

Agenda – Climate Change, Environment and Rural Affairs Committee

Meeting Venue:

Committee Room 3 – Senedd

Meeting date: 5 February 2020

Meeting time: 09.15

For further information contact:

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Pre-meeting (09.15–09.30) PRIVATE

1 Introductions, apologies, substitutions and declarations of interest

(09.30)

2 Wild Animals and Circuses (Wales) Bill – Stage 2 proceedings

(09.30–11.30)

(Pages 1 – 14)

Lesley Griffiths AM, Minister for Environment, Energy and Rural Affairs

Tom Henderson, Senior Bill Manager – Welsh Government

Richard Lewis, Lawyer – Welsh Government

In accordance with Standing Order 26.21, the order of consideration for Stage 2 proceedings will be: Sections 1 to 13; Schedule; Long title.

In accordance with Standing Order 26.68, the Llywydd has determined that the Wild Animals and Circuses (Wales) Bill does not require a financial resolution.

The Llywydd has considered the amendments that have been tabled at Stage 2 in accordance with Standing Order 26.72, and has determined that the



effect of any or all of the amendments, if agreed to, would not require a financial resolution.

[Wild Animals and Circuses \(Wales\) Bill, as introduced](#)

[Wild Animals and Circuses \(Wales\) Bill – Explanatory Memorandum](#)

Attached Documents:

Marshalled list of Amendments

Groupings of Amendments

3 Paper(s) to note

(11.30)

3.1 Fuel Poverty – Summary note of Public Engagement

(Pages 15 – 24)

Attached Documents:

Summary note

3.2 Welsh Government response to the Committee's report on the draft National Development Framework

(Pages 25 – 26)

Attached Documents:

Letter

3.3 Update and Invitation from the Welsh Youth Parliament's Littering and Plastic Waste Committee

(Pages 27 – 29)

Attached Documents:

Letter

4 Motion under Standing Order 17.42 (vi) to resolve to exclude the public from the remainder of the meeting

11.30 –12.00 PRIVATE

5 Consideration of Forward Work Programme

(Pages 30 – 33)

Attached Documents:

Paper

RHESTR O WELLIANNAU WEDI'U DIDOLI MARSHALLED LIST OF AMENDMENTS

Bil Anifeiliaid Gwyllt a Sycasau (Cymru) Wild Animals and Circuses (Wales) Bill

Mae'r gwelliannau â * ar eu pwys yn rhai newydd neu'n rhai sydd wedi'u haddasu
Amendments marked * are new or have been altered

Mae gwelliannau a nodir ag 'R' yn dynodi bod yr Aelod wedi datgan buddiant
cofrestradwy o dan Reol Sefydlog 2 neu fuddiant perthnasol o dan Reolau Sefydlog 13 neu
17 wrth gyflwyno'r gwelliant.

Amendments marked 'R' mean that the Member has declared either a registrable interest
under Standing Order 2 or relevant interest under Standing Orders 13 or 17 when tabling
the amendment.

Caiff y Bil ei ystyried yn y drefn a ganlyn—
The Bill will be considered in the following order—

Sections 1 - 13	Adrannau 1 - 13
Schedule	Atodlen
Long Title	Teitl Hir

Llyr Gruffydd

1

Section 1, page 1, after line 11, insert—

'() travels with the travelling circus,'.

Adran 1, tudalen 1, ar ôl llinell 11, mewnosoder—

'() yn teithio gyda'r sycas deithiol,'.

Andrew RT Davies

41

Section 1, page 1, after line 11, insert—

'() is trained,'.

Adran 1, tudalen 1, ar ôl llinell 11, mewnosoder—



'() wedi'i hyfforddi,'.

Llyr Gruffydd

2

Page 1, after line 15, insert a new section –

[] Disqualification

- (1) If a person is convicted of an offence under section 1, the court by or before which that person is convicted may, instead of or in addition to the imposition of a fine, make an order disqualifying that person under any one or more of subsections (2) to (4) for such period as it thinks fit.
- (2) Disqualification under this subsection disqualifies a person –
 - (a) from owning wild animals,
 - (b) from keeping wild animals,
 - (c) from participating in the keeping of wild animals, and
 - (d) from being party to an arrangement under which that person is entitled to control or influence the way in which wild animals are kept.
- (3) Disqualification under this subsection disqualifies a person from dealing in wild animals.
- (4) Disqualification under this subsection disqualifies a person –
 - (a) from transporting wild animals, and
 - (b) from arranging for the transport of wild animals.
- (5) Disqualification under subsection (2), (3) or (4) may be imposed in relation to wild animals generally, or in relation to wild animals of one or more kinds.
- (6) The court by which an order under subsection (1) is made may specify a period during which the offender may not make an application under section [section to be inserted by amendment 3](1) for termination of the order.
- (7) The court by which an order under subsection (1) is made may –
 - (a) suspend the operation of the order pending an appeal, or
 - (b) where it appears to the court that the offender owns or keeps a wild animal to which the order applies, suspend the operation of the order, for such period as it thinks necessary for enabling alternative arrangements to be made in respect of the wild animal.
- (8) Where a court decides not to make an order under subsection (1) in relation to an offender, it shall –
 - (a) give its reasons for the decision in open court, and
 - (b) if it is a magistrates' court, cause them to be entered in the register of its proceedings.
- (9) A person who breaches a disqualification imposed by an order under subsection (1) commits an offence.'



