violence and the requirement in the Belfast Agreement for a commitment to exclusively peaceful means and being deeply concerned by recent violence, including murders and paramilitary actions, in Northern Ireland, England, the Republic of Ireland and elsewhere, this Assembly calls on the Secretary of State for Northern Ireland, following his recent determination on the status of the UDA/UFF ceasefire, to make a determination on the status of the IRA ceasefire and to make a statement indicating the consequent measures he considers appropriate.

[Rt Hon D Trimble MP]
[Mr J Leslie]
[Mr I Davis]
[Mr M McGimpsey]

6.2 **Amendment No.1**

Proposed: Delete all after 'this Assembly' and insert:

'noting the Secretary of State's determination on the status of the UDA/UFF ceasefire, resolves, that the IRA ceasefire is no less flawed and determines to consider appropriate consequent measures.'

[Rev Dr I R K Paisley MP MEP]
[Mr P Robinson MP]

6.3 **Amendment No.2**

Proposed: Delete all after 'IRA' and insert:

'and UVF ceasefires.'

[Mr D Ford]
[Ms E Bell]
[Mr K McCarthy]

Debate ensued.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Amendment No.1 being put, the Amendment **fell** (Division 1).

Amendment No.2 being put, the Amendment was **made** (Division 2).

The Question being put, the Motion, as amended, was **negatived** (Division 3).

7. **Adjournment**

7.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.10 pm.

THE LORD ALDERDICE
The Speaker
29 April 2002

NORTHERN IRELAND ASSEMBLY

29 APRIL 2002

DIVISIONS

Division No.1
Status of the IRA Ceasefire
Amendment No.1

Proposed: Delete all after 'this Assembly' and insert:

'noting the Secretary of State's determination on the status of the UDA/UFF ceasefire, resolves, that the IRA ceasefire is no less flawed and determines to consider appropriate consequent measures.'

[Rev Dr I R K Paisley MP MEP]
[Mr P Robinson MP]

The Question was put and the Assembly divided.

Ayes : 29

Noes : 59

Ayes

Fraser Agnew, Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

Noes

Ian Adamson, Billy Armstrong, Alex Attwood, Roy Beggs, Billy Bell, Eileen Bell, Esmond Birnie, P J Bradley, Joe Byrne, Joan Carson, Fred Cobain, Robert Coulter, Annie Courtney, John Dallat, Ivan Davis, Bairbre de Brún, Arthur Doherty, Reg Empey, Seán Farren, John Fee, David Ford, Sam Foster, Tommy Gallagher, John Gorman, Tom Hamilton, Carmel Hanna, Denis Haughey, Derek Hussey, Gerry Kelly, John Kelly, Danny Kennedy, Lord Kilclooney, James Leslie, Patricia Lewsley, Alban Maginness, Alex Maskey, Kieran McCarthy, David McClarty, Alasdair McDonnell, Barry McElduff, Alan McFarland, Michael McGimpsey, Gerry McHugh, Eugene McMenamin, Monica McWilliams, Francie Molloy, Conor Murphy, Seán Neeson, Mary Nelis, Dermot Nesbitt, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Ken Robinson, George Savage, John Tierney, David Trimble, Jim Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

29 APRIL 2002

DIVISIONS

Division No.2
Status of the IRA Ceasefire
Amendment No.2

Proposed: Delete all after 'IRA' and insert:

'and UVF ceasefires.'

[Mr D Ford]
[Ms E Bell]
[Mr K McCarthy]

The Question was put and the Assembly divided.

Ayes : 29
Noes : 10

Ayes

Ian Adamson, Billy Armstrong, Roy Beggs, Billy Bell, Eileen Bell, Esmond Birnie, Joan Carson, Fred Cobain, Robert Coulter, Ivan Davis, Reg Empey, David Ford, Sam Foster, John Gorman, Tom Hamilton, Derek Hussey, Danny Kennedy, Lord Kilclooney, James Leslie, Kieran McCarthy, David McClarty, Alan McFarland, Michael McGimpsey, Seán Neeson, Dermot Nesbitt, Ken Robinson, George Savage, David Trimble, Jim Wilson.

Noes

Gerry Kelly, John Kelly, Alex Maskey, Barry McElduff, Gerry McHugh, Francie Molloy, Conor Murphy, Mary Nelis, Dara O'Hagan, Sue Ramsey.

The Amendment was **agreed**.

NORTHERN IRELAND ASSEMBLY

29 APRIL 2002

DIVISIONS

Division No.3
Status of the IRA Ceasefire
Motion as amended

Proposed: Recalling the acceptance by all parties of the Mitchell principles of democracy and non-violence and the requirement in the Belfast Agreement for a commitment to exclusively peaceful means and being deeply concerned by recent violence, including murders and paramilitary actions, in Northern Ireland, England, the Republic of Ireland and elsewhere, this Assembly calls on the Secretary of State for Northern Ireland, following his recent determination on the status of the UDA/UFF ceasefire, to make a determination on the status of the IRA and UVF ceasefires.

[Mr D Ford]
[Ms E Bell]
[Mr K McCarthy]

The Question was put and the Assembly divided.

Ayes : 29
Noes : 38

Ayes

Ian Adamson, Billy Armstrong, Roy Beggs, Billy Bell, Eileen Bell, Esmond Birnie, Joan Carson, Fred Cobain, Robert Coulter, Ivan Davis, Reg Empey, David Ford, Sam Foster, John Gorman, Tom Hamilton, Derek Hussey, Danny Kennedy, Lord Kilclooney, James Leslie, Kieran McCarthy, David McClarty, Alan McFarland, Michael McGimpsey, Sean Neeson, Dermot Nesbitt, Ken Robinson, George Savage, David Trimble, Jim Wilson.

Noes

Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Bairbre de Brún, Nigel Dodds, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Gerry Kelly, John Kelly, Alex Maskey, Robert McCartney, William McCrea, Barry McElduff, Gerry McHugh, Francie Molloy, Maurice Morrow, Conor Murphy, Mary Nelis, Dara O'Hagan, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Sue Ramsey, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

The Motion, as amended, was **negatived**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 24 APRIL 2002 TO 29 APRIL 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Examiner of Statutory Rules: Twelfth Report: Report to the Assembly and the Appropriate Committees: 26 April 2002 (NIA 81/01)

5. Assembly Reports

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 118 The Child Support, Pensions and Social Security (2000 Act) (Commencement No. 8) Order (Northern Ireland) 2002 (Lord Chancellor)

SR No 131 The Personal Social Services (Preserved Rights) (2002 Act) (Commencement) Order (Northern Ireland) 2002 (DHSSPS)

SR No 136 The Personal Social Services (Preserved Rights) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 137 The Family Proceedings (Amendment) Rules (Northern Ireland) 2002 (Lord Chancellor)

SR No 143 Traffic Signs (Amendment) Regulations (Northern Ireland) 2002 (DRD)

SR No 154 Motor Vehicles (Third-Party Risks) (Amendment) Regulations (Northern Ireland) 2002 (DoE)

SR No 156 Road Races (Benbradagh Hill Climb) Order (Northern Ireland) 2002 (DRD)

SR No 157 Traffic Weight Restriction (DR 8256, Markethill) (Revocation) Order (Northern Ireland) 2002 (DRD)

SR No 161 Medicated Feedingstuffs (Amendment) Regulations (Northern Ireland) 2002 (DARD)

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

Child Support Agency Strategic and Business Plan 2002 – 2003

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 7 MAY 2002

*The Assembly met at 10.30 am,
Deputy Speaker, Mr Donovan McClelland, in the Chair*

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 The Deputy Speaker informed Members that Royal Assent had been signified on 2 May 2002 to The Carers and Direct Payments Act.

3. **Executive Committee Business**

3.1 **Statement – Reinvestment and Reform Initiative**

The First Minister, the Rt Hon David Trimble MP and the Deputy First Minister, Mr Mark Durkan made a statement to the Assembly regarding the Reinvestment and Reform Initiative announced on 2 May 2002, following which they replied to questions.

3.2 **First Stage – Local Government (Miscellaneous Provisions) Bill (NIA Bill 7/01)**

Mr Dermot Nesbitt, Minister of the Environment, introduced a Bill to make new provision for the payment of general and other grants to district councils; to confer new powers on district councils in relation to economic development and community safety; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 7/01).

4. **Committee Business**

4.1 **Motion – Extension of Committee Stage:
Children Leaving Care Bill (NIA Bill 5/01)**

Proposed: That, in accordance with Standing Order 31(5), the period referred to in Standing Order 31(3) be extended to 26 June 2002, in relation to the Committee Stage of the Children Leaving Care Bill (NIA Bill 5/01).

[Deputy Chairperson, Committee for Health, Social Services
and Public Safety]

The Question being put, the Motion was **carried** without division.

4.2 **Motion – Draft Amendments to The Flags Regulations (NI) 2000**

Proposed: That this Assembly takes note of the proposed changes to The Flags Regulations (Northern Ireland) 2000 as set out in the Draft Flags Regulations (Northern Ireland) (Amendment) 2002.

[Mr M Morrow]

After debate, the Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 12.24 pm.

The Sitting resumed at 1.30 pm.

Deputy Speaker (Ms Jane Morrice) in the Chair.

5. **Private Members' Business**

5.1 **Motion – Good Friday Agreement**

Proposed: That this Assembly supports the principles of the Good Friday Agreement.

[Mr P Doherty]

5.2 **Amendment**

Proposed: Delete all after 'Assembly' and insert:

'endorses the Belfast Agreement with its promise of a new beginning based on exclusively peaceful and democratic means and accordingly calls on all parties to support the police in the present difficult circumstances.'

[Mr A McFarland]
[Mr F Cobain]
[Mr M McGimpsey]
[Mr D Nesbitt]

The Speaker in the Chair.

After debate, the Amendment being put, the Amendment **fell**.

The Question being put, the Motion was **carried** (Division 1).

6. **Question Time**

6.1 **Minister of Enterprise, Trade and Investment**

Deputy Speaker (Ms Jane Morrice) in the Chair.

Questions were put to and answered by the Minister, Sir Reg Empey.

6.2 **Minister for Employment and Learning**

Questions were put to and answered by the Minister, Ms Carmel Hanna.

6.3 **Minister for Social Development**

Deputy Speaker (Mr Jim Wilson) in the Chair.

Questions were put to and answered by the Minister, Mr Nigel Dodds MP.

7. **Private Members' Business (Cont'd)**

7.1 **Motion – The House-Buying Process**

Proposed: That this Assembly calls for the implementation of procedures to simplify the house-buying process and, in particular, to regulate estate agents and to provide financial concessions for first-time buyers.

[Mr E O'Neill]

After debate, the Question being put, the Motion was **carried** without division.

8. **Adjournment**

8.1 Mr Boyd Douglas spoke on the Closure of Limavady Courthouse.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.48 pm.

THE LORD ALDERDICE
The Speaker
7 May 2002

NORTHERN IRELAND ASSEMBLY

7 MAY 2002

DIVISIONS

Division No.1
Good Friday Agreement
Motion

Proposed: That this Assembly supports the principles of the Good Friday Agreement.

[Mr P Doherty]

The Question was put and the Assembly divided.

Ayes : 34

Noes : 29

Ayes

Alex Attwood, Eileen Bell, P J Bradley, Joe Byrne, Séamus Close, Annie Courtney, John Dallat, Arthur Doherty, Pat Doherty, Mark Durkan, Sean Farren, David Ford, Tommy Gallagher, Carmel Hanna, Denis Haughey, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Kieran McCarthy, Alasdair McDonnell, Gerry McHugh, Eugene McMenamin, Pat McNamee, Monica McWilliams, Francie Molloy, Seán Neeson, Mary Nelis, Danny O'Connor, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, Bríd Rodgers, John Tierney.

Noes

Fraser Agnew, Paul Berry, Norman Boyd, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Nigel Dodds, Boyd Douglas, Oliver Gibson, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Robert McCartney, William McCrea, Maurice Morrow, Ian Paisley Jnr, Ian R K Paisley, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, Patrick Roche, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 30 APRIL 2002 TO 7 MAY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Equality Commission for Northern Ireland Annual Report 2000 – 2001
(NIA 53/01)

Department of Finance and Personnel Memorandum on the 6th Report from the Public
Accounts Committee Session 2001/2002 (NIA 81/01)

5. Assembly Reports

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

Draft Statutory Rule: The Flags Regulations (Northern Ireland) (Amendment) 2002
(NIO)

SR No 138 The Family Law (2001 Act) (Commencement) Order (Northern Ireland)
2002 (DFP)

SR No 150 The Blood Tests (Evidence of Paternity) (Amendment) Regulations
(Northern Ireland) 2002 (Lord Chancellor)

SR No 160 Parking Places on Roads (Amendment No. 3) Order (Northern Ireland)
2002 (DRD)

SR No 162 Feedingstuffs (Zootechnical Products) (Amendment) Regulations
(Northern Ireland) 2002 (DARD)

SR No 164 The Social Security and Child Support (Miscellaneous Amendments) Regulations (Northern Ireland) 2002 (DSD)

SR No 168 Road Races (Banbridge Road Race) Order (Northern Ireland) 2002 (DRD)

7. Consultation Documents

Education and Research and Development in Agriculture and Food Science: Report of the Review Panel

New Code of Conduct for Northern Ireland District Councillors

Revised proposals for amendments to the Control of Asbestos at Work Regulations and a new supporting Approved Code of Practice

Proposals for amendments to the existing two Approved Codes of Practice which support the Control of Asbestos at Work Regulations

Legislative Proposals – The River Bann Navigation Order (Coleraine Harbour)

8. Departmental Publications

9. Agency Publications

Rate Collection Agency Corporate and Business Plan 2002 – 2005

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 13 MAY 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **First Stage – Fur Farming (Prohibition) Bill (NIA Bill 8/01)**

Ms Bríd Rodgers, Minister of Agriculture and Rural Development, introduced a Bill to prohibit the keeping of animals solely or primarily for slaughter for the value of their fur; to provide for the making of payments in respect of the related closure of certain businesses; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 8/01).

2.2 **First Stage – Limited Liability Partnerships Bill (NIA Bill 9/01)**

Sir Reg Empey, Minister of Enterprise, Trade and Investment, introduced a Bill to make provision for limited liability partnerships.

Bill passed First Stage and ordered to be printed (NIA Bill 9/01).

3. **Committee Business**

3.1 **Motions – Committee Membership**

The following Motions stood on the Order Paper in the name of Mr John Tierney.

