



# House of Commons

Monday 17 December 2012

## CONSIDERATION OF BILL

*New Amendments handed in are marked thus ★*

☆ *Amendments which will comply with the required notice period at their next appearance*

### GROWTH AND INFRASTRUCTURE BILL, AS AMENDED

#### NOTE

**The amendments have been arranged in accordance with the Growth and Infrastructure Bill (Programme No. 2) Motion to be proposed by Secretary Eric Pickles.**

#### *NEW CLAUSES OTHER THAN NEW CLAUSES STANDING IN THE NAME OF A MINISTER OF THE CROWN*

##### *Restriction of advertisements relating to property lettings*

Mr Nicholas Brown

NC1

To move the following Clause:—

- (1) Local authorities in England which enjoy day-to-day responsibility for housing policy within their local authority area may make by-laws restricting for all or part of the authority the display of external advertisements concerning property lettings.
- (2) It shall be an offence to display an external advertisement concerning property lettings in areas or cases where the Local Planning Authority has, under subsection (1), passed a by-law prohibiting external advertisements concerning property letting.
- (3) A person found guilty of an offence under subsection (2) is liable, on summary conviction, to a fine not exceeding level 4 on the standard scale.
- (4) A person found guilty of a second or subsequent offence under subsection (2) is liable, on summary conviction, to a fine not exceeding level 5 on the standard scale for each such offence.’

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**Growth and Infrastructure Bill, *continued***
*Local authorities: powers relating to deemed consent*

Mr Nicholas Brown

NC2

To move the following Clause:—

- (1) Part 2 Regulation 7 of the Town and Country Planning (Control of Advertisements) (England) Regulations 2007 is amended as follows.
- (2) In item (1) delete “Secretary of State” and insert “local authority”.
- (3) In item (1) delete “upon a proposal made to her by the local authority”.
- (4) In item (1) delete “she” and insert “the local authority”.
- (5) In item (2) delete “Secretary of State” and insert “local authority”.
- (6) In item (3) delete “Secretary of State” and insert “local authority”.
- (7) In item (4) delete “Secretary of State” and insert “local authority”.
- (8) In item (5) delete “Secretary of State” and insert “local authority”.
- (9) In item (5b) delete “her” and insert “the local authority”.
- (10) In item (5c(i)) delete “she” and insert “the local authority”.
- (11) In item (5c(i)) delete “her” and insert “the local authority’s”.
- (12) In item (6) delete “Where the Secretary of State” to end, and insert “Where the local authority makes a direction it shall send a copy of its reasons to every person who has made a paragraph (3) representation.”.
- (13) In item (7) delete “unless the Secretary of State otherwise directs”.

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*Purpose of planning*

Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

NC5

To move the following Clause:—

‘In Part 2 of the Planning and Compulsory Purchase Act 2004 insert—

**“13A The Purpose of Planning**

- (1) The purpose of the planning system is to positively promote the long term spatial organisation of land in order to achieve sustainable development.
- (2) In the Planning Act 2008, sustainable development means managing the use, development and protection of land and natural resources in a way, or at a rate, which enables people and communities to provide for their legitimate social, economic and cultural wellbeing while sustaining the potential of future generations to meet their own needs by respecting environmental limits.
- (3) In achieving sustainable development, planning should—
  - (a) positively identify suitable land for development in line with the economic, social and environmental objectives so as to improve the quality of life, wellbeing and health of people and communities;

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**Growth and Infrastructure Bill, *continued***

- (b) contribute to sustainable economic development;
- (c) protect and enhance the natural and historic environment and quality of existing communities and the countryside;
- (d) ensure long term sustainable patterns of resource use;
- (e) positively promote civic beauty through high quality and inclusive design; and
- (f) ensure the planning system is open, transparent, participative and accountable.”’.

