

# Levelling-up and Regeneration Bill

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## AMENDMENTS TO BE MOVED ON REPORT

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### Clause 1

BARONESS HAYMAN OF ULLOCK

Clause 1, page 2, line 3, at end insert –

- “(c) an independent assessment of to what extent the allocation of Levelling Up Funds has supported the delivery of each missions, and a process for a Minister of the Crown to provide a statement explaining how future allocations support the levelling-up missions.”

***Member's explanatory statement***

*This amendment aims to link the levelling up fund to the Missions.*

BARONESS LISTER OF BURTERSETT  
BARONESS STROUD  
THE LORD BISHOP OF DURHAM

Clause 1, page 2, line 3, at end insert –

- “(2A) The levelling up missions must include a mission to reduce the proportion of children of all ages living in poverty in all its dimensions.”

***Member's explanatory statement***

*This would include in the levelling up missions a mission to reduce child poverty based on the UK Government's domestic commitment to meet the universal UN Sustainable Development Goal 1.2: by 2030 to 'reduce at least by a half the proportion of...children of all ages living in poverty in all its dimensions'.*

BARONESS TAYLOR OF STEVENAGE

Clause 1, page 2, line 3, at end insert –

- “(2A) The levelling-up missions must include missions which relate to –
- (a) sustained economic growth;
  - (b) zero-carbon energy security;
  - (c) reforming health and care services;

- (d) halving serious violence crime and raising confidence in the police and criminal justice system;
- (e) removing barriers to opportunity by reforming the childcare and education systems.”

***Member's explanatory statement***

*This inserts missions to reflect the Labour Party's '5 Missions for a Better Britain'.*

**Clause 2**

BARONESS HAYMAN OF ULLOCK

Clause 2, page 3, line 4, at end insert –

- “(aa) include an evaluation of progress towards each mission from an independent advisory council, including separate chapters which consider the variances in delivery between different nations and regions.”

***Member's explanatory statement***

*This amendment means that the reports on delivery of levelling up missions must include an evaluation from an independent advisory council.*

**Clause 6**

BARONESS TAYLOR OF STEVENAGE

Clause 6, page 6, line 14 after “outcomes” insert “between different geographical areas, including regions, counties, councils and council wards;”

***Member's explanatory statement***

*This amendment means that the geographical disparities must consider differences at different levels of granularity, including council wards.*

BARONESS TAYLOR OF STEVENAGE

Clause 6, page 6, after line 22 insert –

- “(2) The government must define levelling-up by regulations within 30 days of this Act receiving Royal Assent.”

***Member's explanatory statement***

*This amendment means that the government must define levelling up.*

**Clause 9**

BARONESS TAYLOR OF STEVENAGE

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

- “(7) A Minister of the Crown may by regulations establish a process for non-constituent members to become full members.”

***Member's explanatory statement***

*This intended to establish a mechanism for non-constituent members to become full members.*

**After Clause 30**

BARONESS HAYMAN OF ULLOCK

After Clause 30, insert the following new Clause –

**“Mayors for CCA Areas: boundaries**

- (1) Within one year of the day on which this Act is passed, a Minister of the Crown must publish a report of a consultation on the boundaries of each Mayor for a CCA Area.
- (2) The report must also include a criteria which must be fulfilled for any future expansions of boundaries.
- (3) The criteria must include that the extension is not being made for political advantage.”

***Member's explanatory statement***

*This is to ensure that CCA geographical boundaries are not extended for political purposes.*

**After Clause 31**

BARONESS HAYMAN OF ULLOCK

After Clause 31, insert the following new Clause –

**“Mayors and Police and Crime Commissioners: future relationships**

- (1) Within 30 days of this act receiving Royal Assent, a Minister of the Crown must publish a statement on plans for the future relationship between Mayors and Police and Crime Commissioners.
- (2) The statement must include details on their distinct responsibilities and whether there are any plans to transfer functions between the two roles.”

***Member's explanatory statement***

*The amendment intends to ensure that the government provides clarity over the future role of Mayors and PCCs.*

**Before Clause 78**

BARONESS TAYLOR OF STEVENAGE

Before Clause 78, insert the following new Clause—

**“Devolution Bill**

- (1) Within 120 days of this act receiving Royal Assent, a Minister of the Crown must publish draft legislation with provisions for local authorities to request further powers for the purposes of supporting local economic growth, rebalancing the economy and equalising living standards across the United Kingdom.
- (2) The powers may relate to, but are not limited to—
  - (a) housing;
  - (b) energy;
  - (c) childcare;
  - (d) buses;
  - (e) trains;
  - (f) skills, training and employment.
- (3) The Bill must also include provisions for a new framework of cooperation between local authorities and the Government based on mutual respect.”

