

Levelling-up and Regeneration Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Clause 7

BARONESS TAYLOR OF STEVENAGE

Clause 7, page 6, line 33, after “whole” insert “or part”

Member's explanatory statement

This probing amendment means that a CCA can include part of a two-tier council area, rather than the whole area.

BARONESS TAYLOR OF STEVENAGE

Clause 7, page 7, line 5, at end insert—

“(3A) The Secretary of State may not lay regulations under this section until he or she has deemed that establishment is supported by no less than 60% of residents in the area.”

Member's explanatory statement

This means that a CCA is established only if the Secretary of State deems there is no less than 60% of support from the local residents.

BARONESS TAYLOR OF STEVENAGE

Clause 7, page 7, line 5, at end insert—

“(3A) The Secretary of State may not lay regulations under this section until he or she has laid a statement before both Houses of Parliament detailing which travel to work areas are included in the area.”

Member's explanatory statement

This amendment is to probe whether CCAs will be focused on single economic hubs.

BARONESS TAYLOR OF STEVENAGE

Clause 7, page 7, line 5, at end insert –

“(3A) The Secretary of State may not lay regulations under this section until he or she has laid a statement before both Houses of Parliament which includes plans for a duty of cooperation between the area and other neighbouring areas.”

Member's explanatory statement

This is to probe how the Government can ensure there is a duty of cooperation between CCAs.

BARONESS TAYLOR OF STEVENAGE

Clause 7, page 7, line 5, at end insert –

“(3A) The Secretary of State may not lay regulations under this section until he or she has laid a statement before both Houses of Parliament detailing which police forces and NHS trusts are included in the area.”

Member's explanatory statement

This amendment is to probe how the CCA boundaries will intersect with other boundaries, such as those of police forces and NHS trusts.

After Clause 7

BARONESS HAYMAN OF ULLOCK

After Clause 7, insert the following new Clause –

“Environmental Impact Assessment

- (1) The Secretary of State must publish an environmental impact assessment 120 days after laying regulations under section 7.
- (2) Each year thereafter, the CCA must publish an environmental impact assessment in relation to their ongoing operation.”

Member's explanatory statement

This means that an environmental impact assessment must be published following the establishment of a CCA.

Clause 8

BARONESS HAYMAN OF ULLOCK

Clause 8, page 7, line 24, after second “the” add “initial”

Member's explanatory statement

The means that regulations can only relate to the initial constitutional arrangements.

BARONESS HAYMAN OF ULLOCK

Clause 8, page 7, line 25, at end insert –

“(1A) The Secretary of State may only lay regulations under subsection (1) if he or she has published a report of a consultation with the CCA in relation to the regulations.”

Member's explanatory statement

This means that regulations relating to constitutional arrangements of CCAs can only be made after consultation with the CCA.

LORD SHIPLEY

Clause 8, page 8, line 4, leave out paragraph (f)

Member's explanatory statement

The deletion of this paragraph would reduce the risk of single party control of the executive of a CCA or its committees.

Clause 9

LORD SHIPLEY

Clause 9, page 9, line 25, leave out “unless the voting members resolve otherwise”

Member's explanatory statement

This would reduce the risk of one-party dominance of a CCA by ensuring only full members of a CCA have a vote.

BARONESS TAYLOR OF STEVENAGE

Clause 9, page 9, line 30, at end insert –

“(7) A non-constituent member of a CCA ceases to be a member if they form part of a different CCA.”

Member's explanatory statement

This means that a non-constituent member ceases to be a member when they form part of a different CCA.

BARONESS TAYLOR OF STEVENAGE

Clause 9, page 9, line 30, at end insert –

“(7) Within 30 days of this Act receiving Royal Assent, a Minister of the Crown must publish a statement including a definition of “non-constituent member” and a description of their purpose.”

Member's explanatory statement

This means that the Government must define and clarify the purpose of non-constituent members.

LORD SHIPLEY

Clause 9, page 9, leave out line 35

Member's explanatory statement

This would reduce the risk of one-party dominance of a CCA by ensuring only full members of a CCA have a vote.

Clause 11

BARONESS HAYMAN OF ULLOCK

Clause 11, page 10, line 37, at end insert –

“(2A) A CCA may request regulations are introduced under this section insofar as they relate to their CCA.”

Member's explanatory statement

This means that a CCA can request regulations are introduced in relation to them.

Schedule 1

LORD SHIPLEY

Schedule 1, page 253, line 18, at end insert –

“(d) to make its reports public whenever the overview and scrutiny committee believes publication to be in the public interest.”

Member's explanatory statement

This would ensure that the CCA cannot refuse to publish a report of an overview and scrutiny committee.

LORD SHIPLEY

Schedule 1, page 254, line 3, at end insert “which should not be unreasonably withheld”

Member's explanatory statement

This would prevent a CCA restricting the work of an overview and scrutiny committee without good reason.

