



House of Commons

Tuesday 28 February 2012

PUBLIC BILL COMMITTEE PROCEEDINGS

FINANCIAL SERVICES BILL

[FIFTH AND SIXTH SITTINGS]

Chris Leslie
Cathy Jamieson
Mark Durkan

Withdrawn 29

Clause 3, page 6, line 27, leave out from ‘may’ to first ‘the’ in line 29 and insert ‘require or recommend’.

Chris Leslie
Cathy Jamieson

Withdrawn 34

Clause 3, page 7, line 40, after ‘Committee’, insert ‘and the public’.

Chris Leslie
Cathy Jamieson

Not called 35

Clause 3, page 7, line 42, after ‘Committee’, insert ‘and/or the public’.

Chris Leslie
Cathy Jamieson

Not called 36

Clause 3, page 7, line 43, at end insert—
‘(c) where an order is made under subsection 2(b) above, the reasons for not consulting the Committee and/or the public shall be subject to scrutiny by the Treasury Committee.’.

Chris Leslie
Cathy Jamieson

Withdrawn 16

Clause 3, page 8, line 22, at end insert ‘on the Bank of England website.’.

Chris Leslie
Cathy Jamieson

Negated on division 15

Clause 3, page 8, line 32, at end insert—
‘(1A) (a) if the Treasury considers it appropriate to proceed with the making of an order under section 9K, the Treasury may lay before Parliament—

Financial Services Bill, *continued*

- (i) a draft order, and
 - (ii) an explanatory document,
- (b) the explanatory document must—
 - (i) introduce and give reasons for the order,
 - (ii) explain why the Treasury considers that the order serves the purpose in section 9K, and
 - (iii) be accompanied by a copy of any representations received from the FPC or the Governor,
- (c) the Treasury may not act under subsection (1A)(a) before the end of the period of 12 weeks beginning with the day on which the consultation began, unless the order is made in accordance with subsection (2),
- (d) subject as follows, if after the expiry of the 40-day period the draft order laid under subsection (1A)(a) is approved by a resolution of each House of Parliament, the Minister may make an order in the terms of the draft order,
- (e) the procedure in subsections (1A)(f) to (1A)(i) shall apply to the draft order instead of the procedure in subsection (1A)(d) if—
 - (i) either House of Parliament so resolves within the 30-day period, or
 - (ii) a committee of either House charged with reporting on the draft order so recommends within the 30-day period and the House to which the recommendation is made does not by resolution reject the recommendation within that period,
- (f) the Minister must have regard to—
 - (i) any representations,
 - (ii) any resolutions of either House of Parliament, and
 - (iii) any recommendations of a committee of either House of Parliament charged with reporting on the draft order, made during the 60-day period with regard to the draft order,
- (g) if after the expiry of the 60-day period the draft order is approved by a resolution of each House of Parliament, the Minister may make an order in the terms of the draft order,
- (h) if after the expiry of the 60-day period the Minister wishes to proceed with the draft order but with material changes, the Minister may lay before Parliament—
 - (i) a revised draft order, and
 - (ii) a statement giving a summary of the changes proposed,
- (i) if the revised draft order is approved by a resolution of each House of Parliament, the Minister may make an order in the terms of the revised draft order,
- (j) for the purposes of this section an order is made in the terms of a draft order or revised draft order if it contains no material changes to its provisions,
- (k) in this section, references to the “30-day”, “40-day” and “60-day” periods in relation to any draft order are to the periods of 30, 40 and 60 days beginning with the day on which the draft order was laid before Parliament,
- (l) for the purposes of subsection (1A)(k) no account is to be taken of any time during which Parliament is dissolved or prorogued or during which either House is adjourned for more than four days.’

Financial Services Bill, continued

Chris Leslie
Cathy Jamieson

Withdrawn 17

Clause 3, page 9, line 13, leave out lines 13 to 17.

Chris Leslie
Cathy Jamieson
Mark Durkan

Withdrawn 14

Clause 3, page 9, line 31, at end insert—

(2A) The FPC must carry out and complete a review of the definition of regulated persons and the scope of exemptions permitted under FSMA 2000 to consider whether the scope of exemptions is appropriate.