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*Local powers to establish permitted development rights*

Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

NC6

To move the following Clause:—

- ‘(1) Section 57 of the Town and Country Planning Act 1990 is amended as follows.
- (2) In subsection (3) after second “order”, insert “issued by the local planning authority”.
- (3) After subsection (3) insert—
  - “(3A) Where a local planning authority proposes to make an order under this section it shall first prepare—
    - (a) a draft of the order; and
    - (b) a statement of its reasons for making the order.
  - (3B) The statement of reasons shall contain—
    - (a) a description of the development which the order would permit; and
    - (b) a plan or statement identifying the land to which the order would relate.
  - (3C) Where a local planning authority has prepared a draft local development order, it shall consult, in accordance with regulations, persons whose interests it considers would be affected by the order.”’.

**Growth and Infrastructure Bill, continued***Town and Country Planning Act 1990 pre-application case oversight*

Hilary Benn  
Roberta Blackman-Woods  
Ian Murray

NC7

To move the following Clause:—

‘Section 74 of the Town and Country Planning Act 1990 (Directions etc. as to method of dealing with applications) is amended by the addition of the following paragraph at the end of subsection (1).

“(g) for requiring the local planning authority, in relation to a proposed application for planning permission for development of a type prescribed by the order, to oversee (including by the giving of advice and opinions) the preparations and consultation being made and carried out by the applicant in relation to the proposed application, requiring the applicant and any other person specified by the order to participate in the oversight arrangements made by the local planning authority, including by attendance at pre-application hearings conducted by or on behalf of the authority, and requiring the payment of fees by the applicant for the oversight arrangements for a maximum period to be set out in regulations.”.’.

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*Pre-application stage of major infrastructure regime*

Hilary Benn  
Roberta Blackman-Woods  
Ian Murray

NC8

To move the following Clause:—

‘Section 51 of the Planning Act 2008 (Advice for potential applicants and others) is amended by the addition at the end of the following subsection—

“(5) Regulations under subsection (3) may also make provision for the oversight (including the giving of advice and opinions) by a person appointed by the Secretary of State of the preparations being made by an applicant in relation to a proposed application and the applicant’s compliance with the provisions of this Part and those having effect under it, and in doing so the regulations may require the applicant and any other person to participate in the oversight arrangements made by the person appointed by the Secretary of State, including by attendance at case management conferences, and the payment of fees by the applicant and for a maximum period to be set out in regulations.”.’.

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**Growth and Infrastructure Bill, continued**

*Consents under Electricity Act 1989: powers of the Welsh Ministers*

Jonathan Edwards

NC9

To move the following Clause:—

- (1) The Electricity Act 1989 is amended as follows.
- (2) After section 36C insert—

**“36D Consents under section 36 relating to generating stations in Wales**

In relation to generating stations in Wales, sections 36 to 36C and Schedule 8 (so far as it relates to sections 36 to 36C) have effect as if references to the Secretary of State were references to the Welsh Ministers.”.

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*Strategic housing market areas: duty to have regard to surveys*

Martin Horwood  
Nick Herbert

NC10

To move the following Clause:—

- (1) The Planning and Compulsory Purchase Act 2004 is amended as follows.
- (2) In section 13 (survey of area), after subsection (2)(d), insert—
  - “(da) the full, objectively assessed needs for market housing and affordable housing in the area, clearly differentiating need from demand and separately specifying the need for affordable housing in dwelling numbers and land area (‘a survey of housing need’);”.
- (3) In that section, before subsection (3) insert—
  - “(2A) The Secretary of State may by regulations make provision as to the form, content and methodology of a survey of housing need, including specific requirements for assessment of both need (based on population and household forecasts) and effective demand (based on the ability of households to make demand effective with financial backing).
  - (2B) A survey of housing need must specify the amount of new housing need, over a 20-year period of assessment, that will only be met by affordable provision.”.
- (4) In that section, in subsection (4) after “(4)”, insert “Subject to subsection (4A)”.
- (5) In that section after subsection (4), insert—
  - “(4A) The Secretary of State may define strategic housing market areas for the purposes of subsection (2)(da), and name local planning authorities to be included within those areas.
  - (4B) Where the Secretary of State defines a strategic housing market area under subsection (4A), those local planning authorities named as being within the area must co-operate in meeting their duties under subsection (2)(da).”.

