



SUPPLEMENT TO THE VOTES AND PROCEEDINGS

Tuesday 17 May 2011

REPORT STAGE PROCEEDINGS

LOCALISM BILL, AS AMENDED

[FIRST DAY]

NEW CLAUSES RELATING TO PART 1

Limits on power under section 5(1)

Secretary Eric Pickles

Added **NC12**

To move the following Clause:—

- (1) The Secretary of State may not make provision under section 5(1) unless the Secretary of State considers that the conditions in subsection (2), where relevant, are satisfied in relation to that provision.
 - (2) Those conditions are that—
 - (a) the effect of the provision is proportionate to the policy objective intended to be secured by the provision;
 - (b) the provision, taken as a whole, strikes a fair balance between the public interest and the interests of any person adversely affected by it;
 - (c) the provision does not remove any necessary protection;
 - (d) the provision does not prevent any person from continuing to exercise any right or freedom which that person might reasonably expect to continue to exercise;
 - (e) the provision is not of constitutional significance.
 - (3) An order under section 5(1) may not make provision for the delegation or transfer of any function of legislating.
 - (4) For the purposes of subsection (3) a “function of legislating” is a function of legislating by order, rules, regulations or other subordinate instrument.
 - (5) An order under section 5(1) may not make provision to abolish or vary any tax.’
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Limit on number of referendums

Mr Adrian Sanders

Not selected **NC1**

To move the following Clause:—

Localism Bill, continued

- (1) Section 45 of the Local Government Act 2000 (provision with respect to referendums) is amended as follows.
- (2) For subsection (1) substitute—
- “(1) A local authority in England or Wales may not hold more than one referendum in any period of five years.”.
- (3) Section 45, as amended by subsection (1), applies to referendums held before, and referendums held after, this section comes into force.’.

Sunday trading hours - power to amend or repeal

Philip Davies

Not called **NC8**

To move the following Clause:—

‘Notwithstanding any existing statutory provisions, a local authority may, for its area, impose its own regulations on Sunday opening hours for retail outlets that currently have a restriction in place to either—

- (a) reduce the existing hours, or
- (b) extend the existing hours.’.

Recall elections

Zac Goldsmith
 Caroline Nokes
 Chris Heaton-Harris
 Mr Douglas Carswell
 Henry Smith
 John Stevenson

Negated **NC10**

To move the following Clause:—

- (1) If 25% or more of the registered voters in the constituency of an elected local government member sign a relevant recall petition then a recall election must be held on the same date as the next election (whether or not a local election) to be held in the constituency of the elected government member, provided that that election is not less than 12 weeks after the threshold has been reached.
- (2) In order for a recall petition to be relevant the appropriate returning officer must be satisfied that—
- (a) the petition has been submitted in accordance with the rules provided for in subsection (3) and;
- (b) there is evidence contained in the petition that the elected local government member has—
- (i) acted in a way which is financially dishonest or disreputable,
- (ii) intentionally misled the body to which he or she was elected,
- (iii) broken any promises made by him or her in an election address,

Localism Bill, *continued*

- (iv) behaved in a way that is likely to bring his or her office into disrepute, or
 - (v) lost the confidence of his or her electorate.
- (3) The Secretary of State must lay regulations before Parliament within six months of the passing of this Act setting out—
- (a) how notice of intent to petition for recall is to be given,
 - (b) how “registered voters” are to be defined for different types of constituency,
 - (c) the definition of “appropriate returning officer”,
 - (d) the ways in which registered voters can sign a recall petition,
 - (e) the ways in which signatures to such petitions will be verified,
 - (f) entitlement to vote in, and the conduct of, the recall election,
 - (g) rules on any other related matters as considered necessary by the Secretary of State, and
 - (h) consequential, saving, transitory or transitional provision (including amendments to existing statutory provision, whenever passed or made).
- (4) The Secretary of State must issue guidance to returning officers on how to make assessments under subsection (2)(b) within six months of the passing of this Act.
- (5) The question that is to appear on the ballot papers in a recall election is “Should [name of elected local government member] be recalled from [name of body or office]?”.
- (6) If at a recall election more votes are cast in favour of the answer “Yes” than in favour of the answer “No”, then—
- (a) if the elected representative has been elected under a first past the post or alternative vote electoral system, he or she is recalled and a by-election must be held within three months in which the recalled candidate may stand, or
 - (b) if the elected representative has been elected under a system of proportional representation, the next candidate on the relevant party list shall take the seat.
- (7) In this section “elected local government member” means any person elected to the Greater London Authority, a county council in England, district council, or London borough council, including an elected mayor of the council; and the Mayor of London.
- (8) Regulations under this section may not be made unless a draft of the statutory instrument containing the regulations has been laid before, and approved by a resolution of, each House of Parliament.
- (9) Subsections (1) and (2) come into force six months after the day on which the regulations under subsection (3) are made.’.

Low pay policy statements

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **NC27**

To move the following Clause:—

Localism Bill, continued

- ‘(1) The Secretary of State must by regulations made by statutory instrument require relevant authorities to prepare a pay policy statement for lower paid staff within six months of this Act coming into force.
- (2) In this section “lower paid staff” means—
 - (a) the lowest paid member of staff, and
 - (b) any member of staff paid less than 20 per cent. above the amount paid to the lowest paid member of staff.’.

Local authority contractor pay policy statements

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **NC28**

To move the following Clause:—

- ‘(1) The Secretary of State must by regulations made by statutory instrument require relevant authorities to prepare a pay policy statement for the highest paid staff and the lower paid staff of local authority contractors within six months of this Act coming into force.
- (2) In this section—
 - (a) “local authority contractors” means a company or organisation (a “contractor”) that supplies services or executes works for the relevant authorities to the value of more than £250,000 in any financial year;
 - (b) “lower paid staff” means—
 - (i) the lowest paid member of staff, and
 - (ii) any member of staff paid less than 20 per cent. above the amount paid to the lowest paid member of staff,
 - (c) “highest paid staff” means the highest paid member of staff by remuneration, which shall include payments made by the contractor to the member of staff in connection with that staff’s employment, any relevant bonuses and benefits in kind.’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Negatived on division **37**

Page 4, line 22 [*Clause 5*], at end insert—

- ‘(6A) The power under subsection (1) or (2) may not be exercised to amend, repeal, revoke or disapply—
 - (a) this Part of this Act,
 - (b) Public Libraries and Museums Act 1964 section 7 or section 13,
 - (c) Small Holdings and Allotments Act 1908 section 23,
 - (d) Children Act 1989 Part 3 and Schedule 2,
 - (e) Childcare Act 2006, Parts 1 and 2,

Localism Bill, *continued*

- (f) Child Poverty Act 2010 Part 2,
- (g) Equality Act 2010, section 88,
- (h) Equality Act 2010, section 149,
- (i) Care Standards Act 2000,
- (j) Chronically Sick and Disabled Persons Act 1970 section 21,
- (k) Transport Act 2000 section 145A,
- (l) Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000,
- (m) Disabled Persons (Badges for Motor Vehicles) (England) (Amendment) Regulations 2007,
- (n) Disabled Persons (Badges for Motor Vehicles) (England) (Amendment No. 2) Regulations 2007,
- (o) Carers and Disabled Children Act 2000,
- (p) Carers (Recognition and Services) Act 1995,
- (q) Disabled Persons (Services, Consultation and Representation) Act 1986,
- (r) Mental Health Act 1983 Part 8,
- (s) Community Care, Services for Carers and Children Services (Direct Payments) England Regulations 2009,
- (t) Public Health Act 1875,
- (u) Public Health Act 1936,
- (v) Commons Act 2006,
- (w) Countryside and Rights of Way Act 2000,
- (x) Natural Environment and Rural Communities Act 2006 section 40,
- (y) Wildlife and Countryside Act 1981 section 25 or section 28E,
- (z) Environment Act 1995 Part 4,
- (z1) Dangerous Wild Animals Act 1976,
- (z2) Prevention of Damage by Pests Act 1949,
- (z3) Hedgerow Regulations 1997,
- (z4) Planning (Listed Building and Conservation Areas) Act 1990 section 66 or section 72,
- (z5) Ancient Monument and Archaeological Areas Act 1979 sections 12 and 13,
- (z6) National Parks and Access to the Countryside Act 1949,
- (z7) Animal Welfare Act 2006 section 30,
- (z8) Zoo Licensing Act 1981,
- (z9) Marine and Coastal Access Act 2009 Part 6,
- (z10) Flood and Water Management Act 2010 Schedule 3,
- (z11) Working Time Regulations 1998 Regulation 28,
- (z12) Education Act 1996 section 15ZA,
- (z13) Food Safety Act 1990 Parts 1, 2 and 3,
- (z14) Freedom of Information Act 2000,
- (z15) Housing Grants, Construction and Regeneration Act 1996 section 1,
- (z16) Housing Act 1996 Part 7,
- (z17) Homelessness Act 2002,
- (z18) Housing Act 2004 Part 2,
- (z19) Local Government Act 1972 Part VA, section 99 or section 148,
- (z20) Local Government Act 2000 Part 3 section 21 or section 37,
- (z21) Children and Young Persons Act 1969 Part 1, or

Localism Bill, *continued*

(z22) Adoption and Children Act 2002.’.

Secretary Eric Pickles

Agreed to **44**Page 4, line 24 [*Clause* 5], leave out from ‘must’ to ‘consult’.

Secretary Eric Pickles

Agreed to **45**Page 4, line 28 [*Clause* 5], at end insert—

‘(8) Before making an order under subsection (1) that has effect in relation to Wales, the Secretary of State must consult the Welsh Ministers.’.

Secretary Eric Pickles

Agreed to **46**Page 4, line 30 [*Clause* 6], after ‘5(7)’, insert ‘and (8)’.

Secretary Eric Pickles

Agreed to **47**Page 4, line 33 [*Clause* 6], leave out from ‘must’ to ‘undertake’ in line 34.

Secretary Eric Pickles

Agreed to **48**Page 4, line 36 [*Clause* 6], after ‘5(7)’, insert ‘and (8)’.

Secretary Eric Pickles

Agreed to **49**Page 4, line 42 [*Clause* 6], at end insert—‘(ai) the Secretary of State’s reasons for considering that the conditions in section [*Limits on power under section 5(1)*](2), where relevant, are satisfied in relation to the proposals.’.

Secretary Eric Pickles

Agreed to **50**Page 4, line 43 [*Clause* 6], after ‘5(7)’, insert ‘and (8)’.

 Barbara Keeley
 Alison Seabeck
 Jack Dromey
Not called **36**Page 5, line 32 [*Clause* 7], at end insert ‘subject to the exceptions specified in section 5 (6A)’.

Secretary Eric Pickles

Agreed to **51**Page 5, line 41 [*Clause* 8], leave out ‘in England’.

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Secretary Eric Pickles

Agreed to **52**Page **6**, line **17** [*Clause 8*], leave out ‘in England’.

Secretary Eric Pickles

Agreed to **53**Page **7**, line **9** [*Clause 8*], at end insert—

“‘Act’ (except in a reference to the Localism Act 2011) includes an Act, or Measure, of the National Assembly for Wales;

“‘passed’ in relation to an Act, or Measure, of the National Assembly for Wales means enacted;’.

Secretary Eric Pickles

Agreed to **54**Page **7**, line **36** [*Clause 8*], leave out ‘Secretary of State’ and insert ‘appropriate national authority’.

Secretary Eric Pickles

Agreed to **55**Page **7**, line **39** [*Clause 8*], leave out ‘Secretary of State’ and insert ‘appropriate national authority’.

Secretary Eric Pickles

Agreed to **56**Page **7**, line **41** [*Clause 8*], leave out ‘Secretary of State’ and insert ‘appropriate national authority’.

Secretary Eric Pickles

Agreed to **57**Page **7**, line **43** [*Clause 8*], leave out ‘Secretary of State’ and insert ‘appropriate national authority’.

Secretary Eric Pickles

Agreed to **58**Page **7**, line **46** [*Clause 8*], leave out ‘Secretary of State’ and insert ‘appropriate national authority’.

Secretary Eric Pickles

Agreed to **59**Page **8**, line **1** [*Clause 8*], leave out ‘Secretary of State’ and insert ‘appropriate national authority’.

Secretary Eric Pickles

Agreed to **60**Page **8**, line **10** [*Clause 8*], leave out ‘Secretary of State’ and insert ‘appropriate national authority proposing to make the order’.

Localism Bill, continued

Secretary Eric Pickles

Agreed to 61Page 8, line 11 [*Clause* 8], leave out from ‘must’ to ‘consult’ in line 12.

Secretary Eric Pickles

Agreed to 62Page 8, line 16 [*Clause* 8], leave out ‘the Secretary of State’ and insert ‘that appropriate national authority’.