Tudalen 1, ar ôl llinell 15, mewnosoder adran newydd –

[1] Anghymhwysio

- (1) Os dyfernir person yn euog o drosedd o dan adran 1, caiff y llys y dyfernir y person yn euog ganddo neu ger ei fron, yn hytrach na gosod dirwy neu yn ogystal â'i gosod, wneud gorchymyn yn anghymhwysio'r person hwnnw o dan unrhyw un neu ragor o is-adrannau (2) i (4) am unrhyw gyfnod sy'n addas ym marn y llys.
- (2) Mae anghymhwysiad o dan yr is-adran hon yn anghymhwysio person rhag –
 - (a) bod yn berchen ar anifeiliaid gwyllt,
 - (b) cadw anifeiliaid gwyllt,
 - (c) cymryd rhan mewn cadw anifeiliaid gwyllt, a
 - (d) bod yn barti mewn trefniant lle y mae gan y person hwnnw yr hawl i reoli'r ffordd y cedwir anifeiliaid gwyllt neu ddylanwadu ar y ffordd y'u cedwir.
- (3) Mae anghymhwysiad o dan yr is-adran hon yn anghymhwysio person rhag ymdrin ag anifeiliaid gwyllt.
- (4) Mae anghymhwysiad o dan yr is-adran hon yn anghymhwysio person rhag –
 - (a) cludo anifeiliaid gwyllt, a
 - (b) trefnu i gludo anifeiliaid gwyllt.
- (5) Caniateir anghymhwysio o dan is-adran (2), (3) neu (4) mewn perthynas ag anifeiliaid gwyllt yn gyffredinol, neu mewn perthynas ag anifeiliaid o un fath neu fwy.
- (6) Caiff y llys sy'n gwneud gorchymyn o dan is-adran (1) bennu cyfnod pryd na chaniateir i droseddwr wneud cais o dan adran [yr adran sydd i'w mewnosod gan welliant 3](1) i derfynu'r gorchymyn.
- (7) Caiff y llys sy'n gwneud y gorchymyn o dan is-adran (1) –
 - (a) gohirio gweithrediad y gorchymyn wrth aros am apêl, neu
 - (b) pan fo'n ymddangos i'r llys bod y troseddwr yn berchen ar anifail gwyllt neu'n cadw anifail gwyllt y mae'r gorchymyn yn gymwys iddo, ohirio gweithrediad y gorchymyn, am unrhyw gyfnod sy'n angenrheidiol ym marn y llys er mwyn gallu gwneud trefniadau amgen mewn perthynas â'r anifail gwyllt.
- (8) Os bydd llys yn penderfynu peidio â gwneud gorchymyn o dan is-adran (1) mewn perthynas â throseddwr, rhaid iddo –
 - (a) rhoi ei resymau dros y penderfyniad mewn llys agored, a
 - (b) os mai llys ynadon ydyw, peri i'r rhesymau gael eu cynnwys yn y gofrestr o'i drafodion.
- (9) Mae person sy'n torri anghymhwysiad a osodir gan orchymyn o dan is-adran (1) yn cyflawni trosedd.'.

Llyr Gruffydd

3

Page 1, after line 15, insert a new section –



[] Termination of disqualification under section [section to be inserted by amendment 2]

- (1) A person who is disqualified by virtue of an order under section [section to be inserted by amendment 2] may apply to the appropriate court for the termination of the order.
- (2) No application under subsection (1) may be made—
 - (a) before the end of the period of one year beginning with the date on which the order is made,
 - (b) where a previous application under that subsection has been made in relation to the same order, before the end of the period of one year beginning with the date on which the previous application was determined, or
 - (c) before the end of any period specified under section [section to be inserted by amendment 2](6) or subsection (5) below in relation to the order.
- (3) On an application under subsection (1), the court may—
 - (a) terminate the disqualification,
 - (b) vary the disqualification so as to make it less onerous, or
 - (c) refuse the application.
- (4) When determining an application under subsection (1), the court shall have regard to the character of the applicant, their conduct since the imposition of the disqualification and any other circumstances of the case.
- (5) Where the court refuses an application under subsection (1), it may specify a period during which the applicant may not make a further application under that subsection in relation to the order concerned.
- (6) The court may order an applicant under subsection (1) to pay all or part of the costs of the application.
- (7) In subsection (1), the reference to the appropriate court is to—
 - (a) the court which made the order under section [section to be inserted by amendment 2], or
 - (b) in the case of an order made by a magistrates' court, to a magistrates' court acting for the same local justice area as that court.'

Tudalen 1, ar ôl llinell 15, mewnosoder adran newydd—

[] Terfynu anghymhwysiad o dan adran [yr adran sydd i'w mewnosod gan welliant 2]

- (1) Caiff person sydd wedi'i anghymhwyso yn rhinwedd gorchymyn o dan adran [yr adran sydd i'w mewnosod gan welliant 2] wneud cais i derfynu'r gorchymyn gyda'r llys priodol.
- (2) Ni chaniateir gwneud cais o dan is-adran (1)—
 - (a) cyn diwedd y cyfnod o flwyddyn sy'n dechrau â'r dyddiad y gwneir y gorchymyn,
 - (b) pan fo cais blaenorol o dan yr is-adran honno wedi'i wneud mewn perthynas â'r un gorchymyn, cyn diwedd y cyfnod o flwyddyn sy'n dechrau â'r dyddiad y pennwyd y cais blaenorol, neu