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**Growth and Infrastructure Bill, *continued***

- (6) In section 19 (preparation of local development documents), after subsection (2)(h), insert—
- “(ha) the survey of housing need prepared for the strategic housing market area of which the authority forms part;”.
- (7) In section 37 (interpretation), after subsection (5B), insert—
- “(5C) ‘Affordable housing’ means housing made available for people whose needs are not adequately served by the commercial housing market (and it is immaterial where or by whom the housing is or is to be provided);
- (5D) ‘Market housing’ means any housing other than affordable housing.”.
- (8) The Town and Country Planning Act 1990 is amended as follows.
- (9) In section 70 (determination of applications: general considerations) after subsection (2)(a), insert—
- “(aa) the survey of housing need for its area, so far as material to the application.”.
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*Infrastructure requirement*

Nick Herbert  
 Martin Horwood  
 Nicholas Soames  
 Mr Crispin Blunt  
 Mr David Ruffley  
 Mr Henry Bellingham

*Total signatories: 16*

Mr James Gray  
 Mr Robin Walker  
 John Hemming

Mr Philip Hollobone  
 Greg Mulholland

Mr Andrew Mitchell  
 David Tredinnick

**NC11**

To move the following Clause:—

- ‘(1) Section 39 of the Planning and Compulsory Purchase Act 2004 (sustainable development) is amended as follows.
- (2) After subsection (2) insert—
- “(2A) The person or body must exercise the function with the objective of identifying that there is, or will be, sufficient infrastructure to support new development that is proposed in a development plan document, or in a subsequent revision to a development plan document.”.
- (3) In subsection (3) omit “subsection (2)” and insert “subsections (2) and (2A)”.
- (4) After subsection (3) insert—
- “(4) In this section ‘infrastructure’ has the same meaning as in section 216 of the Planning Act 2008.”.
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**Growth and Infrastructure Bill, continued**

*Cumulative effects of development consents on climate change*

Caroline Lucas

NC12

To move the following Clause:—

- (1) The Planning Act 2008 is amended as follows.
- (2) After section 13 (legal challenges relating to national policy statements) insert—

**“13A Cumulative effects**

- (1) The Secretary of State shall publish on 6 April each year a report setting out the cumulative effect of development consents granted under this Act on the mitigation of, and adaptation to, climate change.
- (2) A statement designated under section 5 must contain a statement to the effect that it is the Secretary of State’s view that the requirement of subsection (1) is ratified.”.
- (3) In section 105 (decisions in cases where no national policy statement has effect), after subsection (2)(b), insert—
  - “(ba) the cumulative effect of development consents on the mitigation of, and adaptation to, climate change set out in the report published by the Secretary of State under section 13A;”.
- (4) In section 105, at the end add—
  - “(3) For the purposes of subsection (2)(ba), the reference to the report published by the Secretary of State under section 13A means the last report published under that section.”.

Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

42

Page 1, line 2, leave out Clause 1.

Secretary Eric Pickles

5

Page 2, line 37 [*Clause 1*], after ‘authority’, insert ‘or hazardous substances authority’.

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**Growth and Infrastructure Bill, *continued***

Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

Page 36, line 2, leave out Schedule 1.

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Mr Nick Raynsford

Page 6, line 4 [*Clause 6*], after '(1)', insert 'Subject to subsection (1A).'

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Mr Nick Raynsford

Page 6, line 5 [*Clause 6*], at end insert—

4

- '(1A) This section does not apply to any planning obligation relating to development—
- (a) in a National Park,
  - (b) in an area designated as an area of outstanding natural beauty,
  - (c) in an area designated as a rural area pursuant to section 157 of the Housing Act 1985, or
  - (d) for which planning permission was granted by a neighbourhood development order.'

Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

Page 6, line 18 [*Clause 6*], leave out 'means' and insert 'is assessed by the local authority to be the foremost reason.'