Secretary Eric Pickles

Agreed to 63Page 8, line 16 [*Clause* 8], at end insert—

- ‘(6A) Subsection (6) does not apply to an order under subsection (3) or (4) which is made only for the purpose of amending an earlier such order—
- (a) so as to extend the earlier order, or any provision of the earlier order, to a particular authority or to authorities of a particular description, or
 - (b) so that the earlier order, or any provision of the earlier order, ceases to apply to a particular authority or to authorities of a particular description.
- (6B) The appropriate national authority’s power under subsection (1) or (2) is exercisable by the Welsh Ministers so far as it is power to make provision that—
- (a) would be within the legislative competence of the National Assembly for Wales if it were contained in an Act of the Assembly, and
 - (b) does not relate to a fire and rescue authority for an area in England.
- (6C) The appropriate national authority’s power under subsection (1) or (2) is exercisable by the Secretary of State so far as it is not exercisable by the Welsh Ministers.
- (6D) The appropriate national authority’s power under subsection (3) or (4) is exercisable—
- (a) in relation to England by the Secretary of State, and
 - (b) in relation to Wales by the Welsh Ministers.
- (6E) In exercising power under subsection (1) or (2), the Secretary of State may make provision which has effect in relation to Wales only after having consulted the Welsh Ministers.
- (6F) The Welsh Ministers may submit to the Secretary of State proposals that power of the Secretary of State under subsection (1) or (2) in relation to Wales should be exercised in accordance with the proposals.
- (6G) In subsections (1) and (2) “statutory provision” means a provision of—
- (a) an Act, or
 - (b) an instrument made under an Act,
- and in this subsection “Act” includes an Act, or Measure, of the National Assembly for Wales.’.

Secretary Eric Pickles

Agreed to 64Page 8, line 18 [*Clause* 8], at end insert—**‘5CA Limits on power under section 5C(1)**

- (1) Provision may not be made under section 5C(1) unless the appropriate national authority making the provision considers that the conditions in subsection (2), where relevant, are satisfied in relation to that provision.
- (2) Those conditions are that—

Localism Bill, continued

- (a) the effect of the provision is proportionate to the policy objective intended to be secured by the provision;
 - (b) the provision, taken as a whole, strikes a fair balance between the public interest and the interests of any person adversely affected by it;
 - (c) the provision does not remove any necessary protection;
 - (d) the provision does not prevent any person from continuing to exercise any right or freedom which that person might reasonably expect to continue to exercise;
 - (e) the provision is not of constitutional significance.
- (3) An order under section 5C(1) may not make provision for the delegation or transfer of any function of legislating.
 - (4) For the purposes of subsection (3) a “function of legislating” is a function of legislating by order, rules, regulations or other subordinate instrument.
 - (5) An order under section 5C(1) may not make provision to abolish or vary any tax.’.

Secretary Eric Pickles

Agreed to **65**

Page 8, line 19 [*Clause* 8], leave out ‘orders under section 5C’ and insert ‘Secretary of State’s orders under section 5C(1) and (2)’.

Secretary Eric Pickles

Agreed to **66**

Page 8, line 20 [*Clause* 8], after ‘5C(6)’, insert ‘and (6E)’.

Secretary Eric Pickles

Agreed to **67**

Page 8, line 21 [*Clause* 8], after ‘order’, insert ‘of the Secretary of State’.

Secretary Eric Pickles

Agreed to **68**

Page 8, line 23 [*Clause* 8], leave out from ‘must’ to ‘undertake’ in line 24.

Secretary Eric Pickles

Agreed to **69**

Page 8, line 27 [*Clause* 8], after ‘5C(6)’, insert ‘and (6E)’.

Secretary Eric Pickles

Agreed to **70**

Page 8, line 33 [*Clause* 8], at end insert—

- ‘(ai) the Secretary of State’s reasons for considering that the conditions in section 5CA(2), where relevant, are satisfied in relation to the proposals,’.

Localism Bill, *continued*

Secretary Eric Pickles

Agreed to 71Page 8, line 34 [*Clause* 8], after '5C(6)', insert 'and (6E)'.

Secretary Eric Pickles

Agreed to 72Page 9, line 1 [*Clause* 8], after 'Provision', insert 'proposed to be made by the Secretary of State'.

Secretary Eric Pickles

Agreed to 73Page 9, line 4 [*Clause* 8], leave out '5C(5)' and insert '5C(6) and (6E)'.

Secretary Eric Pickles

Agreed to 74Page 9 [*Clause* 8], leave out lines 6 to 14.

Secretary Eric Pickles

Agreed to 75Page 9, line 14 [*Clause* 8], at end insert—**'5E Procedure for Welsh Ministers' orders under section 5C(1) and (2)**

- (1) If, as a result of any consultation required by section 5C(6) with respect to a proposed order of the Welsh Ministers under section 5C(1), it appears to the Welsh Ministers that it is appropriate to change the whole or any part of their proposals, they must undertake such further consultation with respect to the changes as they consider appropriate.
- (2) If, after the conclusion of the consultation required by section 5C(6) and subsection (1), the Welsh Ministers consider it appropriate to proceed with the making of an order under section 5C(1), they must lay before the National Assembly for Wales—
 - (a) a draft of the order, and
 - (b) an explanatory document explaining the proposals and giving details of—
 - (i) the Welsh Ministers' reasons for considering that the conditions in section 5CA(2), where relevant, are satisfied in relation to the proposals,
 - (ii) any consultation undertaken under section 5C(6) and subsection (1),
 - (iii) any representations received as a result of the consultation, and
 - (iv) the changes (if any) made as a result of those representations.
- (3) Provision proposed to be made by the Welsh Ministers under section 5C(2) may be included in a draft order laid under subsection (2) and, if it is, the explanatory document laid with the draft order must also explain the proposals under section 5C(2) and give details of any consultation undertaken under section 5C(6) with respect to those proposals.

Localism Bill, *continued***5F Determining Assembly procedures for drafts laid under section 5E(2)**

- (1) The explanatory document laid with a draft order under section 5E(2) must contain a recommendation by the Welsh Ministers as to which of the following should apply in relation to the making of an order pursuant to the draft order—
 - (a) the negative resolution procedure (see section 5G),
 - (b) the affirmative resolution procedure (see section 5H), or
 - (c) the super-affirmative resolution procedure (see section 5J).
- (2) The explanatory document must give reasons for the Welsh Ministers' recommendation.
- (3) Where the Welsh Ministers' recommendation is that the negative resolution procedure should apply, that procedure applies unless, within the 30-day period—
 - (a) the National Assembly for Wales requires the application of the super-affirmative resolution procedure, in which case that procedure applies, or
 - (b) in a case not within paragraph (a), the Assembly requires the application of the affirmative resolution procedure, in which case that procedure applies.
- (4) Where the Welsh Ministers' recommendation is that the affirmative resolution procedure should apply, that procedure applies unless, within the 30-day period, the National Assembly for Wales requires the application of the super-affirmative resolution procedure, in which case the super-affirmative resolution procedure applies.
- (5) Where the Welsh Ministers' recommendation is that the super-affirmative resolution procedure should apply, that procedure applies.
- (6) For the purposes of this section, the National Assembly for Wales is to be taken to have required the application of a procedure within the 30-day period if—
 - (a) the Assembly resolves within that period that that procedure is to apply, or
 - (b) in a case not within paragraph (a), a committee of the Assembly charged with reporting on the draft order has recommended within that period that that procedure should apply and the Assembly has not by resolution rejected that recommendation within that period.
- (7) In this section “the 30-day period” means the 30 days beginning with the day on which the draft order was laid before the National Assembly for Wales under section 5E(2).

5G Negative resolution procedure for draft laid under section 5E(2)

- (1) For the purposes of this Part, “the negative resolution procedure” in relation to the making of an order pursuant to a draft order laid under section 5E(2) is as follows.
- (2) The Welsh Ministers may make an order in the terms of the draft order subject to the following provisions of this section.

Localism Bill, *continued*

- (3) The Welsh Ministers may not make an order in the terms of the draft order if the National Assembly for Wales so resolves within the 40-day period.
- (4) A committee of the National Assembly for Wales charged with reporting on the draft order may, at any time after the expiry of the 30-day period and before the expiry of the 40-day period, recommend under this subsection that the Welsh Ministers not make an order in the terms of the draft order.
- (5) Where a committee of the National Assembly for Wales makes a recommendation under subsection (4) in relation to a draft order, the Welsh Ministers may not make an order in the terms of the draft order unless the recommendation is, in the same Assembly, rejected by resolution of the Assembly.
- (6) For the purposes of this section an order is made in the terms of a draft order if it contains no material changes to the provisions of the draft order.
- (7) In this section—
 - “the 30-day period” has the meaning given by section 5F(7), and
 - “the 40-day period” means the 40 days beginning with the day on which the draft order was laid before the National Assembly for Wales under section 5E(2).
- (8) For the purpose of calculating the 40-day period in a case where a recommendation is made under subsection (4) by a committee of the National Assembly for Wales but the recommendation is rejected by the Assembly under subsection (5), no account is to be taken of any day between the day on which the recommendation was made and the day on which the recommendation was rejected.

5H Affirmative resolution procedure for draft laid under section 5E(2)

- (1) For the purposes of this Part, “the affirmative resolution procedure” in relation to the making of an order pursuant to a draft order laid under section 5E(2) is as follows.
- (2) If after the expiry of the 40-day period the draft order is approved by a resolution of the National Assembly for Wales, the Welsh Ministers may make an order in the terms of the draft.
- (3) However, a committee of the National Assembly for Wales charged with reporting on the draft order may, at any time after the expiry of the 30-day period and before the expiry of the 40-day period, recommend under this subsection that no further proceedings be taken in relation to the draft order.
- (4) Where a committee of the National Assembly for Wales makes a recommendation under subsection (3) in relation to a draft order, no proceedings may be taken in relation to the draft order in the Assembly under subsection (2) unless the recommendation is, in the same Assembly, rejected by resolution of the Assembly.
- (5) For the purposes of subsection (2) an order is made in the terms of a draft order if the order contains no material changes to the provisions of the draft order.

Localism Bill, *continued*

- (6) In this section—
 - “the 30-day period” has the meaning given by section 5F(7), and
 - “the 40-day period” has the meaning given by section 5G(7).
- (7) For the purpose of calculating the 40-day period in a case where a recommendation is made under subsection (3) by a committee of the National Assembly for Wales but the recommendation is rejected by the Assembly under subsection (4), no account is to be taken of any day between the day on which the recommendation was made and the day on which the recommendation was rejected.

5J Super-affirmative resolution procedure for draft laid under section 5E(2)

- (1) For the purposes of this Part, “the super-affirmative resolution procedure” in relation to the making of an order pursuant to a draft order laid under section 5E(2) is as follows.
- (2) The Welsh Ministers must have regard to—
 - (a) any representations,
 - (b) any resolution of the National Assembly for Wales, and
 - (c) any recommendation of a committee of the Assembly charged with reporting on the draft order,made during the 60-day period in relation to the draft order.
- (3) If, after the expiry of the 60-day period, the Welsh Ministers want to make an order in the terms of the draft order, they must lay before the National Assembly for Wales a statement—
 - (a) stating whether any representations were made under subsection (2)(a), and
 - (b) if any representations were so made, giving details of them.
- (4) The Welsh Ministers may after the laying of such a statement make an order in the terms of the draft order if it is approved by a resolution of the National Assembly for Wales.
- (5) However, a committee of the National Assembly for Wales charged with reporting on the draft order may, at any time after the laying of a statement under subsection (3) and before the draft order is approved by the Assembly under subsection (4), recommend under this subsection that no further proceedings be taken in relation to the draft order.
- (6) Where a committee of the National Assembly for Wales makes a recommendation under subsection (5) in relation to a draft order, no proceedings may be taken in relation to the draft order in the Assembly under subsection (4) unless the recommendation is, in the same Assembly, rejected by resolution of the Assembly.
- (7) If, after the expiry of the 60-day period, the Welsh Ministers wish to make an order consisting of a version of the draft order with material changes, they must lay before the National Assembly for Wales—
 - (a) a revised draft order, and
 - (b) a statement giving details of—
 - (i) any representations made under subsection (2)(a), and
 - (ii) the revisions proposed.

Localism Bill, continued

- (8) The Welsh Ministers may after laying a revised draft order and statement under subsection (7) make an order in the terms of the revised draft order if it is approved by a resolution of the National Assembly for Wales.
- (9) However, a committee of the National Assembly for Wales charged with reporting on the revised draft order may, at any time after the revised draft order is laid under subsection (7) and before it is approved by the Assembly under subsection (8), recommend under this subsection that no further proceedings be taken in relation to the revised draft order.
- (10) Where a committee of the National Assembly for Wales makes a recommendation under subsection (9) in relation to a revised draft order, no proceedings may be taken in relation to the revised draft order in the Assembly under subsection (8) unless the recommendation is, in the same Assembly, rejected by resolution of the Assembly.
- (11) For the purposes of subsections (4) and (8) an order is made in the terms of a draft order if it contains no material changes to the provisions of the draft order.
- (12) In this section “the 60-day period” means the 60 days beginning with the day on which the draft order was laid before the National Assembly for Wales under section 5E(2).

5K Calculation of time periods

In calculating any period of days for the purposes of sections 5F to 5J, no account is to be taken of any time during which the National Assembly for Wales is dissolved or during which the Assembly is in recess for more than four days.”.

Secretary Eric Pickles

Page 9, line 15 [*Clause 8*], leave out ‘In’ and insert ‘Omit’.

Agreed to 76

Secretary Eric Pickles

Page 9, line 17 [*Clause 8*], leave out from ‘1972’ to end of line 19.

Agreed to 77

Secretary Eric Pickles

Page 9, line 19 [*Clause 8*], at end insert—

‘(2A) In section 60(1) of the Fire and Rescue Services Act 2004 (meaning of “subordinate legislation”) for “by the Secretary of State under this Act” substitute “under this Act by the Secretary of State or the Welsh Ministers”.’.