- (c) cyn diwedd unrhyw gyfnod a bennir o dan adran [yr adran sydd i'w mewnosod gan welliant 2](6) neu is-adran (5) isod mewn perthynas â'r gorchymyn.
- (3) O ran cais o dan is-adran (1), caiff y llys –
 - (a) terfynu'r anghymhwysiad,
 - (b) amrywio'r anghymhwysiad er mwyn ei wneud yn llai beichus, neu
 - (c) gwrthod y cais.
- (4) Wrth bennu cais o dan is-adran (1), rhaid i'r llys roi sylw i gymeriad y sawl sy'n gwneud cais, ei ymddygiad ers gosod yr anghymhwysiad ac unrhyw amgylchiadau eraill ynghylch yr achos.
- (5) Os bydd y llys yn gwrthod cais o dan is-adran (1), caiff bennu cyfnod pryd na chaniateir i'r sawl sy'n gwneud cais wneud cais pellach o dan yr is-adran honno mewn perthynas â'r gorchymyn o dan sylw.
- (6) Caiff y llys orchymyn i'r sawl sy'n gwneud cais o dan is-adran (1) dalu holl gostau'r cais neu ran o'r costau hynny.
- (7) Yn is-adran (1), mae'r cyfeiriad at y llys priodol yn gyfeiriad at –
 - (a) y llys a wnaeth y gorchymyn o dan adran [yr adran sydd i'w mewnosod gan welliant 2], neu
 - (b) yn achos gorchymyn a wneir gan lys ynadon, lys ynadon sy'n gweithredu ar ran yr un ardal cyfiawnder lleol â'r llys hwnnw.'.

Andrew RT Davies

42

Page 2, after line 12, insert a new section –

'Guidance

[] Guidance

- (1) The Welsh Ministers must issue guidance to assist in the interpretation of what is, and what is not, to be considered to be a travelling circus in section 4.
- (2) The Welsh Ministers may revise any guidance issued under this section.
- (3) The Welsh Ministers must arrange for any guidance issues or revised under this section to be published.'

Tudalen 2, ar ôl llinell 12, mewnosoder adran newydd –

'Canllawiau

[] Canllawiau

- (1) Rhaid i Weinidogion Cymru ddyroddi canllawiau i gynorthwyo i ddehongli beth yw, a beth nad yw, i gael ei ystyried yn sycras deithiol yn adran 4.
- (2) Caiff Gweinidogion Cymru adolygu unrhyw ganllawiau a ddyroddir o dan yr adran hon.



- (3) Rhaid i Weinidogion Cymru wneud trefniadau ar gyfer cyhoeddi unrhyw ganllawiau a ddyroddir neu a adolygir o dan yr adran hon.’.

Llyr Gruffydd

4

Page 4, after line 20, insert a new section –

[] Guidance

- (1) The Welsh Ministers must issue guidance to support the implementation of the Bill.
- (2) Such guidance must include, but is not limited to –
 - (a) guidance on the meaning of wild animal,
 - (b) guidance on the meaning of travelling circus, and
 - (c) guidance on the meaning of exhibit.
- (3) The Welsh Ministers may revise any guidance issued under this section.
- (4) The Welsh Ministers must arrange for any guidance issued or revised under this section to be published.’.

Tudalen 4, ar ôl llinell 22, mewnosoder adran newydd –

[] Canllawiau

- (1) Rhaid i Weinidogion Cymru ddyroddi canllawiau i gefnogi’r gwaith o weithredu’r Bil.
- (2) Rhaid i ganllawiau o’r fath gynnwys y canlynol, ond nid ydynt wedi’u cyfyngu i hynny –
 - (a) canllawiau ar ystyr anifail gwyllt,
 - (b) canllawiau ar ystyr syrcas deithiol, ac
 - (c) canllawiau ar ystyr arddangos.
- (3) Caiff Gweinidogion Cymru ddiwygio unrhyw ganllawiau a ddyroddir o dan yr adran hon.
- (4) Rhaid i Weinidogion Cymru drefnu bod unrhyw ganllawiau a ddyroddir neu a ddiwygir o dan yr adran hon yn cael eu cyhoeddi.’.

Llyr Gruffydd

5

Section 12, page 4, line 30, leave out ‘on 1 December 2020’ and insert ‘at the end of the period of two months beginning with the day on which this Act receives Royal Assent’.

Adran 12, tudalen 4, llinell 32, hepgorer ‘1 Rhagfyr 2020’ a mewnosoder ‘ddiwedd y cyfnod o ddau fis sy’n dechrau â’r diwrnod y caiff y Ddeddf hon y Cydsyniad Brenhinol’.

Llyr Gruffydd

6

Schedule, page 5, line 11, after ‘inspector’, insert ‘or a constable’.

Atodlen, tudalen 5, llinell 15, ar ôl ‘arolygydd’, mewnosoder ‘neu gwnstabl’.



Llyr Gruffydd

7

Schedule, page 5, line 23, after 'inspector' at the first place where it appears, insert 'or a constable'.

Atodlen, tudalen 5, llinell 23, ar ôl 'arolygydd' yn y lle cyntaf y mae'n ymddangos, mewnosoder 'neu gwnstabl'.

Llyr Gruffydd

8

Schedule, page 5, line 23, after 'inspector' at the second place where it appears, insert 'or constable'.

Atodlen, tudalen 5, llinell 23, ar ôl 'arolygydd' yn yr ail le y mae'n ymddangos, mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

9

Schedule, page 5, line 31, after 'inspector', insert 'or a constable'.

Atodlen, tudalen 5, llinell 32, ar ôl 'arolygydd', mewnosoder 'neu gwnstabl'.

Llyr Gruffydd

10

Schedule, page 5, line 32, after 'inspector', insert 'or constable'.

Atodlen, tudalen 5, llinell 34, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

11

Schedule, page 6, line 1, after 'inspector', insert 'or a constable'.