45

Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

Page 6, line 24 [*Clause 6*], at end insert—

44

- '(3A) The Secretary of State shall make an order by Statutory Instrument setting out the criteria by which viability is to be assessed.
- (3B) An order shall not be made under subsection (3A) unless he has consulted those persons or organisations he considers to be appropriate and a draft of the Order has been laid before, and approved by resolution of, both Houses of Parliament.'

Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

Page 6, line 40 [*Clause 6*], at end insert 'or,

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**Growth and Infrastructure Bill, *continued***

- (e) request that the requirement is to be met in part, or in full, by central government funding allocated for the delivery of affordable homes.’.

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Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

47

Page 7, line 8 [*Clause 6*], at end insert—

- ‘(7A) Where the local authority has reasonable grounds to believe that the value of the land, on which planning consent with a planning obligation that contains an affordable housing requirement is placed, has risen and the original obligation has not been reasonably met at the end of one year they may—
- (a) determine that the requirement is to have effect subject to modifications,
  - (b) determine that the requirement is to be replaced with a different affordable housing requirement, or
  - (c) determine that the requirement will be subject to review within a given time period.’.

Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

48

Page 7, line 31 [*Clause 6*], after ‘market’, insert ‘but not including requirements for land on the site to be reserved and transferred at nil cost to a local planning authority or registered provider of social housing.’.

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Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

49

Page 10, line 31 [*Clause 8*], leave out ‘economic growth in the United Kingdom’ and insert ‘sustainable development and economic growth in the United Kingdom through the Government’s broadband programme.’.

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Secretary Eric Pickles

6

Page 11, line 31 [*Clause 8*], at end insert—

- ‘() At the end of section 14 of the National Parks (Scotland) Act 2000 (asp 10) (public authorities’ duty to have regard to National Park Plans when exercising functions in relation to National Parks), the existing text of which becomes subsection (1), insert—

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**Growth and Infrastructure Bill, *continued***

- “(2) Subsection (1) does not apply to the exercise by the Secretary of State of the power to make regulations under section 109 of the Communications Act 2003 (conditions and restrictions on application of electronic communications code) if—
- (a) the power is exercised before 6 April 2018, and
  - (b) the resulting regulations are expressed to cease to have effect (other than for transitional purposes) before that date.”
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Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

Page 32, line 9, leave out Clause 25.

59

Secretary Eric Pickles

Page 32, line 11 [*Clause 25*], leave out ‘owner’ and insert ‘shareholder’.

22

Secretary Eric Pickles

Page 32, line 12 [*Clause 25*], leave out ‘owners’ and insert ‘shareholders’.

23

John McDonnell  
 Jeremy Corbyn

Page 32, line 13 [*Clause 25*], leave out ‘or becomes’.

60

Secretary Eric Pickles

Page 32, line 14 [*Clause 25*], leave out ‘owner’ and insert ‘shareholder’.

24

John McDonnell  
 Jeremy Corbyn

Page 32, line 14 [*Clause 25*], at end insert—

‘(za) the individual has been an employee of a company for at least two years.’

37

John McDonnell  
 Jeremy Corbyn

Page 32, line 15 [*Clause 25*], leave out ‘the company’ and insert ‘a majority of the employees of the company’.

61

Secretary Eric Pickles

Page 32, line 16 [*Clause 25*], leave out ‘owner’ and insert ‘shareholder’.

25

**Growth and Infrastructure Bill, *continued***

John McDonnell  
Jeremy Corbyn

62

Page 32, line 21 [*Clause 25*], after ‘£2,000’, insert ‘if the individual has been an employee of the company for less than three years, increased by an additional £2,000 for every additional year for which the individual has been an employee of the company’.

Andrew Stunell  
Gordon Birtwistle

40

Page 32, line 23 [*Clause 25*], at end insert—  
 ‘(1A) The Secretary of State shall make by statutory instrument such regulations as are necessary to safeguard an employee who declines to enter into an agreement under subsection (1) from any consequential detriment.  
 (1B) The Secretary of State may not make any regulations under subsection (1A) unless a draft of the statutory instrument containing the regulations has been laid before, and approved by, a resolution of each House of Parliament.’.

