

# Crown Estate Bill [HL]

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MARSHALLED  
LIST OF AMENDMENTS  
TO BE MOVED  
ON REPORT

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[Amendments marked ★ are new or have been altered]

**Amendment  
No.**

**Clause 1**

BARONESS VERE OF NORBITON  
LORD HOWARD OF RISING

- 1★** Clause 1, page 1, line 26, at end insert –
- “(3) The Secretary of State must limit any borrowing by the Crown Estate under this Section by regulations made by statutory instrument, and these regulations may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.
  - (4) The first set of regulations made under subsection (3) must limit borrowing to a net debt to asset value ratio of no more than 25 per cent.”

***Member's explanatory statement***

*This amendment would limit the amount the Commissioners may borrow by regulations subject to the affirmative procedure for statutory instruments.*

**Clause 2**

BARONESS VERE OF NORBITON

- 2★** Clause 2, page 2, line 11, at end insert –
- “5A The Chair of Commissioners may not be appointed until the appointment has been scrutinised by the Treasury Committee of the House of Commons, or any successor committee.”

**Member's explanatory statement**

*This amendment would require the appointment of the Chair of Commissioners of The Crown Estate to be subject to scrutiny by the Treasury Select Committee.*

**After Clause 2**

LORD LIVERMORE

3 After Clause 2, insert the following new Clause—

**“Annual reports**

In section 2 of the Crown Estate Act 1961 (reports and accounts), after subsection (1) insert—

- “(1A) The annual report for a year in which a partnership between the Commissioners and Great British Energy is in operation must include a report on—
- (a) the activities of the Commissioners during the year under that partnership, and
  - (b) any effects or benefits experienced during the year which were the result of activities of the Commissioners under that partnership.”

**Member's explanatory statement**

*This amendment would require the Commissioners to include in their annual reports a summary of the things done, and of any effects or benefits or effects resulting from things done, under any partnership between themselves and Great British Energy. The duty will only apply in relation to a year in which such a partnership was in operation.*

LORD FORSYTH OF DRUMLEAN  
BARONESS JONES OF MOULSECOOMB  
LORD STRATHCLYDE  
LORD SIKKA

4 After Clause 2, insert the following new Clause—

**“Salmon farms on the Crown Estate**

After section 3 of the Crown Estate Act 1961, insert—

**“3A Salmon farms on the Crown Estate**

- (1) In carrying out their functions under this Act, the Commissioners must assess the—
  - (a) environmental impact, and
  - (b) animal welfare standards
 of salmon farms on the Crown Estate.
- (2) If the assessment under subsection (1) determines that a salmon farm—
  - (a) is causing environmental damage, or

- (b) has significant animal welfare issues,  
then they must revoke the licence for the farm in question.
- (3) The Commissioners must assess the potential –
  - (a) environmental impact, and
  - (b) animal welfare standardsof applications for licences for salmon farms on the Crown Estate.
- (4) If the assessment under subsection (3) determines that an application for a licence for a salmon farm –
  - (a) may cause environmental damage, or
  - (b) raises significant animal welfare concerns,then they must refuse the application.””

THE EARL OF KINNOULL  
LORD VAUX OF HARROWDEN

5 After Clause 2, insert the following new Clause –

**“Report on differences between provisions of this Act about the Crown Estate in England and equivalent provisions in Scotland**

The Secretary of State must, within 12 months of the day on which this Act is passed, lay before Parliament a report assessing any differences between the provisions made by this Act for the management of the Crown Estate in England and equivalent provisions for the management of the Crown Estate in Scotland.”

BARONESS HUMPHREYS  
BARONESS SMITH OF LLANFAES

6 After Clause 2, insert the following new Clause –

**“Devolution of Crown Estate management to Wales**

After section 1 of the Crown Estate Act 1961, insert –

**“1A Devolution of Crown Estate management to Wales**

The Treasury must complete a transfer of the responsibility of the management of the Crown Estate in Wales to the Welsh Government.””