Atodlen, tudalen 6, llinell 1, ar ôl 'arolygydd', mewnosoder 'neu gwnstabl'.

Llyr Gruffydd

12

Schedule, page 6, line 2, after 'inspector', insert 'or constable'.

Atodlen, tudalen 6, llinell 2, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

13

Schedule, page 6, line 14, after 'inspector', insert 'or constable'.

Atodlen, tudalen 6, llinell 15, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

14

Schedule, page 6, line 25, after 'inspector', insert 'or a constable'.

Atodlen, tudalen 6, llinell 27, ar ôl 'arolygydd', mewnosoder 'neu gwnstabl'.



Llyr Gruffydd

15

Schedule, page 6, line 26, after 'inspector's', insert 'or constable's'.

Atodlen, tudalen 6, llinell 28, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

16

Schedule, page 6, line 28, after 'inspector', insert 'or a constable'.

Atodlen, tudalen 6, llinell 30, ar ôl 'arolygydd', mewnosoder 'neu gwnstabl'.

Llyr Gruffydd

17

Schedule, page 6, line 29, after 'inspector', insert 'or constable'.

Atodlen, tudalen 6, llinell 31, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

18

Schedule, page 6, line 31, after 'inspector', insert 'or constable'.

Atodlen, tudalen 6, llinell 33, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

19

Schedule, page 6, line 33, after 'inspector', insert 'or constable'.

Atodlen, tudalen 6, llinell 35, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

20

Schedule, page 6, line 35, after 'inspector', insert 'or constable'.

Atodlen, tudalen 6, llinell 37, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

21

Schedule, page 7, line 1, after 'inspector', insert 'or constable'.

Atodlen, tudalen 7, llinell 1, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

22

Schedule, page 7, line 2, after 'inspector', insert 'or constable'.

Atodlen, tudalen 7, llinell 2, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

23

Schedule, page 7, line 3, after 'inspector', insert 'or constable'.



Atodlen, tudalen 7, llinell 3, ar ôl 'arolygydd', mewnosoder 'neu gwnstabl'.

Llyr Gruffydd

24

Schedule, page 7, line 4, after 'inspector', insert 'or constable'.

Atodlen, tudalen 7, llinell 4, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

25

Schedule, page 7, line 6, after 'inspector', insert 'or constable'.

Atodlen, tudalen 7, llinell 6, ar ôl 'arolygydd', mewnosoder 'neu gwnstabl'.

Llyr Gruffydd

26

Schedule, page 7, line 8, after 'inspector', insert 'or constable'.

Atodlen, tudalen 7, llinell 8, ar ôl 'arolygydd', mewnosoder 'neu gwnstabl'.

Llyr Gruffydd

27

Schedule, page 7, line 9, after 'inspector', insert 'or constable'.

Atodlen, tudalen 7, llinell 9, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

28

Schedule, page 7, line 11, after 'inspector', insert 'or constable'.

Atodlen, tudalen 7, llinell 12, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd

29

Schedule, page 7, line 14, after 'inspector', insert 'or a constable'.

Atodlen, tudalen 7, llinell 14, ar ôl 'arolygydd', mewnosoder 'neu gwnstabl'.

Andrew RT Davies

43

Schedule, page 7, line 16, leave out 'including' and insert 'excluding'.

Atodlen, tudalen 7, llinell 16, hepgorer 'gan gynnwys' a mewnosoder 'ac eithrio'.

Llyr Gruffydd

30

Schedule, page 7, line 19, after 'inspector', insert 'or constable'.

Nid oes angen diwygio'r fersiwn Cymraeg. There is no need to amend the Welsh version.



Llyr Gruffydd 31

Schedule, page 7, line 20, after 'inspector', insert 'or constable'.

Atodlen, tudalen 7, llinell 20, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Andrew RT Davies 44

Schedule, page 7, line 21, leave out 'including' and insert 'excluding'.

Atodlen, tudalen 7, llinell 21, hepgorer 'gan gynnwys' a mewnosoder 'ac eithrio'.

Llyr Gruffydd 32

Schedule, page 7, line 34, after 'inspector', insert 'or constable'.

Atodlen, tudalen 7, llinell 35, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd 33

Schedule, page 7, line 37, after 'inspector', insert 'or constable'.

Atodlen, tudalen 7, llinell 38, ar ôl 'arolygydd' yn y lle cyntaf y mae'n ymddangos, mewnosoder 'neu gwnstabl'.

Llyr Gruffydd 34

Schedule, page 7, line 38, after 'inspector', insert 'or constable'.

Atodlen, tudalen 7, llinell 38, ar ôl 'arolygydd' yn yr ail le y mae'n ymddangos, mewnosoder 'neu'r cwnstabl'.

Andrew RT Davies 45

Schedule, page 7, after line 38, insert –

- '[] (1) A veterinary surgeon or suitably trained person with an appropriate level of expertise in the health and welfare requirements of animals on the premises, who is taken on to the premises in accordance with paragraph 8(a) may –
- (a) examine, measure or test an animal that is found on the premises;
 - (b) take a sample from an animal.
- (2) The Welsh Ministers may specify in regulations one or more categories of persons who are able to be regarded as being suitably trained for the purposes of sub-paragraph (1), above.
- (3) Regulations made under sub-paragraph (2) may make different provision for different animals.'

