



House of Commons

NOTICES OF AMENDMENTS

given on

Wednesday 12 December 2012

*For other Amendment(s) see the following page(s) of Supplement to Votes:
615-16 and 617*

CONSIDERATION OF BILL

GROWTH AND INFRASTRUCTURE BILL, AS AMENDED

Variation and replacement of pre-Planning Act 2008 consents

Secretary Eric Pickles

NC3

To move the following Clause:—

(1) After section 237 of the Planning Act 2008 insert—

“237A Variation and replacement of section 33 consents: transitional provision

- (1) This section applies where a section 33 consent (“the original consent”) has been given or made as a result of an application made before Part 4 came into force.
- (2) Nothing in section 33 prevents the original section 33 consent, or a section 33 consent that replaces it, from being varied or replaced.
- (3) Subsection (5) applies if the original consent, or a section 33 consent that replaces it, is varied or replaced, and the remaining development is development for which development consent would otherwise be required.
- (4) “The remaining development”—
 - (a) in a case where the consent is varied, is the development to which the consent as varied relates, to the extent it has not already been carried out;
 - (b) in a case where the consent is replaced, is the development to which the replacement consent relates, to the extent it has not already been carried out.
- (5) Section 31 does not apply to the remaining development (and so development consent is not required for it).

Growth and Infrastructure Bill, *continued*

- (6) A section 33 consent replaces an earlier section 33 consent for the purposes of this section if (but only if)—
- (a) it is granted or made on an application for consent for development without complying with conditions subject to which the earlier section 33 consent was granted or made, and
 - (b) it is granted subject to, or made on, different conditions, or unconditionally.
- (7) In this section “section 33 consent” means a consent, authorisation, order, notice or scheme mentioned in section 33(1), (2) or (4).”
- (2) This section is deemed to have had effect since Part 4 of the Planning Act 2008 came into force.’.

Power to postpone compilation of Welsh rating lists

Secretary Eric Pickles

NC4

To move the following Clause:—

- (1) Before section 55 of the Local Government Finance Act 1988 (but after the italic heading before that section) insert—

“54A Postponement of compilation of Welsh lists for 2015 onwards

- (1) The Welsh Ministers may by order provide that the lists to which this section applies must be compiled on a date specified in the order (“the specified date”) rather than on 1 April 2015.
 - (2) The lists to which this section applies are—
 - (a) each local non-domestic rating list that would otherwise have to be compiled on 1 April 2015 for a billing authority in Wales, and
 - (b) the central non-domestic rating list that would otherwise have to be compiled for Wales on that date.
 - (3) The specified date must be 1 April in 2016, 2017, 2018, 2019 or 2020; and the same date must be specified for each list to which this section applies.
 - (4) If an order has effect under this section, section 41 (local rating lists) applies in relation to billing authorities in Wales as if subsection (2)—
 - (a) did not require a list to be compiled on 1 April 2015 and on 1 April in every fifth year afterwards, but
 - (b) instead required a list to be compiled on the specified date and on 1 April in every fifth year afterwards.
 - (5) If an order has effect under this section, section 52 (central rating lists) applies in relation to Wales as if subsection (2)—
 - (a) did not require a list to be compiled on 1 April 2015 and on 1 April in every fifth year afterwards, but
 - (b) instead required a list to be compiled on the specified date and on 1 April in every fifth year afterwards.”
- (2) In section 41 (local rating lists), after subsection (8) insert—
- “(9) This section in its application to Wales is subject to section 54A (postponement of compilation of Welsh lists for 2015 onwards).”
- (3) In section 52 (central rating lists), after subsection (7) insert—

Growth and Infrastructure Bill, *continued*

“(8) This section in its application to Wales is subject to section 54A (postponement of compilation of Welsh lists for 2015 onwards).”

(4) In section 143 (orders and regulations), after subsection (3B) insert—

“(3C) The power to make an order under section 54A is exercisable by statutory instrument, and no such order is to be made unless a draft of the order has been laid before and approved by resolution of the National Assembly for Wales.”.

Secretary Eric Pickles

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Page 2, line 37 [*Clause 1*], after ‘authority’, insert ‘or hazardous substances authority’.

Secretary Eric Pickles

6

Page 11, line 31 [*Clause 8*], at end insert—

‘() At the end of section 14 of the National Parks (Scotland) Act 2000 (asp 10) (public authorities’ duty to have regard to National Park Plans when exercising functions in relation to National Parks), the existing text of which becomes subsection (1), insert—

“(2) Subsection (1) does not apply to the exercise by the Secretary of State of the power to make regulations under section 109 of the Communications Act 2003 (conditions and restrictions on application of electronic communications code) if—

- (a) the power is exercised before 6 April 2018, and
- (b) the resulting regulations are expressed to cease to have effect (other than for transitional purposes) before that date.”.

Secretary Eric Pickles

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Page 18 [*Clause 18*], leave out lines 40 and 41.

Secretary Eric Pickles

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Page 19, line 25 [*Clause 18*], leave out subsection (3).

Secretary Eric Pickles

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Page 19, line 41 [*Clause 19*], leave out ‘Before subsection (2) insert’ and insert ‘For subsection (2) substitute’.

