

Levelling-up and Regeneration Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Clause 8

LORD FOSTER OF BATH

Clause 8, page 9, line 16 at end insert –

- “(c) a district council in a two-tier county council for an area within the CCA’s area or proposed area.”

After Clause 19

BARONESS HAYMAN OF ULLOCK

After Clause 19, insert the following new Clause –

“Transfer of functions: assessment of franchised railway operator

- (1) This section applies to a CCA whose area includes any part of the course of a railway run on a franchise basis.
- (2) Within 30 days of being transferred powers under section 19, a CCA must publish an assessment of the performance of the train operating company or companies operating the franchise.”

Member's explanatory statement

This amendment means that a CCA which is transferred powers under section 19 must publish an assessment of any companies which operate a train franchise in their area.

Clause 27

LORD SHIPLEY

Clause 27, page 22, line 8, at end insert “, subject to the agreement of the CCA”

Member's explanatory statement

This amendment would ensure that the appointment could not be imposed on the CCA without scrutiny and without its agreement.

Schedule 3

LORD SHIPLEY

Schedule 3, page 263, line 5, at end insert “, subject to the agreement of the CCA”

Member's explanatory statement

This amendment would ensure that the CCA is confident that powers being delegated by the deputy mayor are appropriate.

Clause 33

LORD SHIPLEY

Clause 33, page 28, line 24, leave out “at least two thirds” and insert “a majority”

Member's explanatory statement

This amendment would ensure that the views of a majority of the CCA are fully considered in accordance with this Clause.

Clause 40

LORD SHIPLEY

Clause 40, page 35, line 19, leave out from “title” to end of line 27 and insert “that the CCA considers more appropriate”

Member's explanatory statement

The list of possible alternative titles is unnecessary since the CCA already has powers under this Clause to choose any alternative title.

Clause 61

LORD SHIPLEY

Clause 61, page 54, line 17, leave out “unless the voting members resolve otherwise”

Member's explanatory statement

This amendment provides that non-constituent members of a combined authority are not able to vote given their status.

LORD SHIPLEY

Clause 61, page 54, line 35, leave out “unless the voting members resolve otherwise”

Member's explanatory statement

This amendment provides that associate members of a combined authority are not able to vote given their status.

After Clause 106

LORD CARRINGTON

After Clause 106, insert the following new Clause—

“Permission in principle for rural economic development

In article 5A of the Town and Country Planning (Permission in Principle) Order 2017 (S.I. 2017/402) (permission in principle), in paragraph (3) at the end insert “; and

- (c) in relation to rural economic development, specify the scale of any such development which is, in principle, permitted and the use to which it may be put.”

Member's explanatory statement

This amendment would extend the permission in principle planning route to developments which relate to rural economic development.

Clause 123

LORD CARRINGTON

Lord Carrington gives notice of his intention to oppose the Question that Clause 123 stand part of the Bill.

After Clause 123

LORD CARRINGTON

After Clause 123 insert the following new Clause—

“Duty of care

- (1) It is the duty of any body using compulsory purchase to act fairly towards the owner of any property being acquired and any claimant of compensation.
- (2) The Secretary of State must issue a code of practice specifying how the duty in subsection (1) is to be discharged.”

Member's explanatory statement

This amendment will ensure that legislative provision for compulsory purchase, and the actions of the acquirer, always achieve a correct balance between the interest of the state and that of the property-owning individual.

Schedule 11

LORD CARRINGTON

Schedule 11, page 344, line 26, at end insert –

“204FA Agricultural development

IL regulations must provide for an exemption from liability to pay IL in respect of a development if, on completion of that development, the building or infrastructure is used for the purposes of agriculture on the holding.”

Member's explanatory statement

This amendment would exclude new farm buildings and associated agricultural infrastructure from the Infrastructure Levy to encourage farm development that improves food security.

Clause 127

LORD LANSLEY

Lord Lansley gives notice of his intention to oppose the Question that Clause 127 stand part of the Bill.

Member's explanatory statement

This is to probe the purposes and mechanisms of the CLA and to question its relationship to the plan-making process.

After Clause 214

BARONESS BAKEWELL OF HARDINGTON MANDEVILLE

After Clause 214, insert the following new Clause –

“Access to nature: wild camping

- (1) In section 114(1) of the National Parks and Access to the Countryside Act 1949 (interpretation), in the definition of “open-air recreation” at the end insert “but does include wild camping”.
- (2) In section 2(1) of the Dartmoor Commons Act 1985 (interpretation), after the definition of “newspaper advertisement” insert –

““open-air recreation” includes wild camping.”
- (3) Within six months of the day on which this Act is passed the Secretary of State must undertake a review of access to wild camping in National Parks, and make a recommendation as to whether further measures should be taken, in addition to those in this section, to extend that access.”

Member's explanatory statement

This amendment would amend existing legislation to ensure the definition of “open-air recreation” includes wild camping. This would ensure wild camping can take place in Dartmoor National Park in particular, but would also require the Secretary of State to review whether wild camping rights should be extended.

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