Agreed to 78

Secretary Eric Pickles

Page 9, line 23 [*Clause 8*], after ‘order’, insert ‘made by the Secretary of State’.

Agreed to 79

Secretary Eric Pickles

Page 9, line 24 [*Clause 8*], leave out ‘5D(5)’ and insert ‘5C(6A)’.

Agreed to 80

Localism Bill, continued

Secretary Eric Pickles

Agreed to **81**Page 9, line 25 [*Clause* 8], after ‘order’, insert ‘made by the Secretary of State’.

Secretary Eric Pickles

Agreed to **82**Page 9, line 27 [*Clause* 8], after ‘purpose,’ insert—

- ‘(ba) an order made by the Secretary of State under section 5C(2) that—
 - (i) amends any Act or provision of an Act, and
 - (ii) is not made in accordance with sections 15 to 19 of the Legislative and Regulatory Reform Act 2006 as applied by section 5D(3),’.

Secretary Eric Pickles

Agreed to **83**Page 9, line 28 [*Clause* 8], leave out ‘which’ and insert ‘made by the Secretary of State, other than an order under section 5C, that’.

Secretary Eric Pickles

Agreed to **84**Page 9, line 32 [*Clause* 8], leave out “‘apart’ and insert “‘legislation, apart’.

Secretary Eric Pickles

Agreed to **85**Page 9, line 33 [*Clause* 8], leave out “‘apart’ and insert “‘legislation made by the Secretary of State, apart’.

Secretary Eric Pickles

Agreed to **86**Page 9, line 39 [*Clause* 8], at end insert—

- ‘(4A) In section 60 of the Fire and Rescue Services Act 2004 (orders and regulations) after subsection (5) insert—
 - “(6) A statutory instrument containing (alone or with other provisions)—
 - (a) an order made by the Welsh Ministers under section 5C(3), other than one that it is made only for the purpose mentioned in section 5C(6A),
 - (b) an order made by the Welsh Ministers under section 5C(4), other than one that is made only for that purpose or for imposing conditions on the doing of things for a commercial purpose,
 - (c) an order made by the Welsh Ministers under section 5C(2) that—
 - (i) amends any Act or provision of an Act or amends any Act, or Measure, of the National Assembly for Wales or provision of such an Act or Measure, and
 - (ii) is not made in accordance with sections 5F to 5K, or
 - (d) subordinate legislation made by the Welsh Ministers, other than an order under section 5C, that amends any Act or provision of an Act,
 may not be made unless a draft of the instrument has been laid before, and approved by a resolution of, the National Assembly for Wales.
 - (7) A statutory instrument containing any other subordinate legislation made by the Welsh Ministers, apart from—

Localism Bill, *continued*

- (a) an order under section 5C(1),
 - (b) an order under section 5C(2) that is made in accordance with sections 5F to 5K, or
 - (c) an order under section 30 or 61,
- is subject to annulment in pursuance of a resolution of the National Assembly for Wales.”
- (4B) In section 62 of the Fire and Rescue Services Act 2004 (application of Act in Wales)—
- (a) in subsection (1)(b) (references to Secretary of State in sections 60 and 61) for “sections 60 and” substitute “section”,
 - (b) after subsection (1) insert—
 - “(1A) The reference in subsection (1)(a) to Parts 1 to 6 does not include—
 - (a) sections 5A and 5B,
 - (b) sections 5C and 5CA,
 - (c) section 5D, and
 - (d) sections 5E to 5K.”, and
 - (c) omit subsection (3) (disapplication of section 60(4) and (5)).’.

Secretary Eric Pickles

Page 10, line 4 [*Clause 9*], leave out ‘in England’.

Agreed to 87

Secretary Eric Pickles

Page 10, line 5 [*Clause 9*], leave out ‘in England’.

Agreed to 88

Secretary Eric Pickles

Page 10, line 28 [*Clause 9*], after ‘(1)’, insert ‘and section 18B(1)’.

Agreed to 89

Secretary Eric Pickles

Page 11, line 16 [*Clause 9*], leave out ‘in England’.

Agreed to 90

Secretary Eric Pickles

Page 11, line 22 [*Clause 9*], after ‘State’, insert ‘in relation to fire and rescue authorities in England, and the Welsh Ministers in relation to fire and rescue authorities in Wales,’.

Agreed to 91

Localism Bill, *continued*

Secretary Eric Pickles

Agreed to **92**

Page **11**, line **39** [*Clause* 9], leave out from beginning to end of line 2 on page 12.

Secretary Eric Pickles

Agreed to **93**

Page **12**, line **5** [*Clause* 9], leave out ‘this section’ and insert ‘subsection (3)’.

Secretary Eric Pickles

Agreed to **94**

Page **12**, line **15** [*Clause* 9], leave out ‘In’ and insert ‘Omit’.

Secretary Eric Pickles

Agreed to **95**

Page **12**, line **15** [*Clause* 9], leave out from ‘charging)’ to end of line 18.

Secretary Eric Pickles

Agreed to **96**

Page **12**, line **18** [*Clause* 9], at end insert—
 ‘(3A) In section 62 (application of Act in Wales) before subsection (2) insert—
 “(1B) The reference in subsection (1)(a) to Parts 1 to 6 does not include sections 18A to 18C.”’.

Secretary Eric Pickles

Agreed to **97**

Page **12**, line **19** [*Clause* 9], after ‘(3)’, insert ‘in relation to England or Wales’.

Secretary Eric Pickles

Agreed to **98**

Page **12**, line **21** [*Clause* 9], after ‘in England’, insert ‘or (as the case may be) Wales’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not selected **321**

Page **182** [*Schedule* 2], leave out lines 1 to 4.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not selected **322**

Page **182** [*Schedule* 2], leave out lines 5 to 7.

Localism Bill, *continued*

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **182** [*Schedule 2*], leave out lines 33 and 34.

Not selected **323**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **183**, line **3** [*Schedule 2*], leave out 'local government'.

Not selected **324**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **183** [*Schedule 2*], leave out lines 9 to 12.

Not selected **325**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **183** [*Schedule 2*], leave out lines 13 and 14.

Not selected **326**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **183** [*Schedule 2*], leave out line 20.

Not selected **327**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **183** [*Schedule 2*], leave out lines 21 to 26.

Not selected **328**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **183** [*Schedule 2*], leave out lines 32 to 41.

Not selected **329**

Localism Bill, *continued*

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **184**, line **12** [*Schedule 2*], leave out from ‘executive’ to end of line 16. *Not selected* **330**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **185**, line **4** [*Schedule 2*], leave out ‘partner authorities’ and insert ‘partners’. *Not selected* **332**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **185**, line **12** [*Schedule 2*], leave out from ‘a’ to end of line 15 and insert ‘relevant partner’. *Not selected* **331**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **185**, line **17** [*Schedule 2*], leave out first ‘authority’. *Not selected* **333**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **185**, line **17** [*Schedule 2*], leave out second ‘authority’. *Not selected* **334**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **185**, line **22** [*Schedule 2*], leave out ‘authority’. *Not selected* **335**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **185**, line **26** [*Schedule 2*], leave out ‘authority’. *Not selected* **336**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **186** [*Schedule 2*], leave out lines 1 to 4. *Not selected* **337**

Localism Bill, *continued*

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **186**, line **8** [*Schedule 2*], leave out 'other than' and insert 'including'. *Not selected* **344**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **186** [*Schedule 2*], leave out lines 14 to 18. *Not selected* **338**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **186** [*Schedule 2*], leave out from beginning of line 45 to end of line 6 on page 187. *Not selected* **339**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **187**, line **43** [*Schedule 2*], leave out 'authority'. *Not selected* **341**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **188** [*Schedule 2*], leave out lines 1 to 31. *Not selected* **358**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **189**, line **22** [*Schedule 2*], leave out 'partner authorities' and insert 'partners'. *Not selected* **345**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **189**, line **25** [*Schedule 2*], leave out 'partner authority' and insert 'partners'. *Not selected* **346**

Localism Bill, *continued*

Barbara Keeley
Alison Seabeck
Jack Dromey

Not selected 347

Page 189, line 35 [*Schedule* 2], leave out ‘authority’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not selected 348

Page 189 [*Schedule* 2], leave out from beginning of line 36 to end of line 22 on page 190.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called 42

Page 193, line 27 [*Schedule* 2], leave out from beginning to end of line 39 on page 195.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called 43

Page 198 [*Schedule* 2], leave out lines 4 to 25.

John Stevenson
Martin Vickers
Mr Matthew Offord
Jacom Rees-Mogg
James Morris
Chris Heaton-Harris

Negated on division 2

Page 199 [*Schedule* 2], leave out lines 30 to 43 and insert ‘The elected mayor is to be returned under the simple majority system.’.

Localism Bill, *continued*

John Stevenson
 Martin Vickers
 Mr Edward Leigh
 Andrew Percy
 Simon Reeve
 Mr Douglas Carswell

Not called **3**

Page **200**, line **6** [*Schedule 2*], leave out from 'one' to second 'vote' in line 7.

Barbara Keeley
 Alison Seabeck
 Jack Dromey

Not selected **349**

Page **203**, line **20** [*Schedule 2*], leave out lines 20 to 26 and insert—
 '(2) Where a committee system local authority resolves to appoint an overview and scrutiny committee or committees, sections 9F to 9FJ will apply to their operation.'

Barbara Keeley
 Alison Seabeck
 Jack Dromey

Not selected **350**

Page **203** [*Schedule 2*], leave out lines 27 to 30.

Barbara Keeley
 Alison Seabeck
 Jack Dromey

Not called **38**

Page **205** [*Schedule 2*], leave out lines 29 to 31.

Martin Vickers
 John Stevenson
 Mr Edward Leigh
 Andrew Percy
 Simon Reeve
 Mr Douglas Carswell

Not called **1**

Page **208**, line **48** [*Schedule 2*], leave out '5' and insert '2.5'.

Localism Bill, continued

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **209** [*Schedule 2*], leave out lines 3 to 25.

Not called **39**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **209** [*Schedule 2*], leave out lines 26 to 47.

Not called **40**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page **211**, line **18** [*Schedule 2*], leave out from beginning to end of line 31 on page 213.

Negated on division **41**

Philip Davies

Page **213**, line **40** [*Schedule 2*], at end insert—

Not called **15**

‘90ZA Elected Mayors and Reduction of Councillors

- (1) Where a local authority has an elected mayor, that local authority must reduce within four years of the election of the Mayor the number of local councillors to one-third of pre-mayoral levels.
- (2) These provisions will apply retrospectively to local authorities which already have an elected mayor and the reduction in councillors must take place within four years of this legislation taking effect.’

John Stevenson
Martin Vickers

Page **215** [*Schedule 2*], leave out line 17.

Not called **4**

John Stevenson
Martin Vickers

Page **215** [*Schedule 2*], leave out lines 34 and 35.

Not called **5**

Localism Bill, continued

Secretary Eric Pickles

Page 223, line 4 [Schedule 3], leave out ‘and “mayor and council manager executive”’. *Agreed to 99*

Secretary Eric Pickles

Page 223, line 5 [Schedule 3], leave out ‘and “mayor and council manager executive”’. *Agreed to 100*

Secretary Eric Pickles

Page 223, line 10 [Schedule 3], leave out sub-paragraph (6). *Agreed to 101*

Secretary Eric Pickles

Page 224, line 21 [Schedule 3], leave out sub-paragraph (5). *Agreed to 102*

Secretary Eric Pickles

Page 225, line 20 [Schedule 3], leave out ‘In section’ and insert—
‘(1) Section’. *Agreed to 103*

Secretary Eric Pickles

Page 225, line 20 [Schedule 3], leave out ‘in’ and insert ‘is amended as follows.
(2) In’. *Agreed to 104*

Secretary Eric Pickles

Page 225, line 21 [Schedule 3], at end insert— *Agreed to 105*
 (3) In subsection (3) in the definition of “area committee” for the words from
 “means—” to “in Wales,” substitute “means”.
 (4) Omit subsections (4) and (5).
 (5) In subsection (6) omit “in Wales”.’.

Secretary Eric Pickles

Page 226, line 23 [Schedule 3], at end insert— *Agreed to 106*
 ‘(2A) In subsection (2ZA) omit “in Wales”.’.