Andrew Stunell  
Gordon Birtwistle

41

Page 32, line 23 [*Clause 25*], at end insert—  
 ‘(1C) The Secretary of State shall issue such guidance as is necessary to safeguard any person who declines to enter into an agreement under subsection (1) from any consequential reduction or withdrawal of any state benefit to which they are entitled by virtue of their current employment status.’.

John McDonnell  
Jeremy Corbyn

63

Page 32, line 23 [*Clause 25*], at end insert—  
 ‘(1A) The Secretary of State shall provide by regulations for there to be, for every company having employee shareholders, a director who is elected by those employee shareholders.  
 (1B) Regulations under subsection (1A) shall be made by statutory instrument and shall not be made unless a draft has been laid before and approved by resolution of each House of Parliament.’.

John McDonnell  
Jeremy Corbyn

39

Page 32, line 24 [*Clause 25*], leave out from beginning to end of line 11 on page 33.

Secretary Eric Pickles

26

Page 32, line 24 [*Clause 25*], leave out ‘owner’ and insert ‘shareholder’.

Secretary Eric Pickles

27

Page 32, line 32 [*Clause 25*], leave out ‘owner’ and insert ‘shareholder’.

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**Growth and Infrastructure Bill, *continued***

Secretary Eric Pickles

28

Page 32, line 44 [*Clause 25*], leave out ‘owner’ and insert ‘shareholder’.

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Secretary Eric Pickles

29

Page 33, line 2 [*Clause 25*], at end insert—

- ‘( ) The reference in subsection (2)(b) to making an application under section 80F does not include a reference to making an application within the period of 14 days beginning with the day on which the employee shareholder returns to work from a period of parental leave under regulations under section 76.’

Secretary Eric Pickles

30

Page 33, line 13 [*Clause 25*], at end insert—

- ‘(7A) The Secretary of State may by regulations provide that any agreement for a company to buy back from an individual the shares referred to in subsection (1)(b) in the event that the individual ceases to be an employee shareholder or ceases to be an employee must be on terms which meet the specified requirements.’

Secretary Eric Pickles

31

Page 33, line 24 [*Clause 25*], at end insert—

- ‘( ) The reference in this section to the value of shares in a company is a reference to their market value within the meaning of the Taxation of Chargeable Gains Act 1992 (see sections 272 and 273 of that Act).’

Secretary Eric Pickles

64

Page 33, line 24 [*Clause 25*], at end insert—

- ‘( ) After section 47F of the Employment Rights Act 1996 insert—

**“47G Employee shareholder status**

- (1) An employee has the right not to be subjected to a detriment by any act, or any deliberate failure to act, by the employee’s employer done on the ground that the employee refused to accept an offer by the employer for the employee to become an employee shareholder (within the meaning of section 205A).
- (2) This section does not apply if the detriment in question amounts to dismissal within the meaning of Part 10.”
- ( ) In section 48(1) of that Act (presentation of complaint to employment tribunal), for “or 47F” substitute “, 47F or 47G”.

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**Growth and Infrastructure Bill, *continued***

Secretary Eric Pickles

65

Page 33, line 24 [*Clause* 25], at end insert—

‘() After section 104F of the Employment Rights Act 1996 insert—

**“104G Employee shareholder status**

An employee who is dismissed is to be regarded for the purposes of this Part as unfairly dismissed if the reason (or, if more than one, the principal reason) for the dismissal is that the employee refused to accept an offer by the employer for the employee to become an employee shareholder (within the meaning of section 205A).”

() In section 108(3) of that Act (exceptions to provision on qualifying period of employment), after paragraph (gl) insert—

“(gm) section 104G applies.”’.

