

GENDER-BASED VIOLENCE, DOMESTIC ABUSE AND SEXUAL VIOLENCE (WALES) BILL – STAGE 2 GOVERNMENT AMENDMENTS

This table provides information about the amendments tabled in the name of Leighton Andrews AM on 26 November 2014; further amendments for consideration at Stage 2 will be tabled by the Minister for Public Services in due course.

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
1.	<p>To insert a new section—</p> <p>‘[] Violence against women and girls</p> <p>(1) A person exercising relevant functions must have regard (along with all other relevant matters) to the need to remove or minimise any factors which—</p> <p>(a) increase the risk of violence against women and girls, or</p> <p>(b) exacerbate the impact of such violence on victims.</p> <p>(2) In this section—</p> <p>“relevant functions” (<i>“swyddogaethau perthnasol”</i>) means the functions under sections 2, 3, 4, 5, 6(2), 7, 8, 12, 13(1), 14, 16, 17, 18, 19(1) and (4);</p> <p>“violence against women and girls” (<i>“trais yn erbyn menywod a merched”</i>) means gender-based violence, domestic abuse and</p>	<p>I fewnosod adran newydd—</p> <p>‘[] Trais yn erbyn menywod a merched</p> <p>(1) Rhaid i berson sy’n arfer swyddogaethau perthnasol roi sylw (ynghyd â phob mater perthnasol arall) i’r angen i ddileu neu leihau unrhyw ffactorau sy’n—</p> <p>(a) cynyddu’r risg o drais yn erbyn menywod a merched, neu</p> <p>(b) gwaethygu effaith trais o’r fath ar ddiodefswyr.</p> <p>(2) Yn yr adran hon—</p> <p>ystyr “swyddogaethau perthnasol” (<i>“relevant functions”</i>) yw’r swyddogaethau o dan adrannau 2, 3, 4, 5, 6(2), 7, 8, 12, 13(1), 14, 16, 17, 18, 19(1) a (4);</p> <p>ystyr “trais yn erbyn menywod a merched” (<i>“violence against women and girls”</i>) yw</p>	<p>The purpose of this amendment is to insert a new section to make specific reference to violence against women and girls.</p> <p>The effect of this amendment is to require those exercising relevant functions under the Bill, as set out in this section, to have regard (along with all other relevant matters) to the need to remove or minimise any factor which increase the risk of violence against women and girls or exacerbate the impact of such violence on victims.</p> <p>This amendment also sets out the meaning of “violence against women and girls” by reference to the existing definitions of gender-based violence, domestic abuse and sexual violence contained in the Bill.</p>

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	sexual violence where the victim is female.’.	trais ar sail rhywedd,	
2.	<p>Section 2, page 2, after line 5, insert—</p> <p>‘() The Welsh Ministers must consult such persons as they consider appropriate before—</p> <p>(a) publishing the first national strategy under this section;</p> <p>(b) revising the national strategy.’.</p>	<p>Adran 2, tudalen 2, ar ôl llinell 6, mewnosoder—</p> <p>‘() Rhaid i Weinidogion Cymru ymgynghori ag unrhyw bersonau sy’n briodol yn eu barn hwy cyn—</p> <p>(a) cyhoeddi’r strategaeth genedlaethol gyntaf o dan yr adran hon;</p> <p>(b) diwygio’r strategaeth genedlaethol.’.</p>	<p>The purpose of this amendment is to include provision for consultation on the national strategy.</p> <p>The effect of this amendment is to require the Welsh Ministers to consult before publishing their first national strategy, or revising their national strategy.</p>
3.	<p>Section 5, page 3, after line 14, insert—</p> <p>‘() A local authority and Local Health Board must consult such persons as they consider appropriate before—</p> <p>(a) publishing their first local strategy;</p> <p>(b) revising their local strategy.’.</p>	<p>Adran 5, tudalen 3, ar ôl llinell 14, mewnosoder—</p> <p>‘() Rhaid i awdurdod lleol a Bwrdd Iechyd Lleol ymgynghori ag unrhyw bersonau sy’n briodol yn eu barn hwy cyn—</p> <p>(a) cyhoeddi eu strategaeth leol gyntaf;</p> <p>(b) diwygio eu strategaeth leol.’.</p>	<p>The purpose of this amendment is to include provision for consultation on a local strategy.</p> <p>The effect of this amendment is to require a local authority and Local Health Board to consult prior to publishing their first local strategy or revising their local strategy.</p>
4.	Section 10, page 5, line 21, leave out ‘or revisions’.	Adran 10, tudalen 5, llinell 24, hepgorer ‘neu’r diwygiadau’.	A technical amendment to achieve clarity of drafting.
5.	Section 12, page 6, line 2, after ‘of’, insert ‘, or change attitudes in relation to,’.	Adran 12, tudalen 6, llinell 3, ar ôl ‘rhywiol’, mewnosoder ‘, neu newid agweddau mewn perthynas â hwy’.	<p>The purpose of this amendment is to include a specific reference to changing attitudes in section 12(2)(a).</p> <p>The effect of this amendment is to add to the</p>

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			examples of matters set out in this subsection upon which the Welsh Ministers may issue guidance on how a relevant authority should exercise its functions with a view to contributing to the pursuit of the purpose of the Bill.
6.	Section 12, page 6, after line 4, insert— ‘() the commissioning by relevant authorities of specialist advice or other assistance relating to gender-based violence, domestic abuse or sexual violence;’.	Adran 12, tudalen 6, ar ôl llinell 4, mewnosoder— ‘() comisiynu cyngor arbenigol neu gymorth arall yn ymwneud â thrais ar sail rhywedd, cam-drin domestig a thrais rhywiol gan awdurdodau perthnasol;’.	The purpose of this amendment is to include a specific reference to commissioning services in section 12(2). The effect of this amendment is to provide an additional example of things which may be addressed by guidance which the Welsh Ministers may issue on how a relevant authority should exercise its functions with a view to contributing to the pursuit of the purpose of the Bill.
7.	Section 12, page 6, after line 10, insert— ‘() workplace policies to promote the well-being of employees of relevant authorities who may be affected by gender-based violence, domestic abuse and sexual violence;’.	Adran 12, tudalen 6, ar ôl llinell 10, mewnosoder— ‘() polisiau'r gweithle i hybu lles cyflogeion awdurdodau perthnasol y gallai trais ar sail rhywedd, cam-drin domestig a thrais rhywiol effeithio arnynt;’.	The purpose of this amendment is to include a specific reference to workplace policies in section 12(2). The effect of this amendment is to provide an additional example of things which may be addressed in guidance which the Welsh Ministers may issue on how a relevant authority should exercise its functions with a view to contributing to the pursuit of the purpose of the Bill.
8.	Section 17, page 8, line 24, leave out ‘on Gender-based Violence, Domestic Abuse and Sexual Violence (“the Ministerial Adviser”)’.	Adran 17, tudalen 8, llinell 25, hepgorer ‘ar Drais ar sail Rhywedd, Cam-drin Domestig a Thrais Rhywiol (“y Cyngorydd Gweinidogol”)’.	The purpose of this amendment is to amend the title of the Ministerial Adviser.

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			The effect of this amendment is to remove reference to gender-based violence, domestic abuse and sexual violence from the title of the Ministerial Adviser.