That Mr Arthur Doherty replace Mr Joe Byrne as a member of the Committee for Employment and Learning.

That Mr Alban Maginness replace Ms Patricia Lewsley as a member of the Committee for Education.

The Motions were **not moved**.

3.3 **Motion – Ad Hoc Committee**

Proposed: That, pursuant to Standing Order 48(7), this Assembly appoints an Ad Hoc Committee to consider –

The Updating of Schedule 1 of the Northern Ireland Assembly Disqualification Act 1975

referred by the Secretary of State and to submit a report to the Assembly by 24 June 2002.

| | | |
|--------------|---------------|---|
| Composition: | UUP | 2 |
| | SDLP | 2 |
| | DUP | 2 |
| | SF | 2 |
| | Other Parties | 3 |

Quorum: The quorum shall be five.

Procedure: The procedures of the Committee shall be such as the Committee shall determine.

[Mr I Davis]

The Question being put, the Motion was **carried** without division.

4. **Private Members' Business**

4.1 **Motion – Prayer of Annulment: Statutory Rule subject to Negative Resolution**

The following Motion stood on the Order Paper in the name of Mr David Ford.

That the Social Security (Disability Living Allowance) (Amendment) Regulations (NI) 2002 (SR 97/2002) be annulled.

The Motion was **not moved**.

The Sitting was, by leave, suspended at 12.06 pm.

The Sitting resumed at 1.01 pm.

4.2 **Motion – Northern Ireland Energy Agency**

Proposed: That this Assembly calls for the urgent establishment of a Northern Ireland energy agency to assess, plan and actively manage all aspects of energy procurement, supply and conservation in Northern Ireland.

[Dr A McDonnell]

Deputy Speaker (Mr Donovan McClelland) in the Chair.

After debate, the Motion was, by leave, **withdrawn**.

The Sitting was, by leave, suspended at 1.33 pm.

The Sitting resumed at 2.30 pm.

The Speaker in the Chair.

5. **Question Time**

5.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the First Minister, The Rt Hon David Trimble MP, and the Deputy First Minister, Mr Mark Durkan.

5.2 **Minister for Regional Development**

Questions were put to, and answered by, the Minister, Mr Peter Robinson MP.

5.3 **Minister of the Environment**

Deputy Speaker (Mr Jim Wilson) in the Chair.

Questions were put to, and answered by, the Minister, Mr Dermot Nesbitt.

6. **Adjournment**

Deputy Speaker (Ms Jane Morrice) in the Chair.

6.1 Mr Kieran McCarthy spoke on the Lack of investment in the A20 Newtownards to Portaferry Road.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.49 pm.

THE LORD ALDERDICE
The Speaker
13 May 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 8 MAY 2002 TO 13 MAY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

Local Government (Miscellaneous Provisions) Bill (as introduced) (NIA Bill 7/01)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Committee for Agriculture and Rural Development: Second Report: Preparation for the Next Phase of the Rural Development Programme (2001 - 2006) (2/01/R) (to be printed)

Committee for Regional Development: Second Report: Report on the Railway Safety Bill (NIA Bill 3/01) (2/01/R) (to be printed)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 166 Trunk Road T4 (Tullyear and Ballydown) Order (Northern Ireland) 2002 (DRD)

SR No 167 Dundrod Circuit (Admission Charges) Regulations (Northern Ireland) 2002 (DRD)

SR No 169 Seed Potatoes (Crop Fees) Regulations (Northern Ireland) 2002 (DARD)

SR No 170 Road Races (Cairncastle Hill Climb) Order (Northern Ireland) 2002 (DRD)

SR No 171 General Dental Services (Amendment No. 2) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 172 Travelling Expenses and Remission of Charges (Amendment No. 2) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 177 Roads (Speed Limit) (No. 2) Order (Northern Ireland) 2002 (DRD)

7. Consultation Documents

Proposal for a Draft Access to Justice (Northern Ireland) Order 2002

8. Departmental Publications

Packaging and Packaging of Waste

9. Agency Publications

10. Westminster Publications

Draft Statutory Instrument: Access to Justice (Northern Ireland) Order 2002

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 20 MAY 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Motion – Suspend Standing Orders**

Proposed: That Standing Orders 10(2) and 10(6) be suspended for Monday 20 May 2002.

[Minister for Regional Development]

The Question being put, the Motion was **carried** with cross-community consent.

2.2 **Statement – Harland and Wolff Lands Issue**

The Minister for Regional Development, Mr Peter Robinson MP, made a statement to the Assembly regarding the Harland and Wolff lands issue, following which he replied to questions.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

2.3 **First Stage – Open-Ended Investment Companies Bill (NIA Bill 10/01)**

Sir Reg Empey, Minister of Enterprise, Trade and Investment, introduced a Bill to make provision for facilitating the carrying on of collective investment by means of open-ended investment companies and for regulating such companies.

Bill passed First Stage and ordered to be printed (NIA Bill 10/01).

The Sitting was, by leave, suspended at 12.42 pm.

The Sitting resumed at 12.47 pm.

2.4 **Second Stage – Local Government (Miscellaneous Provisions) Bill (NIA Bill 7/01)**

Mr Dermot Nesbitt, Minister of the Environment, moved that the Second Stage of the Local Government (Miscellaneous Provisions) Bill be agreed.

NIA Bill 7/01 passed Second Stage and stood referred to the Committee for the Environment.

2.5 **Motion – Statutory Rule subject to Affirmative Resolution**

Proposed: That the Belfast Harbour Order (Northern Ireland) 2002 (SR 40/2002) be approved.

[Minister for Regional Development]

After debate, the Question being put, the Motion was **carried** without division.

2.6 **Motion – Statutory Rule subject to Affirmative Resolution**

The Speaker in the Chair.

Proposed: That the Warrenpoint Harbour Authority Order (Northern Ireland) 2002 (SR 42/2002) be approved.

[Minister for Regional Development]

Debate suspended.

3. **Question Time**

3.1 **Minister of Education**

Questions were put to and answered by, the Minister, Mr Martin McGuinness MP.

3.2 **Minister of Health, Social Services and Public Safety**

Questions were put to and answered by, the Minister, Ms Bairbre de Brún.

Deputy Speaker (Mr Jim Wilson) in the Chair.

3.3 **Minister of Finance and Personnel**

Questions were put to and answered by, the Minister, Dr Seán Farren.

4. **Executive Committee Business (Cont'd)**

4.1 **Motion – Statutory Rule subject to Affirmative Resolution (Cont'd)**

Debate resumed on the Motion.

After debate, the Question being put, the Motion was **carried** without division.

4.2 **Motion – Statutory Rule subject to Affirmative Resolution**

Proposed: That the Londonderry Harbour Order (Northern Ireland) 2002 (SR 41/2002) be approved.

[Minister for Regional Development]

After debate, the Question being put, the Motion was **carried** without division.

4.3 **Motion – Statutory Rule subject to Confirmatory Resolution**

Proposed: That the Social Security Benefits Up-rating Order (Northern Ireland) 2002 (SR 99/2002) be approved.

[Minister for Social Development]

The Question being put, the Motion was **carried** without division.

4.4 **Motion – Statutory Rule subject to Confirmatory Resolution**

Proposed: That the Social Security (Inherited SERPS) Regulations (Northern Ireland) 2001 (SR 441/2001) be approved.

[Minister for Social Development]

The Question being put, the Motion was **carried** without division.

4.5 **Motion – Statutory Rule subject to Confirmatory Resolution**

Proposed: That the Social Security (Loss of Benefit) Regulations (Northern Ireland) 2001 (SR 79/2002) be approved.

[Minister for Social Development]

The Question being put, the Motion was **carried** without division.

4.6 **Motion – Statutory Rule subject to Confirmatory Resolution**

Proposed: That the Social Security and Child Support (Miscellaneous Amendments) Regulations (Northern Ireland) 2001 (SR 164/2002) be approved.

[Minister for Social Development]

After debate, the Question being put, the Motion was **carried** without division.

5. **Committee Business**

5.1 **Motion – Committee Membership: Committee for Employment and Learning**

Proposed: That Mr Arthur Doherty replace Mr Joe Byrne as a member of the Committee for Employment and Learning.

[Mr J Tierney]
[Mr P J Bradley]

The Question being put, the Motion was **carried** without division.

5.2 **Motion – Committee Membership: Committee for Education**

Proposed: That Mr Alban Maginness replace Ms Patricia Lewsley as a member of the Committee for Education.

[Mr J Tierney]
[Mr P J Bradley]

The Question being put, the Motion was **carried** without division.

5.3 **Motion – Report by Committee for Agriculture and Rural Division**

Proposed: That this Assembly endorses the report of the Committee for Agriculture and Rural Development on its inquiry into ‘Preparation for the next Phase of the Rural Development Programme 2001-2006’ (2/01/R), and calls on the Minister of Agriculture and Rural Development to implement those recommendations relevant to her Department.

[Chairperson, Committee for Agriculture and Rural Development]

Deputy Speaker (Ms Jane Morrice) in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

6. **Adjournment**

6.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.19 pm.

THE LORD ALDERDICE
The Speaker
20 May 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 14 MAY 2002 TO 20 MAY 2002

1. Acts of the Northern Ireland Assembly

Carers and Direct Payments Act (Northern Ireland) 2002 Chapter 6

2. Bills of the Northern Ireland Assembly

Fur Farming (Prohibition) Bill (NIA Bill 8/01)

Limited Liability Partnerships Bill (NIA Bill 9/01)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Investing in Partnership: Government Grants to Voluntary and Community Bodies (NIAO) (NIA 78/01)

Examiner of Statutory Rules: Thirteenth Report: Report to the Assembly and the Appropriate Committees: 16 May 2002 (NIA 87/01)

5. Assembly Reports

Committee for Agriculture and Rural Development: Second Report: Preparation for the Next Phase of the Rural Development Programme (2001 – 2006) (2/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 158 Magistrates' Courts (Declarations of Parentage) Rules (Northern Ireland) 2002 (Lord Chancellor)

SR No 159 The Magistrates' Courts (Civil Jurisdiction and Judgements Act 1982) (Amendment) Rules (Northern Ireland) 2002 (Lord Chancellor)

SR No 163 Magistrates' Courts (Blood Tests) (Amendment) Rules (Northern Ireland) 2002 (Lord Chancellor)

SR No 165 The Social Security Fraud (2001 Act) (Commencement No. 3) Order (Northern Ireland) 2002 (DSD)

SR No 173 Bus Lanes Order (Northern Ireland) 2002 (DRD)

SR No 174 Bus Lanes (Amendment) Order (Northern Ireland) 2002 (DRD)

SR No 176 Road Races (Garron Point Hill Climb) Order (Northern Ireland) 2002 (DRD)

SR No 178 Bus Lane (Castlereagh Road), Belfast) Order (Northern Ireland) 2002 (DRD)

SR No 181 Health and Personal Social Services (Penalty Charge) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 182 The Local Government (General Grant) Order (Northern Ireland) 2002 (DoE)

SR No 184 Road Races (Ballypatrick Forest Rally) Order (Northern Ireland) 2002 (DRD)

7. Consultation Documents

Oral Health Strategy General Dental Services: Equality Impact Assessments

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 21 MAY 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – Public Private Partnerships**

Deputy Speaker (Ms Jane Morrice) in the Chair.

The Minister of Finance and Personnel, Dr Seán Farren, made a statement to the Assembly on the review of opportunities for public private partnerships in Northern Ireland, following which he replied to questions.

2.2 **Second Stage – Fur Farming (Prohibition) Bill (NIA Bill 8/01)**

Ms Bríd Rodgers, Minister of Agriculture and Rural Development, moved that the Second Stage of the Fur Farming (Prohibition) Bill be agreed.

NIA Bill 8/01 passed Second Stage and stood referred to the Committee for Agriculture and Rural Development.

The Sitting was, by leave, suspended at 12.30 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

2.3 **Second Stage – Limited Liability Partnerships Bill (NIA Bill 9/01)**

Sir Reg Empey, Minister of Enterprise, Trade and Investment, moved that the Second Stage of the Limited Liability Partnerships Bill be agreed.

NIA Bill 9/01 passed Second Stage and stood referred to the Committee for Enterprise, Trade and Investment.

3. **Committee Business**

3.1 **Motion – Ad Hoc Committee: Draft Access to Justice (NI) Order 2002**

Proposed: That, pursuant to Standing Order 48(7), this Assembly appoints an Ad Hoc Committee to consider –

The Proposal for a Draft Access to Justice (Northern Ireland) Order 2002 referred by the Secretary of State, on behalf of the Lord Chancellor, and to submit a report to the Assembly by 2 July 2002.

| | | |
|--------------|---------------|---|
| Composition: | UUP | 2 |
| | SDLP | 2 |
| | DUP | 2 |
| | SF | 2 |
| | Other Parties | 3 |

Quorum: The quorum shall be five.

Procedure: The procedures of the Committee shall be such as the Committee shall determine.

[Ms M McWilliams]

After debate, the Question being put, the Motion was **carried** without division.

4. **Private Members' Business**

4.1 **Motion – Asbestosis**

Proposed: That this Assembly notes the plight of asbestosis sufferers in Northern Ireland and calls for proper civil justice for asbestos victims.

[Mr S Neeson]
[Mr J Kelly]
[Mr M Murphy]

After debate, the Question being put, the Motion was **carried** without division.

4.2 **Motion – Diabetes**

Deputy Speaker (Mr Jim Wilson) in the Chair.

Proposed: That this Assembly calls on the Minister of Health, Social Services and Public Safety to tackle immediately the serious issue of diabetes commencing with a screening programme for those adults who fall within high risk groups.

[Mr I Davis]

4.3 Amendment

Proposed: In line 1 after 'Assembly' insert:

'recognises the serious threat to health and to healthcare resources posed by the rapid increase in the incidence of diabetes, looks forward to the publication of the report of the task force on diabetes and'

[Dr J Hendron]
[Mrs A Courtney]

Debate ensued.

After debate, the Amendment being put, the Amendment was **made** without division.

The Question being put, the Motion, as amended, was **carried** without division.

5. Adjournment

5.1 Mr Eddie McGrady MP spoke on future planning development in Downpatrick.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.33 pm.

