

Non-Domestic Rating (Multipliers) Bill (changed to Non-Domestic Rating (Multipliers and Private Schools) Bill)

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

[The page and line references are to HL Bill 61, the Bill as first printed for the Lords]

Clause 3

MOTION A

LORDS AMENDMENT 1

- 1** Clause 3, page 3, line 26, after “hereditament” insert “other than a qualifying healthcare hereditament”

COMMONS REASON

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

- 1A** *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*
- A★** **Lord Khan of Burnley to move, That this House do not insist on its Amendment 1, to which the Commons have disagreed for their Reason 1A.**
- A1★** **Baroness Pinnock to move, as an amendment to Motion A, at end insert “, and do propose amendment 1B in lieu –**
- 1B** Clause 1, page 2, line 6, at end insert –
- “(1A) Regulations under sub-paragraph (1)(a) may specify that occupied hospitals, medical and dental schools, and any other healthcare settings as may be prescribed in the regulations are not subject to the higher multiplier.””

MOTION B

LORDS AMENDMENT 2

- 2 Clause 3, page 3, line 27, after “more,” insert “and is not an “anchor store”,”

COMMONS REASON

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

- 2A** *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*
- B★** **Lord Khan of Burnley to move, That this House do not insist on its Amendment 2, to which the Commons have disagreed for their Reason 2A.**
- B1★** **Baroness Scott of Bybrook to move, as an amendment to Motion B, at end insert “, and do propose amendment 2B in lieu –**
- 2B** Clause 1, page 2, line 6, at end insert –
- “(1A) Regulations under sub-paragraph (1)(a) may specify that occupied anchor stores are not subject to the higher multiplier (and may define “anchor stores” for this purpose).”

MOTION C

LORDS AMENDMENT 3

- 3 Clause 3, page 3, line 31, after “hospitality” insert “, manufacturing”

COMMONS REASON

The Commons disagree to Lords Amendment 3 for the following Reason –

- 3A** *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*
- C★** **Lord Khan of Burnley to move, That this House do not insist on its Amendment 3, to which the Commons have disagreed for their Reason 3A.**

MOTION D

LORDS AMENDMENT 4

- 4** Clause 3, page 3, line 35, after “hospitality” insert “, manufacturing”

COMMONS REASON

The Commons disagree to Lords Amendment 4 for the following Reason –

- 4A** *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

- D★** **Lord Khan of Burnley to move, That this House do not insist on its Amendment 4, to which the Commons have disagreed for their Reason 4A.**

MOTION E

LORDS AMENDMENT 5

- 5** Clause 3, page 3, line 36, leave out “has such meaning” and insert “and “anchor store” have such meanings”

COMMONS REASON

The Commons disagree to Lords Amendment 5 for the following Reason –

- 5A** *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

- E★** **Lord Khan of Burnley to move, That this House do not insist on its Amendment 5, to which the Commons have disagreed for their Reason 5A.**

MOTION F

LORDS AMENDMENT 6

6 Clause 3, page 3, line 37, at end insert –

“(9D) In sub-paragraph (9B), “qualifying healthcare hereditament” includes hospitals, medical and dental schools, and any other healthcare settings as may be prescribed by the Treasury in regulations.”;

COMMONS REASON

The Commons disagree to Lords Amendment 6 for the following Reason –

6A *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

F★ Lord Khan of Burnley to move, That this House do not insist on its Amendment 6, to which the Commons have disagreed for their Reason 6A.

MOTION G

LORDS AMENDMENT 7

7 Clause 3, page 4, line 6, after “hereditament” insert “other than a qualifying healthcare hereditament”

COMMONS REASON

The Commons disagree to Lords Amendment 7 for the following Reason –

7A *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

G★ Lord Khan of Burnley to move, That this House do not insist on its Amendment 7, to which the Commons have disagreed for their Reason 7A.

G1★ Baroness Pinnock to move, as an amendment to Motion G, at end insert “, and do propose amendment 7B in lieu –

- 7B** Clause 1, page 2, line 6, at end insert –
- “(1A) Regulations under sub-paragraph (1)(a) may specify that unoccupied hospitals, medical and dental schools, and any other healthcare settings as may be prescribed in the regulations are not subject to the higher multiplier.””