***Member's explanatory statement***

*This amendment would require the Government to devolve Welsh Crown Estate responsibility to Wales.*

## BARONESS YOUNG OF OLD SCONE

7 After Clause 2, insert the following new Clause—

**“Climate change and nature duty of Crown Estate Commissioners**

In the Crown Estate Act 1961, after section 1 insert—

**“1A Duty of the Commissioners to contribute to climate change and nature targets**

- (1) In complying with the general duty under section 1(3) and in exercising their functions the Commissioners must take all reasonable steps to contribute to—
  - (a) the achievement of targets set under Part 1 of the Climate Change Act 2008,
  - (b) the achievement of biodiversity targets set under sections 1 to 3 of the Environment Act 2021, and
  - (c) adapting to any current or predicted impacts of climate change identified in the most recent report under section 56 of the Climate Change Act 2008.
- (2) In carrying out the duty set under subsection (1), the Crown Estate Commissioners must include conditions in all seabed leases that require the leaseholder to contribute to the conservation and overall enhancement of the natural environment.””

***Member's explanatory statement***

*This amendment would give the Crown Estate a new climate change and nature duty requiring it to take all reasonable steps to contribute to the achievement of the Climate Change Act 2008 and Environment Act 2021 targets in exercising its functions. The duty requires the inclusion of nature conservation measures in all seabed licences granted by the Crown Estate.*

## EARL RUSSELL

8 After Clause 2, insert the following new Clause—

**“Reports to Parliament**

- (1) The Commissioners must publish an annual report and send it to the Environmental Audit Committee of the House of Commons.
- (2) The report under subsection (1) must consider the Commissioners’ functions and the Crown Estate’s activity in the contribution to the following—
  - (a) supporting local communities and economies;
  - (b) the achievement of the United Kingdom’s climate and environmental targets;
  - (c) the relationship with GB Energy;
  - (d) a just transition to green energy;
  - (e) a jobs and skills transition into the green economy;

- (f) the promotion of animal welfare in aquaculture on the Crown Estate;
  - (g) the protection of the foreshore on the Crown Estate;
  - (h) the protection of the seabed in the Crown Estate.
- (3) The Commissioners must appear before the Environmental Audit Committee if requested by the Committee.”

***Member's explanatory statement***

*This amendment would require the Commissioners to publish an annual report before Parliament.*

EARL RUSSELL

9 After Clause 2, insert the following new Clause –

**“Regional Wealth Fund and Skills Training Fund**

After section 4 of the Crown Estate Act 1961, insert –

**“Regional Wealth Fund and Skills Training Fund**

- (1) The Commissioners must use the funds from the Crown Estate to establish a Regional Wealth Fund and a Skills Training Fund, as set out in subsections (2) to (9).
- (2) The Commissioners must ensure that a percentage of the Crown Estate’s license fee for leases of Crown Estate land for offshore wind power development is given to a regional wealth fund.
- (3) The Commissioners must agree regional boundaries of the regional wealth fund in consultation with local government.
- (4) Funds from the Crown Estate’s license fee for such leases must be distributed to the nearest regional wealth fund to the offshore wind power development.
- (5) The Commissioners must ensure that a percentage of the Crown Estate’s profit is given to a skills training fund (“the fund”).
- (6) The Commissioners must ensure that the fund works to provide persons residing or employed on the boundaries of or on the land of the Crown Estate with skills training to equip them to perform jobs in the green economy.
- (7) The Commissioners must ensure that those administering the fund consult with appropriate national and regional organisations and industry to agree the type of training that the fund will provide to meet the requirement under subsection (6).
- (8) The Secretary of State must by regulations set the percentages under subsections (2) and (5).
- (9) A statutory instrument containing regulations under this section may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.””

***Member's explanatory statement***

*This amendment would require the Commissioners to establish a Regional Wealth Fund and a Skills Training Fund.*

BARONESS HAYMAN  
LORD LIVERMORE

10 After Clause 2, insert the following new Clause –

**“Sustainable development**

In section 1 of the Crown Estate Act 1961 (general provision about the Crown Estate Commissioners), after subsection (3) insert –

“(3A) The Commissioners must keep under review the impact of their activities on the achievement of sustainable development in the United Kingdom.””

***Member's explanatory statement***

*The amendment would require the Commissioners to keep the impact of their activities on the achievement of sustainable development under review. Sustainable development goals as recognised by the United Nations, the Commonwealth and other bodies refer to human development that aims to meet the economic, environmental and social needs of the present while also ensuring the ability of future generations to meet their own needs.*

LORD HAIN  
BARONESS SMITH OF LLANFAES  
LORD THOMAS OF CWMGIEDD  
BARONESS HUMPHREYS  
LORD LIVERMORE

11 After Clause 2, insert the following new Clause –

**“Commissioners with special responsibility**

(1) Paragraph 1 of Schedule 1 to the Crown Estate Act 1961 (constitution etc), is amended as follows.