Localism Bill, continued

- Secretary Eric Pickles
Page 226, line 25 [*Schedule 3*], leave out ‘, (b) and (e)’ and insert ‘and (b)’. *Agreed to* 107
- Secretary Eric Pickles
Page 226, line 26 [*Schedule 3*], leave out paragraph (b) and insert—
(b) in paragraph (e) for the words from “committee—” to “a joint overview and scrutiny committee” substitute “committee”. *Agreed to* 108
- Secretary Eric Pickles
Page 226, line 28 [*Schedule 3*], leave out ‘sections’. *Agreed to* 109
- Secretary Eric Pickles
Page 226, line 28 [*Schedule 3*], leave out ‘section 21A’ and insert ‘21A and 21B’. *Agreed to* 110
- Secretary Eric Pickles
Page 226, line 33 [*Schedule 3*], at end insert—
(5A) In subsection (10A) omit “in Wales”. *Agreed to* 111
- Secretary Eric Pickles
Page 226, line 34 [*Schedule 3*], leave out ‘omit paragraph (aa).’ and insert—
(a) in paragraph (aa) omit the words from “by virtue of” to “England) or”, and
(b) in paragraph (c) omit the words from the beginning to “in Wales”. *Agreed to* 112
- Secretary Eric Pickles
Page 226, line 35 [*Schedule 3*], leave out sub-paragraph (7). *Agreed to* 113
- Secretary Eric Pickles
Page 226, line 42 [*Schedule 3*], leave out sub-paragraphs (2) and (3) and insert—
(2) In subsection (3) omit the words from “(in the case of a local authority in England” to “Wales)”.
(3) In subsection (6)(a) omit the words from “section 236” to “2007 or”.
(4) Omit subsections (10) and (11).
(5) In subsection (12) omit “in Wales”. *Agreed to* 114
-
- Secretary Eric Pickles
Page 227, line 3 [*Schedule 3*], leave out paragraph 29. *Agreed to* 115

Localism Bill, *continued*

Secretary Eric Pickles

Agreed to **116**

Page **227**, line **7** [*Schedule 3*], leave out ‘Omit section’ and insert—
 ‘(1) Section’.

Secretary Eric Pickles

Agreed to **117**

Page **227**, line **8** [*Schedule 3*], after ‘information)’, insert ‘is amended as follows.

- (2) In subsection (1)(b) omit sub-paragraph (ii).
- (3) In subsection (2) omit “or providing a copy of the document to a relevant partner authority”.
- (4) In subsection (6)—
 - (a) in the definition of “exempt information”—
 - (i) omit “section 246 of the National Health Service Act 2006 or”, and
 - (ii) at the end insert “and”, and
 - (b) omit the definition of “relevant partner authority”.’.

Secretary Eric Pickles

Agreed to **118**

Page **227**, line **10** [*Schedule 3*], at end insert—
 ‘32A(1) Section 21F (as inserted by the Local Government (Wales) Measure 2011) (Wales: notifying designated body of report or recommendations) is amended as follows.

- (2) In the title for “Wales: notifying” substitute “Notifying”.
- (3) In subsection (1) omit “in Wales”.’.

Secretary Eric Pickles

Agreed to **119**

Page **227**, line **11** [*Schedule 3*], after ‘21F’, insert ‘(as inserted by the Flood and Water Management Act 2010)’.

Secretary Eric Pickles

Agreed to **120**

Page **227**, line **12** [*Schedule 3*], at end insert—
 ‘33A In the title of section 21G (Wales: designated persons) for “Wales: designated” substitute “Designated”.’.

Secretary Eric Pickles

Agreed to **121**

Page **227**, line **16** [*Schedule 3*], leave out sub-paragraph (3) and insert—
 ‘(3) In subsection (12A)—

- (a) for the words from “Secretary” to “Wales),” substitute “Welsh Ministers”, and
- (b) in paragraph (a) omit the words from “, or under” to “section 21B,”.’.

Secretary Eric Pickles

Agreed to **122**

Page **227**, line **31** [*Schedule 3*], leave out paragraph 39.

Localism Bill, *continued*

Secretary Eric Pickles
Page 227, line 33 [*Schedule 3*], leave out paragraph 40. *Agreed to* 123

Secretary Eric Pickles
Page 227, line 37 [*Schedule 3*], leave out paragraph 41 and insert—
'41 Omit section 31 (alternative arrangements).'

Secretary Eric Pickles
Page 228, line 5 [*Schedule 3*], leave out paragraph 42 and insert—
'42 Omit section 32 (alternative arrangements).'

Secretary Eric Pickles
Page 228, line 15 [*Schedule 3*], leave out paragraph 43. *Agreed to* 126

Secretary Eric Pickles
Page 228, line 18 [*Schedule 3*], at end insert—
'43A(1) Section 33ZA (Wales: changing governance arrangements) is amended as follows.
(2) In the heading for "Wales: changing" substitute "Changing".
(3) Omit "in Wales,".'

Secretary Eric Pickles
Page 228, line 19 [*Schedule 3*], leave out from 'arrangements' to end of line 21. *Agreed to* 128

Secretary Eric Pickles
Page 231, line 37 [*Schedule 3*], leave out sub-paragraph (5). *Agreed to* 129

Mr Nick Raynsford
Page 15, line 44 [*Clause 16*], leave out 'may' and insert 'must'. *Not called* 365

Mr Nick Raynsford
Page 16, line 4 [*Clause 16*], leave out paragraph (c). *Not called* 366

Localism Bill, continued

Secretary Eric Pickles

Agreed to **130**Page **16**, line **18** [*Clause 16*], leave out 'may' and insert 'must'.

Secretary Eric Pickles

Agreed to **131**Page **16**, line **19** [*Clause 16*], leave out 'any manner that it considers appropriate' and insert 'such manner as it considers is likely to bring the adoption, revision or withdrawal of the code of conduct to the attention of persons who live in its area'.

 Mr Nick Raynsford
Not called **367**Page **16**, line **31** [*Clause 17*], leave out 'may' and insert 'must'.

 Barbara Keeley
 Alison Seabeck
 Jack Dromey
Not called **302**Page **18**, line **28** [*Clause 21*], leave out 'senior'.Barbara Keeley
Alison Seabeck
Jack Dromey*Not called* **303**Page **18**, line **30** [*Clause 21*], leave out 'A senior' and insert 'Subject to subsection (2)(b), a,'.Barbara Keeley
Alison Seabeck
Jack Dromey*Not called* **304**Page **18**, line **31** [*Clause 21*], leave out 'its chief officers' and insert—

- (a) its chief officers and its lower paid staff; and
- (b) the chief officers and the lower paid staff for each employer of indirectly employed staff, subject to paragraph (c);
- (c) nothing in this Chapter shall be taken as requiring the publication of a pay policy statement where:
 - (i) it relates to indirectly employed staff; and
 - (ii) the aggregate value of all funding received by the indirect employer of the staff from a relevant authority does not exceed £250,00 in any financial year.'

Barbara Keeley
Alison Seabeck
Jack Dromey*Not called* **305**Page **18**, line **41** [*Clause 21*], at end insert 'and the lower paid staff'

Localism Bill, continued

- (h) the total level of remuneration of the highest paid chief officer (A);
- (i) the total level of remuneration of the lowest paid member of staff (B);
- (j) the total number of staff being paid the amount set out in paragraph (3)(i);
- (k) the number of staff paid less than 10 per cent. above the amount set out in paragraph (3)(i);
- (l) the number of staff paid less than 20 per cent. above the amount set out in paragraph (3)(i);
- (m) the highest paid chief officer's remuneration as a multiple of the lowest paid member of staff's remuneration using the formulation A/B;
- (n) the pay multiple to be maintained as set out in paragraph (3)(m).'

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 19, line 1 [*Clause 21*], leave out 'senior'.

Not called 306

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 19, line 3 [*Clause 21*], at end insert 'and lower paid staff'.

Not called 307

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 19, line 5 [*Clause 21*], leave out 'senior'.

Not called 308

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 19, line 11 [*Clause 21*], leave out 'senior'.

Not called 309

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 19, line 13 [*Clause 21*], leave out 'senior'.

Not called 310

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 19, line 16 [*Clause 21*], at end insert—

- '(6) Where any of the posts to be included in the pay policy statement are not full-time, the information given in the pay policy statement must be expressed as a full-time equivalent.'

Not called 311

Localism Bill, *continued*

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 19, line 29 [*Clause 24*], at end insert ‘or its lower paid staff.’. *Not called* **312**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 19, line 30 [*Clause 24*], leave out ‘senior’. *Not called* **313**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 19, line 39 [*Clause 24*], leave out ‘senior’. *Not called* **373**

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 20, line 35 [*Clause 26*], at end insert— *Not called* **314**
 ‘(g) any employee of the relevant authority whose remuneration exceeds that of any chief officer as defined in this section.’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 20, line 35 [*Clause 26*], at end insert— *Not called* **315**
 ‘(2A) In this Chapter “lower paid staff”, means each of the following—
 (a) the lowest paid member of staff,
 (b) staff paid less than 20 per cent. above the amount paid to the lowest paid member of staff.
 (2B) In this Chapter “staff” means any staff whether directly or indirectly employed by a relevant authority and who are not chief officers.
 (2C) In this Chapter “indirectly employed” means staff employed other than by a relevant authority to undertake work for a relevant authority and which is funded by that authority. Any reference to indirect employment, indirect employer or indirectly employed staff, shall be construed accordingly.
 (2D) In this Chapter the provisions of section 231 (associated employers) of the Employment Rights Act 1996 shall apply to indirect employment arrangements.’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Page 20, line 36 [*Clause 26*], after ‘officer’, insert ‘, or lowest paid member of staff’. *Not called* **316**

Localism Bill, *continued*

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **317**

Page **20**, line **38** [*Clause 26*], after ‘officer’s’, insert ‘, or lowest paid member of staff’s’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **318**

Page **20**, line **40** [*Clause 26*], after ‘officer’, insert ‘, or lowest paid member of staff’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **319**

Page **20**, line **41** [*Clause 26*], after ‘officer’, insert ‘or lowest paid member of staff’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **320**

Page **20**, line **43** [*Clause 26*], after ‘officer’, insert ‘or lowest paid member of staff’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **283**

Page **20**, line **44** [*Clause 26*], leave out ‘is’ and insert ‘or lowest paid member of staff is’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **284**

Page **20**, line **45** [*Clause 26*], after ‘officer’s’, insert ‘or lowest paid member of staff’s’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **285**

Page **21**, line **1** [*Clause 26*], after ‘officer’s’, insert ‘or lowest paid member of staff’s’.

Localism Bill, *continued*

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **286**

Page **21**, line **4** [*Clause 26*], after ‘officer’, insert ‘or lowest paid member of staff’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **287**

Page **21**, line **5** [*Clause 26*], after ‘officer’, insert ‘or lowest paid member of staff’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **288**

Page **21**, line **7** [*Clause 26*], after ‘officer’, insert ‘or lowest paid member of staff’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **289**

Page **21**, line **8** [*Clause 26*], after ‘officer’, insert ‘or lowest paid member of staff’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **290**

Page **21**, line **11** [*Clause 26*], after ‘officer’, insert ‘or lowest paid member of staff’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **291**

Page **21**, line **13** [*Clause 26*], after ‘officer’, insert ‘or lowest paid member of staff’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **292**

Page **21**, line **15** [*Clause 26*], after ‘officers’, insert ‘or lowest paid members of staff’.

NEW CLAUSES RELATING TO PART 2*Further warning notices*

Secretary Eric Pickles

Added **NC13**

To move the following Clause:—

Localism Bill, *continued*

- (1) This section applies to a local or public authority which has been given a notice under section 32 in respect of an EU financial sanction which is or includes a penalty payment.
- (2) Before imposing a requirement on a local or public authority to which this section applies to make a further payment under this Part, a Minister of the Crown must give a further warning notice to the authority and follow the procedures set out in that notice (subject to any changes to those procedures made under subsection (8)).
- (3) A further warning notice is a notice stating that the Minister believes—
 - (a) that acts of that authority may have caused or contributed to the continuing infraction of EU law for which the EU financial sanction in question was imposed; and
 - (b) that, if acts of that authority did cause or contribute to that continuing infraction of EU law, it would be appropriate to consider requiring the authority to make a further payment under this Part in respect of any relevant periodic payments.
- (4) In this section “relevant periodic payments” means periodic payments falling due from the United Kingdom as part of the EU financial sanction in question which—
 - (a) have not already been the subject of an EU financial sanction notice given to the authority; and
 - (b) fall due before a date specified in the further warning notice.
- (5) The date so specified must not be later than the day on which the further warning notice is given to the authority in question.
- (6) The warning notice must also—
 - (a) set out the Minister’s reasons for making the statements mentioned in subsection (3);
 - (b) if the Minister thinks it appropriate to do so, specify the amount of the payment the Minister considers the authority would be required to pay on the assumption that the relevant circumstances have not changed since the most recent EU financial sanction notice was given to the authority;
 - (c) set out the procedures for determining—
 - (i) whether the authority should be required to make a payment in respect of any relevant periodic payments, and
 - (ii) the amount of any payment the authority is to be required to make;
 - (d) invite the authority to make representations to the Minister about—
 - (i) any change of circumstances since the most recent EU financial sanction notice, or
 - (ii) anything else that may be relevant to the determination of the matters mentioned in paragraph (c)(i) and (ii).
- (7) The further warning notice may contain such other information as the Minister considers appropriate (including, in particular, anything of a description mentioned in section 31(3)(b) to (e)).
- (8) The Minister may, before the matters mentioned in subsection (6)(c)(i) and (ii) are determined, give the authority a notice stating any changes that the Minister has decided to make to any procedures or other information set out in the further warning notice.
- (9) A further warning notice given to a local or public authority may be withdrawn at any time before the matters mentioned in subsection (6)(c)(i) and (ii) are

Localism Bill, continued

determined, but this does not prevent another further warning notice being given to the authority.’.

