



House of Commons

NOTICES OF AMENDMENTS

given up to and including

Wednesday 14 October 2015

New Amendments handed in are marked thus ★

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

Amendments tabled since the last publication: 1-2, NCs 1-7

COMMITTEE OF THE WHOLE HOUSE

CITIES AND LOCAL GOVERNMENT DEVOLUTION BILL [LORDS]

NOTE

This document includes all remaining amendments and includes any withdrawn amendments at the end. The amendments have been arranged in accordance with the Order of the House [14 October 2015].

CLAUSES 1 AND 2; NEW CLAUSES AND NEW SCHEDULES RELATING TO THE SUBJECT MATTER OF CLAUSES 1 AND 2; CLAUSE 3; SCHEDULE 1; CLAUSE 4; NEW CLAUSES AND NEW SCHEDULES RELATING TO THE SUBJECT MATTER OF CLAUSES 3 AND 4;

Mr Graham Allen

NC1

★ To move the following Clause—

“Competences of local government

- (1) The Secretary of State must, after consultation with representatives from local government, publish a list of competences of local government.
- (2) After the list has been published, the Secretary of State may not publish any amended list of competences of local government without first obtaining approval of the revised list consent from—
 - (a) the House of Commons, with two-thirds of its membership voting in favour of the amended list, and

Cities and Local Government Devolution Bill [*Lords*], *continued*

(b) the Local Government Association.”

Member’s explanatory statement

This new clause entrenches the independence of local government from interference by national government.

Mr Graham Allen

NC2

★ To move the following Clause—

“Subsidiarity

That Subsidiarity as defined by the Maastricht Treaty 1992 Article 5(3) shall apply to the functions of national and local government.”

Member’s explanatory statement

This extends protection of local government’s independence by protecting its subsidiarity behind a European Treaty applicable to the United Kingdom.

CLAUSE 5; SCHEDULE 2; CLAUSES 6 TO 8; CLAUSES 17 TO 19; CLAUSE 9; SCHEDULE 3; CLAUSES 10 TO 16; NEW CLAUSES AND NEW SCHEDULES RELATING TO THE SUBJECT MATTER OF CLAUSES 5 TO 19;

Mr Graham Allen

1

★ Schedule 3, page 32, line 12, after “persons” insert “including representatives of parish, neighbourhood, community and other councils in the area of the combined authority”

Member’s explanatory statement

This would ensure parish, neighbourhood, community and other councils may be invited to attend meetings of the overview and scrutiny committee of a combined authority.

Mr Graham Allen

2

★ Clause 16, page 16, line 6, at end insert—

“(d) the creation of a Constitutional Convention to discuss further local authority governance, functions and related democratic issues.”

Member’s explanatory statement

This would set up a Constitutional Conventional as outlined in NC4.

Cities and Local Government Devolution Bill [*Lords*], *continued*

Mr Graham Allen

NC4

★ To move the following Clause—

“Local Government Constitutional Convention

- (1) A convention is to be held to consider and make recommendations on the constitution of local government in the United Kingdom.
- (2) The Secretary of State must make regulations to—
 - (a) appoint a day on which the convention must commence its operations,
 - (b) make fair and transparent rules about how the convention is to operate and how evidence is to be adduced,
 - (c) make further provision about the terms of reference prescribed under section (Local Government Constitutional Convention: terms of reference), and
 - (d) specify how those who are to be part of the convention are to be chosen in accordance with section (Local Government Constitutional Convention: composition).
- (3) The date appointed under subsection (2)(a) must not be later than 31 December 2016.”

Member’s explanatory statement*This New Clause establishes a Local Government Constitutional Convention.*

Mr Graham Allen

NC5

★ To move the following Clause—

“Local Government Constitutional Convention: terms of reference

The convention must consider the following terms of reference—

- (a) the devolution of legislative and fiscal competence to local authorities within the United Kingdom,
- (b) the reform of the electoral system for local government,
- (c) constitutional matters relating to local government to be considered in further conventions, and
- (d) procedures to govern the consideration and implementation of any future constitutional reforms in relation to local government.”