THE LORD ALDERDICE
The Speaker
21 May 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 21 MAY 2002

- 1. Acts of the Northern Ireland Assembly**
- 2. Bills of the Northern Ireland Assembly**
Open-Ended Investment Companies Bill (NIA Bill 10/01)
- 3. Orders in Council**
- 4. Publications Laid in the Northern Ireland Assembly**
Northern Ireland Tourist Board: Grant to Malone Lodge Hotel (NAO)
(NIA 83/01)
- 5. Assembly Reports**
Committee of the Centre: Review of Public Administration: Minutes of Evidence:
Professor Colin Knox (1/01/E)
- 6. Statutory Rules**
(The department identified after each rule is for reference purposes only.)
SR No 189 The Social Security and Child Support (Decisions and Appeals)
(Miscellaneous Amendments) Regulations (Northern Ireland) 2002 (DSD)
- 7. Consultation Documents**
- 8. Departmental Publications**
- 9. Agency Publications**
- 10. Westminster Publications**
- 11. Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 27 MAY 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 The Speaker delivered a ruling on suspension of sittings.

3. **Executive Committee Business**

3.1 **Statement – Public Procurement Policy**

The Minister of Finance and Personnel, Dr Seán Farren, made a statement to the Assembly on public procurement policy, following which he replied to questions.

3.2 **Statement – Review of Rating Policy**

The Minister of Finance and Personnel, Dr Seán Farren, made a statement to the Assembly on the review of rating policy, following which he replied to questions.

4. **Committee Business**

4.1 **Motion – Amend Standing Orders**

Proposed: In Standing Order 12(1) delete “41(2)” and insert “41(8)”.

[Chairperson, Committee on Procedures]

After debate, the Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

4.2 **Motion – Amend Standing Orders**

Proposed: In Standing Order 41 delete all and insert:

“41. SCRUTINY OF STATUTORY RULES

- (1) Every statutory rule or draft statutory rule which:
 - (a) is laid before the Assembly; and
 - (b) is subject to Assembly proceedings,shall stand referred to the appropriate Committee for scrutiny.
- (2) The appropriate Committee may also scrutinise any statutory rule which:
 - (a) deals with a transferred matter (within the meaning of the Northern Ireland Act 1998); and
 - (b) is not subject to Assembly proceedings,whether or not the statutory rule is laid before the Assembly.
- (3) To assist Committees in the scrutiny of instruments under this Standing Order there shall be an officer of the Assembly known as the Examiner of Statutory Rules who shall carry out any functions delegated to him/her under paragraph (4)(b).
- (4) The appropriate Committee may:
 - (a) scrutinise the instrument itself; or
 - (b) delegate to the Examiner of Statutory Rules any of its functions in relation to the technical scrutiny of the instrument.
- (5) Where a Committee has delegated functions to the Examiner of Statutory Rules under paragraph (4)(b), references to the Committee in the following provisions of this Standing Order, in relation to functions so delegated, include references to the Examiner.
- (6) In scrutinising an instrument the appropriate Committee shall inter alia consider the instrument with a view to determining and reporting on whether it requires to be drawn to the special attention of the Assembly on any of the following grounds, namely, that:
 - (a) it imposes a charge on the public revenues or prescribes the amount of any such charge;

- (b) it contains provisions requiring any payment to be made to any Northern Ireland department or public body in respect of any approval, authorisation, licence or consent or of any service provided or to be provided by that department or body or prescribes the amount of any such payment;
- (c) the parent legislation excludes it from challenge in the courts;
- (d) it purports to have retrospective effect where the parent legislation confers no express authority so to provide;
- (e) there appears to have been unjustifiable delay in the publication of it or in the laying of it before the Assembly;
- (f) there appears to be a doubt whether it is *intra vires* or it appears to make some unusual or unexpected use of the powers conferred by the parent legislation;
- (g) it calls for elucidation;
- (h) it appears to have defects in its drafting;

or on any other ground which does not impinge on its merits or the policy behind it.

- (7) The appropriate Committee shall where practicable report on an instrument before any resolution or motion relating to that instrument is moved in the Assembly.
- (8) In this Standing Order:

“Committee” means:

- (a) a Statutory Committee; or
- (b) in the case of an instrument which has been made or is to be made by the First Minister and Deputy First Minister acting jointly, or by the Office of the First Minister and Deputy First Minister, the Committee of the Centre;

“instrument” means a statutory rule or a draft statutory rule;

“the parent legislation”, in relation to an instrument, means the legislation under which the instrument is made or is to be made;

“statutory rule” has the same meaning as in the Statutory Rules (Northern Ireland) Order 1979.

- (9) For the purposes of this Standing Order a statutory rule or draft statutory rule is subject to Assembly proceedings if, in pursuance of the parent legislation, proceedings may be taken in the Assembly in relation to it.”

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

4.3 **Motion – Amend Standing Orders**

Proposed: In Standing Order 54(2) delete “41(2)” and insert “41(8)”.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

4.4 **Motion - Committee Membership: Employment and Learning**

Proposed: That Mr David Hilditch replace Mr William Hay as a member of the Committee for Employment and Learning.

[Mr M Morrow]
[Mr P Berry]

The Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 2.25 pm.

The Sitting resumed at 2.30 pm.

5. **Question Time**

5.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the Rt Hon David Trimble MP and Mr Mark Durkan.

5.2 **Minister of Culture, Arts and Leisure**

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Questions were put to, and answered by, the Minister, Mr Michael McGimpsey.

5.3 **Minister of Agriculture and Rural Development**

Questions were put to, and answered by, the Minister, Ms Bríd Rodgers.

6. **Adjournment**

6.1 Mr Tommy Gallagher spoke on The impact of the Aggregates Tax on businesses in Fermanagh and South Tyrone.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.53 pm.

THE LORD ALDERDICE
The Speaker
27 May 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 22 MAY 2002 TO 27 MAY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Food Standards Promotion Board Annual Report and Accounts 1999 – 2000
(NIA 79/01)

5. Assembly Reports

Committee for Culture, Arts and Leisure: First Report: Report on the Inquiry into
Cultural Tourism and the Arts (1/01/R) (to be printed)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 180 The Health and Personal Social Services (2001 Act) (Commencement
No. 4) Order (Northern Ireland) 2002 (DHSSPS)

SR No 190 Road Races (Dundrod 150) Order (Northern Ireland) 2002 (DRD)

SR No 191 Control of Traffic (Ballymoney) Order (Northern Ireland) 2002 (DRD)

SR No 203 The Income Support (General) and Jobseeker's Allowance (Amendment)
Regulations (Northern Ireland) 2002 (DSD)

7. Consultation Documents

Review of Rating Policy

8. Departmental Publications

Economic Impact of Industrial De-Rating

Distinction and Meritorious Service Awards Committee Annual Report 2000 – 2001

9. Agency Publications

Driver and Vehicle Testing Agency Business Plan 2002 – 2003 and Corporate Plan
2003 – 2006

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 28 MAY 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 **Public Petition – Siting of a Telecommunications Mast at Cavehill Road, Belfast**

Mr Alban Maginness begged leave to present a Public Petition relating to the siting of a telecommunications mast at the Cavehill Road, Belfast, in accordance with Standing Order 22.

3. **Executive Committee Business**

3.1 **First Stage – Employment Bill (NIA Bill 11/01)**

Ms Carmel Hanna, Minister for Employment and Learning, introduced a Bill to make provision for statutory rights to paternity and adoption leave and pay; to amend the law relating to statutory maternity leave; to make provision about flexible working; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 11/01).

3.2 **Second Stage – Open-Ended Investment Companies Bill (NIA Bill 10/01)**

Sir Reg Empey, Minister of Enterprise, Trade and Investment, moved that the Second Stage of the Open-Ended Investment Companies Bill be agreed.

NIA Bill 10/01 passed Second Stage and stood referred to the Committee for Enterprise, Trade and Investment.

4. **Private Members' Business**

4.1 **Motion – One Elected Position**

Proposed: That this Assembly, recognising the volume of work involved in local government, the Northern Ireland Assembly, the UK and European Parliaments, opposes double-jobbing and calls on MLAs to dedicate themselves to one elected position only.

[Ms J Morrice]
[Ms M McWilliams]

Deputy Speaker (Mr Donovan McClelland) in the Chair.

After debate, the Question being put, the Motion was **negatived** (Division 1).

The Sitting was, by leave, suspended at 12.24 pm.

The Sitting resumed at 2.00 pm.

4.2 **Motion – Crime Rates**

Proposed: That this Assembly expresses its concern at the increasing levels of crime and falling crime detection rates in Northern Ireland and condemns the public stance adopted by Sinn Féin to the police in Northern Ireland.

[Mr S Wilson]

4.3 **Amendment No.1**

Proposed: In line 2 delete all after 'detection rates in Northern Ireland' and insert:

'and believes it is essential that policing structures and arrangements are such that the police service is professional, effective and efficient, fair and impartial, free from partisan political control; accountable, both under the law for its actions and to the community it serves; representative of the society it polices, and operates within a coherent and co-operative criminal justice system, which conforms with Human Rights norms.'

[Mr A Maskey]
[Mr J Kelly]

4.4 Amendment No.2

Proposed: In line 2 delete all after ‘detection rates in Northern Ireland’ and insert:

‘and calls on all parties to participate in the new policing structures and arrangements which provides the basis for a police service that “is professional, effective and efficient, fair and impartial, free from partisan political control; accountable, both under the law for its actions and to the community it serves; representative of the society it polices, and operates within a coherent and co-operative criminal justice system, which conforms with Human Rights norms.”

[Mr A Attwood]

[Mr E O'Neill]

Debate ensued.

Deputy Speaker (Ms Jane Morrice) in the Chair.

After debate, Amendment No.1 being put, the Amendment **fell** without division.

Amendment No.2 being put, the Amendment **fell** without division.

The Question being put, the Motion was **carried** (Division 2).

4.5 Motion – Joint Parliamentary Forum

Proposed: That this Assembly instructs the Speaker to nominate a number of Members to enter into negotiations with the appropriate body in the Oireachtas with a view to establishing a joint parliamentary forum to discuss matters of mutual interest and concern as detailed in strand two, paragraph 18, of the Good Friday Agreement.

[Ms E Bell]

[Mr S Close]

[Mr D Ford]

[Mr K McCarthy]

After debate, the Question being put, the Motion was **negatived** (Division 3).

5. **Adjournment**

- 5.1 Ms Patricia Lewsley spoke on lack of service provision for adults with learning difficulties at Wallace Day Centre, Lisburn.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.26 pm.

THE LORD ALDERDICE
The Speaker
28 May 2002

NORTHERN IRELAND ASSEMBLY

28 MAY 2002

DIVISIONS

Division No.1 One Elected Position

Proposed: That this Assembly, recognising the volume of work involved in local government, the Northern Ireland Assembly, the UK and European Parliaments, opposes double-jobbing and calls on MLAs to dedicate themselves to one elected position only.

[Ms J Morrice]
[Ms M McWilliams]

The Question was put and the Assembly divided.

Ayes : 8
Noes : 40

Ayes

Billy Armstrong, Esmond Birnie, Tom Hamilton, Lord Kilclooney, James Leslie, David McClarty, Pat McNamee, Jane Morrice.

Noes

Billy Bell, Eileen Bell, Paul Berry, Gregory Campbell, Mervyn Carrick, Séamus Close, Wilson Clyde, Robert Coulter, Annie Courtney, John Dallat, Ivan Davis, Nigel Dodds, Arthur Doherty, Sam Foster, Tommy Gallagher, Oliver Gibson, William Hay, Joe Hendron, David Hilditch, Roger Hutchinson, Gardiner Kane, Danny Kennedy, Alban Maginness, Kieran McCarthy, Robert McCartney, William McCrea, Eugene McMenamin, Pat McNamee, Maurice Morrow, Seán Neeson, Eamonn O'Neill, Ian Paisley Jnr, Edwin Poots, Mark Robinson, George Savage, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Sammy Wilson.

The Motion was **negatived**.

NORTHERN IRELAND ASSEMBLY

28 MAY 2002

DIVISIONS

Division No.2 Crime Rates

Proposed: That this Assembly expresses its concern at the increasing levels of crime and falling crime detection rates in Northern Ireland and condemns the public stance adopted by Sinn Féin to the police in Northern Ireland.

[Mr S Wilson]

The Question was put and the Assembly divided.

Ayes : 47

Noes : 14

Ayes

Billy Armstrong, Roy Beggs, Billy Bell, Eileen Bell, Paul Berry, Esmond Birnie, Norman Boyd, Gregory Campbell, Mervyn Carrick, Séamus Close, Wilson Clyde, Fred Cobain, Robert Coulter, Ivan Davis, Nigel Dodds, Boyd Douglas, David Ervine, David Ford, Oliver Gibson, John Gorman, Tom Hamilton, William Hay, David Hilditch, Billy Hutchinson, Roger Hutchinson, Gardiner Kane, Danny Kennedy, Lord Kilclooney, James Leslie, Kieran McCarthy, Robert McCartney, David McClarty, William McCrea, Alan McFarland, Maurice Morrow, Ian Paisley Jnr, Edwin Poots, Ken Robinson, Mark Robinson, Patrick Roche, George Savage, Jim Shannon, David Trimble, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

Noes

Bairbre de Brún, Gerry Kelly, John Kelly, Alex Maskey, Barry McElduff, Gerry McHugh, Mitchel McLaughlin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Dara O'Hagan, Sue Ramsey.

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

28 MAY 2002

DIVISIONS

Division No.3 Joint Parliamentary Forum

Proposed: That this Assembly instructs the Speaker to nominate a number of Members to enter into negotiations with the appropriate body in the Oireachtas with a view to establishing a joint parliamentary forum to discuss matters of mutual interest and concern as detailed in strand two, paragraph 18, of the Good Friday Agreement.

[Ms E Bell]
[Mr S Close]
[Mr D Ford]
[Mr K McCarthy]

The Question was put and the Assembly divided.

Ayes : 25
Noes : 32

Ayes

Alex Attwood, Eileen Bell, P J Bradley, Joe Byrne, Bairbre de Brún, Mark Durkan, John Fee, David Ford, Carmel Hanna, Joe Hendron, John Kelly, Patricia Lewsley, Alban Maginness, Alex Maskey, Kieran McCarthy, Barry McElduff, Mitchel McLaughlin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey.

