



House of Commons

Thursday 27 February 2014

PUBLIC BILL COMMITTEE

New Amendments handed in are marked thus ★

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

DEREGULATION BILL

NOTE

The Amendments have been arranged in accordance with the Order of the Committee [25 February].

Chi Onwurah
Toby Perkins
Thomas Docherty

3

Clause 1, page 1, line 4, leave out subsections (1) and (2) and insert—

‘(1) After section 52 of the Health and Safety at Work etc. Act 1974 (meaning of work and at work) insert—

“52A Self-employed persons: list of low risk activities

The Executive shall, for the purpose of clarifying the duty set out in section 3(2) of this Act—

- (a) prepare and maintain a list of undertakings commonly carried out by self-employed persons that, so far as can be reasonably expected, will not expose any persons to risks to their health or safety; and
- (b) publicise this list in such ways as the Executive thinks appropriate, including on their website.”’.

Member’s explanatory statement

Creates a duty on the Health and Safety Executive to maintain a list of ‘low risk’ activities that are not likely to fall within the duty under section 3(2) of the Health and Safety at Work Act etc. 1974.

Chi Onwurah
Toby Perkins
Thomas Docherty

4

Clause 1, page 1, line 10, at end insert—

Deregulation Bill, continued

- (2A) Regulations resulting from the amendments made by subsection (1)(2) of this Act shall be made by statutory instrument.
- (2B) A statutory instrument under subsection (2A) shall be made until—
- (a) the Secretary of State has—
 - (i) consulted with relevant parties; and
 - (ii) conducted and published a full impact assessment; and
 - (b) the instrument has been laid in draft and approved by resolution of both Houses of Parliament.
- (2C) The Secretary of State shall—
- (a) review the definitions of prescribed undertakings specified in regulations resulting from this section annually; and
 - (b) publicise widely the prescribed undertakings and any subsequent changes made to those regulations.

Member's explanatory statement

This would amend the procedure for the Secretary of State to make regulations on which undertakings are covered by the Health and Safety at Work Act etc. 1974.

Tom Brake

2

Clause 1, page 1, line 11, leave out from 'Executive)' to end of line 12 and insert 'after subsection (4A) insert—

“(4AA) Subsection (4)(b)(i) does not apply in relation to the making of regulations under section 3(2) for the railway safety purposes (and, accordingly, the Executive shall submit under subsection (3) such proposals as the Executive considers appropriate for the making of regulations under section 3(2) for those purposes).”.

Member's explanatory statement

This amendment will enable the Health and Safety Executive to make proposals for the making of regulations under section 3(2) of the Health and Safety at Work etc. Act 1974 for railway safety purposes. Section 3(2) is amended by clause 1(2) to restrict the general duty imposed by it to self-employed persons who conduct an undertaking prescribed in regulations.

James Duddridge

5

★ Clause 21, page 17, line 28, leave out 'three' and insert 'two'.

Dr Julian Huppert
John Hemming

1

Schedule 17, page 147, line 10, at end insert—

'The Treason Felony Act 1848

The Treason Felony Act 1848 is repealed.'

Deregulation Bill, continued*NEW CLAUSE**TV licence fee non-payment: de-criminalisation*

Andrew Bridgen

NC1

★ To move the following Clause:—

- ‘(1) Section 363 (licence required for use of TV receiver) of the Communications Act 2003 is amended as follows.
- (2) In subsections (2) and (3), for “guilty of an offence” substitute “is liable to a civil penalty”.
- (3) Leave out subsection (4) and insert—
 - “(4) The Secretary of State shall specify by regulations the level of penalty to be imposed under this section.
 - (4A) Regulations under subsection (4) shall be made by statutory instrument.
 - (4B) A statutory instrument under subsection (4A) shall not be made unless a draft has been laid before and approved by both Houses of Parliament.”’.

ORDER OF THE HOUSE [3 FEBRUARY 2014]

That the following provisions shall apply to the Deregulation 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 Tuesday 25 March 2014.
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 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.
-

Deregulation Bill, *continued*

ORDER OF THE COMMITTEE [25 FEBRUARY 2014]

That—

- (1) the Committee shall (in addition to its first meeting at 8.55 am on Tuesday 25 February) meet—
 - (a) at 2.00 pm on Tuesday 25 February;
 - (b) at 11.30 am and 2.00 pm on Thursday 27 February;
 - (c) at 8.55 am and 2.00 pm on Tuesday 4 March;
 - (d) at 11.30 am and 2.00 pm on Thursday 6 March;
 - (e) at 8.55 am and 2.00 pm on Tuesday 11 March;
 - (f) at 11.30 am and 2.00 pm on Thursday 13 March;
 - (g) at 8.55 am and 2.00 pm on Tuesday 18 March;
 - (h) at 11.30 am and 2.00 pm on Thursday 20 March;
 - (i) at 8.55 am and 2.00 pm on Tuesday 25 March;
- (2) the Committee shall hear oral evidence in accordance with the following Table:

TABLE

<i>Date</i>	<i>Time</i>	<i>Witness</i>
Tuesday 25 February	Until no later than 9.30 am	Institution for Occupational Safety and Health
Tuesday 25 February	Until no later than 10.00 am	Trades Union Congress; Unite
Tuesday 25 February	Until no later than 10.30 am	British Chambers of Commerce
Tuesday 25 February	Until no later than 11.00 am	BAE Systems
Tuesday 25 February	Until no later than 11.25 am	R3; Union of Shop, Distributive and Allied Workers (Usdaw)
Tuesday 25 February	Until no later than 2.30 pm	Janet Davis and Sarah Slade, on behalf of Natural England's Stakeholder Working Group on Unrecorded Rights of Way
Tuesday 25 February	Until no later than 3.00 pm	Local Government Association
Tuesday 25 February	Until no later than 3.45 pm	Association of School and College Leaders; Andy Grace, Principal of The Boulevard Academy, Hull
Tuesday 25 February	Until no later than 4.30 pm	Equality and Human Rights Commission
Tuesday 25 February	Until no later than 5.00 pm	Federation of Small Businesses; Institute of Directors
Tuesday 25 February	Until no later than 5.45 pm	Forum of Private Business; Professor Julia Black, Professor of Law, London School of Economics

Deregulation Bill, *continued*

- (3) the proceedings on consideration of the Bill in Committee shall be taken in the following order: Clauses 1 to 3; Schedule 1; Clauses 4 and 4; Schedule 2; Clause 6; Schedule 3; Clauses 7 to 11; Schedule 4; Clause 12; Schedule 5; Clauses 13 to 19; Schedule 6; Clauses 20 to 23; Schedule 7; Clause 24; Schedule 8; Clause 25; Schedule 9; Clauses 26 to 29; Schedule 10; Clause 30; Schedule 11; Clauses 31 to 35; Schedule 12; Clause 36; Schedule 13; Clause 37; Schedule 14; Clauses 38 and 39; Schedule 15; Clauses 40 to 57; Schedule 16; Clauses 58 to 60; Schedule 17; Clauses 61 to 69; new Clauses; new Schedules; remaining proceedings on the Bill;.
 - (4) the proceedings shall (so far as not previously concluded) be brought to a conclusion at 5.00 pm on Tuesday 25 March.
-