Atodlen, tudalen 7, ar ôl llinell 38, mewnosoder –



- [] (1) Caiff milfeddyg neu berson ar y fangre sydd wedi'i hyfforddi'n addas a chanddo lefel briodol o arbenigedd mewn anghenion iechyd a lles anifeiliaid yr eir ag ef i'r fangre yn unol â pharagraff 8(a) –
- (a) archwilio, mesur neu brofi anifail a ganfyddir ar y fangre;
 - (b) cymryd sampl o anifail.
- (2) Caiff Gweinidogion Cymru bennu mewn rheoliadau un neu ragor o gategorïau o bersonau sy'n gallu cael eu hystyried yn bersonau sydd wedi'i hyfforddi'n addas at ddibenion is-baragraff (1) uchod.
- (3) Caiff rheoliadau a wneir o dan is-baragraff (2) wneud darpariaethau gwahanol ar gyfer anifeiliaid gwahanol.'

Llyr Gruffydd 35

Schedule, page 8, line 18, after 'inspector', insert 'or constable'.

Atodlen, tudalen 8, llinell 21, ar ôl 'arolygydd', mewnosoder 'neu gwnstabl'.

Llyr Gruffydd 36

Schedule, page 8, line 19, after 'inspector's', insert 'or constable's'.

Atodlen, tudalen 8, llinell 22, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd 37

Schedule, page 8, line 22, after 'inspector', insert 'or a constable'.

Atodlen, tudalen 8, llinell 25, ar ôl 'arolygydd', mewnosoder 'neu gwnstabl'.

Llyr Gruffydd 38

Schedule, page 8, line 23, after 'inspector', insert 'or constable'.

Atodlen, tudalen 8, llinell 26, ar ôl 'arolygydd', mewnosoder 'neu gwnstabl'.

Llyr Gruffydd 39

Schedule, page 8, line 24, after 'inspector', insert 'or constable'.

Atodlen, tudalen 8, llinell 27, ar ôl 'arolygydd', mewnosoder 'neu'r cwnstabl'.

Llyr Gruffydd 40

Schedule, page 8, after line 24, insert –



'Powers of constables under this schedule

- 14 The powers conferred on constables by this schedule are without prejudice to any powers conferred on constables apart from this schedule.'

Atodlen, tudalen 8, ar ôl llinell 27, mewnosoder –

'Pwerau cwnstabiliaid o dan yr atodlen hon

- 14 Nid yw'r pwerau a roddir i gwnstabiliaid gan yr atodlen hon yn lleihau effaith unrhyw bwerau a roddir i gwnstabiliaid ar wahân i'r atodlen hon.'



GRWPIO GWELLIANNAU GROUPINGS OF AMENDMENTS

Bil Anifeiliaid Gwyllt a Syrcasau (Cymru) Wild Animals and Circuses (Wales) Bill

Cyfnod 2 ar 5 Chwefror 2020
Stage 2 on 5 February 2020

Mae'r ddogfen hon yn nodi ym mha drefn y caiff y gwelliannau eu trafod ac unrhyw wybodaeth berthnasol yn ymwneud â'r gweithdrefnau sy'n berthnasol i bob grŵp. Nid yw'r rhestr hon yn disodli'r rhestr o welliannau wedi'u didoli, sy'n nodi'r gwelliannau yn y drefn y cânt eu gwaredu. Dylai'r rhestr hon gael ei darllen ar y cyd â'r rhestr o welliannau wedi'u didoli.

This document provides the order in which amendments will be debated and any relevant procedural information relevant to each group. This list does not replace the marshalled list, which sets out the amendments in the order in which they will be disposed of. This list should be read in conjunction with the marshalled list.

1. Trosedd i ddefnyddio anifeiliaid gwyllt mewn syrcasau teithiol

Offence to use wild animals in travelling circuses

1, 41

2. Anghymhwysu troseddwr

Disqualification of offenders

2, 3

3. Canllawiau

Guidance

42, 4

4. Dod i rym

Coming into force

5



5. Pwerau gorfodi

Powers of enforcement

6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40

6. Pwerau arolygu

Powers of inspection

43, 44, 45



Fuel poverty - Summary note of engagement

13 February 2020

Background

As part of the Climate Change, Environment and Rural Affairs Committee's inquiry into fuel poverty, the National Assembly for Wales' Citizen Engagement Team has been gathering the views of people across Wales.

Methodology

The Citizen Engagement Team arranged a series of focus groups with people in, or at risk of, fuel poverty and staff supporting individuals with energy issues, between 3 December 2019 and 23 January 2020.

4 sessions were arranged across Wales involving 25 citizens from three Assembly regions. Sessions were arranged in Powys (Knighton), Swansea, Denbighshire (Rhyl) and Gwynedd (Bangor). Those participating in the sessions came from the aforementioned local authority areas and other local authority areas in Wales.

A number of relevant organisations and groups were contacted in order to source participants. There included, but not limited to, Age Cymru, Bevan Foundation, Citizens Advice Bureau, Disability Wales, Tai Pawb, Trussell Trust and Universities in Wales.

Format

The following topics were discussed as part of the sessions:-

- Experience of fuel poverty;
- Support for those in fuel poverty or at risk of fuel poverty;
- Causes of fuel poverty;



- Demographics of people in fuel poverty;
- The impact of fuel poverty on health and wellbeing;
- Fuel poverty in rural Wales;
- Education;
- Welsh Government’s Warm Homes Programme;
- Housing

Summary of key themes

Heating or eating

The day-to-day challenges of living in, or at risk of fuel poverty, was a theme which pervaded discussion at all focus groups. Making a conscious decision between “*heating or eating*” was described as a frequent dilemma for many.

One participant who advises clients on energy issues, described advising an individual in receipt of Employment and Support Allowance (ESA) and Housing Benefit. Approximately 30% of his income is spent on energy bills.