LORD SHIPLEY

Schedule 1, page 255, line 36, after “member” insert “and has not been so for a period of five years”

Member's explanatory statement

This would prevent recent members of a political party qualifying as an appropriate person.

LORD SHIPLEY

Schedule 1, page 255, line 41, after “parties)” insert “and has not been so for a period of five years”

Member's explanatory statement

This would prevent recent members of a political party qualifying as an appropriate person.

LORD SHIPLEY

Schedule 1, page 256, line 34, leave out “one member of an audit committee is” and insert “three members of an audit committee are”

Member's explanatory statement

This aims to enhance public confidence in the audit process by increasing the number of independent people on the audit committees.

Clause 14

BARONESS TAYLOR OF STEVENAGE

Clause 14, page 12, line 5, at end insert –

- “(4) The Secretary of State must publish an annual statement on the funding of each CCA.
- (5) Each statement made under subsection (4) must include a cost-benefit analysis of the funding.”

Member's explanatory statement

This means that an annual statement must be published showing how much funding is given to each CCA, and a cost-benefit analysis of this.

BARONESS TAYLOR OF STEVENAGE

Clause 14, page 12, line 5, at end insert –

- “(4) A CCA may request that the Secretary of State publishes an assessment of their funding, including in relation to any new functions.”

Member's explanatory statement

This means that a CCA may request that the Secretary of State publishes an assessment of their funding, including in relation to any new functions.

Clause 16

BARONESS HAYMAN OF ULLOCK

Clause 16, page 13, line 13, after “CCA,” insert “a majority of members of”

Member's explanatory statement

This means that regulations can only be made with a majority of members of the constituent councils.

Clause 19

BARONESS HAYMAN OF ULLOCK

Clause 19, page 16, line 11, at end insert –

“(6) The Secretary of State has a duty to cooperate with trade unions representing employees of CCAs who have responsibilities relating to transport.”

Member's explanatory statement

This is to probe whether the Government will cooperate with trade unions representing employees of CCAs.

After Clause 19

BARONESS HAYMAN OF ULLOCK

After Clause 19, insert the following new Clause –

“Petitioning of CCA with transport functions

- (1) Residents of a CCA with transport functions may petition their CCA and the Government for new transport infrastructure.
- (2) Transport infrastructure includes but is not limited to mass rapid transit, bus routes, or trams.”

Member's explanatory statement

This is to probe whether residents of CCAs with transport functions will have a means of requesting new transport infrastructure from their CCA and the Government.

BARONESS HAYMAN OF ULLOCK

After Clause 19, insert the following new Clause –

“Sustainability report

If a CCA is transferred functions under section 19, they must publish a report within 90 days providing an assessment of whether transport infrastructure in their area is sustainable.”

Member's explanatory statement

This means that a CCA given transport functions must publish an assessment of whether transport infrastructure in their area is sustainable.

BARONESS HAYMAN OF ULLOCK

After Clause 19, insert the following new Clause –

“Transfer of functions: local travel surveys

Within 30 days of being transferred powers under section 19, a CCA must notify the Secretary of State of any plans to begin a local travel survey.”

Member's explanatory statement

This is to probe the role of travel surveys for CCAs with transport functions.

After Clause 70

BARONESS MCINTOSH OF PICKERING

After Clause 70, insert the following new Clause –

“Local authorities to be allowed to meet virtually

- (1) A reference in any enactment to a meeting of a local authority is not limited to a meeting of persons all of whom, or any of whom, are present in the same place and any reference to a “place” where a meeting is held, or to be held, includes reference to more than one place including electronic, digital or virtual locations such as internet locations, web addresses or conference call telephone numbers.
- (2) For the purposes of any such enactment, a member of a local authority (a “member in remote attendance”) attends the meeting at any time if all of the conditions in subsection (3) are satisfied.
- (3) Those conditions are that the member in remote attendance is able at that time –
 - (a) to hear, and where practicable see, and be heard and, where practicable, seen by the other members in attendance,
 - (b) to hear, and where practicable see, and be heard and, where practicable, seen by any members of the public entitled to attend the meeting in order to exercise a right to speak at the meeting, and

- (c) to be heard and, where practicable, seen by any other members of the public attending the meeting.
- (4) In this section any reference to a member, or a member of the public, attending a meeting includes that person attending by remote access.
- (5) The provision made in this section applies notwithstanding any prohibition or other restriction contained in the standing orders or any other rules of the authority governing the meeting and any such prohibition or restriction has no effect.
- (6) A local authority may make other standing orders and any other rules of the authority governing the meeting about remote attendance at meetings of that authority, which may include provision for –
 - (a) voting,
 - (b) member and public access to documents, and
 - (c) remote access of public and press to a local authority meeting to enable them to attend or participate in that meeting by electronic means, including by telephone conference, video conference, live webcasts, and live interactive streaming.”

Member's explanatory statement

This new clause would enable local authorities to meet virtually. It is based on regulation 5 of the Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020, made under section 78 of the Coronavirus Act 2020.

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