Secretary Eric Pickles

32

Page 33, line 26 [*Clause* 25], leave out ‘205A(5A)’ and insert ‘205A(7) or (7A)’.

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Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

50

Page 45 [*Schedule* 4], leave out lines 21 to 27.

Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

51

Page 45 [*Schedule* 4], leave out lines 38 to 47.

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Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

52

Page 46 [*Schedule* 4], leave out lines 27 to 34.

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**Growth and Infrastructure Bill, continued**
*NEW CLAUSE STANDING IN THE NAME OF A MINISTER OF THE CROWN AND RELATED TO CLAUSE 18*
*Variation and replacement of pre-Planning Act 2008 consents*

Secretary Eric Pickles

NC3

To move the following Clause:—

‘(1) After section 237 of the Planning Act 2008 insert—

**“237A Variation and replacement of section 33 consents: transitional provision**

- (1) This section applies where a section 33 consent (“the original consent”) has been given or made as a result of an application made before Part 4 came into force.
  - (2) Nothing in section 33 prevents the original section 33 consent, or a section 33 consent that replaces it, from being varied or replaced.
  - (3) Subsection (5) applies if the original consent, or a section 33 consent that replaces it, is varied or replaced, and the remaining development is development for which development consent would otherwise be required.
  - (4) “The remaining development”—
    - (a) in a case where the consent is varied, is the development to which the consent as varied relates, to the extent it has not already been carried out;
    - (b) in a case where the consent is replaced, is the development to which the replacement consent relates, to the extent it has not already been carried out.
  - (5) Section 31 does not apply to the remaining development (and so development consent is not required for it).
  - (6) A section 33 consent replaces an earlier section 33 consent for the purposes of this section if (but only if)—
    - (a) it is granted or made on an application for consent for development without complying with conditions subject to which the earlier section 33 consent was granted or made, and
    - (b) it is granted subject to, or made on, different conditions, or unconditionally.
  - (7) In this section “section 33 consent” means a consent, authorisation, order, notice or scheme mentioned in section 33(1), (2) or (4).”
- (2) This section is deemed to have had effect since Part 4 of the Planning Act 2008 came into force.’
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**Growth and Infrastructure Bill, *continued***

Secretary Eric Pickles	7
Page 18 [Clause 18], leave out lines 40 and 41.	
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Secretary Eric Pickles	8
Page 19, line 25 [Clause 18], leave out subsection (3).	
Secretary Eric Pickles	9
Page 19, line 41 [Clause 19], leave out ‘Before subsection (2) insert’ and insert ‘For subsection (2) substitute’.	
Secretary Eric Pickles	10
Page 19, line 42 [Clause 19], leave out ‘(1A)’ and insert ‘(2)’.	
Secretary Eric Pickles	11
Page 19, line 44 [Clause 19], after ‘England’, insert ‘or Wales’.	
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Secretary Eric Pickles	12
Page 20, line 5 [Clause 19], leave out ‘(1B)’ and insert ‘(2ZA)’.	
Secretary Eric Pickles	13
Page 20, line 6 [Clause 19], after ‘England’, insert ‘or Wales’.	
Secretary Eric Pickles	14
Page 20, line 8 [Clause 19], leave out ‘(1A)’ and insert ‘(2)’.	
Secretary Eric Pickles	15
Page 20, line 10 [Clause 19], leave out ‘(1A) or’.	
Secretary Eric Pickles	16
Page 20, line 20 [Clause 19], leave out subsection (3).	
Secretary Eric Pickles	17
Page 20, line 23 [Clause 19], leave out ‘subsections (1A) and’ and insert ‘subsection’.	