“For clients like that, they often never see a way out. He has a 30 year old freezer and a 25 year old fridge with no seal. In the summer, he’s storing his insulin in a bucket of cold water on the floor.”

Focus group participant, Pembrokeshire

Focus group participants explained that the pressures on individuals in receipt of benefits is significant and agreed that whilst some may have budgeting issues, it is a criticism which is often unfairly levelled at most people in fuel poverty.

“If any of them are on the base rate, they don’t have the extra income to allow them to budget.”

Focus group participant, Denbighshire

“People have more bills these days than has traditionally been the case. We live in a digital by default era. If people have debt in other areas, our local authority’s budgeting sheet doesn’t include ‘communications’ as a priority...and yet, people are increasingly being asked to do most things online. For example, you’ll get the best deals for fuel bills online.”

Focus group participant, Anglesey

Some participants explained that the specific groups of benefit claimants who may feel the pressures of fuel poverty include single benefit claimants with no disabilities or components payable, and Universal Credit claimants (both as single claimants and families).

A focus group participant in Knighton, a local councillor, explained that in her view, a number of people in Knighton regularly choose between fuel and food.

“There’s a lot in this area. I have people on the phone crying to me quite regularly. Fathers who feel they’re letting their families down because they’ve got to make that choice. It’s not a choice they should have to make.”

Focus group participant, Powys

Some participants discussed the increase in the number of people, and changing demographics of those who visit food banks, partly as a result of the challenges in paying fuel bills. Most agreed that some people may have previously been able to rely on charitable support, but with the third sector facing increasing cuts, this is no longer the case.

“We sometimes have to think carefully about what food to give, because some people can’t afford the fuel to cook. Some might have just a kettle, toaster and a ring. We often give them food they can heat quickly.

We’re finding ourselves helping more and more people. It’s now approximately 50/50 in terms of families who are in work and out of work.”

Focus group participant, Powys

Rural Wales

The unique issues faced by people in, or at risk of, fuel poverty in rural parts of Wales, was discussed at length by all focus groups.

The multifaceted challenge of retrofitting old, stone-built housing stock, living in an off-grid area and thus managing comparatively high energy bills, often on low income, was described as debilitating for many individuals.

Some participants with experience of providing energy advice to people who rely on oil, storage heaters or liquefied petroleum gas (LPG hereafter), discussed the shifting demographics of those in fuel poverty. They explained that people often associate fuel poverty with older people or those in receipt of benefits, but the “*in-work poor*” is a group increasingly finding themselves drawn into fuel poverty.

“Fuel bills can often be double what Ofgem estimate is the annual average for those heating their homes by gas. So it brings in families you wouldn’t necessarily have thought would be in, or at risk of fuel poverty – people earning £23,000 to £25,000 who are spending between £2,000 - £3,000 on their fuel bills.”

Focus group participant, Ceredigion

One participant explained the challenges faced by people living in Anglesey, a significant proportion of which live off-grid.

“I had a client who owed £40 to a leading LPG supplier. They were threatening to disconnect her, which would have meant she’d have had to pay £300 to reconnect. She was a vulnerable woman who had to flee domestic violence and was effectively, in hiding. How can a company like that be held accountable? If it was a traditional energy supplier, you could contact the Energy Ombudsman.”

Focus group participant, Anglesey

Some participants suggested that some form of grant initiative designed to support people living in rural parts of Wales who struggle to pay their energy bills, could alleviate the pressure on many.

“Some of my clients are on oil and can’t afford it, but don’t have much choice. One lady I advise lives in the living room of her house with a one-bar gas fire. She has to scramble for gas bottles from her builder friends.

If people can’t afford to fill their oil tank, they’ll go to the petrol station and pay 75p for a litre of kerosene to heat their home.”

Focus group participant, Pembrokeshire

Participants in a focus group in Knighton also discussed poverty more generally, and its impact on social mobility.

“If you want a job, you’ve got to run a car. Combine that with paying for electricity, heating and food – it’s almost impossible for many. Imagine being a single mother living in a rural area with little or no support, trying to juggle those financial commitments.”

Focus group participant, Powys

Some of the other challenges facing people living in rural areas according to participants were variance in prices, poor standards of support for vulnerable people and customers having to spend a significant amount to fill tanks or place minimum orders.

Housing stock

All participants agreed that accessing good quality housing is difficult, particularly for those on low incomes.

“People on low incomes are limited to accommodation with cheaper rent, which you’ll often find are not energy efficient...and even those in housing association properties have issues.”

Focus group participant, Anglesey

“If you have new housing built on existing housing association estates and they have all the energy efficiency benefits, but existing homes are not upgraded, it can cause problems – particularly when it comes to social cohesion.”

Focus group participant, Ceredigion

Students participating in the focus groups explained that whilst the standard of student property has increased, the majority are not energy efficient.

Smart meters

Some participants explained that smart meters are useful in monitoring usage and were particularly encouraged by the recent release of Ofgem’s Vulnerable Customer strategy. However, some participants raised concerns.

“...I would however have some criticism of the roll out of first generation smart meters as they were unable to operate in smart mode if the consumer changed supplier. This leads to its own problems, when customers switched supplier and were not informed of the functionality issue.

I dealt with numerous cases of customers believing that their meters were operating in smart mode and their usage was accurate only to be informed by the new supplier that their usage was estimated, leading to catch up bills often putting clients in debt.”

Focus group participant, Rhondda Cynon Taf

Health and wellbeing

All participants agreed that living in, or at risk of fuel poverty, can have a significant impact on the health and wellbeing of an individual.