(2) Before sub-paragraph (4) insert –

“(3B) The commissioners appointed under this paragraph must include –

- (a) a commissioner responsible for giving advice about England,
- (b) a commissioner responsible for giving advice about Wales, and
- (c) a commissioner responsible for giving advice about Northern Ireland.

(3C) References in sub-paragraph (3B) to “giving advice about” a part of the United Kingdom are to the giving of advice to the Commissioners about conditions in that part so far as relating to their functions in relation to land there.

- (3D) A commissioner’s responsibility for giving advice under sub-paragraph (3B) is additional to the other responsibilities of a commissioner.”
- (3) Before sub-paragraph (5) insert –
- “(4B) No recommendation may be made to His Majesty for the appointment of a person as a commissioner under sub-paragraph (3B)(b) or (c) unless –
- (a) the Welsh Ministers have been consulted about the appointment, in the case of an appointment under sub-paragraph (3B)(b), or
  - (b) the Executive Office in Northern Ireland has been consulted about the appointment, in the case of an appointment under sub-paragraph (3B)(c).”

***Member's explanatory statement***

*This new Clause would require the persons appointed to be Crown Estate Commissioners to include three commissioners who are able to provide the Commissioners with advice about conditions in England, Wales and Northern Ireland respectively, so far as they relate to the functions of the Commissioners.*

LORD FORSYTH OF DRUMLEAN

- 12★** After Clause 2, insert the following new Clause –

**“General duty of the Commissioners**

After section 1(3) of the Crown Estate Act 1961, insert –

- “(3A) It is a general duty of the Commissioners to ensure that any licensed activities on the Crown Estate do not cause significant environmental damage or raise animal welfare concerns.
- (3B) Where the Commissioners determine an activity is causing environmental damage or raises animal welfare concerns, they must revoke the licence for the activity.
- (3C) Where the Commissioners determine an application for a licence for an activity would cause environmental damage or raises animal welfare concerns, they must refuse the application for a licence for the activity.”

LORD FORSYTH OF DRUMLEAN

- 13★** After Clause 2, insert the following new Clause –

**“Environmental standards of licensed activities on the Crown Estate**

After section 3 of the Crown Estate Act 1961, insert –

**“3A Environmental standards of licensed activities on the Crown Estate**

- (1) In carrying out their functions under this Act, the Commissioners must assess the –
- (a) environmental impact, and

- (b) animal welfare standards of licensed activities on the Crown Estate.
- (2) If the assessment under subsection (1) determines that a licensed activity –
  - (a) is causing environmental damage, or
  - (b) raises significant animal welfare issues
 then they must revoke the licence for the activity in question.
- (3) The Commissioners must assess the potential –
  - (a) environmental impact, and
  - (b) animal welfare standards
 of applications for licences for activities on the Crown Estate.
- (4) If the assessment under subsection (3) determines that an application for a licence for an activity –
  - (a) may cause environmental damage, or
  - (b) raises significant animal welfare concerns,
 they must refuse the application.””

BARONESS VERE OF NORBITON

**14★** After Clause 2, insert the following new Clause –

**“Limit on the disposal of assets**

(1) After section 3 of the Crown Estate Act 1961, insert –

**“3A Limit on the disposal of assets**

- (1) The Commissioners must inform The Treasury if the disposal of assets of the Crown Estate will be of a value totalling £10 million or more in a single year.
- (2) The Treasury must approve of any disposal of assets above the threshold in subsection (1) and the Secretary of State must lay a report before Parliament within 28 days of being notified by the Commissioners.””

*Member's explanatory statement*

*This clause requires the Crown Estate commissioners to seek HM Treasury approval for the disposal of assets over £10 million.*

**Clause 3**

LORD BERKELEY

**15** Clause 3, page 2, line 15, at end insert “, or after the Crown Estate Commissioners have published the Crown Estate’s lease extension policy and a Minister of the Crown has tabled a motion in both Houses of Parliament to debate that policy, whichever is the later.”



***Member's explanatory statement***

*This amendment would require the Crown Estate to fulfil part of the Crown undertaking given during Report stage of the passage of the Leasehold and Freehold Reform Act 2024, specifically the commitment that it would publish its lease extension policy.*

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*1 November 2024*

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