(2B) The FPC must make recommendations under section (2A)—

- (a) before the end of the period of 30 days beginning with the day on which this section comes into force, and
- (b) at least once in every calendar year following that in which the first recommendations are made.’.

Chris Leslie
Cathy Jamieson

Not called 18

Clause 3, page 11, line 12, at end insert ‘but always on the Bank of England website.’.

Chris Leslie
Cathy Jamieson

Withdrawn 33

Clause 3, page 11, line 35, leave out ‘two’ and insert ‘four’.

Chris Leslie
Cathy Jamieson
Mark Durkan

Not called 32

Clause 3, page 11, line 37, after ‘system’, insert ‘including both the most likely outcome and a range of reasonably possible scenarios.’.

Chris Leslie
Cathy Jamieson
Mark Durkan

Negated on division 19

Clause 3, page 12, line 2, at end insert—

- (f) an assessment of the impact of each macro-prudential measure on employment and economic growth.’.

Chris Leslie
Cathy Jamieson
Mark Durkan

Not called 20

Clause 3, page 12, line 9, at end insert—

- (c) an assessment of the state of financial stability against early warning indicators and report against the effectiveness of the macro-prudential measures deployed.’.

Financial Services Bill, *continued*

Chris Leslie
Cathy Jamieson
Mark Durkan

Not called 31

Clause 3, page 12, line 9, at end insert—
(c) an assessment of the impact of the Committee’s measures on the functioning of financial markets and the wider economy.’.

Chris Leslie
Cathy Jamieson

Not called 21

Clause 3, page 12, line 23, at end insert ‘but always on the Bank of England website.’.

Chris Leslie
Cathy Jamieson

Not called 22

Clause 3, page 12, line 35, at end insert ‘but always on the HM Treasury website.’.

Clause agreed to on division.

Chris Leslie
Cathy Jamieson
Mark Durkan

Withdrawn 24

Schedule 1, page 168, line 11, at end insert ‘but shall not exceed the terms and conditions and remuneration arrangements available to external members of the Monetary Policy Committee.’.

Chris Leslie
Cathy Jamieson

Withdrawn 25

Schedule 1, page 169, leave out lines 35 to 37.

Chris Leslie
Cathy Jamieson

Withdrawn 26

Schedule 1, page 170, line 42, at end insert—

‘Scottish Parliament (Disqualification) Order 2010

6 In Part 1 of the Schedule to the Scottish Parliament (Disqualification) Order 2010, at the appropriate place insert “Member of the Financial Policy Committee of the Bank of England appointed under 9B(1)(d) or (e) of the Bank of England Act 1998.”

National Assembly for Wales (Disqualification) Order 2010

7 In Part 1 of the Schedule to the National Assembly for Wales (Disqualification) Order 2010, at the appropriate place insert “Member of the Financial Policy Committee of the Bank of England appointed under 9B(1)(d) or (e) of the Bank of England Act 1998.”’.

Financial Services Bill, *continued*

Schedule agreed to.

Chris Leslie
Cathy Jamieson

Negatived on division 23

Clause 4, page 14, line 36, at end add—

‘Within a year of commencement of this Act the Bank of England shall publish a review of the effectiveness of coordination by the regulators of the exercise of their functions relating to membership of, and their relations with, the European Supervisory Authorities (namely, the European Banking Authority, the European Insurance and Occupational Pensions Authority and the European Securities and Markets Authority), and their relations with other regulatory bodies outside the United Kingdom.’

Clause agreed to.

Chris Leslie
Cathy Jamieson

Withdrawn 27

Schedule 2, page 171, leave out lines 26 to 28.

Chris Leslie
Cathy Jamieson
Mark Durkan

Not called 28

Schedule 2, page 173, line 17, at end add—

‘Review of remuneration

5 Within a year of Royal Assent for this Act the Bank of England shall publish a review of the remuneration and pension fund arrangements for senior executives and those appointed to serve on the committees and sub-committees of the Bank.’

Schedule agreed to.

[Adjourned until Thursday at 9.30 am