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**Growth and Infrastructure Bill, *continued***

- Secretary Eric Pickles 18  
 Page 20, line 23 [*Clause 19*], leave out ‘references’ and insert ‘reference’.
- Secretary Eric Pickles 19  
 Page 20, line 24 [*Clause 19*], leave out ‘do’ and insert ‘does’.
- Secretary Eric Pickles 20  
 Page 20, line 27 [*Clause 19*], after ‘England’, insert ‘or Wales’.
- Secretary Eric Pickles 21  
 Page 20, line 28 [*Clause 19*], after ‘England’, insert ‘or Wales’.
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- Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray 53  
 Page 29, line 13 [*Clause 23*], at end insert—  
     ‘(aa) the development does not involve surface mineral extraction or  
     quarrying.’.
- Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray 54  
 Page 29, line 16 [*Clause 23*], leave out ‘thinks’ and insert ‘considers that, subject  
 to published criteria,’.
- Nigel Mills 36  
 Page 29, line 23 [*Clause 23*], at end insert—  
     ‘(2A) For the purposes of subsection (2) a project (or proposed project) in the field  
     of energy shall not include—  
         (i) opencast mining; and  
         (ii) solar farms.  
     (2B) Opencast mining means the working of coal by opencast operations pursuant  
     to opencast planning permission and the carrying out of operations incidental  
     to such working.  
     (2C) Solar farms means ground-mounted arrays of solar photovoltaic modules  
     which convert incident sunlight directly to electricity.’.



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Growth and Infrastructure Bill, *continued*

Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

55

- Page 29, line 39 [*Clause 23*], at end insert—
- ‘(6) The Secretary of State must prepare and lay before Parliament a proposal for a national policy statement, setting out national policy in relation to this section.’.

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Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

56

- Page 31, line 16 [*Clause 23*], at end insert—
- ‘(3A) In section 105 (decisions in cases where no national policy statement has effect) after subsection (2)(c) insert “and in the case of a business or commercial development project shall make the decision in accordance with the relevant local plan.”.’.

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*NEW CLAUSE STANDING IN THE NAME OF A MINISTER OF THE CROWN AND RELATED TO CLAUSE 24*

*Power to postpone compilation of Welsh rating lists*

Secretary Eric Pickles

NC4

To move the following Clause:—

- ‘(1) Before section 55 of the Local Government Finance Act 1988 (but after the italic heading before that section) insert—

**“54A Postponement of compilation of Welsh lists for 2015 onwards**

- (1) The Welsh Ministers may by order provide that the lists to which this section applies must be compiled on a date specified in the order (“the specified date”) rather than on 1 April 2015.
- (2) The lists to which this section applies are—
  - (a) each local non-domestic rating list that would otherwise have to be compiled on 1 April 2015 for a billing authority in Wales, and
  - (b) the central non-domestic rating list that would otherwise have to be compiled for Wales on that date.
- (3) The specified date must be 1 April in 2016, 2017, 2018, 2019 or 2020; and the same date must be specified for each list to which this section applies.
- (4) If an order has effect under this section, section 41 (local rating lists) applies in relation to billing authorities in Wales as if subsection (2)—

**Growth and Infrastructure Bill, continued**

- (a) did not require a list to be compiled on 1 April 2015 and on 1 April in every fifth year afterwards, but
  - (b) instead required a list to be compiled on the specified date and on 1 April in every fifth year afterwards.
- (5) If an order has effect under this section, section 52 (central rating lists) applies in relation to Wales as if subsection (2)—
- (a) did not require a list to be compiled on 1 April 2015 and on 1 April in every fifth year afterwards, but
  - (b) instead required a list to be compiled on the specified date and on 1 April in every fifth year afterwards.”
- (2) In section 41 (local rating lists), after subsection (8) insert—
- “(9) This section in its application to Wales is subject to section 54A (postponement of compilation of Welsh lists for 2015 onwards).”
- (3) In section 52 (central rating lists), after subsection (7) insert—
- “(8) This section in its application to Wales is subject to section 54A (postponement of compilation of Welsh lists for 2015 onwards).”
- (4) In section 143 (orders and regulations), after subsection (3B) insert—
- “(3C) The power to make an order under section 54A is exercisable by statutory instrument, and no such order is to be made unless a draft of the order has been laid before and approved by resolution of the National Assembly for Wales.”.