Secretary Eric Pickles

10

Page 19, line 42 [*Clause 19*], leave out ‘(1A)’ and insert ‘(2)’.

Secretary Eric Pickles

11

Page 19, line 44 [*Clause 19*], after ‘England’, insert ‘or Wales’.

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Secretary Eric Pickles		12
Page 20, line 5	[<i>Clause 19</i>], leave out '(1B)' and insert '(2ZA)'.	
Secretary Eric Pickles		13
Page 20, line 6	[<i>Clause 19</i>], after 'England', insert 'or Wales'.	
Secretary Eric Pickles		14
Page 20, line 8	[<i>Clause 19</i>], leave out '(1A)' and insert '(2)'.	
Secretary Eric Pickles		15
Page 20, line 10	[<i>Clause 19</i>], leave out '(1A) or'.	
Secretary Eric Pickles		16
Page 20, line 20	[<i>Clause 19</i>], leave out subsection (3).	
Secretary Eric Pickles		17
Page 20, line 23	[<i>Clause 19</i>], leave out 'subsections (1A) and' and insert 'subsection'.	
Secretary Eric Pickles		18
Page 20, line 23	[<i>Clause 19</i>], leave out 'references' and insert 'reference'.	
Secretary Eric Pickles		19
Page 20, line 24	[<i>Clause 19</i>], leave out 'do' and insert 'does'.	
Secretary Eric Pickles		20
Page 20, line 27	[<i>Clause 19</i>], after 'England', insert 'or Wales'.	
Secretary Eric Pickles		21
Page 20, line 28	[<i>Clause 19</i>], after 'England', insert 'or Wales'.	
Secretary Eric Pickles		22
Page 32, line 11	[<i>Clause 25</i>], leave out 'owner' and insert 'shareholder'.	
Secretary Eric Pickles		23
Page 32, line 12	[<i>Clause 25</i>], leave out 'owners' and insert 'shareholders'.	
Secretary Eric Pickles		24
Page 32, line 14	[<i>Clause 25</i>], leave out 'owner' and insert 'shareholder'.	

Growth and Infrastructure Bill, *continued*

Secretary Eric Pickles	25
Page 32, line 16 [<i>Clause</i> 25], leave out ‘owner’ and insert ‘shareholder’.	
Secretary Eric Pickles	26
Page 32, line 24 [<i>Clause</i> 25], leave out ‘owner’ and insert ‘shareholder’.	
Secretary Eric Pickles	27
Page 32, line 32 [<i>Clause</i> 25], leave out ‘owner’ and insert ‘shareholder’.	
Secretary Eric Pickles	28
Page 32, line 44 [<i>Clause</i> 25], leave out ‘owner’ and insert ‘shareholder’.	
Secretary Eric Pickles	29
Page 33, line 2 [<i>Clause</i> 25], at end insert—	
‘() The reference in subsection (2)(b) to making an application under section 80F does not include a reference to making an application within the period of 14 days beginning with the day on which the employee shareholder returns to work from a period of parental leave under regulations under section 76.’	
Secretary Eric Pickles	30
Page 33, line 13 [<i>Clause</i> 25], at end insert—	
‘(7A) The Secretary of State may by regulations provide that any agreement for a company to buy back from an individual the shares referred to in subsection (1)(b) in the event that the individual ceases to be an employee shareholder or ceases to be an employee must be on terms which meet the specified requirements.’	
Secretary Eric Pickles	31
Page 33, line 24 [<i>Clause</i> 25], at end insert—	
‘() The reference in this section to the value of shares in a company is a reference to their market value within the meaning of the Taxation of Chargeable Gains Act 1992 (see sections 272 and 273 of that Act).’	
Secretary Eric Pickles	32
Page 33, line 26 [<i>Clause</i> 25], leave out ‘205A(5A)’ and insert ‘205A(7) or (7A)’.	
Secretary Eric Pickles	33
Page 34, line 24 [<i>Clause</i> 29], after ‘6,’ insert ‘8, 17, 23,’.	

Growth and Infrastructure Bill, *continued*

- Secretary Eric Pickles 34
 Page 34, line 26 [*Clause 29*], leave out ‘, 17’.
- Secretary Eric Pickles 35
 Page 34, line 26 [*Clause 29*], leave out ‘and 24’ and insert ‘, 24 and [*Power to postpone compilation of Welsh rating lists*]’.
- Nigel Mills 36
 Page 29, line 23 [*Clause 35*], at end insert—
 ‘(2A) For the purposes of section (2) a project (or proposed project) in the field of energy shall not include—
 (i) opencast mining; and
 (ii) solar farms.
 (2B) Opencast mining means the working of coal by opencast operations pursuant to opencast planning permission and the carrying out of operations incidental to such working.
 (2C) Solar farms means ground-mounted arrays of solar photovoltaic modules which convert incident sunlight directly to electricity.’.
- John McDonnell 37
 Page 32, line 14 [*Clause 25*], at end insert—
 ‘(a) the individual has been an employee of a company for at least two years.’.
- John McDonnell 38
 Page 32, line 21 [*Clause 25*], at end insert ‘dependent on the length of employment with the company.’.
- John McDonnell 39
 Page 32, line 24 [*Clause 25*], leave out from beginning to end of line 11 on page 33.
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