***Member's explanatory statement***

*This amendment means that a Minister must publish a draft devolution bill.*

**After Clause 78**

BARONESS TAYLOR OF STEVENAGE

After Clause 78, insert the following new Clause—

**“Fair funding review**

The Secretary of State must publish the fair funding review within one year of the day on which this Act is passed.”

***Member's explanatory statement***

*The Secretary of State must publish the fair funding review setting out baseline funding allocations for local authorities within one year of the day on which this Act is passed.*

BARONESS TAYLOR OF STEVENAGE

After Clause 78, insert the following new Clause—

**“Devolution of local bus services**

- (1) Within 120 days of the day on which this Act is passed, a Minister of the Crown must publish draft legislation which includes provisions for the devolution of local bus services.

- (2) The Bill must include provisions for local authorities to request further powers in relation to local bus services, including but not limited to the franchising of local bus services and the power to consult local residents over fares, routes and funding.”

#### After Clause 87

BARONESS TAYLOR OF STEVENAGE

After Clause 87, insert the following new Clause –

#### “NDMP Statement

Sections 85 to 87 may not come into force until a Minister of State has published a statement outlining the position of National Development Management Policies in planning hierarchy and their relationship with other planning documents, including but not limited to the National Planning Policy Framework.”

#### *Member's explanatory statement*

*This means that a Minister must outline the position of the National Development Management Policies within the planning hierarchy and its relationship with other planning documents.*

#### After Clause 108

BARONESS MCINTOSH OF PICKERING

After Clause 108, insert the following new Clause –

#### ““Agent of Change”: integration of new development with existing businesses and facilities

- (1) In this section –
- “agent of change principle” means the principle requiring planning policies and decisions to ensure that new development can be integrated effectively with existing businesses and community facilities so that those businesses and facilities do not have unreasonable restrictions placed on them as a result of developments permitted after they were established;
  - “development” has the same meaning as in section 55 of TCPA 1990 (meaning of “development” and “new development”);
  - “licensing functions” has the same meaning as in section 4(1) of the Licensing Act 2003 (general duties of licensing authorities);
  - “provision of regulated entertainment” has the same meaning as in Schedule 1 to the Licensing Act 2003 (provision of regulated entertainment);
  - “relevant authority” means a relevant planning authority within the meaning of section 84 of this Act, or a licensing authority within the meaning of section 3 of the Licensing Act 2003 (licensing authorities).
- (2) In exercising any functions under TCPA 1990 or any licensing functions concerning development which is or is likely to be affected by an existing business or facility, a relevant authority shall have special regard to the agent of change principle.

- (3) An application for development within the vicinity of any premises licensed for the provision of regulated entertainment shall contain, in addition to any relevant requirements of the Town and Country Planning (Development Management Procedure) (England) Order 2015 (S.I. 2015/595), a noise impact assessment.
- (4) In determining whether noise emitted by or from an existing business or community facility constitutes a nuisance to a residential development, the decision-maker shall have regard to—
  - (a) the chronology of the introduction of the relevant noise source and the residential development, and
  - (b) what steps have been taken by the developer to mitigate the entry of noise from the existing business or facility to the residential development.”

#### **After Clause 124**

BARONESS HAYMAN OF ULLOCK

After Clause 124, insert the following new Clause—

#### **“Infrastructure Levy and Permitted Development Legislation**

Within 120 days of this Act being passed, a Minister of the Crown must publish a review of the interaction between the Infrastructure Levy and Permitted Development Legislation.”

#### *Member's explanatory statement*

*This means a Minister of the Crown must publish a review of the interaction between the infrastructure levy and permitted development legislation.*

#### **After Clause 128**

BARONESS MCINTOSH OF PICKERING

After Clause 128, insert the following new Clause—

#### **“Sustainable drainage**

The Secretary of State must make provision under section 49 of the Flood and Water Management Act 2010 so as to bring Schedule 3 to that Act (sustainable drainage) into force in relation to England before the end of 31 December 2023, insofar as it is not already in force.”

BARONESS MCINTOSH OF PICKERING

After Clause 128, insert the following new Clause—

#### **“Residential buildings on floodplains**

- (1) Local planning authorities must not grant permission for residential properties to be built on functional floodplains or areas at high risk of flooding.

- (2) An area is a functional floodplain or at high risk of flooding for the purposes of subsection (1) if the Environment Agency assesses it as a Zone 3a or 3b flood zone.”

