

Levelling-up and Regeneration Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Clause 1

BARONESS LISTER OF BURTERSETT
THE LORD BISHOP OF DURHAM
BARONESS D'SOUZA

Clause 1, page 1, line 14, at end insert –

“(2A) The levelling-up missions must include a mission to reduce the numbers and proportion of children in absolute poverty, relative poverty and deep poverty in each local authority and across the United Kingdom.”

Member's explanatory statement

This would ensure that the levelling-up missions included a mission to reduce child poverty.

Clause 16

LORD LUCAS

Clause 16, page 12, line 25, after the second “a” insert “CCA,”

LORD LUCAS

Clause 16, page 12, line 27, leave out the first “CCA’s” and insert “subsidiary authority’s”

LORD LUCAS

Clause 16, page 12, line 27, leave out “the CCA” and insert “that subsidiary authority or by one of its superior authorities at the behest of that subsidiary authority”

LORD LUCAS

Clause 16, page 12, line 27, leave out “the CCA’s” and insert “that subsidiary authority’s”

LORD LUCAS

Clause 16, page 12, line 31, leave out “CCA” and insert “subsidiary authority”

LORD LUCAS

Clause 16, page 12, line 33, leave out “by the CCA”

LORD LUCAS

Clause 16, page 12, line 35, leave out “county”

LORD LUCAS

Clause 16, page 12, line 36, leave out “or a unitary district council”

LORD LUCAS

Clause 16, page 12, line 36, leave out “CCA” and insert “different council”

LORD LUCAS

Clause 16, page 12, line 37, leave out from the second “the” to the end of line 38 and insert “second council instead of by the first council”

LORD LUCAS

Clause 16, page 13, line 1, leave out subsections (5) and (6)

Clause 58

LORD HUNT OF KINGS HEATH
LORD SHIPLEY
LORD BACH

The above-named Lords give notice of their intention to oppose the Question that Clause 58 stand part of the Bill.

After Clause 70

BARONESS PINNOCK

After Clause 70, insert the following new Clause—

“Local authorities to be allowed to choose their own voting system

- (1) The Secretary of State must by regulations provide that local authorities may choose the voting system used for local elections in their areas.
- (2) When determining whether to seek to introduce a new voting system a local authority must have regard to the benefits of reinvigorating local democracy in its area.
- (3) Regulations under this section must provide that local authorities may choose to elect councillors—
 - (a) by thirds, or
 - (b) on an all-out basis.
- (4) Regulations under this section must provide that local authorities may choose to elect councillors using—
 - (a) first-past-the-post;
 - (b) alternative vote;
 - (c) supplementary vote;
 - (d) single transferable vote;
 - (e) the additional member system;
 - (f) any other system that may be prescribed in the regulations.
- (5) Regulations under this section may make provision about—
 - (a) how a local authority may go about seeking to change its voting system,
 - (b) the decision-making process for such a change,
 - (c) consultation, and
 - (d) requirements relating to approval by the local electorate.”

Member's explanatory statement

This new Clause would enable local authorities to choose what voting system they use for local elections.

Clause 78LORD SHIPLEY
LORD FOSTER OF BATH

Clause 78, page 88, line 9, at end insert—

- “(1A) Regulations under this Chapter may require relevant planning authorities to process data in accordance with approved data standards relating to the number and nature of—
- (a) second homes, and

- (b) holiday let properties
in the planning authority area.”

Member's explanatory statement

This amendment would enable planning data regulations to provide for the collection of data to national standards about second homes and holiday lets.

Clause 91

BARONESS PINNOCK

Clause 91, page 97, line 28, at end insert –

- “(aa) policies (however expressed) limiting new housing development in a National Park or an Area of Outstanding Natural Beauty to affordable housing;”

Member's explanatory statement

This amendment would enable neighbourhood development plans to restrict new housing development in National Parks and AONBs to affordable housing.

LORD SHIPLEY
LORD FOSTER OF BATH

Clause 91, page 97, line 28, at end insert –

- “(aa) policies (however expressed) relating to the proportion of dwellings which may be in –
- (i) use class 3A (second homes), or
 - (ii) use class 3B (holiday rentals)
- under Schedule 1 of the Town and Country Planning (Use Classes) Order 1987 (S.I. 1987/764).”

Member's explanatory statement

This amendment would enable neighbourhood plans to include policies relating to the proportion of dwellings which may be second homes and short-term holiday lets under use classes created by the proposed new Clauses tabled by Lord Shipley.

After Clause 106

BARONESS PINNOCK

After Clause 106, insert the following new Clause –

“Local authorities to be permitted to require that new housing in National Parks and AONBs is affordable

- (1) Notwithstanding the National Planning Policy Framework, a local planning authority may mandate that any new housing in its area that is within –

- (a) a National Park, or
 - (b) an Area of Outstanding Natural Beauty
- is affordable.
- (2) A local planning authority may define “affordable” for the purposes of subsection (1).”

Member's explanatory statement

This new Clause would enable local authorities to mandate that new housing under their jurisdiction and within a National Park or an Area of Outstanding Natural Beauty is affordable, and to define “affordable” for that purpose.

LORD SHIPLEY
LORD FOSTER OF BATH

After Clause 106, insert the following new Clause –

“Planning permission required for use of dwelling as second home

- (1) The Town and Country Planning Act 1990 is amended as follows.
- (2) In section 55 (meaning of “development” and “new development”), after subsection (3)(a) insert –
 - “(aa) the use of a dwelling as a second home following a change in ownership involves a material change in the use of the building (whether or not it was previously used as a second home);”.