Further EU financial sanction notices

Secretary Eric Pickles

Added **NC14**

To move the following Clause:—

- ‘(1) A Minister of the Crown may give a further EU financial sanction notice to a local or public authority to which section [*Further warning notices*] applies in respect of any relevant periodic payments (within the meaning of that section).
 - (2) A further EU financial sanction notice may be given only if the Minister is satisfied that acts of that authority have caused or contributed to the continuing infraction of EU law for which the EU financial sanction in question was imposed.
 - (3) Section 32(2) and (3) to (5) apply to a further EU financial sanction notice as they apply to an EU financial sanction notice under section 32.
 - (4) In the application of those provisions to a further EU financial sanction notice, references to the total amount of the sanction are to be read as referring to the total amount of the relevant periodic payments that are the subject of the notice.’.
-

Kelvin Hopkins

Not called **353**

Page **22**, line **1**, leave out Clause 30.

Secretary Eric Pickles

Agreed to **132**

Page **22**, line **7** [*Clause 30*], leave out ‘260’ and insert ‘260(2)’.

Secretary Eric Pickles

Agreed to **133**

Page **22**, line **14** [*Clause 30*], at end insert ‘; or

- (b) in the case of an EU financial sanction that is or includes a penalty payment, by a further EU financial sanction notice under section [*Further EU financial sanction notices*] given by the Minister to that authority after complying with the requirements of section [*Further warning notices*].’.
-

Kelvin Hopkins

Not called **354**

Page **22**, line **28**, leave out Clause 31.

Localism Bill, continued

Secretary Eric Pickles

Agreed to **134**Page **23**, line **29** [*Clause 31*], at end insert—

‘(3A) If the EU financial sanction to which the warning notice relates is or includes a penalty payment, the sanction is to be treated for the purposes of the warning notice as excluding any periodic payment which falls due from the United Kingdom on or after a date specified in the warning notice.

(3B) The date so specified must not be later than the day on which the warning notice is given to the authority in question.’

Secretary Eric Pickles

Agreed to **135**Page **23**, line **39** [*Clause 31*], leave out ‘a further’ and insert ‘another’.

Kelvin Hopkins

Not called **355**Page **23**, line **41**, leave out Clause 32.

Secretary Eric Pickles

Agreed to **136**Page **24**, line **1** [*Clause 32*], at end insert ‘and the total amount of that sanction,’.

Secretary Eric Pickles

Agreed to **137**Page **24**, line **10** [*Clause 32*], at end insert—

‘(2A) If the EU financial sanction to which the notice relates is or includes a penalty payment, the sanction is to be treated for the purposes of the notice as excluding any periodic payment which falls due from the United Kingdom on or after the date specified under section 31(3A) in the warning notice given to the authority.’

Secretary Eric Pickles

Agreed to **138**Page **24**, line **11** [*Clause 32*], leave out ‘specified in the notice’ and insert ‘required to be paid by the authority’.

Kelvin Hopkins

Not called **356**Page **24**, line **23**, leave out Clause 33.

Secretary Eric Pickles

Agreed to **139**Page **24**, line **33** [*Clause 33*], at end insert—

‘(d) the Council of the Isles of Scilly.’

Localism Bill, continued

Secretary Eric Pickles

Agreed to **140**Page **24**, line **37** [*Clause 33*], at end insert—

‘(4) The following may not be designated under subsection (3)—

- (a) either House of Parliament, a Minister of the Crown or a United Kingdom government department;
- (b) a court or tribunal.’.

Kelvin Hopkins

Not called **357**Page **24**, line **38**, leave out Clause 34.

Secretary Eric Pickles

Agreed to **141**Page **24**, line **41** [*Clause 34*], at end insert ‘or section [*Further EU financial sanction notices*]’.

Secretary Eric Pickles

Agreed to **142**Page **25**, line **3** [*Clause 34*], leave out ‘an obligation under the EU treaties’ and insert ‘a judgment of the Court of Justice of the European Union made under Article 260(1) of the Treaty on the Functioning of the European Union’.

Secretary Eric Pickles

Agreed to **143**Page **25**, line **6** [*Clause 34*], at end insert—

‘(2) For the purposes of this Part—

- (a) references to a periodic payment, in relation to an EU financial sanction that is or includes a penalty payment, are to a payment due under the terms of the penalty payment; and
- (b) a periodic payment is to be regarded as the subject of an EU financial sanction notice given to a local or public authority if it is included in the sum specified in such a notice as the total amount of the EU financial sanction to which the notice relates;

and it is immaterial for the purposes of paragraph (b) whether the EU financial sanction notice in question is given under section 32 or section [*Further EU financial sanction notice*]’.**NEW CLAUSES RELATING TO PART 5***Applications for planning permission: local finance considerations*

Secretary Eric Pickles

Read a second time on division and added **NC15**

To move the following Clause:—

Localism Bill, continued

- (1) Section 70 of the Town and Country Planning Act 1990 (determination of applications for planning permission: general considerations) is amended as follows.
- (2) In subsection (2) (local planning authority to have regard to material considerations in dealing with applications) for the words from “to the provisions” to the end substitute “to—
- (a) the provisions of the development plan, so far as material to the application,
 - (b) any local finance considerations, so far as material to the application, and
 - (c) any other material considerations.”
- (3) After subsection (2) insert—
- “(2A) Subsection (2)(b) does not apply in relation to Wales.”
- (4) After subsection (3) insert—
- “(4) In this section—
- “local finance consideration” means—
- (a) a grant or other financial assistance that has been, or will or could be, provided to a relevant authority by a Minister of the Crown, or
 - (b) sums that a relevant authority has received, or will or could receive, in payment of Community Infrastructure Levy;
- “Minister of the Crown” has the same meaning as in the Ministers of the Crown Act 1975;
- “relevant authority” means—
- (a) a district council;
 - (b) a county council in England;
 - (c) the Mayor of London;
 - (d) the council of a London borough;
 - (e) a Mayoral development corporation;
 - (f) an urban development corporation;
 - (g) a housing action trust;
 - (h) the Council of the Isles of Scilly;
 - (i) the Broads Authority;
 - (j) a National Park authority in England;
 - (k) the Homes and Communities Agency; or
 - (l) a joint committee established under section 29 of the Planning and Compulsory Purchase Act 2004.”.

Sustainable development

Annette Brooke
 Stephen Gilbert
 Mr David Ward
 Simon Hughes

Not called **NC2**

To move the following Clause:—

Localism Bill, continued

- (1) The Secretary of State must, not later than six months after this Act is passed, make provision in regulations to—
- (a) define sustainable development in the planning context, and
 - (b) incorporate the five principles of sustainability as set out in the 2005 Sustainable Development Strategy—
 - (i) living within environmental limits;
 - (ii) ensuring a strong, healthy and just society;
 - (iii) achieving a sustainable economy;
 - (iv) promoting good governance; and
 - (v) using sound science responsibly
 into planning law and guidance.
- (2) Before making regulations under subsection (1) the Secretary of State must consult such organisations and persons as the Secretary of State considers appropriate.
- (3) Regulations under this section shall be made by statutory instrument and shall be subject to annulment in pursuance of a resolution of either House of Parliament.’

Community Right of Appeal

Stephen Gilbert
 Mr David Ward
 Annette Brooke
 Greg Mulholland
 Caroline Lucas
 Mr Adrian Sanders

Not called **NC4**

To move the following Clause:—

- (1) The Town and Country Planning Act 1990 is amended as follows.
- (2) In section 78 (appeals to the Secretary of State against planning decisions and failure to take such decisions) after subsection (2) insert—
- “(2A) Where a local planning authority grants an application for planning permission and—
- (a) the authority has publicised the application as not being in accordance with the development plan in force in the area in which the land to which the application relates is situated; or
 - (b) the application is one in which the authority has an interest as defined in section 316;
- certain persons as specified in subsection (2B) may by notice appeal to the Secretary of State, provided any one of the conditions in subsection (2C) are met.
- (2B) Persons who may by notice appeal to the Secretary of State against the approval of planning permission in the circumstances specified in subsection (2A) are—
- (a) the ward councillor for the area (if that councillor has lodged a formal objection to the planning application in writing to the planning authority), or where there is more than one councillor, all councillors by unanimity;

Localism Bill, *continued*

- (b) any parish council or neighbourhood forum, as defined in section 61F, covering or adjoining the area of land to which the application relates, by two-thirds majority voting; or
 - (c) any overview and scrutiny committee, by two-thirds majority voting.
- (2C) The conditions are:
- (a) Section 61W(1) of the Town and Country Planning Act 1990 applies to the application;
 - (b) the application is accompanied by an environmental impact assessment; and
 - (c) the planning officer has recommended refusal of planning permission.”.
- (3) Section 79 is amended as follows—
- (a) in subsection (2), leave out “either” and after “authority”, insert “or the applicant (where different from the appellant)”;
 - (b) in subsection (6), after “land”, insert “(except for appeals as defined in section 78(2A) and where the appellant is as defined in section 78(2B)).”.

Powers of the Secretary of State

Simon Kirby

Not called **NC5**

To move the following Clause:—

- (1) If the Secretary of State thinks that a statutory provision (whenever passed or made) is creating uncertainty for local authorities in the discharge of their planning functions or is a matter of public dispute between local planning authorities and other relevant bodies, the Secretary of State may by order made by statutory instrument amend, repeal, revoke or disapply that provision.
- (2) The power under subsection (1) may be exercised in relation to—
 - (a) all local authorities,
 - (b) particular local authorities, or
 - (c) particular descriptions of local authority.
- (3) The power under subsection (1) to amend or disapply a statutory provision includes power to amend or disapply a statutory provision for a particular period.
- (4) In this section “statutory provision” means a provision of an Act.
- (5) Before making an order under subsection (1) the Secretary of State must consult—
 - (a) such local authorities
 - (b) such representatives of local government, and
 - (c) such other persons (if any), as the Secretary of State considers appropriate.

Localism Bill, continued

- (6) The Secretary of State may not make an order under this section unless a draft of the statutory instrument containing the order has been laid before, and approved by a resolution of, each House of Parliament.’

The purpose of planning

Joan Walley
Mr Clive Betts
Caroline Lucas
Zac Goldsmith

Not called **NC6**

To move the following Clause:—

- ‘(1) The Planning and Compulsory Purchase Act 2004 is amended as follows.
(2) Before section 1 insert—

“A1 Purpose of Planning

- (1) The purpose of the planning system is to achieve sustainable development.
(2) Any person exercising functions and duties under the planning Acts must do so with the objective of achieving sustainable development and shall have regard in doing so to any guidance given for that purpose by the Secretary of State.

A2 Interpretation

- (1) In this Act—
(a) ‘sustainable development’ means development that meets the social, economic and environmental needs of the present without compromising the ability of future generations to meet their own needs including the application of the following principles:
(i) living within environmental limits;
(ii) ensuring a strong, healthy and just society;
(iii) achieving a sustainable economy;
(iv) promoting good governance;
(v) using sound science responsibly;
(b) ‘the planning Acts’ means—
(i) the Localism Act 2011;
(ii) the Planning Act 2008;
(iii) this Act;
(iv) the Town and Country Planning Act 1990;
(v) the Planning (Listed Buildings and Conservation Areas) Act 1990;
(vi) the Planning (Hazardous Substances) Act 1990; and
(vii) the Planning (Consequential Provisions) Act 1990.’’.

Localism Bill, continued*Removal of permitted area restrictions*

Philip Davies

Not called NC7

To move the following Clause:—

- (1) A relevant local authority may consider and, if it thinks fit, grant an application to vary a converted casino premises licence so that it relates to premises to which it did not previously relate and may do so regardless of whether or not—
- (a) the premises to which the application relates are situated in the area of the relevant local authority which issued the licence; and
 - (b) the area of the relevant local authority in which those premises are situated was a permitted area when the converted casino premises licence was originally issued.
- (2) Subsection (1) shall not require a relevant local authority to consider any application to vary a converted casino premises licence if that local authority has passed a resolution under section 166 of the Gambling Act 2005 (resolution not to issue casino licences) and that resolution is in effect at the time the application is made.
- (3) In Schedule 4 to the Gambling Act 2005 (Commencement No. 6 and Transitional Provisions) (Amendment) Order 2006 (transitional provisions), for subparagraph (13) of paragraph 65 (application of the Gambling Act 2005 to casino premises licences granted on a conversion application) substitute—
- “(13) An application to vary a converted casino premises licence so that it relates to premises to which it did not previously relate shall be made—
- (a) in the case of premises wholly or partly situated in the area of the licensing authority which issued the licence, to that licensing authority; or
 - (b) in the case of premises wholly or partly situated in the area of another licensing authority, to that other licensing authority, and section 213(f) (definition of licensing authority) shall apply to such an application as if the licensing authority considering such an application under paragraph (b) was the authority which issued that licence.
- (14) Nothing in paragraph (13)(b) shall require a licensing authority to consider or grant an application to vary a converted casino premises licence so that it relates to premises to which it did not previously relate if—
- (a) the premises are wholly or partly situated in the area of a licensing authority which did not issue the licence; and
 - (b) the licensing authority has resolved under section 166 not to issue casino premises licences and that resolution is in effect at the time the application is made.”.

(4) In this section—

“converted casino premises licence” has the same meaning as in the Gambling Act 2005 (Commencement No. 6 and Transitional Provisions) (Amendment) Order 2006;

“permitted area” means the area of a local authority which was a permitted area for the purposes of the Gaming Act 1968;

Localism Bill, continued

“relevant local authority” means a local authority in England, Wales or Scotland which is a licensing authority under the Gambling Act 2005.’.

