

Levelling-up and Regeneration Bill

AMENDMENTS
TO BE MOVED
ON REPORT

After Clause 5

BARONESS HAYMAN OF ULLOCK

After Clause 5, insert the following new Clause –

“Levelling Up Fund: round three

- (1) Within 30 days of the passing of this Act, the Secretary of State must lay a statement before each House of Parliament detailing the application process for round three of the Levelling Up Fund, including criteria for applications.
- (2) The Secretary of State must take steps to simplify the application process and reduce the requirements, and resources necessary, for applications.
- (3) The Secretary of State may not introduce additional criteria for applications after the publication of the statement being laid under subsection (1).
- (4) Within 60 days of the statement being laid under subsection (1), the Secretary of State must lay a statement before each House of Parliament listing the allocations of the third round of the Levelling Up Fund and explaining how each allocation supports the delivery of the levelling-up missions.
- (5) In determining the allocations, the Secretary of State must only make allocations which support the delivery of the levelling-up missions with a long-term and strategic vision.
- (6) The Secretary of State must not make allocations which are based on political and electoral motivations.
- (7) A Minister of the Crown must provide feedback on unsuccessful applications.”

Member's explanatory statement

This amendment aims to ensure that the third round of the Levelling Up Fund takes place in a timely manner and as part of a reformed process.

Clause 57

BARONESS HAYMAN OF ULLOCK

Clause 57, page 49, line 9, at end insert—

- “(c) the Secretary of State has consulted, and had regard to advice provided by, the Boundary Commission for England.”

Member's explanatory statement

This amendment aims to ensure that a local government area cannot be added to or removed from a mayoral combined authority unless the Secretary of State has consulted, and had regard to advice provided by, the Boundary Commission for England.

After Clause 78

BARONESS SCOTT OF BYBROOK

After Clause 78, insert the following new Clause—

“The Common Council of the City of London: removal of voting restrictions

- (1) In section 618 of the Housing Act 1985 (the Common Council of the City of London), omit subsections (3) and (4).
- (2) In section 224 of the Housing Act 1996 (the Common Council of the City of London), omit subsections (3) and (4).”

Member's explanatory statement

This amendment removes the restrictions in section 618 of the Housing Act 1985 and section 224 of the Housing Act 1996 on members of the Common Council of the City of London from voting as a member of the Council, or a committee of that Council, on matters relating to land in which they have a beneficial interest.

LORD NORTHBROOK

After Clause 78, insert the following new Clause—

“Business improvement districts

- (1) Within 6 months of this section coming into force, the Secretary of State must launch a review of arrangements for business improvement districts (“BIDs”).
- (2) The review must consider whether the arrangements should be changed so that—
 - (a) local residents are consulted on proposals to establish a BID,
 - (b) local residents are represented on BID proposal groups which prepare the business plan,
 - (c) local residents participate in the vote on the establishment of a BID,
 - (d) local residents are represented on BID management bodies, and

- (e) local planning authorities may veto BID proposals if there is significant objection from local residents.”

LORD NORTHBROOK

After Clause 78, insert the following new Clause –

“Local authority consultations: code of practice on impartiality

- (1) Within 6 months of this section coming into force, the Secretary of State must publish a code of practice for major non-statutory public consultations by local authorities.
- (2) The code must recommend ways to ensure impartiality, including –
- (a) having the consultation conducted by an independent third party,
 - (b) having the consultation materials and process pre-approved by such a party, or
 - (c) having the consultation materials and process submitted in draft to the main stakeholders for their review and comment in advance of the consultation.”

Schedule 12

LORD LANSLEY

Schedule 12, page 411, line 6, at end insert –

- “(c) how funding by developers or the provision of affordable housing in accordance with planning obligations under Section 106 TCPA 1990 are to be taken into account in determining IL liability.”

Clause 87

BARONESS HAYMAN OF ULLOCK

This amendment is a revised version of the amendment published on daily sheet HL Bill 142(s) in the name of Baroness Hayman of Ullock

Clause 87, page 95, line 13, leave out “the national development management policy” and insert “a determination made with consideration to –

- (a) which policy has been most recently adopted, approved and published,
- (b) representations made by local authorities,
- (c) the importance of adequate housing supply, and
- (d) protection of the natural environment.”