Member's explanatory statement

This new Clause would mean planning permission would be required for a dwelling to be used as a second home following a change of ownership.

LORD SHIPLEY
LORD FOSTER OF BATH

After Clause 106, insert the following new Clause –

“New use classes for second homes

- (1) Part A of Schedule 1 of the Town and Country Planning (Use Classes) Order 1987 (S.I. 1987/764) is amended as follows.
- (2) In paragraph 3 (dwellinghouses) for “whether or not as a sole or” substitute “as a”.
- (3) After paragraph 3 insert –

“3A Class C3A. Second homes

Use, following a change of ownership, as a dwellinghouse as a secondary or supplementary residence by –

- (a) a single person or by people to be regarded as forming a single household;

- (b) not more than six residents living together as a single household where care is provided for residents; or
- (c) not more than six residents living together as a single household where no care is provided to residents (other than a use within class C4).

Interpretation of Class C3A

For the purposes of Class C3A “single household” is to be construed in accordance with section 258 of the Housing Act 2004.””

Member's explanatory statement

This amendment would create a new use class for second homes.

LORD SHIPLEY
LORD FOSTER OF BATH

After Clause 106, insert the following new Clause –

“New use classes for holiday rentals

- (1) Part A of Schedule 1 of the Town and Country Planning (Use Classes) Order 1987 (S.I. 1987/764) is amended as follows.
- (2) In paragraph 3 (dwellinghouses) after “residence” insert “other than a use within Class C3A)”.
- (3) After paragraph 3 insert –

“Class C3A Holiday rentals

Use, following a change of ownership, as a dwellinghouse as a holiday rental property.””

Member's explanatory statement

This amendment would create a new use class for holiday rentals.

After Clause 123

BARONESS PINNOCK

After Clause 123, insert the following new Clause –

“Planning Application Fees

- (1) Section 303 of the Town and Country Planning Act 1990 (Fees for planning applications etc.) is amended as follows.
- (2) After subsection (4) insert –
- “(4A) A local planning authority may make provision as to how a fee or charge under this section is to be calculated (including who is to make the calculation).””

Member's explanatory statement

This new Clause would allow local authorities to set the fees for planning applications, in order that the cost of determining an application is reflected by the fee charged.

Schedule 11

BARONESS PINNOCK

Schedule 11, page 344, line 31, at end insert—

- “(1A) A charging schedule may—
- (a) require a developer to pay their full IL liability for a development before being permitted to commence work on that development,
 - (b) require infrastructure funded by IL associated with a development to be built before work on that development may commence,
 - (c) require a developer, at request of the local council, to pay additional money to be held in bond for remedial work.”

Member's explanatory statement

This amendment would enable Infrastructure Levy charging authorities to require a developer to pay their full IL liability, or for infrastructure funded by IL associated with a development to be built, before development may commence. And for developers to be required, at the request of the authority to provide money for remedial work.

Before Clause 199BARONESS PINNOCK
LORD SHIPLEY

Before Clause 199, insert the following new Clause—

“Review into business rates system

- (1) The Chancellor of the Exchequer must undertake a review of the business rates system.
- (2) The review must consider the extent to which the business rates system—
 - (a) is achieving its objectives;
 - (b) is conducive to the achievement of the levelling-up and regeneration objectives of this Act.
- (3) The review must consider whether alternatives of local business taxation would be more likely to achieve the objectives in subsections (2)(a) and (b).
- (4) The review must in particular consider the effects of business rates and alternative local business taxation systems on—
 - (a) high streets, and

- (b) rural areas.
- (5) The review must consider the merits of devolving more control over local business taxation to local authorities.
- (6) The Chancellor of the Exchequer must lay a report of the review before each House of Parliament before the end of the period of one year beginning with the day on which this Act is passed.”

Member's explanatory statement

This new Clause would require the Secretary of State to review the business rates system.

After Clause 214

BARONESS PINNOCK

After Clause 214, insert the following new Clause –

“Disability accessibility standards for railway stations

- (1) The Secretary of State must take all reasonable steps to ensure that railway stations in England –
 - (a) provide step-free access from street to train, and
 - (b) meet in full and as soon as possible the disability access standards in the Design Standards for Accessible Railway Stations Code of Practice published by the Department for Transport and Transport Scotland in March 2015.
- (2) Any requirements made in conjunction with that duty may not make any exemptions or concessions for small or remote stations.
- (3) In undertaking the duty in subsection (1) the Secretary of State may –
 - (a) make an application to the Office of Rail and Road under section 16A (provision, improvement and development of railway facilities) of the Railways Act 1993;
 - (b) revise the code of practice under section 71B (code of practice for protection of interests of rail users who are disabled) of the Railways Act 1993;
 - (c) amend the contractual conditions of any licenced railway operator;
 - (d) instruct Network Rail to take any action the Secretary of State considers necessary in connection to the duty.
- (4) The Secretary of State must report annually to Parliament on performance against the duty.”

Member's explanatory statement

This new Clause places a duty on the Secretary of State to ensure that railway stations meet disability access standards.

BARONESS PINNOCK

After Clause 214, insert the following new Clause –

“Strengthening local powers on bus services

Notwithstanding section 66 of the Transport Act 1985, a local authority in England shall have power to provide a service for the carriage of passengers by road which requires a PSV operator’s licence.”

Member's explanatory statement

This new Clause would confer new powers on local authorities to run their own bus services.

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