Noes

Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Norman Boyd, Gregory Campbell, Mervyn Carrick, Robert Coulter, Ivan Davis, Nigel Dodds, Oliver Gibson, Tom Hamilton, William Hay, David Hilditch, Roger Hutchinson, Gardiner Kane, Danny Kennedy, William McCrea, Maurice Morrow, Ian Paisley Jr, Edwin Poots, Ken Robinson, Mark Robinson, Patrick Roche, George Savage, Jim Shannon, Denis Watson, Peter Weir, Jim Wells, Cedric Wilson, Sammy Wilson.

The Motion was **negatived**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 28 MAY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Memorandum from the Comptroller and Auditor General to the Public Accounts Committee on Northern Ireland Tourist Board Issues (NIAO) (NIA 92/01)

5. Assembly Reports

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 186 Musgrave Street, Belfast (Abandonment) Order (Northern Ireland) 2002 (DRD)

SR No 188 Victoria Street, Belfast (Abandonment) Order (Northern Ireland) 2002 (DRD)

SR No 193 Steam Mill Lane/Bradford Square, Belfast (Abandonment) Order (Northern Ireland) 2002 (DRD)

SR No 196 Athol Street, Belfast (Abandonment) Order (Northern Ireland) 2002 (DRD)

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

WEDNESDAY 5 JUNE 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 **Public Petition – The siting of a Telecommunications Mast at Somerton Road, Belfast**

Mr Alban Maginness begged leave to present a Public Petition relating to the siting of a telecommunications mast at Somerton Road, Belfast, in accordance with Standing Order 22.

3. **Executive Committee Business**

3.1 **Statement – Human Organs Inquiry**

The Minister of Health, Social Services and Public Safety, Ms Bairbre de Brún, made a statement to the Assembly on the outcome of the Human Organs Inquiry, following which she replied to questions.

Deputy Speaker (Mr Jim Wilson) in the Chair.

3.2 **Statement – Executive Position Report**

The First Minister, the Rt Hon David Trimble MP, and the Deputy First Minister, Mr Mark Durkan, made a statement to the Assembly on the Executive Position Report, following which they replied to questions.

Deputy Speaker (Ms Jane Morrice) in the Chair.

3.3 **Second Stage – Employment Bill (NIA Bill 11/01)**

Ms Carmel Hanna, Minister for Employment and Learning, moved that the Second Stage of the Employment Bill be agreed.

Debate ensued.

The Sitting was, by leave, suspended at 12.58 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Debate resumed.

After debate, NIA Bill 11/01 passed Second Stage and stood referred to the Committee for Employment and Learning.

3.4 **Motion – Enterprise Bill – Consumer Protection Measures**

Proposed: That this Assembly endorses the principle of extending the consumer protection measures in the Enterprise Bill to Northern Ireland.

[Minister of Enterprise, Trade and Investment]

Debate suspended.

4. **Question Time**

4.1 **Minister of Enterprise, Trade and Investment**

Questions were put to and answered by the Minister, Sir Reg Empey.

4.2 **Minister for Employment and Learning**

Questions were put to and answered by the Minister, Ms Carmel Hanna.

4.3 **Minister for Social Development**

Questions were put to and answered by the Minister, Mr Nigel Dodds MP.

The Speaker in the Chair.

5. **Executive Committee Business (Cont'd)**

5.1 **Motion – Enterprise Bill – Consumer Protection Measures**

Debate resumed on the Motion.

After debate, the Question being put, the Motion was **carried** without division.

6.2 **Motion – Future of Europe**

Proposed: That this Assembly notes the Laeken Declaration and the subsequent establishment of a Convention on the Future of Europe.

[Junior Ministers]

After debate, the Question being put, the Motion was **carried** without division.

7. **Adjournment**

7.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.59 pm.

THE LORD ALDERDICE
The Speaker
5 June 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 29 MAY 2002 TO 5 JUNE 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

Employment Bill (NIA Bill 11/01)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Committee for Regional Development: Second Report: Report on the Railway Safety Bill (NIA Bill 3/01) (2/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 187 Monree Road, Donaghcloney (Abandonment) Order (Northern Ireland) 2002 (DRD)

SR No 192 Knockanoney Heights, Newry (Abandonment) Order (Northern Ireland) 2002 (DRD)

SR No 194 Meetinghouse Street, Ballymoney (Stopping-Up) (Revocation) Order (Northern Ireland) 2002 (DRD)

SR No 195 Planning (General Development) (Amendment) Order (Northern Ireland) 2002 (DoE)

SR No 198 Road Races (Carrickfergus Road Race) Order (Northern Ireland) 2002 (DRD)

SR No 199 Road Races (Ulster Grand Prix) Order (Northern Ireland) 2002 (DRD)

SR No 200 Parking Places on Roads (Medical Practitioners) (Amendment) Order (Northern Ireland) 2002 (DRD)

7. Consultation Documents

8. Departmental Publications

The Executive's Position Report to the Assembly: Developing the Programme for Government and the Budget for 2003 – 2004

Northern Ireland Estimates 2002 – 2003

The Human Organs Inquiry Report

9. Agency Publications

Health and Safety Executive for Northern Ireland: Operating Plan 2002 – 2003 and Corporate Plan 2002 – 2005

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 10 JUNE 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 **Public Petition – Reduction of Funding in Hollybank Primary School, Newtownabbey**

Mr Ken Robinson begged leave to present a Public Petition relating to the reduction of funding in Hollybank Primary School, Newtownabbey, in accordance with Standing Order 22.

3. **Executive Committee Business**

3.1 **Statement – Railway Accident at Downhill**

The Minister for Regional Development, Mr Peter Robinson MP, made a statement to the Assembly on the railway accident at Downhill on Tuesday 4 June 2002, following which he replied to questions.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

3.2 **First Stage – Planning (Amendment) Bill (NIA Bill 12/01)**

Mr Dermot Nesbitt, Minister of the Environment, introduced a Bill to amend the law relating to planning; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 12/01).

3.3 **First Stage – Local Air Quality Management Bill (NIA Bill 13/01)**

Mr Dermot Nesbitt, Minister of the Environment, introduced a Bill to make provision for implementing Council Directive 96/62/EC and for otherwise preventing and controlling air pollution; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 13/01).

3.4 **First Stage – Insolvency Bill (NIA Bill 14/01)**

Sir Reg Empey, Minister of Enterprise, Trade and Investment, introduced a Bill to amend the law about insolvency; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 14/01).

3.5 **First Stage – Company Directors Disqualification Bill (NIA Bill 15/01)**

Sir Reg Empey, Minister of Enterprise, Trade and Investment, introduced a Bill to amend and consolidate provisions relating to the disqualification of persons from being directors of companies, and from otherwise being concerned with a company's affairs.

Bill passed First Stage and ordered to be printed (NIA Bill 15/01).

3.6 **Motion – Supply Resolution for the 2002-03 Main Estimates**

Proposed: That this Assembly approves that a sum not exceeding £4,962,077,000 be granted out of the Consolidated Fund, for or towards defraying the charges for Northern Ireland Departments, the Northern Ireland Assembly, the Northern Ireland Audit Office and the Assembly Ombudsman for Northern Ireland and the Northern Ireland Commissioner for Complaints for the year ending 31 March 2003 and that resources, not exceeding £5,710,516,000 be authorised for use by Northern Ireland Departments, the Northern Ireland Assembly, the Northern Ireland Audit Office and the Assembly Ombudsman for Northern Ireland and the Northern Ireland Commissioner for Complaints for the year ending 31 March 2003 as summarised for each Department or other public body in columns 3(a) and 3(b) of Table 1.3 in the volume of the Northern Ireland Estimates 2002-03 that was laid before the Assembly on 31 May 2002.

[Minister of Finance and Personnel]

The Speaker in the Chair.

Debate suspended.

4. **Question Time**

4.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the First Minister, The Rt Hon David Trimble MP, and the Deputy First Minister, Mr Mark Durkan.

4.2 **Minister for Regional Development**

Deputy Speaker (Mr Jim Wilson) in the Chair.

Questions were put to, and answered by, the Minister, Mr Peter Robinson MP.

4.3 **Minister of the Environment**

Questions were put to, and answered by, the Minister, Mr Dermot Nesbitt.

5. **Executive Committee Business (Cont'd)**

5.1 **Motion – Supply Resolution for the 2002-03 Main Estimates**

Debate resumed on the Motion.

Deputy Speaker (Ms Jane Morrice) in the Chair.

After debate, the Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

6. **Adjournment**

6.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.42 pm.

THE LORD ALDERDICE
The Speaker
10 June 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

6 JUNE 2002 TO 10 JUNE 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Examiner of Statutory Rules: Fourteenth Report: Report to the Assembly and the Appropriate Committees: 6 June 2002 (NIA 94/01)

5. Assembly Reports

Committee for Agriculture and Rural Development: Minutes of Evidence: (i) DARD Review of 2001 Foot-and-Mouth Outbreak (ii) TB/Brucellosis Testing Update (8/01/E)

Committee for Health, Social Services and Public Safety: Third Report: Report on the Health and Personal Social Services Bill (NIA Bill 6/01) (3/01/R) (to be printed)

Public Accounts Committee: Eighth Report: Report on Resource Accounting (8/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 207 Road Races (Eagle Rock Hill Climb) Order (Northern Ireland) 2002 (DRD)

SR No 208 Road Races (Darvagh Forest Rally) Order 9 Northern Ireland) 2002 (DRD)

SR No 213 The General Medical Services (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

- 7. Consultation Documents**
- 8. Departmental Publications**
- 9. Agency Publications**
- 10. Westminster Publications**
- 11. Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 11 JUNE 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – Senior Civil Service Review**

The Minister of Finance and Personnel, Dr Seán Farren, made a statement to the Assembly on the Senior Civil Service Review, following which he replied to questions.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

2.2 **First Stage – Budget (No.2) Bill (NIA Bill 16/01)**

Dr Seán Farren, Minister of Finance and Personnel, introduced a Bill to authorise the issue out of the Consolidated Fund of certain sums for the service of the year ending 31st March 2003; to appropriate those sums for specified purposes; to authorise the Department of Finance and Personnel to borrow on the credit of the appropriated sums; to authorise the use for the public service of certain resources (including accruing resources) for the year ending 31st March 2003; and to repeal certain spent enactments.

Bill passed First Stage and ordered to be printed (NIA Bill 16/01).

2.3 **First Stage – Strategic Planning Bill (NIA Bill 17/01)**

Mr Peter Robinson MP, Minister for Regional Development, introduced a Bill to make further provision in relation to the regional development strategy for Northern Ireland.

Bill passed First Stage and ordered to be printed (NIA Bill 17/01).

2.4 **Consideration Stage – Railway Safety Bill (NIA Bill 3/01)**

Mr Peter Robinson MP, Minister for Regional Development, moved that the Consideration Stage of the Railway Safety Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clause 1 stand part of the Bill.

The Question being put, it was **agreed** without division that Clauses 2 to 9 stand part of the Bill.

Schedules

The Question being put, it was **agreed** without division that Schedules 1 and 2 stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

NIA Bill 3/01 passed Consideration Stage and stood referred to the Speaker.

3. **Committee Business**

3.1 **Motion – Amend Standing Orders**

Proposed: Delete Standing Order 10 and insert new Standing Order:

10. SITTINGS AND ADJOURNMENTS OF THE ASSEMBLY

(1) The categories of business to be conducted in the Assembly shall consist of the following:

- (a) Assembly Business
- (b) Executive Committee Business
- (c) Committee Business
- (d) Questions
- (e) Private Members' Business
- (f) Private Business
- (g) Adjournment Debates
- (h) Party Business.

(2) Subject to the authority of the Business Committee to determine the time for commencement of business in plenary session the sittings of the Assembly shall be arranged as follows:

Monday 12.00 midday – 6.00 pm
Tuesday 10.30 am – 6.00 pm

The allocation of time for business within these sittings shall be determined by the Business Committee, except that

- (a) on each Monday on which there is a sitting there shall be a period for Questions commencing at 2.30 pm and finishing at 4.00 pm;
 - (b) at the end of each sitting up to one hour may be set aside for an Adjournment Debate;
 - (c) any private notice questions shall normally be asked immediately before the Adjournment Debate.
- (3) Where business on the Order Paper has not been disposed of by 6.00 pm on Monday, the Speaker may allow business to continue until 7.00 pm or until the outstanding business is completed, whichever is earlier. Consideration of business on the Order Paper not concluded by 7.00 pm shall be postponed until such a time as the Business Committee determines.
 - (4) If at 7.00 pm a division is in progress, or a question is being put and a division or a vote in the chamber results, adjournment of the Assembly shall be deferred until after the declaration of the result of the division or vote in the chamber.
 - (5) If Tuesday's business cannot be completed in the allocated time, the sitting may be extended into the evening, into Wednesday, or both.
 - (6) Additional sittings may be arranged by the Business Committee according to the exigencies of the Assembly.
 - (7) Where statements made under Standing Order 18 impinge upon the time bands specified in this Standing Order the Speaker shall take action under Standing Order 18(5).
 - (8) An adjournment of the Assembly shall mean an adjournment until the next sitting day unless the Assembly, on a motion made by a Member of the Executive Committee after notice, has ordered an adjournment to some other definite date.
 - (9) A Session of the Assembly shall be that period from the commencement of business following the Summer Recess until the end of the subsequent Summer Recess. The Business Committee shall determine the dates for recess.

[Chairperson, Committee on Procedures]

After debate, the Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

3.2 **Motion – Amend Standing Orders**

Proposed: In Standing Order 18(5) line 7 delete “Standing Order 10(3)” and insert:

“Standing Order 10(5)”.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

3.3 **Motion – Amend Standing Orders**

Proposed: **54. COMMITTEE OF THE CENTRE**

In Standing Order 54(1) after paragraph (l) insert:

- (m) Those functions relating to the Planning Appeals Commission and the Water Appeals Commission transferred to the Office of the First Minister and Deputy First Minister by The Departments (Transfer of Functions) Order (Northern Ireland) 2001.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (nemine contradicente).

3.4 **Motion – Amend Standing Orders**

Proposed: Insert new Standing Order:

75. OFFICIAL REPORT (Hansard)

- (1) A substantially verbatim report of the proceedings at all sittings of the Assembly and Committee meetings that form part of the legislative process or at which evidence that will contribute to a report by a Committee is being taken shall be prepared and published. The report shall be known as the Official Report (Hansard) and shall be a record of the proceedings in the language spoken.
- (2) A revised edition of the Official Report (Hansard) for all Assembly sittings and Committee meetings which form part of the legislative process shall be prepared in bound volume form at such times as the Speaker shall determine. Such bound

volumes shall also contain written questions and answers for the period covered.

