

Planning and Infrastructure Bill

AMENDMENTS

TO BE MOVED

IN COMMITTEE OF THE WHOLE HOUSE

[Supplementary to the Marshalled List]

Clause 36

LORD MOYLAN

Clause 36, page 50, line 12, at end insert –

- “(3B) Where an objection is made by a person under subsection (3) but the Secretary of State determines that the objection is not serious enough to merit being referred to an inquiry or dealt with in accordance with subsection (2), the Secretary of State must provide written reasons for that decision, including by reference to any published criteria for determining what constitutes a sufficiently serious objection.”

After Clause 47

LORD JAMIESON

After Clause 47, insert the following new Clause –

“Street works: guarantee period following reinstatement

- (1) Within six months of the day on which this Act is passed, the Secretary of State must update codes of practice issued under section 71 of the New Roads and Street Works Act 1991 (materials, workmanship and standard of reinstatement) to give effect to the provision in subsection (2).
- (2) The provision is that the guarantee period for permanent reinstatement of a highway runs for five years in the case of both general and deep openings.”

Member's explanatory statement

This amendment seeks to require the Secretary of State to update paragraph S1.1.2 of the Specification for the Reinstatement of Openings in Highways guidance to provide that the guarantee period following the reinstatement of a highway after street works runs for five years in all instances. Currently the guarantee period runs for two years for general works and three years for deep openings.

Clause 25

LORD FULLER

Clause 25, page 34, line 38, at end insert —

“10Q Long duration electricity storage: safety

- (1) The Authority must ensure that the scheme established by section 10P includes measures to be taken by LDES operators (as defined by that section) to reduce fire risk and protect public safety.
- (2) The scheme must ensure that before installing long duration electricity storage, LDES operators consult the local fire authority who must assess the fire risk posed by the installation.
- (3) The LDES operator must pay the local fire authority a reasonable fee for their assessment of the fire risk under subsection (2).
- (4) The Secretary of State may, by regulations made by statutory instrument, define a “reasonable fee” for the purpose of this section.
- (5) A statutory instrument containing regulations under this section is subject to annulment in pursuance of a resolution of either House of Parliament.”

Member's explanatory statement

This amendment seeks to ensure that proposals for long duration energy storage systems, which may contain flammable batteries and equipment, are designed in consultation with the local fire authority to minimise fire risk and protect public safety.

After Clause 52

THE EARL OF CLANCARTY

After Clause 52, insert the following new Clause —

“Assets of cultural value

- (1) The Secretary of State must, by regulations made by statutory instrument, establish a system for the identification, listing, and protection of assets of cultural value.
- (2) An asset of cultural value is a building or other land whose primary use —
 - (a) substantially furthers the cultural well-being or cultural interests of a local community or the nation, or
 - (b) provides a necessary venue for the furthering of specialist cultural skills, including (but not limited to) music venues, recording studios, rehearsal spaces, visual artists' studios and other creative spaces.
- (3) The system established under subsection (1) must operate along the lines of the regime for assets of community value under Chapter 3 of Part 5 of the Localism Act 2011 and provide for —
 - (a) a process for community or prescribed bodies to nominate assets for listing;

- (b) a moratorium on sale of a listed asset, allowing a prescribed period for interested parties to secure an alternative bidder committed to maintaining the asset for cultural purposes;
 - (c) the cultural value of the asset being a material consideration in any decision relating to planning permission.
- (4) Regulations under subsection (1) may make such further provision as the Secretary of State considers necessary or expedient for the operation of the system.
- (5) 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 seeks to probe the merits of including an assets of cultural value scheme in the planning system. This would complement the existing assets of community value scheme and seeks to recognise the importance of arts and cultural spaces.

Clause 55

BARONESS YOUNG OF OLD SCONE

Clause 55, page 92, line 1, at end insert –

- “(2A) An environmental impact identified in an EDP may only affect nutrient neutrality, water quality, water resource or air quality.”

Member's explanatory statement

This amendment seeks to limit the application of an EDP to issues where approaches at a strategic landscape scale will be effective.

Clause 58

LORD BLENCATHRA

Clause 58, page 93, line 38, at end insert –

- “(ca) any local nature recovery strategies, and”

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