Abolition of appeal process

Philip Davies

Not selected **NC9**

To move the following Clause:—

‘If a planning development for housing has been rejected by a local authority, the developer is prevented from appealing to the Planning Inspectorate or Secretary of State.’.

Transfer of generating station consent powers to Welsh Ministers

Jonathan Edwards

Not called **NC11**

To move the following Clause:—

- ‘(1) The Secretary of State must make regulations to transfer to the Welsh Ministers those functions of the Infrastructure Planning Commission and the Marine Management Organisation which relate to applications for an order granting development consent for the construction or extension of generating stations in Wales or in waters in or adjacent to Wales up to the seaward limits of the territorial sea.
- (2) Regulations made under subsection (1) must be laid within 12 months of the passing of this Act and are subject to the negative resolution procedure.’.
-

Retail diversity scheme

Barbara Keeley
 Alison Seabeck
 Jack Dromey
 Greg Mulholland
 Caroline Lucas

Negated on division **NC29**

To move the following Clause:—

- ‘(1) In Part 2 of the Planning and Compulsory Purchase Act 2004 after section 15 insert—

“15A (1) The local planning authority must prepare and maintain a scheme to be known as their retail diversity scheme.

Localism Bill, *continued*

- (2) The retail diversity scheme must form part of the Local Development Scheme within two years of the Local Development Scheme being published or within two years of this Act being passed, whichever is later.
- (3) The scheme must—
 - (a) define a network and hierarchy of retail centres in the local authority area,
 - (b) assess the need for development in retail centres,
 - (c) identify sites for development based on the sequential approach, and
 - (d) promote retail diversity.
- (4) In this section—
 - (a) ‘retail diversity’ means a mix of retail provision that meets the requirements of the local catchment area in terms of range and quality of comparison and convenience retail businesses;
 - (b) ‘sequential approach’ means that local planning authorities must identify sites that are suitable, available and viable for development in the following order—
 - (i) locations in appropriate existing centres;
 - (ii) edge of centre locations, with preference given to sites that are or will be well connected to existing retail centres;
 - (iii) out of centre sites with preference given to sites well served by a choice of transport and are closest to an existing centre.
- (5) The Secretary of State may direct the local planning authority to make such amendments to the scheme as he thinks appropriate.
- (6) Such a direction must contain the Secretary of State’s reasons for giving it.
- (7) The local planning authority must consult with the local community in developing the scheme.
- (8) The local community as defined under subsection (7) must include—
 - (a) a parish council or parish councils authorised to act in relation to the neighbourhood area or areas to which the retail diversity scheme relates subject to section 61F of the Town and Country Planning Act 1990,
 - (b) a ‘qualifying body’ authorised to act in relation to the neighbourhood area or areas to which the retail diversity scheme relates subject to section 61F of the Town and Country Planning Act 1990, and
 - (c) any other local person at the discretion of the local planning authority.
- (9) Where a retail planning application is submitted and there is no retail diversity scheme in place the applicant must provide a statement to the local planning authority that sets out how the development impacts on the criteria identified in subsection (3); and the local planning

Localism Bill, continued

authority must consult the local community as defined in subsection (8) before coming to a decision on the application.”’.

Planning consent for betting offices

Mr David Lammy
Joan Ruddock
Frank Dobson
Jeremy Corbyn
Jim Fitzpatrick
John McDonnell

Not called **NC30**

To move the following Clause:—

- ‘(1) That, notwithstanding any existing statutory provision, a local authority may require planning consent to be applied for pursuant to section 62 of the Town and Country Planning Act 1990 and granted prior to the establishment of, or change of use of premises or land to establish, a betting office in that local authority’s area.
- (2) “Betting office” means premises, other than a track within the meaning of the Gambling Act 2005, in respect of which a betting premises licence under Part 8 of that Act has effect.’.

Change of use class for betting offices

Mr David Lammy
Joan Ruddock
Frank Dobson
Jeremy Corbyn
Jim Fitzpatrick
John McDonnell

Negatived on division **NC31**

To move the following Clause:—

‘The Town and Country Planning (Use Classes) Order 1987 is amended as follows—

- (1) In article 3(6) (exclusion from use classes), at end add—
“*(n)* as a betting office”.
- (2) In Part A (Use Classes) of the Schedule to the principal Order, in Class A2(c) omit “(including use as a betting office)”.
- (3) “Betting office” means premises, other than a track within the meaning of the Gambling Act 2005, in respect of which a betting premises licence under Part 8 of that Act has effect.’.

Localism Bill, continued*Amendment of the Planning and Compulsory Purchase Act 2004*

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **NC32**

To move the following Clause:—

‘In section 19(1A) of the Planning and Compulsory Purchase Act 2004 (preparation of local development documents)—

- (a) leave out “(taken as a whole)”,
- (b) leave out from “contribute” to “change” and insert—
 - (i) achieve reductions of greenhouse gas emissions in line with the carbon budgets set under the Climate Change Act 2008;
 - (ii) meet current national policy objectives on assessing the risk of and adapting to climate change, in relation to that area.’.

Guidance on opencast mining: separation zones etc.

Nigel Mills

Not called **NC34**

To move the following Clause:—

- ‘(1) The Secretary of State must issue guidance on the national planning policy for opencast mining in England within six months of this Act being passed.
- (2) The guidance must require a minimum separation zone of 500 metres between the site of an opencast mine and the nearest residential property, unless there are exceptional circumstances.
- (3) Mineral planning authorities in England must have regard to any guidance issued under this section when fulfilling their functions.
- (4) In this section “opencast mining” means the working of minerals by opencast operations and the carrying out of operations incidental to such working.’.

Scope of the Town and Country Planning (General Permitted Development) Order (No.2)

Greg Mullholland
Justin Tomlinson
Kate Hoey
Mr John Leech

Not called **NC35**

To move the following Clause:—

‘The Secretary of State must within 12 months of this Act being passed, by regulations made by statutory instrument, amend the Town and Country Planning (General Permitted Development) Order 1995 (S.I. 1995/418) (the “GPDO”)

Localism Bill, continued

removing permitted development rights specified in neighbourhood development orders from the scope of the GPDO.’.

Scope of the Town and Country Planning (General Permitted Development) Order (No.1)

Greg Mullholland
Justin Tomlinson
Kate Hoey
Mr John Leech

Not called **NC36**

To move the following Clause:—

‘The Secretary of State must within 12 months of this Act being passed, by regulations made by statutory instrument, amend the Town and Country Planning (General Permitted Development) Order 1995 (S.I. 1995/418) (the “GPDO”) removing land or premises used or formerly used as a public house from the scope of the GPDO.’.

Secretary Eric Pickles

Agreed to **144**

Page **61**, line **4** [*Clause 90*], after ‘authority,’ insert—

‘(aa) a county council in England that is not a local planning authority,’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **293**

Page **61**, line **6** [*Clause 90*], at end insert ‘including a County Council, an Integrated Transport Authority for the area or a Marine Plan Authority.’.

Secretary Eric Pickles

Agreed to **145**

Page **61**, line **7** [*Clause 90*], after ‘(a)’, insert ‘, (aa)’.

Secretary Eric Pickles

Agreed to **146**

Page **61**, line **8** [*Clause 90*], after ‘(b)’, insert ‘or subsection (7)’.

Secretary Eric Pickles

Agreed to **147**

Page **61**, line **11** [*Clause 90*], after ‘person’, insert ‘—

(a) ’.

Localism Bill, *continued*

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **294**

Page **61**, line **13** [*Clause 90*], after ‘undertaken’, insert ‘where issues or impacts cross administrative boundaries and with the objective of achieving sustainable development’.

Secretary Eric Pickles

Agreed to **148**

Page **61**, line **13** [*Clause 90*], at end insert ‘, and
(b) to have regard to activities of a person within subsection (7) so far as they are relevant to activities within subsection (3).’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **295**

Page **61**, line **15** [*Clause 90*], at end insert—
‘(ab) the preparation of Joint Infrastructure Planning Guidance.’.

Secretary Eric Pickles

Agreed to **149**

Page **61**, line **16** [*Clause 90*], leave out from ‘documents,’ to end of line 17 and insert—
(c) the preparation of marine plans under the Marine and Coastal Access Act 2009 for the English inshore region, the English offshore region or any part of either of those regions,
(d) activities that can reasonably be considered to prepare the way for activities within any of paragraphs (a) to (c) that are, or could be, contemplated, and
(e) activities that support activities within any of paragraphs (a) to (c),’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **297**

Page **61**, line **17** [*Clause 90*], at end insert—
(d) the preparation of the Local Transport Plan;
(e) the preparation of marine plans; and
(f) other activities that support the planning of development, so far as relating to the development and use of land or sea.’.

Secretary Eric Pickles

Agreed to **150**

Page **61**, line **18** [*Clause 90*], leave out from ‘to’ to end of line 20 and insert ‘a strategic matter.
(3A) For the purposes of subsection (3), each of the following is a “strategic matter”—
(a) sustainable development or use of land that has or would have a significant impact on at least two planning areas, including (in particular) sustainable development or use of land for or in connection with infrastructure that is strategic and has or would have a significant impact on at least two planning areas, and

Localism Bill, continued

- (b) sustainable development or use of land in a two-tier area if the development or use—
 - (i) is a county matter, or
 - (ii) has or would have a significant impact on a county matter.
- (3B) In subsection (3A)—
 - “county matter” has the meaning given by paragraph 1 of Schedule 1 to the principal Act (ignoring sub-paragraph 1(1)(i)),
 - “planning area” means—
 - (a) the area of—
 - (i) a district council (including a metropolitan district council),
 - (ii) a London borough council, or
 - (iii) a county council in England for an area for which there is no district council,
 but only so far as that area is neither in a National Park nor in the Broads,
 - (b) a National Park,
 - (c) the Broads,
 - (d) the English inshore region, or
 - (e) the English offshore region, and
 - “two-tier area” means an area—
 - (f) for which there is a county council and a district council, but
 - (g) which is not in a National Park.’.

Barbara Keeley
 Alison Seabeck
 Jack Dromey

Not called 296

Page 61, line 18 [*Clause 90*], leave out from ‘land’ to end of line 20 and insert ‘and strategic infrastructure and in particular the preparation of Joint Infrastructure Planning Guidance.’.

Barbara Keeley
 Alison Seabeck
 Jack Dromey

Negated on division 298

- Page 61, line 20 [*Clause 90*], at end insert—
- ‘(3A) The preparation of Joint Infrastructure Planning Guidance within subsection (3) must involve—
 - (a) a local planning authority who is also a member of a Local Enterprise Partnership as approved by the Secretary of State; and
 - (b) every other person within subsection (1).
 - (3B) The preparation of Joint Infrastructure Planning Guidance within subsection (3) includes in particular—
 - (a) the collection of evidence on issues defined in subsection (3C);
 - (b) the preparation of policy guidance in relation to issues defined in subsection (3C); and
 - (c) any other activities that support joint infrastructure planning.
 - (3C) For the purpose of subsection (3B) the issues to be addressed include—
 - (a) housing needs;
 - (b) climate mitigation and adaptation and in particular flood risk;

Localism Bill, continued

- (c) economic development including retail needs;
 - (d) energy needs and capacity;
 - (e) biodiversity;
 - (f) natural resource use including water management; and
 - (g) transport.
- (3D) The person or bodies defined in subsection (1) must exercise the function of Joint Infrastructure Planning with the aim of achieving sustainable development and must act under guidance, including as to the meaning of sustainable development, as set out in the UK Sustainable Development Strategy.’.

Secretary Eric Pickles

Agreed to **151**

Page **61**, line **21** [*Clause 90*], leave out ‘(2)’ and insert ‘(2)(a)’.

Secretary Eric Pickles

Agreed to **152**

Page **61** [*Clause 90*], leave out lines 23 to 30 and insert—

- ‘(a) considering whether to consult on and prepare, and enter into and publish, agreements on joint approaches to the undertaking of activities within subsection (3), and
- (b) if the person is a local planning authority, considering whether to agree under section 28 to prepare joint local development documents.’.

Secretary Eric Pickles

Agreed to **153**

Page **61**, line **36** [*Clause 90*], at end insert—

- ‘(7) A person is within this subsection if the person is a body, or other person, that is prescribed or of a prescribed description.’.

Secretary Eric Pickles

Agreed to **154**

Page **61**, line **36** [*Clause 90*], at end insert—

- ‘(8) In this section—
 - “the English inshore region” and “the English offshore region” have the same meaning as in the Marine and Coastal Access Act 2009, and
 - “land” includes the waters within those regions and the bed and subsoil of those waters.’.

Secretary Eric Pickles

Agreed to **155**

Page **61**, line **36** [*Clause 90*], at end insert—

- ‘(2) In section 16 of the Planning and Compulsory Purchase Act 2004 (applying Part 2 for purposes of a county council’s minerals and waste development scheme) after subsection (4) insert—
 - “(5) Also, subsection (3)(b) does not apply to section 33A(1)(a) and (aa).”.

Secretary Eric Pickles

Agreed to **156**

Page **61**, line **36** [*Clause 90*], at end insert—

Localism Bill, continued

- ‘(3) In section 20(5) of the Planning and Compulsory Purchase Act 2004 (development plan documents: purpose of independent examination) after paragraph (b) insert “; and
- (c) whether the local planning authority complied with any duty imposed on the authority by section 33A in relation to its preparation.”’.