- (3) Editorial control of the Official Report (Hansard) shall rest ultimately with the Speaker but shall be exercised on his behalf by the Editor of Debates.

[Chairperson, Committee on Procedures]

The Question being put, the Motion was **carried** with cross-community support (Division 1).

3.5 **Motion – Report of the Committee for Culture, Arts and Leisure: Inquiry into Cultural Tourism and the Arts**

Proposed: That this Assembly approves the Report of the Committee for Culture, Arts and Leisure on its Inquiry into Cultural Tourism and the Arts, and calls on the Executive to ensure that the Committee's recommendations are evaluated and implemented at the earliest opportunity.

[Chairperson, Committee for Culture, Arts and Leisure]

The Sitting was, by leave, suspended at 12.37 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Ms Jane Morrice) in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

4. **Executive Committee Business (Cont'd)**

4.1 **Statement – Incident at Belfast Institute of Further and Higher Education, Tower Street Campus**

The Minister for Employment and Learning, Ms Carmel Hanna, made a statement to the Assembly on the incident at Belfast Institute of Further and Higher Education, Tower Street Campus on 7 June 2002, following which she replied to questions.

5. **Private Members' Business**

5.1 **Motion – Erection of Unauthorised Terrorist Memorials**

Deputy Speaker (Mr Jim Wilson) in the Chair.

Proposed: That this Assembly rejects the offensive trend of erecting memorials throughout Northern Ireland by Republican elements in memory of terrorists who tortured citizens of this state for decades by their campaign of murder, maiming and destruction and calls upon the Executive to take immediate action to remove those memorials which have been erected without permission.

[Mr S Foster]

[Mr D Kennedy]

5.2 Amendment

Proposed: In line 1 delete all after ‘Assembly’ and insert:

‘recognises the sensitivities involved on all sides in respect of the commemoration of those who have lost their lives in the conflict here, and calls upon the Executive in consultation with the relevant bodies, including the Victims Unit, the Community Relations Council, the Equality Commission and the Human Rights Commission to provide guidelines so that memorials of whatever kind conform to agreed criteria, and do not give offence.’

[Mr T Gallagher]
[Mr E O'Neill]

After debate, the Amendment being put, the Amendment **fell** (Division 2).

The Question being put, the Motion was **carried** without division.

6. Adjournment

6.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.07 pm.

THE LORD ALDERDICE
The Speaker
11 June 2002

NORTHERN IRELAND ASSEMBLY

11 JUNE 2002

DIVISIONS

Division No.1 Amend Standing Orders

Proposed: Insert new Standing Order:

75. OFFICIAL REPORT (Hansard)

- (1) A substantially verbatim report of the proceedings at all sittings of the Assembly and Committee meetings that form part of the legislative process or at which evidence that will contribute to a report by a Committee is being taken shall be prepared and published. The report shall be known as the Official Report (Hansard) and shall be a record of the proceedings in the language spoken.
- (2) A revised edition of the Official Report (Hansard) for all Assembly sittings and Committee meetings which form part of the legislative process shall be prepared in bound volume form at such times as the Speaker shall determine. Such bound volumes shall also contain written questions and answers for the period covered.
- (3) Editorial control of the Official Report (Hansard) shall rest ultimately with the Speaker but shall be exercised on his behalf by the Editor of Debates.

[Chairperson, Committee on Procedures]

The Question was put and the Assembly divided on a cross-community basis.

Ayes : 45

Noes : 14

Ayes

Nationalist: Bairbre de Brún, Pat Doherty, John Kelly, Barry McElduff, Gerry McHugh, Mitchel McLaughlin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Mary Nelis, Dara O'Hagan, Sue Ramsey.

Unionist: Ian Adamson, Roy Beggs, Paul Berry, Esmond Birnie, Mervyn Carrick, Wilson Clyde, Fred Cobain, Robert Coulter, Duncan Shipley Dalton, Ivan Davis, Nigel Dodds, Boyd Douglas, Sam Foster, Oliver Gibson, William Hay, David Hilditch, Danny Kennedy, Robert McCartney, Michael McGimpsey, Maurice Morrow, Ian Paisley Jnr, Edwin Poots, Ken Robinson, Mark Robinson, Peter Robinson, Denis Watson, Peter Weir, Jim Wells, Jim Wilson.

Other: David Ford, Kieran McCarthy, Seán Neeson.

Noes

Nationalist: P J Bradley, Annie Courtney, John Dallat, Arthur Doherty, John Fee, Tommy Gallagher, Joe Hendron, Patricia Lewsley, Alasdair McDonnell, Monica McWilliams, Eamonn O'Neill, John Tierney.

Unionist: Billy Hutchinson, Jane Morrice.

| | | | |
|-------------------|----|------------------|------------|
| Total Votes | 59 | Total Ayes | 45 (76.3%) |
| Nationalist Votes | 25 | Nationalist Ayes | 13 (52.0%) |
| Unionist Votes | 31 | Unionist Ayes | 29 (93.5%) |

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

11 JUNE 2002

DIVISIONS

Division No.2

Amendment

Erection of Unauthorised Terrorist Memorials

Proposed: In line 1 delete all after 'Assembly' and insert:

'recognises the sensitivities involved on all sides in respect of the commemoration of those who have lost their lives in the conflict here, and calls upon the Executive in consultation with the relevant bodies, including the Victims Unit, the Community Relations Council, the Equality Commission and the Human Rights Commission to provide guidelines so that memorials of whatever kind conform to agreed criteria, and do not give offence.'

[Mr T Gallagher]

[Mr E O'Neill]

The Question was put and the Assembly divided.

Ayes : 20

Noes : 32

Ayes

Alex Attwood, P J Bradley, Joe Byrne, Annie Courtney, John Dallat, Mark Durkan, Seán Farren, John Fee, Tommy Gallagher, Denis Haughey, Joe Hendron, Patricia Lewsley, Alban Maginness, Alasdair McDonnell, Gerry McHugh, Pat McNamee, Francie Molloy, Conor Murphy, Dara O'Hagan, John Tierney.

Noes

Ian Adamson, Fraser Agnew, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Mervyn Carrick, Joan Carson, Wilson Clyde, Robert Coulter, Ivan Davis, Nigel Dodds, Boyd Douglas, Sam Foster, Oliver Gibson, Tom Hamilton, William Hay, David Hilditch, Roger Hutchinson, Danny Kennedy, James Leslie, David McClarty, Alan McFarland, Michael McGimpsey, Maurice Morrow, Ian Paisley Jnr, Edwin Poots, Ken Robinson, Jim Shannon, Denis Watson, Peter Weir, Jim Wells.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 11 JUNE 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

Planning (Amendment) Bill (NIA Bill 12/01)

Local Air Quality Management Bill (NIA Bill 13/01)

Insolvency Bill (NIA Bill 14/01)

Company Directors Disqualification Bill (NIA Bill 15/01)

Budget Bill (NIA Bill 16/01)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

5. Assembly Reports

Committee for Culture, Arts and Leisure: First Report: Report on the Inquiry into Cultural Tourism and the Arts: Vol. 1: Report and Proceedings of the committee relating to the report (1/01/R)

Committee for Culture, Arts and Leisure: First Report: Report on the Inquiry into Cultural Tourism and the Arts: Vol. 2: Minutes of evidence relating to the report (1/01/R)

Committee for Culture, Arts and Leisure: First Report: Report on the Inquiry into Cultural Tourism and the Arts: Vol. 3: Written Submissions relating to the report (1/01/R)

Committee on Standards and Privileges: Second Report: Consultation on Proposed Amendments to the Northern Ireland Assembly 'Code of Conduct and the Guide to the Rules Relating to the Conduct of Members' (2/01/R)
(to be printed)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 183 Regulation of Investigatory Powers Act 2000 (Amendment) Order (Northern Ireland) 2002 (OFMDFM)

SR No 197 Motor Vehicles (Construction and Use) (Amendment) Regulations (Northern Ireland) 2002 (DoE)

SR No 206 Pharmaceutical Society of Northern Ireland (General) (Amendment) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 215 Parking Places on Roads (Disabled Persons' Vehicles) Order (Northern Ireland) 2002 (DRD)

SR No 216 The Stakeholder Pension Schemes (Amendment) Regulations (Northern Ireland) 2002 (DSD)

7. Consultation Documents

8. Departmental Publications

Appointment and Promotion Procedures for the Senior Civil Service of the Northern Ireland Civil Service: An Independent Review

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 17 JUNE 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **First Stage – Marriage Bill (NIA Bill 18/01)**

Dr Seán Farren, Minister of Finance and Personnel, introduced a Bill to make provision in connection with the formalities for marriage and the solemnisation and registration of marriages; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 18/01).

2.2 **First Stage – Pollution Prevention and Control Bill (NIA Bill 19/01)**

Mr Dermot Nesbitt, Minister of the Environment, introduced a Bill to make provision for implementing Council Directive 96/61/EC and for otherwise preventing and controlling pollution; to amend the transitional provisions in relation to waste management licences in Article 47 of the Waste and Contaminated Land (Northern Ireland) Order 1997; to make provision about certain expiring disposal licences; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 19/01).

2.3 **Second Stage – Budget (No.2) Bill (NIA Bill 16/01)**

Dr Seán Farren, Minister of Finance and Personnel, moved that the Second Stage of the Budget (No.2) Bill be agreed.

After debate, NIA Bill 16/01 passed Second Stage with cross-community support (nemine contradicente).

2.4 **Motion – Statutory Rule subject to Affirmative Resolution**

Proposed: That the Local Government (General Grant) Order (Northern Ireland) 2002 (SR 182/2002) be affirmed.

[Minister of the Environment]

After debate, the Question being put, the Motion was **carried** without division.

3. **Private Members' Business**

3.1 **Motion – Involvement of Children in Armed Conflict**

The following Motion stood on the Order Paper in the name of Mr Eddie McGrady MP.

That this Assembly takes note that 300,000 children under 18, and some as young as six years old, both boys and girls, are fighting as soldiers with Government armed forces and armed opposition groups in more than 30 countries world-wide; that children are particularly at risk in Africa and parts of Asia and the Pacific; that the use of children as soldiers must be made completely unacceptable in any circumstances; that Governments in developed countries must be persuaded to take action not only to protect children in their countries but to protect children world-wide; and therefore urges the British Government immediately to ratify the Optional Protocol to the Convention on the Rights of the Child on the Involvement of Children in Armed Conflict in full without reservations and to persuade other European Union countries to do the same.

The Motion was **not moved**.

3.2 **Motion – Care of Special School Leavers**

Deputy Speaker (Mr Donovan McClelland) in the Chair.

Proposed: That this Assembly recognises the lack of suitable facilities for young, disabled persons leaving special education and calls upon the Minister of Health, Social Services and Public Safety to make immediate province-wide provision for the continued care of special school leavers and to alleviate current pressures on day-care facilities.

[Reverend Dr W McCrea]

After debate, the Question being put, the Motion was **carried** without division.

The Sitting was, by leave, suspended at 1.50 pm.

The Sitting resumed at 2.20 pm.

The Speaker in the Chair.

4. **Private Notice Question – Attacks on Schools**

4.1 Mr Martin McGuinness MP, Minister of Education, replied to a Question to which he had been given private notice, tabled by Ms Monica McWilliams.

5. **Question Time**

5.1 **Minister of Education**

Questions were put to and answered by, the Minister, Mr Martin McGuinness MP.

5.2 **Minister of Health, Social Services and Public Safety**

Questions were put to and answered by, the Minister, Ms Bairbre de Brún.

Deputy Speaker (Ms Jane Morrice) in the Chair.

5.3 **Minister of Finance and Personnel**

Questions were put to and answered by, the Minister, Dr Seán Farren.

6. **Adjournment**

6.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 3.55 pm.

THE LORD ALDERDICE
The Speaker
17 June 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 12 JUNE 2002 TO 17 JUNE 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

Strategic Planning Bill (NIA Bill 17/01)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Accounts of the Staff Commission for Education and Library Boards 2000/2001 (NIA 63/01)

The Insolvency Service Annual Report and Account for the year ended 31 March 2001 (NIA 75/01)

Northern Ireland Ombudsman 2001–2002 Annual Report (NIA 89/01)

5. Assembly Reports

Committee for Health, Social Services and Public Safety: Third Report: Report on the Health and Personal Social Services Bill (NIA Bill 6/01) (3/01/R)

Public Accounts Committee: Ninth Report: Report on Water Service: Leakage Management and Water Efficiency (9/01/R) (to be printed)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

Draft Statutory Rule of Northern Ireland: Fair Employment (Monitoring) (Amendment) Regulations (Northern Ireland) 2002 (OFMDFM)

SR No 202 The Rules of the Supreme Court (Northern Ireland) (Amendment No. 2) 2002 (Lord Chancellor)

SR No 211 Superannuation (Invest Northern Ireland) Order (Northern Ireland) 2002 (DFP)

SR No 217 Meat (Hazard Analysis and Critical Control Point) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 218 Road Races (Craigantlet Hill Climb) Order (Northern Ireland) 2002 (DRD)

7. Consultation Documents

Proposals for Converting the Northern Ireland Companies Registry to an e-Government (e-Business) Service (DETI)

Occupational Pensions Regulatory Authority: Quinquennial Review (DWP)

8. Departmental Publications

Prevalence of Problem Heroin Use in Northern Ireland (DHSSPS)

9. Agency Publications

Business Development Service: Strategic Plan 2002 to 2005 and Business Plan 2002 to 2003

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 18 JUNE 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Second Stage – Insolvency Bill (NIA Bill 14/01)**

Sir Reg Empey, Minister of Enterprise, Trade and Investment, moved that the Second Stage of the Insolvency Bill be agreed.

NIA Bill 14/01 passed Second Stage and stood referred to the Committee for Enterprise, Trade and Investment.

2.2 **Second Stage – Company Directors Disqualification Bill (NIA Bill 15/01)**

Sir Reg Empey, Minister of Enterprise, Trade and Investment, moved that the Second Stage of the Company Directors Disqualification Bill be agreed.

NIA Bill 15/01 passed Second Stage and stood referred to the Committee for Enterprise, Trade and Investment.

2.3 **Second Stage – Local Air Quality Management Bill (NIA Bill 13/01)**

Mr Dermot Nesbitt, Minister of the Environment, moved that the Second Stage of the Local Air Quality Management Bill be agreed.