MOTION H

LORDS AMENDMENT 8

- 8** Clause 3, page 4, line 7, after “more,” insert “and is not an “anchor store”,”

COMMONS REASON

The Commons disagree to Lords Amendment 8 for the following Reason –

- 8A** *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

H★ **Lord Khan of Burnley to move, That this House do not insist on its Amendment 8, to which the Commons have disagreed for their Reason 8A.**

H1★ **Baroness Scott of Bybrook to move, as an amendment to Motion H, at end insert “, and do propose the amendment 8B in lieu –**

- 8B** Clause 1, page 2, line 6, at end insert –
- “(1A) Regulations under sub-paragraph (1)(a) may specify that unoccupied anchor stores are not subject to the higher multiplier (and may define “anchor stores” for this purpose).””

MOTION J

LORDS AMENDMENT 9

- 9** Clause 3, page 4, line 11, after “hospitality” insert “, manufacturing”

COMMONS REASON

The Commons disagree to Lords Amendment 9 for the following Reason –

9A *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

J★ **Lord Khan of Burnley to move, That this House do not insist on its Amendment 9, to which the Commons have disagreed for their Reason 9A.**

MOTION K

LORDS AMENDMENT 10

10 Clause 3, page 4, line 15, after “hospitality” insert “, manufacturing”

COMMONS REASON

The Commons disagree to Lords Amendment 10 for the following Reason –

10A *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

K★ **Lord Khan of Burnley to move, That this House do not insist on its Amendment 10, to which the Commons have disagreed for their Reason 10A.**

MOTION L

LORDS AMENDMENT 11

11 Clause 3, page 4, line 16, leave out “has such meaning” and insert “and “anchor store” have such meanings”

COMMONS REASON

The Commons disagree to Lords Amendment 11 for the following Reason –

11A *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

L★ **Lord Khan of Burnley to move, That this House do not insist on its Amendment 11, to which the Commons have disagreed for their Reason 11A.**

MOTION M

LORDS AMENDMENT 12

12 Clause 3, page 4, line 17, at end insert –

“(6C) In sub-paragraph (6A), “qualifying healthcare hereditament” includes hospitals, medical and dental schools, and any other healthcare settings as may be prescribed by the Treasury in regulations.”;

COMMONS REASON

The Commons disagree to Lords Amendment 12 for the following Reason –

12A *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

M★ **Lord Khan of Burnley to move, That this House do not insist on its Amendment 12, to which the Commons have disagreed for their Reason 12A.**

After Clause 4

MOTION N

LORDS AMENDMENT 13

13 After Clause 4, insert the following new Clause –

“Review: threshold effect

(1) The Secretary of State must undertake a review of how the provisions in this Act may affect businesses whose rateable value is close to £500,000.

5 (2) The Secretary of State must lay the review under subsection (1) before Parliament.”

COMMONS REASON

The Commons disagree to Lords Amendment 13 for the following Reason –

13A *Because the government has already agreed to publish information about the new multipliers and further provision is not necessary.*

N★ **Lord Khan of Burnley to move, That this House do not insist on its Amendment 13, to which the Commons have disagreed for their Reason 13A.**

N1★ Lord Thurlow to move, as an amendment to Motion N, at end insert “, and do propose amendment 13B in lieu –

13B After Clause 4, insert the following new Clause –

“Review: threshold effect

- (1) The Secretary of State must undertake a review of how the provisions in this Act may affect businesses whose rateable value is close to £500,000.
- (2) The review must consider the merits of a separate Use Class and associated multiplier for retail services provided by fulfilment warehouses that do not have a material presence on local high streets, to apply in England.
- (3) Experts in the sector must be consulted to inform the review, including but not limited to –
 - (a) the Royal Institute of Chartered Surveyors;
 - (b) the Institute of Revenues, Rating and Valuation;
 - (c) the Rating Surveyors’ Association.
- (4) The Secretary of State must lay the review under subsection (1) before Parliament within six months of the day on which this Act is passed.”

MOTION P

LORDS AMENDMENT 14

14 After Clause 4, insert the following new Clause –

“Use Class for retail services from fulfilment warehouses

- (1) Within three months of the day on which this Act is passed, the Secretary of State must instigate a review of the merits of a separate Use Class and associated multiplier for retail services provided by fulfilment warehouses that do not have a material presence on local high streets, to apply in England.
- (2) Experts in the sector must be consulted to inform the review, including but not limited to –
 - (a) the Royal Institute of Chartered Surveyors;
 - (b) the Institute of Revenues, Rating and Valuation;
 - (c) the Rating Surveyors’ Association.
- (3) The Secretary of State must publish a report of their conclusions and recommendations within three months of the review being instigated, and lay that report before Parliament.
- (4) The Secretary of State must implement any recommended changes indicated by the findings of their review within six months of the date on which the report is published.

