

# Passenger Railway Services (Public Ownership) Bill

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## COMMONS REASONS

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*[The page and line references are to HL Bill 21, the Bill as first printed for the Lords]*

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### Before Clause 1

#### LORDS AMENDMENT 1

- 1 Before Clause 1, insert the following new Clause –
- “Purpose: improvement of passenger railway services**
- (1) The purpose of this Act is to improve the performance of passenger railway services in the United Kingdom.
- (2) The Secretary of State must, in taking any actions under the provisions of this Act, have regard to this purpose.”

#### COMMONS REASON

*The Commons disagree to Lords Amendment 1 for the following Reason –*

- 1A *Because the proposed purpose clause is unnecessary.*

### Clause 1

#### LORDS AMENDMENT 2

- 2 Clause 1, page 1, line 12, at end insert –
- “25B Termination of existing franchise agreements**
- (1) The Secretary of State must terminate franchise agreements for default in accordance with the terms of the agreement as soon as it is possible to do so.
- (2) The Secretary of State must assess and rank existing franchise agreements according to performance criteria established after consultation with relevant stakeholders.

- (3) Subject to subsection (1), the Secretary of State must only terminate a franchise agreement pursuant to a break clause if—
  - (a) there are no other franchise agreements which are performing worse under the criteria in the list referenced in subsection (2), and
  - (b) the Secretary of State is satisfied that provision of the services by a public sector company will improve existing service provision.
- (4) In this section, “break clause” means a contractual provision in a franchise agreement which entitles the Secretary of State to terminate the franchise agreement before the end of the franchise term by notice without reason.”

#### COMMONS REASON

*The Commons disagree to Lords Amendment 2 for the following Reason –*

**2A**

*Because it would alter the financial arrangements made by the Commons, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

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*19 November 2024.*

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