Deputy Speaker (Ms Jane Morrice) in the Chair.

NIA Bill 13/01 passed Second Stage and stood referred to the Committee for the Environment.

2.4 **Consideration Stage – Budget (No.2) Bill (NIA Bill 16/01)**

Dr Seán Farren, Minister of Finance and Personnel moved that the Consideration Stage of the Budget (No.2) Bill be agreed.

No amendments were tabled to the Bill.

Clauses

The Question being put, it was **agreed** without division that Clauses 1 to 6 stand part of the Bill.

Schedules

The Question being put, it was **agreed** without division that Schedules 1 to 3 stand part of the Bill.

Long Title

The Question being put, the Long Title was **agreed** without division.

Bill NIA 16/01 passed Consideration Stage and stood referred to the Speaker.

3. Committee Business

3.1 Motion – Report on the Inquiry into Housing in Northern Ireland

Proposed: That this Assembly approves the second report of the Committee for Social Development on their inquiry into Housing in Northern Ireland (Homelessness) (3/01/R) and calls on the Executive to consider the report and arrange for the implementation of the Committee's recommendations at the earliest opportunity.

[Chairperson, Committee for Social Development]

The Sitting, was by leave, suspended at 12.29 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Mr Jim Wilson) in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

4. Private Members' Business

4.1 Motion – TSN Criteria

Proposed: That this Assembly calls on the Minister of Education to urgently replace "free school meals" as the sole criterion used to allocate TSN funding within the educational sector.

[Mr R Beggs]

4.2 Amendment

Proposed: In line 1 delete all after 'Education' and insert:

‘to have his Department, in consultation with the Committee for Education, carry out an in-depth review of the way social deprivation is measured.’

[Mr T Gallagher]

After debate, the Amendment being put, the Amendment **fell** (Division 1).

The Question being put, the Motion was **carried** (Division 2).

4.3 **Motion – Neutral Working Environment**

Proposed: That this Assembly calls on the Assembly Commission to report to the Assembly by October 2002 on how symbols and emblems in Parliament Buildings will be used in a manner which promotes mutual respect rather than division within the new institutions as outlined in the Rights, Safeguards and Equality of Opportunity section of the Good Friday Agreement.

[Mr C Murphy]

4.4 **Amendment**

Proposed: In line 1 delete all after ‘to report to the Assembly’ and insert:

‘on how any additional symbols and emblems can reflect the parliamentary history of Parliament Buildings and the Stormont Estate.’

[Mr G Campbell MP]

[Mr M Morrow]

[Mr P Weir]

After debate, the Amendment being put, the Amendment was **made** without division.

The Question being put, the Motion, as amended, was **carried** without division.

5. **Adjournment**

5.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.04 pm.

THE LORD ALDERDICE
The Speaker
18 June 2002

NORTHERN IRELAND ASSEMBLY

18 JUNE 2002

DIVISIONS

Division No.1 TSN Criteria - Amendment

Proposed: In line 1 delete all after 'Education' and insert:

'to have his Department, in consultation with the Committee for Education, carry out an in-depth review of the way social deprivation is measured.'

[Mr T Gallagher]

The Question was put and the Assembly divided.

Ayes : 20

Noes : 36

Ayes

Alex Attwood, Eileen Bell, P J Bradley, Séamus Close, Annie Courtney, John Dallat, Arthur Doherty, John Fee, David Ford, Tommy Gallagher, Denis Haughey, Joe Hendron, Patricia Lewsley, Kieran McCarthy, Alasdair McDonnell, Eugene McMenamin, Monica McWilliams, Jane Morrice, Eamonn O'Neill, John Tierney.

Noes

Ian Adamson, Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Gregory Campbell, Mervyn Carrick, Wilson Clyde, Fred Cobain, Robert Coulter, Ivan Davis, Sam Foster, John Gorman, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Roger Hutchinson, Gardiner Kane, Danny Kennedy, James Leslie, Robert McCartney, William McCrea, Alan McFarland, Maurice Morrow, Edwin Poots, Iris Robinson, Ken Robinson, Mark Robinson, George Savage, Jim Shannon, Peter Weir, Jim Wells, Jim Wilson, Sammy Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

18 JUNE 2002

DIVISIONS

Division No.2 TSN Criteria - Motion

Proposed: That this Assembly calls on the Minister of Education to urgently replace “free school meals” as the sole criterion used to allocate TSN funding within the educational sector.

[Mr R Beggs]

The Question was put and the Assembly divided.

Ayes : 37

Noes : 25

Ayes

Ian Adamson, Billy Armstrong, Roy Beggs, Billy Bell, Paul Berry, Esmond Birnie, Gregory Campbell, Mervyn Carrick, Séamus Close, Wilson Clyde, Fred Cobain, Robert Coulter, Ivan Davis, David Ford, Sam Foster, John Gorman, Tom Hamilton, William Hay, David Hilditch, Derek Hussey, Roger Hutchinson, Gardiner Kane, Danny Kennedy, James Leslie, Robert McCartney, William McCrea, Alan McFarland, Maurice Morrow, Edwin Poots, Iris Robinson, Ken Robinson, George Savage, Jim Shannon, Peter Weir, Jim Wells, Jim Wilson, Sammy Wilson.

Noes

Alex Attwood, P J Bradley, Annie Courtney, John Dallat, Arthur Doherty, John Fee, Tommy Gallagher, Michelle Gildernew, Denis Haughey, Joe Hendron, Gerry Kelly, John Kelly, Patricia Lewsley, Alex Maskey, Alasdair McDonnell, Gerry McHugh, Mitchel McLaughlin, Pat McNamee, Francie Molloy, Conor Murphy, Mick Murphy, Dara O'Hagan, Eamonn O'Neill, Sue Ramsey, John Tierney.

The Motion was **carried**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 18 JUNE 2002

- 1. Acts of the Northern Ireland Assembly**
- 2. Bills of the Northern Ireland Assembly**
Marriage Bill (NIA Bill 18/01)
Pollution Prevention and Control Bill (NIA Bill 19/01)
- 3. Orders in Council**
- 4. Publications Laid in the Northern Ireland Assembly**
- 5. Assembly Reports**
- 6. Statutory Rules**
(The department identified after each rule is for reference purposes only.)
SR No 221 Optical Charges and Payments (Amendment No. 2) Regulations (Northern Ireland) 2002 (DHSSPS)
- 7. Consultation Documents**
- 8. Departmental Publications**
- 9. Agency Publications**
- 10. Westminster Publications**
- 11. Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 24 JUNE 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **The Speaker's Business**

2.1 **Public Petition – Siting of Proposed Sewage Treatment Plant in Donaghadee**

Ms Eileen Bell begged leave to present a Public Petition relating to the siting of a proposed sewage treatment plant in Donaghadee, in accordance with Standing Order 22.

2.2 **Public Petition – Reduction of Funding for Knockloughrim Primary School**

Mr Billy Armstrong begged leave to present a Public Petition relating to the reduction of funding for Knockloughrim Primary School, in accordance with Standing Order 22.

3. **Executive Committee Business**

3.1 **Motion – Suspend Standing Orders**

Proposed: That Standing Orders 10(2) and 10(3) be suspended for Monday 24 June 2002.

[First Minister]
[Deputy First Minister]

The Question being put, the Motion was **carried** with cross-community consent (nemine contradicente).

3.2 **First Stage – Commissioner for Children and Young People Bill (NIA Bill 20/01)**

Mr Mark Durkan, Deputy First Minister introduced a Bill to provide for the appointment and functions of the Commissioner for Children and Young People for Northern Ireland; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 20/01).

3.3 **First Stage – Education and Libraries Bill (NIA Bill 21/01)**

Mr Martin McGuinness MP, Minister of Education, introduced a Bill to amend the law relating to education and libraries; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 21/01).

3.4 **First Stage – Protection of Children and Vulnerable Adults Bill (NIA Bill 22/01)**

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety, introduced a Bill to make provision for the protection of children and vulnerable adults.

Bill passed First Stage and ordered to be printed (NIA Bill 22/01).

3.5 **Second Stage – Planning (Amendment) Bill (NIA Bill 12/01)**

Mr Dermot Nesbitt, Minister of the Environment, moved that the Second Stage of the Planning (Amendment) Bill be agreed.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

After debate, NIA Bill 12/01 passed Second Stage and stood referred to the Committee for the Environment.

3.6 **Consideration Stage – Health and Personal Social Services Bill (NIA Bill 6/01)**

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety, moved that the Consideration Stage of the Health and Personal Social Services Bill be agreed.

Debate ensued.

The Speaker in the Chair.

Debate suspended.

4. **Question Time**

4.1 **Office of the First Minister and Deputy First Minister**

Questions were put to, and answered by, the First Minister, The Rt Hon David Trimble MP, and the Deputy First Minister, Mr Mark Durkan.

4.2 **Minister of Culture, Arts and Leisure**

Deputy Speaker (Mr Jim Wilson) in the Chair.

Questions were put to, and answered by, the Minister, Mr Michael McGimpsey.

The Sitting was suspended at 3.21 pm.

The Sitting resumed at 3.30 pm.

4.3 **Minister of Agriculture and Rural Development**

Questions were put to, and answered by, the Minister, Ms Bríd Rodgers.

5. **Executive Committee Business (Cont'd)**

5.1 **Consideration Stage – Health and Personal Social Services Bill (NIA Bill 6/01) (Cont'd)**

Debate resumed.

Ten amendments were tabled to the Bill.

Clauses

After debate, Amendment 1 to clause 1 was **negatived** (Division 1).

Amendments 2, 3, and 4 were not called as they were consequential to Amendment 1.

The Question being put, it was **agreed** without division that clause 1 stand part of the Bill.

The Question being put, it was **agreed** without division that clauses 2 to 5 stand part of the Bill.

Schedule

After debate, Amendment 5 to the Schedule was **made** without division.

After debate, Amendment 6 to the Schedule was **made** without division.

After debate, Amendment 7 to the Schedule was **made** without division.

After debate, Amendment 8 to the Schedule was **made** without division.

After debate, Amendment 9 to the Schedule was **made** without division.

Deputy Speaker (Ms Jane Morrice) in the Chair.

The Question being put, it was **agreed** without division that the Schedule, as amended, stand part of the Bill.

Long Title

Amendment 10 was not called as it was consequential to Amendment 1.

The Question being put, the Long Title was **agreed** without division.

NIA Bill 6/01 passed Consideration Stage and stood referred to the Speaker.

5.2 **Further Consideration Stage – Railway Safety Bill (NIA Bill 3/01)**

Mr Peter Robinson MP, Minister for Regional Development, moved that the Further Consideration Stage of the Railway Safety Bill be agreed.

No amendments were tabled to the Bill.

Bill NIA 3/01 passed Further Consideration Stage and stood referred to the Speaker for consideration in accordance with Section 10 of the Northern Ireland Act 1998.

5.3 **Further Consideration Stage – Budget (No. 2) Bill (NIA Bill 16/01)**

Dr Seán Farren, Minister of Finance and Personnel, moved that the Further Consideration Stage of the Budget (No. 2) Bill be agreed.

No amendments were tabled to the Bill.

Bill NIA 16/01 passed Further Consideration Stage and stood referred to the Speaker for consideration in accordance with Section 10 of the Northern Ireland Act 1998.

5.4 **Motion – Review of Public Administration**

Proposed: That this Assembly endorses the terms of reference for the Review of Public Administration.

[First Minister]
[Deputy First Minister]

The Speaker in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

6. **Committee Business**

6.1 **Motion – Report of the Ad hoc Committee - Disqualification Legislation**

Proposed: That this Assembly approves the report of the Ad hoc Committee, which considered the criteria for the disqualification of persons listed under Schedule 1 of the Northern Ireland Assembly Disqualification Act 1975, established by resolution on 13 May 2002, and agrees that it be submitted to the Secretary of State as a report of the Northern Ireland Assembly.

[Chairperson, Ad hoc Committee – Disqualification Legislation]

After debate, the Question being put, the Motion was **carried** without division.

6.2 **Motion – First Report of the Northern Ireland Assembly Commission**

Proposed: That this Assembly takes receipt of the First Report of the Northern Ireland Assembly Commission (NIA 102/01).

[Mr J Fee]

[Ms E Bell]

[Rev R Coulter]

[Mr J Wells]

[Dr D O'Hagan]

[Members of the Assembly Commission]

After debate, the Question being put, the Motion was **carried** without division.

7. **Adjournment**

7.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 7.54 pm.

THE LORD ALDERDICE
The Speaker
24 June 2002



Northern Ireland
Assembly

MARSHALLED LIST OF AMENDMENTS
CONSIDERATION STAGE
Monday 24 June 2002

Amendments tabled up to and including Thursday, 20 June 2002

The Bill will be considered in the following order-

Clauses, Schedule and Long Title

Amendment 1 [*Negatived on division*]

Clause 1, Page 1, Line 10

At end insert—

‘() where the payments made in respect of him under paragraph (3) include any amount in respect of personal care, the amount of such payments less any amount paid in respect of such personal care;’

Mr Kieran McCarthy

Amendment 2 [*Not called (as consequential to Amendment 1)*]

Clause 1, Page 1, Line 20

After ‘registered.’ insert—

‘(4B) In paragraph (4) “personal care” means any services listed in Schedule 5A of the 1972 Order.’

Mr Kieran McCarthy

Amendment 3 [Not called (as consequential to Amendment 1)]

Clause 1, Page 1, Line 20

At end insert—

‘() After Schedule 5 of the 1972 Order there shall be inserted—

“SCHEDULE 5A

PERSONAL CARE NOT ORDINARILY CHARGED FOR

1. As regards the personal hygiene of the person cared for—
 - (a) shaving;
 - (b) cleaning teeth (whether or not they are artificial) by means of a brush or dental floss and (in the case of artificial teeth) by means of soaking;
 - (c) providing assistance in rinsing the mouth;
 - (d) keeping finger nails and toe nails trimmed;
 - (e) assisting the person with going to the toilet or with using a bedpan or other receptacle;
 - (f) where the person is fitted with a catheter or stoma, providing such assistance as is requisite to ensure cleanliness and that the skin is kept in a favourable hygienic condition;
 - (g) where the person is incontinent—
 - (i) the consequential making of the person’s bed and consequential changing and laundering of the person’s bedding and clothing; and
 - (ii) caring for the person’s skin to ensure that it is not adversely affected.
2. As regards the person’s eating requirements—
 - (a) assisting with the preparation of food;
 - (b) assisting in the fulfilment of special dietary needs.
3. If the person is immobile or substantially immobile, dealing with the problems of that immobility.
4. If the person requires medical treatment, assisting with medication, as for example by—
 - (a) applying creams or lotions;
 - (b) administering eye drops;
 - (c) applying dressings in cases where this can be done without the physical involvement of a registered nurse or of a medical practitioner;
 - (d) assisting with the administration of oxygen as part of a course of therapy.
5. With regard to the person’s general well-being—
 - (a) assisting with getting dressed;
 - (b) assisting with surgical appliances, prosthesis and mechanical and manual equipment;
 - (c) assisting with getting up and with going to bed;
 - (d) the provision of devices to help memory and of safety devices;
 - (e) behaviour management and psychological support.”

