

Tobacco and Vapes Bill

RUNNING LIST OF ALL AMENDMENTS ON REPORT

*Tabled up to and including
22 December 2025*

[Amendments marked ★ are new or have been altered]

Clause 1

LORD MURRAY OF BLIDWORTH

Clause 1, page 1, line 5, leave out “born on or after 1 January 2009” and insert “under the age of 21”

Member's explanatory statement

This amendment seeks to remove the generational ban for tobacco products in England and Wales by raising the age of sale to 21.

LORD MURRAY OF BLIDWORTH

Clause 1, page 1, line 13, leave out “born before 1 January 2009” and insert “21 years of age or over”

LORD MOYLAN

★ Clause 1, page 2, line 3, leave out “negative” and insert “affirmative”

Member's explanatory statement

This amendment provides that regulations to specify methods of customer age verification must be made by the affirmative resolution procedure.

Clause 2

LORD MURRAY OF BLIDWORTH

Clause 2, page 2, line 8, leave out “18” and insert “21”

LORD MURRAY OF BLIDWORTH

Clause 2, page 2, line 9, leave out “born on or after 1 January 2009” and insert “under the age of 21”

LORD MURRAY OF BLIDWORTH

Clause 2, page 2, line 14, leave out “born on or after 1 January 2009” and insert “under the age of 21”

Clause 5

LORD MURRAY OF BLIDWORTH

Clause 5, page 3, line 8, leave out “born on or after 1 January 2009” and insert “under the age of 21”

Clause 6

LORD MURRAY OF BLIDWORTH

Clause 6, page 3, line 30, leave out “born on or after 1 January 2009” and insert “under the age of 21”

Clause 10

LORD MOYLAN

★

Clause 10, page 5, line 28, leave out “negative” and insert “affirmative”

Member's explanatory statement

This amendment provides that regulations to specify methods of customer age verification must be made by the affirmative resolution procedure.

After Clause 48

BARONESS HOEY

After Clause 48, insert the following new Clause —

“Regulations made under Part 1: Windsor Framework

- (1) Before making any regulations under this Part, the Secretary of State must —
 - (a) commission an independent legal opinion assessing —
 - (i) the extent to which the implementation of this Act in Northern Ireland complies with the Windsor Framework;

- (ii) the likelihood of any increase in the illicit trade in tobacco products if regulations under this Act are made in relation to Northern Ireland otherwise than in England, Wales and Scotland;
 - (b) publish that legal opinion;
 - (c) consult any person they consider appropriate.
- (2) The Secretary of State may not make regulations under this Part unless the Secretary of State is satisfied that the legal opinion under subsection (1) demonstrates that the implementation of Part 3 of this Act (sale and distribution: Northern Ireland) is fully compliant with the Windsor Framework and consistent with the Tobacco Products Directive of the European Union (2014/40/EU)."

Member's explanatory statement

This amendment seeks to prevent the Secretary of State from making regulations about the sale and distribution of tobacco in England and Wales until they have considered and demonstrated that to do the same in Northern Ireland would be fully compatible with the Windsor Framework and the Tobacco Products Directive.

Clause 49

LORD MURRAY OF BLIDWORTH

Clause 49, page 25, line 15, leave out "born on or after 1 January 2009" and insert "under the age of 21"

Member's explanatory statement

This amendment seeks to remove the generational ban for tobacco products in Scotland by raising the age of sale to 21.

LORD MURRAY OF BLIDWORTH

Clause 49, page 25, line 18, leave out from "substitute" to end of line 19 and insert "'under the age of 21 ('the customer') was 21 years of age or older'"

LORD MURRAY OF BLIDWORTH

Clause 49, page 25, line 22, leave out "born on or after 1 January 2009" and insert "under the age of 21"

LORD MURRAY OF BLIDWORTH

Clause 49, page 25, line 24, leave out subsection (3)

LORD MURRAY OF BLIDWORTH

Clause 49, page 26, line 11, leave out "born on or after 1 January 2009" and insert "under the age of 21"

LORD MURRAY OF BLIDWORTH

Clause 49, page 26, line 13, leave out “born on or after 1 January 2009” and insert “under the age of 21”

LORD MURRAY OF BLIDWORTH

Clause 49, page 26, line 16, leave out “born on or after 1 January 2009” and insert “under the age of 21”

Clause 68

LORD MURRAY OF BLIDWORTH

Clause 68, page 35, line 33, leave out “born on or after 1 January 2009” and insert “under the age of 21”

Member's explanatory statement

This amendment seeks to remove the generational ban for tobacco products in Northern Ireland by raising the age of sale to 21.