Member’s explanatory statement*This New Clause determines the terms of reference for the Local Government Constitutional Convention.*

Cities and Local Government Devolution Bill [*Lords*], *continued*

Mr Graham Allen

NC6

★ To move the following Clause—

“Local Government Constitutional Convention: recommendations

- (1) The Local Government Constitutional Convention must publish recommendations within the period of one year beginning with the day appointed under section (*Local Government Constitutional Convention*).
- (2) The Secretary of State must lay responses to each of the recommendations before each House of Parliament within six months beginning with the day on which the recommendations are published.”

Member’s explanatory statement

This New Clause requires the Secretary of State to publish and respond to the recommendations of the Local Government Constitutional Convention.

Mr Graham Allen

NC7

★ To move the following Clause—

“Local Government Constitutional Convention: composition

- (1) The Local Government Constitutional Convention must be composed of representatives of the following—
 - (a) registered political parties within the United Kingdom,
 - (b) local authorities, and
 - (c) the nations and regions of the United Kingdom.
- (2) At least 50% of the members of the convention must not be employed in a role which can reasonably be considered to be political.”

Member’s explanatory statement

This New Clause determines the composition of the Local Government Constitutional Convention.

*CLAUSES 20 AND 21; NEW CLAUSES AND NEW SCHEDULES RELATING TO THE SUBJECT
MATTER OF CLAUSES 20 AND 21;*

Mr Graham Allen

NC3

★ To move the following Clause—

“Governance arrangements of local authorities in England: election of councillors

- (1) Section 36 of the Representation of the People Act 1983 (local elections in England and Wales) is amended as follows.

Cities and Local Government Devolution Bill [*Lords*], *continued*

(2) After subsection (1) insert—

“(1A) Rules made by the Secretary of State under subsection (1) must ensure that each poll at an election shall be conducted in accordance with an electoral system to be decided by that local authority.””

Member’s explanatory statement

This would allow each local authority to choose its own electoral system.

ORDER OF THE HOUSE [14 OCTOBER 2015]

That the following provisions shall apply to the Cities and Local Government Devolution Bill [*Lords*]:

Committal

1. The Bill shall be committed to a Committee of the Whole House.

Proceedings in Committee

2. Proceedings in Committee of the Whole House shall be completed in two days.
3. The proceedings shall be taken on the days shown in the first column of the Table and in the order so shown.
4. The proceedings shall (so far as not previously concluded) be brought to a conclusion at the times specified in the second column of the Table.

TABLE

<i>Proceedings</i>	<i>Time for conclusion of proceedings</i>
<i>First day</i>	
Clauses 1 and 2; new Clauses and new Schedules relating to the subject matter of Clauses 1 and 2; Clause 3; Schedule 1; Clause 4; new Clauses and new Schedules relating to the subject matter of Clauses 3 and 4;	Two and a half hours after commencement of proceedings on the Bill
Clause 5; Schedule 2; Clauses 6 to 8; Clauses 17 to 19; Clause 9; Schedule 3; Clauses 10 to 16; new Clauses and new Schedules relating to the subject matter of Clauses 5 to 19;	The moment of interruption on the first day
<i>Second day</i>	
Clauses 20 and 21; new Clauses and new Schedules relating to the subject matter of Clauses 20 and 21;	Two and a half hours after commencement of proceedings on the Bill.
Remaining new Clauses; remaining new Schedules; Clause 22; Schedule 4; Clauses 23 to 25; remaining proceedings on the Bill	The moment of interruption on the second day

Cities and Local Government Devolution Bill [*Lords*], *continued**Consideration and Third Reading*

5. Any 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.
6. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.

Programming committee

7. Standing Order No. 83B (Programming committees) shall not apply to proceedings in Committee of the whole House, to any proceedings on Consideration or to proceedings on Third Reading.

Other proceedings

8. Any other proceedings on the Bill (including any proceedings on consideration of any message from the Lords) may be programmed.
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