Barbara Keeley
Alison Seabeck
Jack Dromey

Not called **299**

Page **61**, line **36** [*Clause 90*], at end insert—

- ‘(7) In this section—
- (a) “marine plan” has the same meaning as in section 51 of the Marine and Coastal Access Act 2009;
- (b) “marine plan authority” has the same meaning as in section 50 of the Marine and Coastal Access Act 2009;
- (c) “sea” has the same meaning as in section 42 of the Marine and Coastal Access Act 2009.
- (8) The fulfilment of the duty in subsection (1) shall be regarded as a material consideration by an independent examiner carrying out functions under section 20(7) of the Planning and Compulsory Purchase Act 2004.’.

Secretary Eric Pickles

Agreed to **157**

Page **62**, line **29** [*Clause 92*], after ‘conclude’, insert ‘—

(i) ’.

Secretary Eric Pickles

Agreed to **158**

Page **62**, line **30** [*Clause 92*], at end insert ‘and

(ii) that the local planning authority complied with any duty imposed on the authority by section 33A in relation to the document’s preparation.’.

Simon Hughes

Not called **369**

Page **66**, line **33** [*Clause 95*], leave out from ‘levy’) to end of line 38 and insert ‘in subsection (2), after second ‘ensure’, leave out to the end of the subsection and insert ‘that owners and developers of land make a financial contribution to support communities in the area in which their development is situated, including the provision of infrastructure and the building, improvement and renovation of housing.’.

Localism Bill, continued

Secretary Eric Pickles

Agreed to **159**

Page **288**, line **11** [*Schedule* 9], leave out ‘section 61G’ and insert ‘sections 61G and 61GA(1)’.

Secretary Eric Pickles

Agreed to **160**

Page **289** [*Schedule* 9], leave out lines 20 to 30 and insert—

- ‘(a) it is established expressly for either or both of the following purposes—
 - (i) furthering the social, economic and environmental well-being of individuals living, or wanting to live, in an area that consists of or includes the neighbourhood area concerned,
 - (ii) promoting the carrying on of trades, professions or other businesses in such an area,
- (b) its membership is open to—
 - (i) individuals who live in the neighbourhood area concerned,
 - (ii) individuals who work there (whether for businesses carried on there or otherwise), and
 - (iii) individuals who are elected members of a county council, district council or London borough council any of whose area falls within the neighbourhood area concerned,
- (c) its membership includes a minimum of 21 individuals each of whom—
 - (i) lives in the neighbourhood area concerned,
 - (ii) works there (whether for a business carried on there or otherwise), or
 - (iii) is an elected member of a county council, district council or London borough council any of whose area falls within the neighbourhood area concerned,
- (d) it has a written constitution, and
- (e) such other conditions as may be prescribed.’

Annette Brooke
 Stephen Gilbert
 Mr David Ward
 Simon Hughes

Not called **6**

Page **289**, line **23** [*Schedule* 9], after ‘live’, insert ‘, or businesses registered,’.

Annette Brooke
 Stephen Gilbert
 Mr David Ward
 Simon Hughes

Not called **7**

Page **289**, line **26** [*Schedule* 9], after ‘live’, insert ‘, or businesses registered,’.

Localism Bill, continued

Annette Brooke
 Stephen Gilbert
 Mr David Ward
 Simon Hughes

Not called **8**

Page **289**, line **27** [*Schedule 9*], at end insert—

‘(ba) the organisation or body is competent to undertake the task of preparing a neighbourhood plan with appropriate professional support.’.

Annette Brooke
 Stephen Gilbert
 Mr David Ward
 Simon Hughes

Not called **9**

Page **289**, line **27** [*Schedule 9*], at end insert—

‘(ba) the organisation or body is representative of different sections of the community.’.

Annette Brooke
 Stephen Gilbert
 Mr David Ward
 Simon Hughes

Not called **10**

Page **289**, line **28** [*Schedule 9*], leave out ‘3’ and insert ‘12’.

Secretary Eric Pickles

Agreed to **161**

Page **289**, line **34** [*Schedule 9*], at end insert—

- ‘(aa) must, in determining under subsection (5) whether to designate an organisation or body as a neighbourhood forum for a neighbourhood area, have regard to the desirability of designating an organisation or body—
- (i) which has secured (or taken reasonable steps to attempt to secure) that its membership includes at least one individual falling within each of subparagraphs (i) to (iii) of subsection (5)(b),
 - (ii) whose membership is drawn from different places in the neighbourhood area concerned and from different sections of the community in that area, and
 - (iii) whose purpose reflects (in general terms) the character of that area.’.

Secretary Eric Pickles

Agreed to **162**

Page **290**, line **28** [*Schedule 9*], at end insert—

- ‘(d) requiring a local planning authority to have regard (in addition, where relevant, to the matters set out in subsection (7)(aa)) to prescribed matters in determining whether to

Localism Bill, *continued*

designate an organisation or body as a neighbourhood forum.’.

Secretary Eric Pickles

Agreed to **163**

Page **292**, line **2** [*Schedule 9*], at end insert—

‘61GA Neighbourhood areas in areas of two or more local planning authorities

- (1) The power to designate an area as a neighbourhood area under section 61G is exercisable by two or more local planning authorities in England if the area falls within the areas of those authorities.
- (2) Regulations may make provision in connection with—
 - (a) the operation of subsection (1), and
 - (b) the operation of other provisions relating to neighbourhood development orders (including sections 61F and 61G) in cases where an area is designated as a neighbourhood area as a result of that subsection.
- (3) The regulations may in particular make provision—
 - (a) modifying or supplementing the application of, or disapplying, any of the provisions mentioned in subsection (2)(b),
 - (b) applying (with or without modifications) any provision of Part 6 of the Local Government Act 1972 (discharge of functions) in cases where the provision would not otherwise apply,
 - (c) requiring local planning authorities to exercise, or not to exercise, any power conferred by any provision of that Part (including as applied by virtue of paragraph (b)), and
 - (d) conferring powers or imposing duties on local planning authorities.’.

Nigel Mills

Not called **359**

Page **292**, line **25** [*Schedule 9*], at end insert ‘except for the winning and working of minerals in, on or under land by surface working and any associated activity.’.

Secretary Eric Pickles

Agreed to **164**

Page **293**, line **31** [*Schedule 9*], leave out ‘commences’ and insert ‘begins’.

Localism Bill, *continued*

Secretary Eric Pickles

Agreed to **165**

Page **293**, line **41** [*Schedule 9*], leave out ‘commenced’ and insert ‘begun’.

Secretary Eric Pickles

Agreed to **166**

Page **296**, line **11** [*Schedule 9*], at end insert—
 ‘(ba) in subsection (5), for “to be adopted, approved or published (as the case may be)” substitute “to become part of the development plan”,’.

Secretary Eric Pickles

Agreed to **167**

Page **297**, line **39** [*Schedule 9*], leave out ‘section 61G’ and insert ‘sections 61G and 61GA(1)’.

Secretary Eric Pickles

Agreed to **168**

Page **298**, line **6** [*Schedule 9*], at end insert—
 ‘(1A) Only one neighbourhood development plan may be made for each neighbourhood area.’

Barbara Keeley
 Alison Seabeck
 Jack Dromey

Not called **301**

Page **298**, line **6** [*Schedule 9*], at end insert—
 ‘(1A) A neighbourhood development plan must include policies to—
 (a) achieve reductions of greenhouse gas emissions in line with the carbon budgets set under the Climate Change Act 2008;
 (b) meet current national policy objectives on assessing the risk of and adapting to climate change, in relation to that area.’

Secretary Eric Pickles

Agreed to **169**

Page **298**, line **26** [*Schedule 9*], at end insert—
 ‘(ab) section 61GA(2) and (3) (neighbourhood areas in areas of two or more local planning authorities),’.

Localism Bill, *continued*

Secretary Eric Pickles

Agreed to 170Page 299, line 2 [*Schedule 9*], at end insert—

‘(d) paragraph 8 is to have effect as if sub-paragraphs (2)(aa) and (ab) and (2A) to (2C) were omitted.’

Nic Dakin

Caroline Lucas

Not called 12Page 300, line 38 [*Schedule 10*],

‘(h) imposing a duty to conduct an equalities impact assessment in line with the Equality Act 2010.’

Secretary Eric Pickles

Mr Nick Raynsford

Agreed to 171Page 302 [*Schedule 10*], leave out lines 27 and 28.

Secretary Eric Pickles

Agreed to 172Page 302, line 31 [*Schedule 10*], at end insert—

‘(7) The Secretary of State or another local planning authority may enter into arrangements with the authority for the provision of the services of any of their employees as examiners.

(8) Those arrangements may include—

(a) provision requiring payments to be made by the authority to the Secretary of State or other local planning authority, and

(b) other provision in relation to those payments and other financial matters.’

Secretary Eric Pickles

Agreed to 173Page 302, line 46 [*Schedule 10*], at end insert—

‘(aa) having special regard to the desirability of preserving any listed building or its setting or any features of special architectural or historic interest that it possesses, it is appropriate to make the order,

(ab) having special regard to the desirability of preserving or enhancing the character or appearance of any conservation area, it is appropriate to make the order.’

Localism Bill, continued

Secretary Eric Pickles

*Agreed to 174*Page 303, line 8 [*Schedule 10*], at end insert—

- ‘(2A) Sub-paragraph (2)(aa) applies in relation to a listed building only in so far as the order grants planning permission for development that affects the building or its setting.
- (2B) Sub-paragraph (2)(ab) applies in relation to a conservation area only in so far as the order grants planning permission for development in relation to buildings or other land in the area.
- (2C) In this paragraph “listed building” has the same meaning as in the Planning (Listed Buildings and Conservation Areas) Act 1990.’.

Nic Dakin

Caroline Lucas

*Not called 11*Page 303, line 14 [*Schedule 10*], at end insert—

- ‘(1A) Any person who makes written representations seeking to change a neighbourhood development order must (if he or she so requests) be given the opportunity to appear before and be heard by the person carrying out the examination.’.

Secretary Eric Pickles

*Agreed to 175*Page 312, line 31 [*Schedule 11*], at end insert—

- ‘(6) Any reference in this Act or any other enactment to paragraph 12 of Schedule 4B includes a reference to that paragraph as modified in accordance with this paragraph.’.

Secretary Eric Pickles

*Agreed to 176*Page 313, line 10 [*Schedule 11*], leave out ‘by a community organisation’.

Secretary Eric Pickles

*Agreed to 177*Page 71, line 15 [*Clause 100*], leave out from ‘may’ to end of line 16 and insert ‘do anything that the Secretary of State considers appropriate—’.

Secretary Eric Pickles

*Agreed to 178*Page 71, line 20 [*Clause 100*], leave out from ‘of’ to ‘anything’ in line 21 and insert ‘giving advice or assistance to anyone in relation to the making of proposals for such orders or plans or the doing of’.

Localism Bill, *continued*

Secretary Eric Pickles

Agreed to **179**Page **71**, line **22** [*Clause 100*], at end insert—

‘(1A) The things that the Secretary of State may do under this section include, in particular—

- (a) the provision of financial assistance (or the making of arrangements for its provision) to any body or other person, and
- (b) the making of agreements or other arrangements with any body or other person (under which payments may be made to the person).’.

Secretary Eric Pickles

Agreed to **180**Page **71**, line **23** [*Clause 100*], at end insert—

‘(za) the reference to giving advice or assistance includes providing training or education.’.

Secretary Eric Pickles

Agreed to **181**Page **313**, line **25** [*Schedule 12*], at end insert—

‘1A In section 56(3) (time when development begun)—

- (a) after “sections” insert “61J(5) and (7),” and
- (b) for “and 94” substitute “, 94 and 108(3E)(c)(i)”.’.

Secretary Eric Pickles

Agreed to **182**Page **315**, line **34** [*Schedule 12*], leave out ‘started’ and insert ‘begun’.

Secretary Eric Pickles

Agreed to **183**Page **72**, line **9** [*Clause 102*], leave out from ‘must’ to ‘carry’ in line 10.

Simon Hughes

Not called **371**Page **72**, line **14** [*Clause 102*], leave out ‘majority’ and insert ‘all’.

Simon Hughes

Not called **372**Page **72**, line **15** [*Clause 102*], at end insert ‘and within a radius of a quarter of a mile from the site of the application’.

Localism Bill, continued

Simon Hughes

Not called 370Page 327, line 24 [*Schedule 13*], at end insert—

‘55A In section 115(1) after ‘associated development’, insert ‘, except where the associated development is the carrying out or construction of surface works, boreholes or pipes on a site all of which falls within the area of a single local planning authority, where consent for such works should be required from the local planning authority.’.

Secretary Eric Pickles

Agreed to 184

Page 104, line 3, leave out Clause 119.