“Anxiety and depression is a by-product of being in fuel poverty. We can do brilliant work with people to help boost their income, but they’re often extraordinarily vulnerable people who will struggle.”

Focus group participant, Pembrokeshire

“Imagine living in that level of poverty? So many people are suffering with depression and anxiety. It’s not uncommon for people to come to me for advice about their debts and say that they don’t want to be here anymore.”

Focus group participant, Conwy

Welsh Government Warm Homes Programme

“Dealing with Nest is fine, because when you figure out what the client is entitled to, it’s great because it really will make a difference to their life. The eligibility criteria is really generous, particularly now that the health criteria has been added.”

Focus group participant, Anglesey

The perception of the Welsh Government’s Warm Homes Programme and Nest in particular was mostly positive.

However, focus group participants with experience of advising clients on energy issues and making Nest applications on their behalf, explained that there is room for improvement. The following points were made:-

- **Windows:** it would be helpful if windows were included as part of the Nest Scheme. People are losing heat if their windows are single glazed or their window frames are rotten.
- **Consistency:** One participant raised concerns regarding consistency in approving Nest applications. She advised a family with two children who were in receipt of the enhanced rate of Personal Independence Payment (PIP) and Disability Living Allowance (DLA) and were renting privately. The family met the qualifying criteria for a new boiler in their home and their Nest application was initially accepted. However, Nest discovered that the landlord owned a number of properties and had made multiple applications to Nest. As such, Nest

rejected the family's application. The issue was only resolved when Lesley Griffiths, Minister for Environment, Energy and Rural Affairs, intervened.

- **Progress:** Participants with experience of advising people on their energy issues explained that they would find it useful if they could track the progress of Nest applications.
- **Address:** Some participants raised issues regarding individuals who are self-employed who use their home address as their business address. This can pose difficulties if Nest run searches.

One participant explained that he has advised a client in her fifties who works part time, largely due to her health issues. She lives off-grid and heats her property by oil. She had a brand new oil central heating system installed two years ago by Nest but cannot afford the oil. The tank has been empty since its installation.

"Yes, you can put a new heating system in, but if they can't run it, what's the point? It needs to be sustainable. It's setting people up to fail."

Focus group participant, Pembrokeshire

"Fitting a new boiler is not always the answer, particularly where the fabric of the building needs addressing."

Focus group participant, Rhondda Cynon Taf

The level of public awareness of the scheme was generally low to non-existent.

The Energy Ombudsman

"The Energy Ombudsman's powers are pretty quick...but even if they rule in your favour, the award is pretty small. They often refer to them as 'goodwill' amounts."

Focus group participant, Pembrokeshire

One participant explained that he has encountered a few situations where energy clients have fallen outside the remit of the Energy Ombudsman. The first example was where the energy supplier was in liquidation and the client owed money to the energy supplier. The client is not protected by billing rules and as such, you deal directly with the liquidator and have no recourse to the Energy Ombudsman. The second example is where a client has had work done by Nest but there has been an issue with the installation. It can be difficult to resolve the matter. One participant queried whether the Public Service Ombudsman can accept complaints about Nest.

Education

All participants agreed that the level of understanding of bills and confidence in switching tariffs or energy suppliers is generally low.

“There’s a lot of people who will self-disconnect. So they’re consciously making the choice between heating and eating but not realising they still have to pay a standing charge.”

Focus group participant, Pembrokeshire

“The knowledge and understanding about how energy markets work is next to zero. I helped one gentleman save £825 a year on his fuel bills. He was on a pre-payment meter and then moved to direct debit. Sometimes it’s an issue with familiarity – people feel comfortable in sticking to what they know.”

Focus group participant, Merthyr Tydfil

Some participants, including students, explained that a greater emphasis on understanding financial matters which included fuel bills, should form part of formal education.

“Reading and understanding bills can be confusing. They’re not always user-friendly and can vary quite a bit. Ideally it’s something that should have been dealt with as part of the school curriculum.”

Focus group participant, Conwy

“Energy is seen as a low priority issue for many of the people we advise. However, whenever we have someone with a debt or welfare benefit issue, more often than not, there’s an energy issue there too.”

Focus group participant, Anglesey

Students participating in the focus groups explained that fuel bills often feature quite low in their list of priorities. Fuel bills will often be included in their rent payment so they rarely have the opportunity or inclination to challenge the cost.

“If you’re renting a house from someone, you don’t feel as though you can switch supplier. I’d be surprised if you find a student who’s switched tariff. Most students have no idea what would constitute a ‘good’ deal or tariff.”

Focus group participant, Gwynedd

Disability

Some focus group participants discussed the unique challenges fuel poverty poses for disabled people.

“If you have a long term disability, you often need to use more electricity because of the various equipment you use. I’m blind, so if I need to do things, I need the light on – that’s throughout the year, not just when it’s dark. I often need to change the equipment so I can do things independently, but that has a knock-on effect on bills.

Whilst I’m not in fuel poverty, we’re only just about managing. We have one income coming in that we both live off. We’re just above the threshold so not entitled to any additional help.”

Focus group participant, Powys

Other issues

- Smaller energy companies being forced to close which is having a knock-on effect on billing. The number is increasing with three to four energy companies going bust per year in the last three years.
- Some participants said they have switched energy providers as a result of doorstep sellers and cold calling, with some energy providers being worse than others.
- Some have struggled to understand how air source heating works, whilst others have had measures installed, but their property is unsuitable for low level background heat.