Mr Kieran McCarthy

Amendment 4 [Not called (as consequential to Amendment 1)]

Clause 1, Page 2, Line 3

After '36(4A))' insert 'or personal care (within the meaning given by Article 36(4B))'

Mr Kieran McCarthy

Amendment 5 [Made]

Schedule, Page 3, Line 21

Leave out from 'a chairman' to end of line 22 and insert '—

- (a) a chairman appointed by the Department in accordance with regulations under paragraph 5;
- (b) the person for the time being appointed under paragraph 7 to be the chief executive of the Council; and
- (c) other members appointed by the Department in accordance with regulations under paragraph 5.

(2) In the following provisions of this Schedule the members appointed under sub-paragraph (1)(a) and (c) are referred to as the non-executive members of the Council.'

Minister of Health, Social Services and Public Safety

Amendment 6 [Made]

Schedule, Page 3, Line 25

Leave out 'chairman and other' and insert 'non-executive'

Minister of Health, Social Services and Public Safety

Amendment 7 [Made]

Schedule, Page 3, Line 28

Leave out 'chairman and other' and insert 'non-executive'

Minister of Health, Social Services and Public Safety

Amendment 8 [Made]

Schedule, Page 4, Line 2

Leave out 'its chairman, to any other member' and insert 'the non-executive members'

Minister of Health, Social Services and Public Safety

Amendment 9 [*Made*]

Schedule, Page 4, Line 14

Leave out 'a member of the staff of the Council and shall be'

Minister of Health, Social Services and Public Safety

Amendment 10 [*Not called (as consequential to Amendment 1)*]

Long Title

After 'nursing' insert 'and personal'

Mr Kieran McCarthy

NORTHERN IRELAND ASSEMBLY

24 JUNE 2002

DIVISIONS

Division No.1

Proposed: **Clause 1**, Page 1, Line 10

At end insert—

‘() where the payments made in respect of him under paragraph (3) include any amount in respect of personal care, the amount of such payments less any amount paid in respect of such personal care;’

Mr Kieran McCarthy

The Question was put and the Assembly divided.

Ayes : 5
Noes : 53

Ayes

Eileen Bell, Séamus Close, David Ford, Kieran McCarthy, Seán Neeson.

Noes

Ian Adamson, Fraser Agnew, Billy Armstrong, Roy Beggs, Billy Bell, Esmond Birnie, P J Bradley, Joe Byrne, Fred Cobain, Robert Coulter, Annie Courtney, John Dallat, Ivan Davis, Bairbre de Brún, Boyd Douglas, Mark Durkan, Reg Empey, Sean Farren, John Fee, Tommy Gallagher, John Gorman, Tom Hamilton, Carmel Hanna, Joe Hendron, David Hilditch, Derek Hussey, Danny Kennedy, Patricia Lewsley, Alex Maskey, Robert McCartney, David McClarty, William McCrea, Alasdair McDonnell, Barry McElduff, Martin McGuinness, Gerry McHugh, Monica McWilliams, Maurice Morrow, Conor Murphy, Mick Murphy, Dara O'Hagan, Eamonn O'Neill, Ian Paisley Jnr, Edwin Poots, Iris Robinson, Mark Robinson, Peter Robinson, George Savage, John Tierney, Denis Watson, Peter Weir, Jim Wells, Sammy Wilson.

The Amendment **fell**.

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 19 JUNE 2002 TO 24 JUNE 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Child Support Agency Annual Report and Accounts (NIA 51/01)

Annual Report on Decision Making in The Northern Ireland Child Support Agency 2001/2002 (NIA 52/01)

Department of Finance and Personnel Memorandum on the 7th Report from the Public Accounts Committee Session 2001/2002 (NIA 101/01)

First Report of the Northern Ireland Assembly Commission December 1999 – March 2002 (NIA 102/01)

5. Assembly Reports

Committee of the Centre: Review of Public Administration: Minutes of Evidence: Mr John Stapleton (2/01/E)

Committee of the Centre: Review of Public Administration: Minutes of Evidence: Professor Chris Skelcher (3/01/E)

Committee on Standards and Privileges: Second Report: Consultation on Proposed Amendments to the Northern Ireland Assembly ‘Code of Conduct and the Guide to the Rules Relating to the Conduct of Members’ (2/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

Draft Statutory Rule of Northern Ireland: Births, Deaths and Marriages (Fees) (No. 2) Order (Northern Ireland) 2002 (DFP)

SR No 220 Road Races (Ulster Rally) Order (Northern Ireland) 2002 (DRD)

SR No 223 Insolvency (Northern Ireland) Order 1989 (Amendment) Regulations (Northern Ireland) 2002 (DETI)

7. Consultation Documents

8. Departmental Publications

9. Agency Publications

Health Estates Corporate and Business Plan 2002/2007

10. Westminster Publications

Food Standards Agency: Departmental Report Spring 2002 (Cm 5404)

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 25 JUNE 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – Soccer Strategy**

The Minister for Culture, Arts and Leisure, Mr Michael McGimpsey, made a statement to the Assembly on creating a soccer strategy for Northern Ireland, following which he replied to questions.

Deputy Speaker (Mr Jim Wilson) in the Chair.

2.2 **First Stage – Housing Support Services Bill (NIA Bill 23/01)**

Mr Nigel Dodds MP, Minister for Social Development, introduced a Bill to confer on the Northern Ireland Housing Executive functions with respect to housing support services, and to amend provision about housing benefit.

Bill passed First Stage and ordered to be printed (NIA Bill 23/01).

2.3 **First Stage – Housing Bill (NIA Bill 24/01)**

Mr Nigel Dodds MP, Minister for Social Development, introduced a Bill to make provision about the conduct of tenants of the Northern Ireland Housing Executive and registered housing associations, grants and other assistance for housing purposes and action in relation to unfit housing; to amend the Rent (Northern Ireland) Order 1978 and the Housing (Northern Ireland) Orders 1981 to 1992; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 24/01).

2.4 **Second Stage – Strategic Planning Bill (NIA Bill 17/01)**

Mr Peter Robinson MP, Minister for Regional Development, moved that the Second Stage of the Strategic Planning Bill be agreed.

After debate, NIA Bill 17/01 passed Second Stage and stood referred to the Committee for Regional Development.

2.5 **Second Stage – Marriage Bill (NIA Bill 18/01)**

Dr Seán Farren, Minister of Finance and Personnel, moved that the Second Stage of the Marriage Bill be agreed.

The Sitting was suspended at 12.38 pm.

The Sitting resumed at 2.00 pm.

Deputy Speaker (Ms Jane Morrice) in the Chair.

3. **Executive Committee Business (Cont'd)**

3.1 **Second Stage – Marriage Bill (NIA Bill 18/01) (Cont'd)**

Debate resumed.

After debate, NIA Bill 18/01 passed Second Stage and stood referred to the Committee for Finance and Personnel.

3.2 **Second Stage – Pollution, Prevention and Control Bill (NIA Bill 19/01)**

Mr Dermot Nesbitt, Minister of the Environment, moved that the Second Stage of the Pollution, Prevention and Control Bill be agreed.

After debate, NIA Bill 19/01 passed Second Stage and stood referred to the Committee for the Environment.

3.3 **Final Stage – Budget (No. 2) Bill (NIA Bill 16/01)**

Dr Seán Farren, Minister of Finance and Personnel, moved that the Final Stage of the Budget (No.2) Bill (NIA Bill 16/01) be agreed.

NIA Bill 16/01 passed Final Stage with cross-community support (nemine contradicente).

4. **Committee Business**

4.1 **Motion – Extension of Committee Stage:
Local Government (Miscellaneous Provisions) Bill (NIA Bill 7/01)**

Proposed: That, in accordance with Standing Order 31(5), the period referred to in Standing Order 31(3) be extended to 17 October 2002, in relation to the Committee Stage of the Local Government (Miscellaneous Provisions) Bill (NIA Bill 7/01).

[Chairperson, Committee for the Environment]

After debate, the Question being put, the Motion was **carried** without division.

4.2 **Motion - Report by the Senior Salaries Review Body**

Proposed: That this Assembly accepts recommendations 2 to 9 set out in the report by the Review Body on Senior Salaries, Report No.52, on the Review of Pay and Allowances and agrees that recommendation 1 should be reviewed at a later date.

[Mr J Fee]

[Rev R Coulter]

[Mr J Wells]

[Ms E Bell]

[Members of the Assembly Commission]

Deputy Speaker (Mr Donovan McClelland) in the Chair.

After debate, the Question being put, the Motion was **carried** without division.

4.3 **Motion – Determination on Salaries**

Proposed: That this Assembly agrees to amend the Northern Ireland Assembly (Members' Salaries) Determination 2000 as follows –

In the Schedule, column (1), paragraph 1, after the words 'Chairperson of any Statutory Committee' insert ', the Public Accounts Committee and the Committee of the Centre'.

[Mr J Fee]

[Rev R Coulter]

[Mr J Wells]

[Ms E Bell]

[Members of the Assembly Commission]

The Question being put, the Motion was **carried** without division.

4.4 **Motion – Determination on Allowances**

Proposed: That this Assembly agrees to amend the Northern Ireland Assembly (Members' Allowances) Determination 2000 as follows –

In the Schedule, paragraph 3(2) leave out '£35,756' and insert '£48,000'.

[Mr J Fee]
[Rev R Coulter]
[Mr J Wells]
[Ms E Bell]
[Members of the Assembly Commission]

The Question being put, the Motion was **carried** without division.

4.5 **Motion – Draft Statutory Rule – Northern Ireland Assembly Allowances**

Proposed: That this Assembly approves the draft Statutory Rule 'Allowances to Members of the Assembly (Winding Up Allowance) Amendment Order (Northern Ireland) 2002'.

[Mr J Fee]
[Ms E Bell]
[Rev R Coulter]
[Mr J Wells]
[Members of the Assembly Commission]

The Question being put, the Motion was **carried** without division.

4.6 **Motion – Determination on Salaries**

Proposed: That this Assembly agrees to amend the Northern Ireland Assembly (Members' Salaries) Determination 2000 as follows –

In paragraph 3(2) line 2 delete 'nine'.

[Mr J Fee]
[Rev R Coulter]
[Mr J Wells]
[Ms E Bell]
[Members of the Assembly Commission]

The Question being put, the Motion was **carried** without division.

4.7 **Motion – Financial Assistance for Political Parties Scheme**

Proposed: That, as set out in section 2(4) of the Financial Assistance for Political Parties Act (Northern Ireland) 2000, this Assembly approves the revised scheme laid before the Assembly on 24 June 2002, for payments to political parties for the purpose of assisting Members of the Northern Ireland Assembly who are connected with such parties to perform their Assembly duties.

[Mr J Fee]
[Rev R Coulter]
[Mr J Wells]
[Ms E Bell]
[Members of the Assembly Commission]

The Question being put, the Motion was **carried** without division.

5. **Adjournment**

5.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 3.54 pm.

THE LORD ALDERDICE
The Speaker
25 June 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 25 JUNE 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

Commissioner for Children and Young People Bill (NIA Bill 20/01)

Education and Libraries Bill (NIA Bill 21/01)

Protection of Children and Vulnerable Adults Bill (NIA Bill 22/01)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

The Assembly Members' Pension Scheme (Northern Ireland) 2000 Annual Report:
13 May 2000 to 31 March 2001 (NIA 82/01)

Ad Hoc Committee: Third Report: Report on Disqualification Legislation
(NIA 110/01/R)

5. Assembly Reports

Public Accounts Committee: Ninth Report: Report on Water Service:
Leakage Management and Water Efficiency (9/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

Draft Statutory Rule of Northern Ireland: The Allowances to Members of the
Assembly (Winding up Allowance) (Amendment) Order (Northern Ireland) 2002

SR No 212 Legal Advice and Assistance (Amendment No. 2) Regulations
(Northern Ireland) 2002 (Lord Chancellor)

7. Consultation Documents

8. Departmental Publications

Department of Enterprise, Trade and Investment Corporate Plan

9. Agency Publications

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

MONDAY 1 JULY 2002

The Assembly met at 12.00 noon, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – Programme for Government Annual Report**

The First Minister, the Rt Hon David Trimble MP and the Deputy First Minister, Mr Mark Durkan made a statement to the Assembly on the Executive's Annual Report on the Programme for Government 2001-2002, following which they replied to questions.

Deputy Speaker (Mr Jim Wilson) in the Chair.

2.2 **Statement – June Monitoring Round**

The Minister of Finance and Personnel, Dr Seán Farren, made a statement to the Assembly on the public spending allocations 2002-2003, following the June Monitoring Round, after which he replied to questions.

2.3 **Statement – Executive Programme Children's Fund**

The Minister of Finance and Personnel, Dr Seán Farren, made a statement to the Assembly on the Executive Programme Children's Fund, following which he replied to questions.

The Speaker in the Chair.

3. **Question Time**

3.1 **Minister of Enterprise, Trade and Investment**

Questions were put to and answered by the Minister, Sir Reg Empey.

3.2 **Minister for Employment and Learning**

Questions were put to and answered by the Minister, Ms Carmel Hanna.

3.3 **Minister for Social Development**

Questions were put to and answered by the Minister, Mr Nigel Dodds MP.

4. **Executive Committee Business (Cont'd)**

4.1 **Motion – Draft Statutory Rule subject to approval by Resolution**

Proposed: That the draft Births, Deaths and Marriages (Fees) (No. 2) Order (Northern Ireland) 2002 be approved.

[Minister of Finance and Personnel]

The Question being put, the Motion was **carried** without division.