Hilary Benn  
 Roberta Blackman-Woods  
 Ian Murray

57

Page 32, line 8 [*Clause 24*], at end add—

- ‘(11) The Secretary of State may not by order appoint for this section to come into force until—
- (a) he has a published calculated estimates of the total numbers of those ratepayers who would be liable to pay more and of those who would be liable to pay less to their billing authority if this section were or were not brought into force, and
  - (b) he has consulted with representatives of those likely to be affected by the bringing into force of this section, after publishing the information required under subsection (11)(a).’.

Secretary Eric Pickles

33

Page 34, line 24 [*Clause 29*], after ‘6,’ insert ‘8, 17, 23,’.

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**Growth and Infrastructure Bill, *continued***

Mr Nicholas Brown	1
Page 34, line 26 [ <i>Clause 29</i> ], after ‘Sections’, insert ‘[Restriction of advertisements relating to property lettings], [Local authorities: powers relating to deemed consent].’.	
Secretary Eric Pickles	34
Page 34, line 26 [ <i>Clause 29</i> ], leave out ‘, 17’.	
Hilary Benn Roberta Blackman-Woods Ian Murray	58
Page 34, line 26 [ <i>Clause 29</i> ], leave out ‘17 and 24’ and insert ‘and 17’.	
Secretary Eric Pickles	35
Page 34, line 26 [ <i>Clause 29</i> ], leave out ‘and 24’ and insert ‘, 24 and [ <i>Power to postpone compilation of Welsh rating lists</i> ]’.	
<hr style="border: 1px solid black; width: 30%; margin: 20px auto;"/>	
Mr Nicholas Brown	2
Title, line 3, after ‘land;’, insert ‘to make provision about advertisements concerning property lettings;’.	
Secretary Eric Pickles	66
★ Title, line 5, leave out ‘owners’ and insert ‘shareholders’.	

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ORDER OF THE HOUSE [5 NOVEMBER 2012]

That the following provisions shall apply to the Growth and Infrastructure Bill—

*Committal*

1. The Bill shall be committed to a Public Bill Committee.

*Proceedings in Public Bill Committee*

2. Proceedings in the Public Bill Committee shall (so far as not previously concluded) be brought to a conclusion on Thursday 6 December 2012.
3. The Public Bill Committee shall have leave to sit twice on the first day on which it meets.

*Consideration and Third Reading*

4. Proceedings on Consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be

**Growth and Infrastructure Bill, *continued***

- brought to a conclusion at the moment of interruption on that day.
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on Consideration and Third Reading.

*Other proceedings*

7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed.

## GROWTH AND INFRASTRUCTURE BILL (PROGRAMME NO. 2)

Secretary Eric Pickles

That the Order of 5 November 2012 (Growth and Infrastructure Bill (Programme)) be varied as follows—

1. Paragraphs 4 and 5 of the Order shall be omitted.
2. Proceedings on consideration shall be taken in the order shown in the first column of the following Table.
3. The proceedings shall (so far as not previously concluded) be brought to a conclusion at today's sitting at the times specified in the second column of the Table.

**TABLE**

<i>Proceedings</i>	<i>Time for conclusion of proceedings</i>
New Clauses other than new Clauses standing in the name of a Minister of the Crown; amendments to Clause 1; amendments to Schedule 1; amendments to Clauses 2 to 5.	5.45 pm.
Amendments to Clause 6; amendments to Schedule 2; amendments to Clauses 7 to 9; amendments to Schedule 3; amendments to Clauses 10 to 12.	7.00 pm.
Amendments to Clause 25; amendments to Clauses 13 and 14; amendments to Schedule 4; amendments to Clauses 15 to 17; new Clauses standing in the name of a Minister of the Crown and related to Clause 18; amendments to Clauses 18 to 23; new Clauses standing in the name of a Minister of the Crown and related to Clause 24; amendments to Clause 24; amendments to Clauses 26 to 30; new Schedules; remaining proceedings on consideration.	9.00 pm.

4. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusions at today's sitting at 10.00 pm.