

# Economic Activity of Public Bodies (Overseas Matters) Bill

## AMENDMENTS

### TO BE MOVED

#### IN COMMITTEE OF THE WHOLE HOUSE

#### **The Schedule**

LORD WILLETTS

The Schedule, page 12, line 21, at end insert –

“3A Section 1 does not apply to –

- (a) a registered higher education provider in England, as defined by section 3(10) of the Higher Education and Research Act 2017;
- (b) an institution within the higher education sector in Wales, as defined by section 91 of the Further and Higher Education Act 1992;
- (c) an institution within the higher education sector in Scotland, as defined by section 56 of the Further and Higher Education (Scotland) Act 1992;
- (d) a higher education institution in Northern Ireland, as defined by article 30 of the Education and Libraries (Northern Ireland) Order 1993.”

#### *Member's explanatory statement*

*This amendment would remove universities and other higher education providers from the requirement to act in accordance with Clause 1.*

#### **Clause 4**

LORD WILLETTS

Clause 4, page 3, line 18, leave out paragraph (b)

#### *Member's explanatory statement*

*This amendment would remove the prohibition on a person publishing a statement indicating that they would have acted in a way prohibited by Clause 1 if it were legal to do so.*

#### **Clause 17**

BARONESS CHAPMAN OF DARLINGTON

Clause 17, page 10, line 39, at end insert –

“(1A) Section 1 does not apply to decisions made by –

- (a) Scottish Ministers, unless a motion has been passed by the Scottish Parliament indicating its consent to this Act;
- (b) Welsh Ministers, unless a motion has been passed by Senedd Cymru indicating its consent to this Act;
- (c) a Northern Ireland department, unless a motion has been passed by the Northern Ireland Assembly indicating its consent to this Act.”

***Member's explanatory statement***

*This would provide that the Act does not apply to decisions made by Scottish Ministers, Welsh Ministers or a Northern Ireland department unless an appropriate legislative consent motion has been passed.*

BARONESS CHAPMAN OF DARLINGTON

Clause 17, page 11, line 13, at end insert –

- “(4A) The Secretary of State may not lay regulations to bring section 1 into force until the Secretary of State has laid before Parliament a comprehensive list of the bodies to which section 1 will apply.”

***Member's explanatory statement***

*This would require the Secretary of State to provide a comprehensive list of which bodies come into scope of this bill, before the provisions in Clause 1 can be brought into force.*

BARONESS CHAPMAN OF DARLINGTON

Clause 17, page 11, line 13 at end insert –

- “(4A) The Secretary of State may not lay regulations to bring section 1 into force until the Secretary of State has published guidance on in what circumstances an individual is considered to be a “decision-maker” for the purposes of that section, and laid it before Parliament.”

***Member's explanatory statement***

*This would require the Secretary of State to publish guidance to clarify in what circumstances an individual is “a decision-maker” for the purposes of this bill.*



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*7 March 2024*

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