Agenda Item 3.2

Julie James AC/AM
Y Gweinidog Tai a Llywodraeth Leol
Minister for Housing and Local Government

Ein cyf/Our ref MA/JJ./0061/20

Mike Hedges AM
Chair of the Climate Change,
Environment and Rural Affairs
Committee National Assembly for Wales
Ty Hywel
Cardiff



Llywodraeth Cymru
Welsh Government

29 January 2020

Dear Mike,

Thank you for the Climate Change, Environment and Rural Affairs Committee's report on the draft National Development Framework (NDF). I am grateful for the work of the Committee to date in scrutinising the draft NDF, I am happy to accept the report's single recommendation and the Welsh Government will publish its response to the report alongside the next iteration of the NDF when it comes before the assembly for scrutiny in 2020.

We are currently analysing the Committee's conclusions along with all of the other NDF consultation responses and I expect that there will be proposed changes to the NDF as a result of this work.

Thank you once again for the Committee's detailed scrutiny so far

Yours sincerely



Julie James AC/AM
Y Gweinidog Tai a Llywodraeth Leol
Minister for Housing and Local Government

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Rydym yn croesawu derbyn gohebiaeth yn Gymraeg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.

National Assembly for Wales Climate Change, Environment and Rural Affairs Committee report on the draft National Development Framework

29th January 2020

I welcome the Climate Change, Environment and Rural Affairs Committee's report on the draft National Development Framework and I am grateful for the scrutiny work which the Committee has undertaken so far. I note that the report contains only one recommendation which is considered below, but there are a further fifty one conclusions which the Government is currently considering. The conclusions are linked to the recommendation and we will prepare a schedule of responses to the Committee's conclusions in due course.

The response to the report's recommendation is set out below

Recommendation 1.

The Welsh Government should publish its response to this report alongside the next iteration of the NDF when it comes before the Assembly for scrutiny in 2020.

Its response should address each of the Committee's conclusions. Where a conclusion has suggested an amendment to the NDF, the Welsh Government should explain whether and how it has been incorporated or reflected in the final NDF

Where the Welsh Government has determined that a conclusion should not be incorporated in the NDF, it should specify its reason. Where the Welsh Government has determined that a conclusion would be more appropriately dealt with in another planning or policy document, it should refer to the specific document

Response

I accept the single recommendation contained in this report. The Welsh Government will respond to each individual conclusion contained in the report and will indicate how the NDF has been amended as a consequence. Where no changes are proposed, and it is determined that the issue is more appropriately dealt with elsewhere, this will be clearly identified.

Agenda Item 3.3

Chair of Climate Change, Environment and Rural Affairs
Committee
Mike Hedges AM,

27 January 2020

UPDATE FROM THE WELSH YOUTH PARLIAMENT'S LITTERING AND PLASTIC WASTE COMMITTEE

Dear Mike Hedges AM, Chair of Climate Change, Environment and Rural Affairs Committee

As you will be aware, last year, the Welsh Youth Parliament (WYP) held its first ever sitting in the Senedd Chamber where Welsh Youth Parliament Members (WYPMs) debated eighteen different topics that were identified as important to young people across Wales. The three key issues that the Youth Parliament decided to focus on were:

1. Emotional and Mental Health Support
2. Littering and Plastic Waste
3. Life Skills in the Curriculum

Having chosen the top three priority issues the WYPMs decided that they should break into issue committees. A key part of each committee's work is to consult with other young people, relevant organisations, youth groups and staff to help each committee understand the issues in greater detail, and help inform the WYPs key recommendations.

As the Littering and Plastic Waste Committee, we have already consulted with sector-leading organizations such as Wrap Cymru, Surfers against Sewage and Iechyd Da. Our intention is to run an awareness campaign to increase young people's understanding on this important issue, and in the process consult with young people (through events and an online survey) to find out what steps they think should be taken in the future.

Key dates for the WYP Littering and Plastic Waste Committee for 2020 include:

Month	Activity
January/February	Regional meetings for all WYPMs in the four regions to plan awareness and consultation activity
March 23 and 30	Regional events involving WYPMs and other young people across Wales. We, the WYP's Littering and Plastic Waste Committee will launch our consultation at these events, and use it as an opportunity to have discussions with other young people, including members of school eco-councils to identify good practice and areas for improvement. The wider awareness campaign and consultation will also see our Committee engage with a diverse range of young people across Wales.
March	WYP staff and WYPMs delivering awareness sessions in schools, colleges and youth organisations
July	End consultation and analyse results
September	Share results and publish a report of our findings
November	Final residential weekend (final plenary 13.11.2020)

We would be delighted if you, and/or other members of the Committee would consider joining us at our regional Events in March and for the final Welsh Youth Parliament Plenary on 13 November 2020 in the Siambr, Cardiff (further details below). We will also be writing to the Welsh Government to provide an update on our work, and will extend an invite to the Minister for Environment, Energy and Rural Affairs, and the Deputy Minister for Housing and Local Government to attend these events.

As a Committee we would welcome the opportunity to work with the Climate Change, Environment and Rural Affairs Committee on this matter, and would be happy to discuss any ideas and opportunities there may be to work together.

The events will be held on the following dates:

Date and Time	Location
Monday 23 March 10:00 – 14:30	National Botanic Gardens for Wales
Monday 30 March 10:00 – 14:30	Prifysgol Bangor University

If you have any questions about any aspects covered in this letter, do not hesitate to get in touch with hello@youthparliament.wales.

Thank you for your support,

Kind regards,

Welsh Youth Parliament

Agenda Item 5

By virtue of paragraph(s) vi of Standing Order 17.42

Document is Restricted