LORD MURRAY OF BLIDWORTH

Clause 68, page 36, line 6, leave out “born before 1 January 2009” and insert “21 years of age or over”

Clause 69

LORD MURRAY OF BLIDWORTH

Clause 69, page 36, line 16, leave out “born on or after 1 January 2009” and insert “under the age of 21”

LORD MURRAY OF BLIDWORTH

Clause 69, page 36, line 19, leave out “born on or after 1 January 2009” and insert “under the age of 21”

LORD MURRAY OF BLIDWORTH

Clause 69, page 36, line 26, leave out “born on or after 1 January 2009” and insert “under the age of 21”

Clause 72

LORD MURRAY OF BLIDWORTH

Clause 72, page 37, line 28, leave out “born on or after 1 January 2009” and insert “under the age of 21”

After Clause 87

BARONESS HOEY

After Clause 87, insert the following new Clause –

“Regulations made under Part 3: Windsor Framework

- (1) Before making any regulations under this Part, the Secretary of State must –
 - (a) commission an independent legal opinion assessing –
 - (i) the extent to which the implementation of this Act in Northern Ireland complies with the Windsor Framework;
 - (ii) the likelihood of any increase in the illicit trade in tobacco products if regulations under this Act are made in relation to Northern Ireland otherwise than in England, Wales and Scotland;
 - (b) publish that legal opinion;
 - (c) consult any person they consider appropriate.
- (2) The Secretary of State may not make regulations under this Part unless the Secretary of State is satisfied that the legal opinion under subsection (1) demonstrates that the implementation of this Part is fully compliant with the Windsor Framework and consistent with the Tobacco Products Directive of the European Union (2014/40/EU).”

Member's explanatory statement

This amendment seeks to prevent the Secretary of State from making regulations about the sale and distribution of tobacco in Northern Ireland until they have considered and demonstrated that this would be fully compatible with the Windsor Framework and the Tobacco Products Directive.

Clause 89

LORD MOYLAN

Clause 89, page 50, line 23, at end insert –

- “(ba) the use of flavour descriptors or other indicators used to describe, present or suggest the flavour of a product;”

Member's explanatory statement

This amendment gives the Secretary of State powers to make provisions about the flavour descriptors on the packaging of relevant products outlined in Clause 89(1).

LORD LANSLEY

Clause 89, page 50, line 33, at end insert –

- “(l) the technological features, markings or identifiers on packaging required for product authentication or the prevention of illicit products.”

Clause 90

LORD LANSLEY

Clause 90, page 51, line 13, at end insert –

- “(g) the technological features required for age assurance, child resistance or product authentication, including controls on activation and continued operation by unauthorised persons.”

Clause 91

LORD MOYLAN

Clause 91, page 51, line 23, leave out paragraph (b) and insert –

- “(b) the flavour descriptors or other indicators used to describe, present or suggest the flavour of relevant products;”

Member's explanatory statement

This amendment gives the Secretary of State powers to make provisions about the flavour descriptors of relevant products outlined in Clause 91(2).

After Clause 157

BARONESS HOEY

After Clause 157, insert the following new Clause –

“Amendment of the European Union (Withdrawal) Act 2018

In section 7A of the European Union (Withdrawal) Act 2018 (general implementation of remainder of withdrawal agreement), after subsection (4), insert –

- “(4A) This section does not apply in relation to Directive 2014/40/EU of the European Parliament and of the Council of 3 April 2014 on the approximation of the laws, regulations and administrative provisions of the Member States concerning the manufacture, presentation and sale of tobacco and related products and repealing Directive 2001/37/EC.”

Member's explanatory statement

This amendment seeks to assert the primacy of the regulations made in this Bill which affect Northern Ireland in relation to the EU tobacco directive 2014/40/EU.

Clause 167

BARONESS HOEY

Clause 167, page 120, line 13, leave out “(2) to (8).” and insert “(1A) to (8).”

- (1A) Parts 1 to 3 may not come into force until the Secretary of State has commissioned and published the findings of an independent legal opinion showing that these parts are fully compatible with the Windsor Framework and consistent with the Tobacco Products Directive of the European Union (2014/40/EU).”

Member's explanatory statement

This amendment seeks to prevent Parts 1 to 3 of the Bill coming into force until the Secretary of State has considered and demonstrated that this would be fully compatible with the Windsor Framework and the Tobacco Products Directive.

Schedule 5

LORD MURRAY OF BLIDWORTH

Schedule 5, page 133, line 16, leave out “born on or after 1 January 2009” and insert “under the age of 21”

Member's explanatory statement

This amendment seeks to remove the generational ban on handing over tobacco products in Wales by raising the age to 21.

LORD MURRAY OF BLIDWORTH

Schedule 5, page 133, line 21, leave out “born on or after 1 January 2009” and insert “under the age of 21”

LORD MURRAY OF BLIDWORTH

Schedule 5, page 133, line 26, leave out “born before 1 January 2009” and insert “21 years of age or over”

LORD MURRAY OF BLIDWORTH

Schedule 5, page 134, line 9, leave out “born before after 1 January 2009” and insert “21 years of age or over”

LORD MURRAY OF BLIDWORTH

Schedule 5, page 134, line 14, leave out “born on or after 1 January 2009” and insert “under the age of 21”

Title

LORD MURRAY OF BLIDWORTH

Title, line 2, leave out “born on or after 1 January 2009” and insert “under the age of 21”

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