4.2 **Motion – Statutory Rule subject to Affirmative Resolution**

Proposed: That the Regulation of Investigatory Powers Act 2000 (Amendment) Order (Northern Ireland) 2002 (SR 183/2002) be affirmed.

[Junior Ministers]

The Question being put, the Motion was **carried** without division.

4.3 **Motion – Draft Statutory Rule subject to approval by Resolution**

Proposed: That the draft Fair Employment (Monitoring) (Amendment) Regulations (Northern Ireland) 2002 be approved.

[First Minister]

[Deputy First Minister]

Deputy Speaker (Ms Jane Morrice) in the Chair.

The Question being put, the Motion was **carried** without division.

5. **Committee Business**

5.1 **Motions – Changes of Committee Membership**

Proposed: That Mr Pat Doherty replace Mr Mick Murphy as a member of the Committee for Agriculture and Rural Development.

[Mr C Murphy]

[Mr A Maskey]

Proposed: That Mr Mick Murphy replace Ms Mary Nelis as a member of the Committee for Culture, Arts and Leisure.

[Mr C Murphy]
[Mr A Maskey]

Proposed: That Mr Mitchel McLaughlin replace Mr Barry McElduff as a member of the Committee for Education.

[Mr C Murphy]
[Mr A Maskey]

Proposed: That Mr Barry McElduff replace Mr John Kelly as a member of the Committee for Employment and Learning.

[Mr C Murphy]
[Mr A Maskey]

Proposed: That Ms Michelle Gildernew replace Ms Mary Nelis as a member of the Committee for Employment and Learning.

[Mr C Murphy]
[Mr A Maskey]

Proposed: That Ms Mary Nelis replace Mr Mick Murphy as a member of the Committee for the Environment.

[Mr C Murphy]
[Mr A Maskey]

Proposed: That Ms Mary Nelis replace Ms Michelle Gildernew as a member of the Committee for Social Development.

[Mr C Murphy]
[Mr A Maskey]

Proposed: That Mr Pat McNamee replace Mr Alex Maskey as a member of the Committee of the Centre.

[Mr C Murphy]
[Mr A Maskey]

Proposed: That Dr Dara O'Hagan replace Mr Conor Murphy as a member of the Committee of the Centre.

[Mr C Murphy]
[Mr A Maskey]

Proposed: That Ms Sue Ramsey replace Mr Alex Maskey as a member of the Business Committee.

[Mr C Murphy]
[Mr A Maskey]

Proposed: That Mr Mick Murphy replace Mr Pat McNamee as a member of the Committee on Standards and Privileges.

[Mr C Murphy]
[Mr A Maskey]

Proposed: That Mr Conor Murphy replace Ms Sue Ramsey as a member of the Public Accounts Committee.

[Mr C Murphy]
[Mr A Maskey]

By leave of the Assembly, the Question being put en bloc, the Motions were **carried** without division.

6. **Private Notice Question – ‘Developing Better Services’**

6.1 Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety, replied to a Question to which she had been given private notice, tabled by Mr Joe Byrne.

7. **Adjournment**

7.1 Dr Ian Adamson spoke on planning and development in the immediate environs of the Stormont Estate.

Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 5.42 pm.

THE LORD ALDERDICE
The Speaker
1 July 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 26 JUNE 2002 TO 1 JULY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

Health and Personal Social Services Bill (as amended at Consideration Stage)
(NIA Bill 6/01)

Housing Support Services Bill (NIA Bill 23/01)

Housing Bill (NIA 24/01)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Health Estates Annual Report and Accounts 2001/2002 (NIA 91/01)

The Industrial Development Board for Northern Ireland Receipts and Payments
Accounts for the year ended 31 March 2001 (NIA 97/01)

Examiner of Statutory Rules: Fifteenth Report: Report to the Assembly and the
Appropriate Committees: 24 June 2002 (NIA 106/01)

5. Assembly Reports

Committee for Health, Social Services and Public Safety: Fourth Report: Report on
the Children Leaving Care Bill (NIA Bill 5/01) (4/01/R)
(to be printed)

Committee of the Centre: Third Report: Report of a Visit by the Committee of the
Centre to Washington and Boston (3/01/R)

Public Accounts Committee: Tenth Report: Report on Indicators of Educational
Performance and Provision (10/01/R) (to be printed)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 209 Animal By-Products Order (Northern Ireland) 2002 (DARD)

SR No 210 Animal By-Products (Revocation) Order (Northern Ireland) 2002 (DARD)

SR No 219 Contaminants in Food Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 224 Education (Student Support) Regulations (Northern Ireland) 2002 (DEL)

SR No 225 Transmissible Spongiform Encephalopathy Regulations (Northern Ireland) 2002 (DARD)

SR No 226 Food and Animal Feedingstuffs (Products of Animal Origin from China) (Emergency Control) Regulations (Northern Ireland) 2002 (DHSSPS)

SR No 227 Cycle Tracks (Lurgan) Order (Northern Ireland) 2002 (DRD)

SR No 228 Ground Rents (Multiplier) Order (Northern Ireland) 2002 (DFP)

SR No 229 Land Registration (Amendment) Rules (Northern Ireland) 2002 (DFP)

7. Consultation Documents

8. Departmental Publications

Northern Ireland Executive Annual Report 2001/2002

9. Agency Publications

Northern Ireland Statistics and Research Agency (NISRA) Corporate and Business Plan 2002/03 – 2004/05

Drinking Water Quality Report 2001

10. Westminster Publications

11. Miscellaneous Publications

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

TUESDAY 2 JULY 2002

*The Assembly met at 10.30 am,
Deputy Speaker, Mr Jim Wilson, in the Chair*

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Statement – Reinvestment and Reform Initiative**

The First Minister, the Rt Hon David Trimble MP and the Deputy First Minister, Mr Mark Durkan, made a statement to the Assembly on the Reinvestment and Reform Initiative, following which they replied to questions.

2.2 **Statement – British-Irish Council: Summit**

The First Minister, the Rt Hon David Trimble MP made a statement to the Assembly on the British-Irish Council summit meeting, held on 14 June 2002, following which he replied to questions.

2.3 **Statement – North/South Ministerial Council: Plenary**

The Deputy First Minister, Mr Mark Durkan, made a statement to the Assembly on the plenary meeting of the North/South Ministerial Council, held on 28 June 2002, following which he replied to questions.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

2.4 **Statement – North/South Ministerial Council: Language**

The Minister of Culture, Arts and Leisure, Mr Michael McGimpsey, made a statement to the Assembly on the North/South Ministerial Council sectoral meeting, held on 14 June 2002, following which he replied to questions.

2.5 **Second Stage – Commissioner for Children and Young People Bill (NIA Bill 20/01)**

Junior Ministers, Mr Denis Haughey and Mr James Leslie, moved that the Second Stage of the Commissioner for Children and Young People Bill (NIA Bill 20/01) be agreed.

After debate, NIA Bill 20/01 passed Second Stage and stood referred to the Committee of the Centre.

2.6 **Second Stage – Education and Libraries Bill (NIA Bill 21/01)**

Mr Martin McGuinness MP, Minister of Education, moved that the Second Stage of the Education and Libraries Bill (NIA 21/01) be agreed.

Deputy Speaker (Ms Jane Morrice) in the Chair.

After debate, NIA Bill 21/01 passed Second Stage and stood referred to the Committee for Education.

2.7 **Motion – Private Hire Vehicles (Carriage of Guide Dogs, Etc) Bill**

Proposed: That this Assembly endorses the application to Northern Ireland of the amendments to the Disability Discrimination Act 1995 contained in the Private Hire Vehicles (Carriage of Guide Dogs, Etc) Bill.

[Minister of the Environment]

After debate, the Question being put, the Motion was **carried** without division.

3. **Committee Business**

3.1 **First Stage –
Assembly Ombudsman for Northern Ireland (Assembly Standards) Bill
(NIA Bill 25/01)**

Mr Donovan McClelland, Chairperson of the Committee on Standards and Privileges, introduced a Bill to extend the powers of the Assembly Ombudsman for Northern Ireland to include certain matters concerning the conduct, interests and privileges of members of the Northern Ireland Assembly and related matters; and for connected purposes.

Bill passed First Stage and ordered to be printed (NIA Bill 25/01).

3.2 **Motion – Report of the Ad hoc Committee on Draft Access to Justice (Northern Ireland) Order 2002**

Proposed: That this Assembly approves the report of the Ad hoc Committee on the proposal for a Draft Access to Justice (Northern Ireland) Order 2002, established by resolution on 21 May 2002, and agrees that it be submitted to the Secretary of State as a report of the Northern Ireland Assembly.

[Chairperson, Ad hoc Committee on
Draft Access to Justice (Northern Ireland) Order 2002]

After debate, the Question being put, the Motion was **carried** without division.

4. **Adjournment**

4.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 6.01 pm.

THE LORD ALDERDICE
The Speaker
2 July 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

FROM 1 JULY 2002 TO 2 JULY 2002

- 1. Acts of the Northern Ireland Assembly**
- 2. Bills of the Northern Ireland Assembly**
- 3. Orders in Council**
- 4. Publications Laid in the Northern Ireland Assembly**

Financial Assistance for Political Parties Revised Scheme 2002 (NIA 104/01)

LEDU: The Export Start Scheme (NIAO) (NIA 105/01)

Assembly Members' Pension Scheme (Northern Ireland) 2000 Accounts 2000–01 (NIA 107/01)
- 5. Assembly Reports**

Ad Hoc Committee: Fourth Report: Report on Draft Access to Justice (Northern Ireland) Order 2002 (4/01/R)
- 6. Statutory Rules**

(The department identified after each rule is for reference purposes only.)
- 7. Consultation Documents**
- 8. Departmental Publications**
- 9. Agency Publications**
- 10. Westminster Publications**

Northern Ireland Office Expenditure Plans and Priorities (NIO) Cm 5432
- 11. Miscellaneous Publications**

NORTHERN IRELAND ASSEMBLY

MINUTE OF PROCEEDINGS

WEDNESDAY 3 JULY 2002

The Assembly met at 10.30 am, the Speaker in the Chair

1. **Personal Prayer or Meditation**

Members observed two minutes' silence.

2. **Executive Committee Business**

2.1 **Second Stage – Housing Bill (NIA Bill 24/01)**

Mr Nigel Dodds MP, Minister for Social Development, moved that the Second Stage of the Housing Bill (NIA Bill 24/01) be agreed.

Deputy Speaker (Ms Jane Morrice) in the Chair.

After debate, NIA Bill 24/01 passed Second Stage and stood referred to the Committee for Social Development.

2.2 **Second Stage – Housing Support Services Bill (NIA Bill 23/01)**

Mr Nigel Dodds MP, Minister for Social Development, moved that the Second Stage of the Housing Support Services Bill (NIA Bill 23/01) be agreed.

After debate, NIA Bill 23/01 passed Second Stage and stood referred to the Committee for Social Development.

Deputy Speaker (Mr Donovan McClelland) in the Chair.

2.3 **Second Stage – Protection of Children and Vulnerable Adults Bill (NIA Bill 22/01)**

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety, moved that the Second Stage of the Protection of Children and Vulnerable Adults Bill (NIA Bill 22/01) be agreed.

After debate, NIA Bill 22/01 passed Second Stage and stood referred to the Committee for Health, Social Services and Public Safety.

2.4 **Further Consideration Stage – Health and Personal Social Services Bill (NIA Bill 6/01)**

Ms Bairbre de Brún, Minister of Health, Social Services and Public Safety moved that the Further Consideration Stage of the Health and Personal Social Services Bill (NIA Bill 6/01) be agreed.

No amendments were tabled to the Bill.

Bill NIA 6/01 passed Further Consideration Stage and stood referred to the Speaker for consideration in accordance with Section 10 of the Northern Ireland Act 1998.

2.5 **Final Stage – Railway Safety Bill (NIA Bill 3/01)**

Mr Peter Robinson MP, Minister for Regional Development, moved that the Final Stage of the Railway Safety Bill (NIA Bill 3/01) be agreed.

NIA Bill 3/01 passed Final Stage.

2.6 **Motion – Regional Transportation Strategy 2002-2012**

Proposed: That this Assembly approves the strategic direction and underlying principles of the Regional Transportation Strategy for Northern Ireland, 2002-2012.

[Minister for Regional Development]

After debate, the Question being put, the Motion was **carried** without division.

2.7 **Motion – Water Resource Strategy 2002-2030**

Deputy Speaker (Mr Jim Wilson) in the Chair.

Proposed: That this Assembly takes note of the Proposed Water Resource Strategy 2002-2030 Public Consultation Document.

[Minister for Regional Development]

After debate, the Question being put, the Motion was **carried** without division.

3. **Adjournment**

3.1 Proposed: That the Assembly do now adjourn.

[The Speaker]

The Assembly adjourned at 4.05 pm.

THE LORD ALDERDICE
The Speaker
3 July 2002

NORTHERN IRELAND ASSEMBLY

PAPERS PRESENTED TO THE ASSEMBLY

ON 3 JULY 2002

1. Acts of the Northern Ireland Assembly

2. Bills of the Northern Ireland Assembly

Assembly Ombudsman for Northern Ireland (Assembly Standards) Bill
(NIA Bill 25/01)

3. Orders in Council

4. Publications Laid in the Northern Ireland Assembly

Northern Ireland Transport Holding Company Report and Financial Statements Year ended 31 March 2002 (NIA 98/01)

Land Registers of Northern Ireland Annual Report and Financial Statements (NIA 116/01)

Ad Hoc Committee: Fourth Report: Report on Draft Access to Justice (Northern Ireland) Order 2002 (NIA 118/01)

5. Assembly Reports

Public Accounts Committee: Tenth Report: Report on Indicators of Educational Performance and Provision (10/01/R)

6. Statutory Rules

(The department identified after each rule is for reference purposes only.)

SR No 222 The Social Security (Students and Income-Related Benefits (Amendment) Regulations (Northern Ireland) 2002 (DSD)

SR No 232 Road Races (Ulster Grand Prix) (Amendment) Order (Northern Ireland) 2002 (DRD)

7. Consultation Documents

Water providing for the Future: Northern Ireland Water Resource Strategy 2002-2030

8. Departmental Publications

Regional Transportation Strategy for Northern Ireland 2002-2012

9. Agency Publications

The Forest Service Corporate and Business Plans 2002-2007

The Planning and Water Appeals Commission Corporate and Business Plans 2002/03
– 2004/05

10. Westminster Publications

11. Miscellaneous Publications