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- (5) The Secretary of State may make provision to carry out subsection (4) by regulations made by statutory instrument.
- (6) A statutory instrument containing regulations under subsection (5) is subject to annulment in pursuance of a resolution of either House of Parliament.”

COMMONS REASON

The Commons disagree to Lords Amendment 14 for the following Reason –

14A *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

P★ **Lord Khan of Burnley to move, That this House do not insist on its Amendment 14, to which the Commons have disagreed for their Reason 14A.**

P1★ **Lord Thurlow to move, as an amendment to Motion P, at end insert “, and do propose amendment 14B in lieu –**

14B After Clause 4, insert the following new Clause –

“Use Class for retail services from fulfilment warehouses

- (1) Within three months of the day on which this Act is passed, the Secretary of State must instigate a review of the merits of a separate Use Class and associated multiplier for retail services provided by fulfilment warehouses that do not have a material presence on local high streets, to apply in England.
- (2) Experts in the sector must be consulted to inform the review, including but not limited to –
 - (a) the Royal Institute of Chartered Surveyors;
 - (b) the Institute of Revenues, Rating and Valuation;
 - (c) the Rating Surveyors’ Association.
- (3) The Secretary of State must publish a report of their conclusions and recommendations within three months of the review being instigated, and lay that report before Parliament.
- (4) The Secretary of State may implement any recommended changes indicated by the findings of their review by regulations made by statutory instrument.
- (5) A statutory instrument containing regulations under subsection (4) is subject to annulment in pursuance of a resolution of either House of Parliament.””

Clause 5

MOTION Q

LORDS AMENDMENT 15

15 Leave out Clause 5

COMMONS REASON

The Commons disagree to Lords Amendment 15 for the following Reason –

15A *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

Q★ Lord Khan of Burnley to move, That this House do not insist on its Amendment 15, to which the Commons have disagreed for their Reason 15A.

Q1★ Baroness Barran to move, as an amendment to Motion Q, at end insert “, and do propose the following amendments to the words so restored to the Bill –

15B Clause 5, page 5, line 14, after “But” insert “the Secretary of State may by regulations made by statutory instrument provide that”

15C Clause 5, page 6, line 11, at end insert –

“(8) A statutory instrument containing regulations under sub-paragraph (3) may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.”

15D Clause 5, page 6, line 14, after “But” insert “the Secretary of State may by regulations made by statutory instrument provide that”

15E Clause 5, page 6, line 18, at end insert –

“(2C) A statutory instrument containing regulations under sub-paragraph (2A) may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.””

Clause 6

MOTION R

LORDS AMENDMENT 16

- 16** Clause 6, page 6, line 21, at beginning insert “Subject to the review required under section (*Review: threshold effect*) having been laid before Parliament three months before the start of the financial year,”

COMMONS REASON

The Commons disagree to Lords Amendment 16 for the following Reason –

- 16A** *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

- R★** **Lord Khan of Burnley to move, That this House do not insist on its Amendment 16, to which the Commons have disagreed for their Reason 16A.**

MOTION S

LORDS AMENDMENT 17

- 17** Clause 6, page 6, line 23, leave out subsection (2)

COMMONS REASON

The Commons disagree to Lords Amendment 17 for the following Reason –

- 17A** *Because the Lords Amendment interferes with the public revenue and affects the levy and application of local revenues, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

- S★** **Lord Khan of Burnley to move, That this House do not insist on its Amendment 17, to which the Commons have disagreed for their Reason 17A.**

Clause 7**MOTION T****LORDS AMENDMENT 18**

18 Clause 7, page 6, line 26, leave out “and Private Schools”

COMMONS REASON

The Commons disagree to Lords Amendment 18 for the following Reason –

18A *Because the Lords Amendment is consequential on Lords Amendment 15 with which the Commons disagree.*

T★ **Lord Khan of Burnley to move, That this House do not insist on its Amendment 18, to which the Commons have disagreed for their Reason 18A.**

Title**MOTION U****LORDS AMENDMENT 19**

19 Title, line 4, leave out from “England” to end of line 5

COMMONS REASON

The Commons disagree to Lords Amendment 19 for the following Reason –

19A *Because the Lords Amendment is consequential on Lords Amendment 15 with which the Commons disagree.*

U★ **Lord Khan of Burnley to move, That this House do not insist on its Amendment 19, to which the Commons have disagreed for their Reason 19A.**

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MARSHALLED LIST OF MOTIONS
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