

Passenger Railway Services (Public Ownership) Bill

MARSHALLED LIST OF MOTIONS TO BE MOVED ON CONSIDERATION OF COMMONS REASONS

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

MOTION A

LORDS AMENDMENT 1

Before Clause 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.*
- A★ **Lord Hendy of Richmond Hill to move, That this House do not insist on its Amendment 1, to which the Commons have disagreed for their Reason 1A.**
- A1★ **Lord Gascoigne to move, as an amendment to Motion A, leave out from “House” to end and insert “do insist on its Amendment 1”**

MOTION B

LORDS AMENDMENT 2

Clause 1

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.*

B★ **Lord Hendy of Richmond Hill to move, That this House do not insist on its Amendment 2, to which the Commons have disagreed for their Reason 2A.**

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