*NEW CLAUSES RELATING TO PART 4**Provision of advice and assistance in relation to community right to challenge*

Secretary Eric Pickles

Added NC16

To move the following Clause:—

- ‘(1) The Secretary of State may do anything that the Secretary of State considers appropriate for the purpose of giving advice or assistance to a relevant body in relation to—
- (a) the preparation of an expression of interest for submission to a relevant authority and its submission to a relevant authority,
 - (b) participation in a procurement exercise carried out by a relevant authority in response to an expression of interest, or
 - (c) the provision of a relevant service on behalf of a relevant authority following such a procurement exercise.
- (2) The Secretary of State may do anything that the Secretary of State considers appropriate for the purpose of giving advice or assistance about the operation of this Chapter to a body or person other than a relevant body.
- (3) The things that the Secretary of State may do under this section include, in particular—
- (a) the provision of financial assistance to a relevant body;
 - (b) the making of arrangements with a body or person (whether or not a relevant body), including arrangements for things that may be done by the Secretary of State under this section to be done by that body or person;
 - (c) the provision of financial assistance to a body or person other than a relevant body in connection with arrangements under paragraph (b).
- (4) In this section references to a relevant body include a body that the Secretary of State considers was formed wholly or partly by employees or former employees of the relevant authority for the purposes of, or for purposes including—
- (a) participating in a procurement exercise carried out by the authority, or

Localism Bill, *continued*

- (b) providing a relevant service on the authority's behalf.
 - (5) In this section—
 - (a) the reference to giving advice or assistance includes providing training or education, and
 - (b) any reference to the provision of financial assistance is to the provision of financial assistance by any means (including the making of a loan and the giving of a guarantee or indemnity).'
-

Provision of advice and assistance in relation to land of community value in England

Secretary Eric Pickles

Added NC17

To move the following Clause:—

- '(1) The Secretary of State may do anything that the Secretary of State considers appropriate for the purpose of giving advice or assistance—
 - (a) to anyone in relation to doing any of the following—
 - (i) taking steps under or for purposes of provision contained in, or made under, this Chapter so far as applying in relation to England, or
 - (ii) preparing to, or considering or deciding whether to, take steps within sub-paragraph (i), or
 - (b) to a community interest group in relation to doing any of the following—
 - (i) bidding for, or acquiring, land in England that is included in a local authority's list of assets of community value,
 - (ii) preparing to, or considering or deciding whether or how to, bid for or acquire land within sub-paragraph (i), or
 - (iii) preparing to, or considering or deciding whether or how to, bring land within sub-paragraph (i) into effective use.
 - (2) The things that the Secretary of State may do under this section include, in particular—
 - (a) the provision of financial assistance to any body or other person;
 - (b) the making of arrangements with a body or other person, including arrangements for things that may be done by the Secretary of State under this section to be done by that body or other person.
 - (3) In this section—
 - (a) the reference to giving advice or assistance includes providing training or education,
 - (b) "community interest group" means a person who is a community interest group for the purposes of section 79(3) as a result of regulations made under section 79(6) by the Secretary of State, and
 - (c) the reference to the provision of financial assistance is to the provision of financial assistance by any means (including the making of a loan and the giving of a guarantee or indemnity).'
-

Localism Bill, continued*Provision of advice and assistance in relation to land of community value in Wales*

Secretary Eric Pickles

Added NC18

To move the following Clause:—

- ‘(1) The Welsh Ministers may do anything that they consider appropriate for the purpose of giving advice or assistance—
- (a) to anyone in relation to doing any of the following—
 - (i) taking steps under or for purposes of provision contained in, or made under, this Chapter so far as applying in relation to Wales, or
 - (ii) preparing to, or considering or deciding whether to, take steps within sub-paragraph (i), or
 - (b) to a community interest group in relation to doing any of the following—
 - (i) bidding for, or acquiring, land in Wales that is included in a local authority’s list of assets of community value,
 - (ii) preparing to, or considering or deciding whether or how to, bid for or acquire land within sub-paragraph (i), or
 - (iii) preparing to, or considering or deciding whether or how to, bring land within sub-paragraph (i) into effective use.
- (2) The things that the Welsh Ministers may do under this section include, in particular—
- (a) the provision of financial assistance to any body or other person;
 - (b) the making of arrangements with a body or other person, including arrangements for things that may be done by the Welsh Ministers under this section to be done by that body or other person.
- (3) In this section—
- (a) the reference to giving advice or assistance includes providing training or education,
 - (b) “community interest group” means a person who is a community interest group for the purposes of section 79(3) as a result of regulations made under section 79(6) by the Welsh Ministers, and
 - (c) the reference to the provision of financial assistance is to the provision of financial assistance by any means (including the making of a loan and the giving of a guarantee or indemnity).’.

Scope of the Town and Country Planning (General Permitted Development) Order (No.3)

Greg Mullholland
 Justin Tomlinson
 Kate Hoey
 Mr John Leech

Not called NC37

To move the following Clause:—

‘The Secretary of State must within 12 months of this Act being passed, by regulations made by statutory instrument, amend the Town and Country Planning (General Permitted Development) Order 1995 (S.I. 1995/418) (the “GPDO”)

Localism Bill, continued

removing land included in a local authority's list of assets of community value from the scope of the GPDO.'.

Zac Goldsmith
Caroline Nokes
Mr Douglas Carswell
Jason McCartney
John Stevenson
Mark Reckless

Page 30, line 2 [Clause 41], leave out '5%' and insert '10%'.

Not called 16

Secretary Eric Pickles

Page 31, line 25 [Clause 44], leave out subsection (5).

Agreed to 185

Zac Goldsmith
Caroline Nokes
Mr Douglas Carswell
Jason McCartney
John Stevenson
Mark Reckless

Page 33, line 3 [Clause 48], leave out 'authority' and insert 'authority's electoral registration officer'.

Not called 17

Zac Goldsmith
Caroline Nokes
Mr Douglas Carswell
Jason McCartney
John Stevenson
Mark Reckless

Page 33, line 4 [Clause 48], at end insert 'subject to the provisions of subsections (3) and (4)'.

Not called 18

Zac Goldsmith
Caroline Nokes
Mr Douglas Carswell
Jason McCartney
John Stevenson
Mark Reckless

Page 33, line 10 [Clause 48], leave out subsections (3) and (4) and insert—

Not called 19

Localism Bill, continued

- (3) But if the principal local authority's electoral registration officer considers that the question so stated is misleading, he or she must—
- (a) in relation to a referendum following a petition, consult the petition organiser and try to reach agreement;
 - (b) in relation to a referendum following a request, consult the member or members who made the request and try to reach agreement.
- (4) Should agreement not be reached the wording of the question must be decided by the Electoral Commission.'.

Zac Goldsmith
 Caroline Nokes
 Mr Douglas Carswell
 Jason McCartney
 John Stevenson
 Mark Reckless

Page 33, line 17 [*Clause 48*], leave out 'authority' and insert 'principal local authority's electoral registration officer'. *Not called 20*

Zac Goldsmith
 Caroline Nokes
 Mr Douglas Carswell
 Jason McCartney
 John Stevenson
 Mark Reckless

Page 33, line 17 [*Clause 48*], leave out 'it' and insert 'he or she'. *Not called 21*

Zac Goldsmith
 Caroline Nokes
 Mr Douglas Carswell
 Jason McCartney
 John Stevenson
 Mark Reckless

Page 33, line 18 [*Clause 48*], leave out 'its' and insert 'his or her'. *Not called 22*

Zac Goldsmith
 Caroline Nokes
 Mr Douglas Carswell
 Jason McCartney
 John Stevenson
 Mark Reckless

Page 33, line 19 [*Clause 48*], leave out paragraph (b) and insert— *Not called 23*

- (b) if he or she considers that the question so stated is misleading, his or her reasons for doing so, and
- (c) the outcome of any discussions held under subsections (3) and (4).'

Localism Bill, *continued*

Zac Goldsmith
Caroline Nokes
Mr Douglas Carswell
Jason McCartney
John Stevenson
Mark Reckless

Not called 24

Page 33, line 19 [*Clause 48*], at end insert—

‘(6) In this Chapter “electoral registration officer” is as defined in the Representation of the People Act 1983.’.

Zac Goldsmith
Caroline Nokes
Mr Douglas Carswell
Jason McCartney
John Stevenson
Mark Reckless

Not called 25

Page 33, line 22 [*Clause 49*], leave out ‘authority’ and insert ‘authority’s electoral registration officer’.

Zac Goldsmith
Caroline Nokes
Mr Douglas Carswell
Jason McCartney
John Stevenson
Mark Reckless

Not called 26

Page 33, line 32 [*Clause 49*], leave out ‘12’ and insert ‘6’.

Zac Goldsmith
Caroline Nokes
Mr Douglas Carswell
Jason McCartney
John Stevenson
Mark Reckless

Not called 27

Page 35, line 7 [*Clause 52*], leave out subsection (3) and insert—

‘(3) The outcome of a local referendum shall be binding on the principal local authority, subject to exceptions set out in regulations made by the Secretary of State by statutory instrument.’.

Zac Goldsmith
Caroline Nokes
Mr Douglas Carswell
Jason McCartney
John Stevenson
Mark Reckless

Not called 28

Page 35, line 10 [*Clause 52*], leave out subsection (4) and insert—

‘(4) Regulations under this section must be laid before Parliament before the end of six months beginning with the day on which this Act is passed.’.

Localism Bill, *continued*

Zac Goldsmith
 Caroline Nokes
 Mr Douglas Carswell
 Jason McCartney
 John Stevenson
 Mark Reckless

Not called **29**

Page **35**, line **13** [*Clause 52*], leave out ‘to (8)’ and insert ‘and (7)’.

Zac Goldsmith
 Caroline Nokes
 Mr Douglas Carswell
 Jason McCartney
 John Stevenson
 Mark Reckless

Not called **30**

Page **35**, line **17** [*Clause 52*], leave out subsections 7 and 8 and insert—

‘(7) The outcome of a local referendum shall be binding on the partner authority, subject to exceptions set out in regulations made by the Secretary of State by statutory instrument.’

Secretary Eric Pickles

Agreed to **186**

Page **36**, line **45** [*Clause 55*], at end insert—

‘(3) For the purposes of this Chapter the Inner Temple and the Middle Temple are to be treated as falling within the ward of Farrington Without in the City of London (and so are to be treated as falling within the area of the Common Council of the City of London for those purposes).’

Secretary Eric Pickles

Agreed to **187**

Page **254**, line **10** [*Schedule 5*], after ‘falls’, insert ‘wholly or partly’.

Secretary Eric Pickles

Agreed to **188**

Page **264**, line **10** [*Schedule 5*], after second ‘for’, insert ‘the part of’.

Secretary Eric Pickles

Agreed to **189**

Page **264**, line **10** [*Schedule 5*], after ‘area’, insert ‘comprising the authority’s area’.

Localism Bill, *continued*

Secretary Eric Pickles

Agreed to **190**Page **37**, line **7**, leave out Clause 57.

Roberta Blackman-Woods

Not called **279**Page **49**, line **1** [*Clause 66*], after ‘means’, insert ‘a body which is operating primarily within the area of the relevant authority, and which is’.

Roberta Blackman-Woods

Not called **280**Page **49**, line **7** [*Clause 66*], after ‘authority’, insert ‘who have formed an organisation for charitable purposes or a community interest company or industrial and provident society’.

Roberta Blackman-Woods

Not called **281**Page **50**, line **1** [*Clause 68*], after ‘must’, insert ‘provide a period for consultation with the relevant body on options for service redesign, and must’.

Roberta Blackman-Woods

Not called **282**Page **50**, line **12** [*Clause 68*], leave out subsections (5) and (6) and insert—

- ‘(5) A relevant authority must, in considering an expression of interest, consider—
- (a) whether acceptance of the expression of interest would promote or improve the social, economic or environmental well-being of the authority’s area,
 - (b) whether acceptance of the expression of interest would promote or improve equality for people who work, study or live in the authority’s area,
 - (c) whether acceptance of the expression of interest would disadvantage vulnerable groups in society, and
 - (d) the effect of acceptance of the expression of interest on the continuity of the relevant service.
- (6) A relevant authority must, in carrying out the exercise referred to in subsection (2), consider—
- (a) how it might promote or improve the social, economic or environmental well-being of the authority’s area by means of that exercise,
 - (b) how it might promote or improve equality for people who work, study or live in the authority’s area by means of that exercise,
 - (c) the interests of the vulnerable groups in society, and
 - (d) the continuity of the relevant service.’.

Localism Bill, *continued*

Greg Mullholland
Justin Tomlinson
Kate Hoey
Mr John Leech

Not called **368**

Page **51**, line **16** [*Clause 71*], at end insert—

- (2A) The Secretary of State must within 12 months of this Act being passed take steps to encourage owners of land included in a local authority's list of assets of community value to accept reasonable bids from any community interest groups in relation to the land.'
-

Roberta Blackman-Woods

Not called **31**

Page **53**, line **11** [*Clause 73*], at end insert 'or

- (iv) by a community interest group as defined in section 79'.

Roberta Blackman-Woods

Not called **35**

Page **53**, line **24** [*Clause 73*], at end insert 'which must include the following provisions—

- (a) a requirement to consult the local community and community interest groups, and
(b) a requirement to conduct a community impact assessment.'
-

Roberta Blackman-Woods

Not called **33**

Page **56**, line **25** [*Clause 79*], leave out 'either'.

Roberta Blackman-Woods

Not called **32**

Page **56**, line **30** [*Clause 79*], at end insert ', and

- (c) where the owner of land is a public body or a charity, that any community interest group or groups which meet the requirements of paragraph (a) have been provided with the option of first refusal to purchase the asset, with regulations for this purpose made by the relevant authority.'

Roberta Blackman-Woods

Not called **34**

Page **56**, line **39** [*Clause 79*], at end insert ', which must be no less than 12 months.'