Member's explanatory statement

This amendment would change how conflicts between development plans and NDMPs are resolved.

After Clause 99

LORD NORTHBROOK

After Clause 99, insert the following new Clause –

“Conservation areas: guidance from Historic England

In the Listed Buildings Act, at the end of section 72(1) insert “and (in relation thereto) to any relevant guidance given by Historic England”.”

LORD NORTHBROOK

After Clause 99, insert the following new Clause –

“Permitted development: replacement windows in conservation areas

In the Town and Country Planning (General Permitted Development) (England) Order 2015 (S.I. 2015/596), Schedule 2, Part 1, Class A.3(a), after “conservatory” insert “and, in respect of a replacement window in a conservation area, the style and colour”.”

After Clause 128

LORD NORTHBROOK

After Clause 128, insert the following new Clause –

“British standards: publication

Where legislation made under the Planning Acts, or a local authority planning policy, refers to a British standard, the Secretary of State or local authority must take such steps as are necessary to make the relevant standard publicly available online free of charge.”

LORD NORTHBROOK

After Clause 128, insert the following new Clause –

“Change of use to café etc

Within 6 months after this section comes into force, the Secretary of State must amend the Town and Country Planning (General Permitted Development) (England) Order 2015 (S.I. 2015/596) so that, outside a designated town centre, development is not permitted by change from a use within Class E (a) or (c)-(g) (commercial, business and service) of Schedule 2 to the Use Classes Order, to Class E (b) (the sale of food and drink principally to visiting members of the public where consumption of that food and drink is mostly undertaken on the premises).”

After Clause 226

BARONESS PINNOCK

After Clause 226, insert the following new Clause –

“Regeneration of schools and hospitals: register of serious disrepair

- (1) Within one month of the day on which this Act is passed the Secretary of State must establish a register of schools and hospitals in England in serious disrepair.
- (2) The register must comprise a list of –
 - (a) schools that have been partially or fully closed on a temporary or permanent basis because one or more school building was deemed unsafe for staff or pupils,
 - (b) schools that have classrooms or buildings on site that are closed due to disrepair and details of those classrooms or buildings,
 - (c) schools that require major rebuilding or refurbishment,
 - (d) hospitals that have been partially or fully closed on a temporary or permanent basis because one or more hospital building was deemed unsafe for staff or patients,
 - (e) hospitals that have rooms, wards or buildings on site that are closed due to disrepair and details of those rooms, wards or buildings, and
 - (f) hospitals that require major rebuilding or refurbishment.
- (3) The register must be reviewed every three months to ensure it contains up-to-date information.”

Member's explanatory statement

This amendment would require the Government to keep a register of schools and hospitals in serious disrepair, and ensure the register is regularly updated.

LORD NORTHBROOK

After Clause 226, insert the following new Clause –

“Control of Pollution Act 1974: publication of notices and consents

In the Control of Pollution Act 1974 –

- (a) in section 60(2) for “may if it thinks fit publish notice of the requirements in such way as appears to the local authority to be appropriate” substitute “must publish notice of the requirements promptly and permanently on its planning website”;
- (b) in section 61(6) for “may if it thinks fit publish notice of the consent, and of the works to which it relates, in such way as appears to the local authority to be appropriate” substitute “must publish notice of the consent, and of the works to which it relates, promptly and permanently on its planning website”.

Clause 234

BARONESS HAYMAN OF ULLOCK

Clause 234, page 274, line 34, at beginning insert “Subject to subsection (1A),”

BARONESS HAYMAN OF ULLOCK

Clause 234, page 274, line 35, at end insert—

“(1A) Section (*Levelling Up Fund: round three*) does not come into force if the allocations from round three of the Levelling Up Fund have been made prior to the passing of this Act.”

BARONESS SCOTT OF BYBROOK

Clause 234, page 275, line 35, at end insert—

“(q) section (*the Common Council of the City of London: removal of voting restrictions*) comes into force at the end of the period of two months beginning with the day on which this Act is passed.”

Member's explanatory statement

*This amendment provides that the new Clause relating to voting restrictions in the Common Council of the City of London inserted by the amendment in the Minister's name after Clause 78 (*the Common Council of the City of London: removal of voting restrictions*) comes into force at the end of the period of two months beginning with the day on which this Act is passed.*

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