**Clause 143**

BARONESS HAYMAN OF ULLOCK

Clause 143, page 171, line 37, leave out “may” and insert “must”

***Member's explanatory statement***

*This amendment will ensure that climate and other key environmental considerations, including improving the condition of protected sites, will be included in the new EOR regime.*

BARONESS HAYMAN OF ULLOCK

Clause 143, page 172, line 4, after “people” insert “and their long-term health, safety and well-being”

***Member's explanatory statement***

*This amendment will ensure that climate and other key environmental considerations, including the need to improve the condition of protected sites, will be included in the new EOR regime.*

**Clause 147**

BARONESS HAYMAN OF ULLOCK

Clause 147, page 176, line 6, at end insert –

- “(1A) The Secretary of State may make EOR regulations only if satisfied that making the regulations supports the delivery of the United Nations Sustainable Development Goals.”

***Member's explanatory statement***

*This is to probe with the EORs will support the UN Sustainable Development Goals.*

**After Clause 199**

BARONESS HAYMAN OF ULLOCK

After Clause 199, insert the following new Clause –

**“Review into business rates system**

The Chancellor of the Exchequer must undertake a review of the business rates system.”

***Member's explanatory statement***

*This amendment means that the Chancellor of the Exchequer must undertake a review of the business rates system.*

**After Clause 202**

BARONESS TAYLOR OF STEVENAGE

After Clause 202, insert the following new Clause –

**“Support for pubs**

Within 120 days of the day on which this Act is passed, a Minister of the Crown must publish a strategy to support the pub industry and reduce the number of pubs closing.”

***Member's explanatory statement***

*This amendment is intended to help support the pub industry.*

BARONESS HAYMAN OF ULLOCK

After Clause 202, insert the following new Clause –

**“High street financial services**

- (1) The Secretary of State must engage with local authorities to devise strategies to reduce the number of high street financial services becoming vacant premises.
- (2) For the purposes of this section high street financial services includes but is not limited to banks, post offices and cash machines.”

***Member's explanatory statement***

*This is aimed at protecting banks, post offices and cash machines on high streets by placing a new duty on the Secretary of State.*

**After Clause 226**

BARONESS MCINTOSH OF PICKERING

After Clause 226, insert the following new Clause –

**“National Parks: local communities**

- (1) The National Parks and Access to the Countryside Act 1949 is amended as follows.
- (2) In section 5(1) (National Parks), at the end of paragraph (b) “and (c) promoting the economic and social well-being of local communities and businesses in National Parks,”.
- (3) In section 11A(1) omit the words from “seek to foster” to “for that purpose”.



## BARONESS MCINTOSH OF PICKERING

After Clause 226, insert the following new Clause –

**“Areas of outstanding natural beauty: local communities**

- (1) Section 87 of the Countryside and Rights of Way Act 2000 (general purposes and powers) is amended as follows.
- (2) In subsection (1) at the end of paragraph (b) insert “and (c) the purpose of promoting the economic and social well-being of local communities and businesses in Areas of Outstanding Natural Beauty.”
- (3) In subsection (2) omit the words from “seek to foster” to “for that purpose”.

## BARONESS HAYMAN OF ULLOCK

After Clause 226, insert the following new Clause –

**“Cost of living assessment**

Within 120 days of the day on which this Act is passed, a Minister of the Crown must publish an assessment of the disparities in cost of living between different geographical areas and the impact of this on implementing this Act.”

***Member's explanatory statement***

*This would establish an assessment of the disparities in cost of living between different geographical areas.*

## BARONESS HAYMAN OF ULLOCK

After Clause 226, insert the following new Clause –

**“Green Prosperity Plan**

Within one year of this Act being passed, a Minister of the Crown must publish a Green Prosperity Plan to –

- (a) decarbonise the economy,
- (b) create jobs, and
- (c) boost energy.”

***Member's explanatory statement***

*This means a Minister must publish a Green Prosperity Plan.*

## BARONESS HAYMAN OF ULLOCK

After Clause 226, insert the following new Clause –

**“Powers of local authority in relation to the provision of childcare**

In section 8 of the Childcare Act 2006 (powers of local authority in relation to the provision of childcare), omit subsections (3) to (5).”

***Member's explanatory statement***

*This amendment allows local authorities to open their own childcare provision.*

**Schedule 12**

## BARONESS TAYLOR OF STEVENAGE

Schedule 12, page 405, after line 18 insert –

- “(1A) Regulations may only be made under (1) if they include provisions to –
- (a) support the delivery of levelling up missions and;
  - (b) ensure all tiers of local government benefit from the distribution of the levy.”

***Member's explanatory statement***

*This aims to ensure that the infrastructure levy supports the delivery of levelling up missions, and that all tiers of local government benefit from the distribution of the levy.*



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*30 May 2023*

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