



House of Commons

Thursday 11 February 2016

PUBLIC BILL COMMITTEE PROCEEDINGS

ENTERPRISE BILL [*LORDS*]

[*THIRD AND FOURTH SITTINGS*]

Bill Esterson
Kevin Brennan

Clause 6, page 6, line 12, leave out “may” and insert “must”

Withdrawn 55

Clause agreed to.

Bill Esterson
Kevin Brennan

Clause 7, page 7, line 24, leave out paragraph (vii)

Withdrawn 56

Clause agreed to.

Bill Esterson
Kevin Brennan

Clause 8, page 8, line 32, at end insert—

Not called 57

“(3) The Commissioner must ensure that all information provided by complainants, litigants and other parties against respondents is handled with confidentiality.

(4) The Commissioner must not release the information outlined in subsection (3) without the consent of the complainant, litigant or relevant party.”

Clause agreed to.

Enterprise Bill [*Lords*], *continued*

Bill Esterson
Kevin Brennan
Hannah Bardell

Withdrawn 58

Clause 9, page 8, line 42, at end insert—

“(d) outlines a summary of relevant complaints made by—

(i) small businesses against other businesses and

(ii) small businesses against government departments.

(1A) In subsection (1)(d) “relevant complaint” has the same meaning at subsections 4(3) and (4)”

Bill Esterson
Kevin Brennan

Not called 59

Clause 9, page 9, line 3, leave out “Secretary of State” and insert “Commissioner”

Clause agreed to.

Bill Esterson
Kevin Brennan

Withdrawn 60

Clause 10, page 9, line 26, at end insert—

“(7) The Commissioner may assist the Government, including its agencies, to develop legislation, procedures and administration that provide alternative ways in which small businesses can comply with the requirements of the legislation, procedures and administration.”

Clause agreed to.

Clause 11 agreed to.

Clause 12 agreed to.

Clause 13 agreed to.

Bill Esterson
Kevin Brennan

Withdrawn 61

Clause 14, page 12, line 6, at end insert—

“(1A) In subsection (2), after “means” insert”—

(a) all regulatory provisions made under section 2(2) of the European Communities Act 1972,

(b) regulatory provisions made by statutory instrument which are subject to the affirmative resolution procedure in both Houses of Parliament, and”

Enterprise Bill [Lords], continued

Bill Esterson
Kevin Brennan

Not called 62

Clause 14, page 12, line 18, at end insert—

“(4A) In section 21 of the Small Business, Enterprise and Employment Act 2015 (duty on Secretary of State to publish business impact target etc), at the end of subsection (2) insert “and must consist of—

- (a) a nominal component, reflecting the total number of regulations, and
- (b) a monetary component, reflecting the discounted cash flow.”

Bill Esterson
Kevin Brennan

Not called 63

Clause 14, page 12, line 18, at end insert—

“(4B) In section 21 (3)(b) of the Small Business, Enterprise and Employment Act 2015, after “methodology”, insert “, verified by the independent body appointed under section 25”.

Bill Esterson
Kevin Brennan

Not called 64

Clause 14, page 12, line 18, at end insert—

“(4C) In section 23 of the Small Business, Enterprise and Employment Act 2015 (duty on Secretary of State to publish reports) after subsection (3)(f) insert—

- “(g) a list of all the impact assessments that relate to the regulatory provisions for which a list is required under subsection (3)(f), including the names of the authorising Ministers, the names of the Senior Responsible Owners for quality assurance, and the assessments of the independent body appointed under section 25.”

Clause agreed to.

Schedule 2 agreed to.

Mary Creagh

Withdrawn 78

Clause 15, page 13, line 8, after “in”, insert “section 21 (duty to have regard to the regulatory principles) and”

Mary Creagh

Not called 79

Clause 15, page 13, line 10, after “which”, insert “section 21 and”

Mary Creagh

Not called 80

Clause 15, page 13, line 14, after “businesses”, insert “and such other persons as the regulator considers appropriate”

Enterprise Bill [*Lords*], *continued*

Bill Esterson
Kevin Brennan

Withdrawn 65

- Clause 15, page 13, line 16, at end insert—
- “(iii) of the measures adopted by the relevant regulator to make regulations which have an impact on small businesses more comprehensible, and
 - (iv) of the measures taken to promote awareness of regulations which affect small businesses;”

Bill Esterson
Kevin Brennan

Not called 66

- Clause 15, page 13, line 16, at end insert—
- “(v) an assessment of how the relevant regulator’s regulatory provisions contribute to and improve productivity;”

Mary Creagh

Not called 81

- Clause 15, page 13, line 16, at end insert—
- “(iii) of the effect of the duties under sections 21 and 22 on the proper exercise of its relevant functions;”

Mary Creagh

Not called 82

- Clause 15, page 13, line 18, after “in”, insert “section 21 and”

Mary Creagh

Not called 83

- Clause 15, page 13, line 31, at end insert—
- “(d) the persons from whom information should be obtained for the purposes of a performance report.

Mary Creagh

Not called 84

- Clause 15, page 13, line 31, at end insert—
- “(6A) Before making guidance under subsection (5), the Minister must consult—
 - (a) persons carrying on businesses; and
 - (b) such other persons as the Minister considers appropriate.”

Mary Creagh

Not called 85

- Clause 15, page 13, line 41, after “in”, insert “section 21 and”

Bill Esterson
Kevin Brennan

Not called 67

- Clause 15, page 14, line 6, at end insert—
- “(10A) A relevant regulator must give to the Small Business Commissioner any information that the Commissioner may from time to time request which relates to regulatory provisions and their impact on small businesses.”

Enterprise Bill [Lords], continued

Mary Creagh

Not called 86

Clause 15, page 14, line 28, at end insert—
““businesses” includes businesses and other regulated persons;”

Mary Creagh

Not called 87

Clause 15, page 14, line 30, after “by”, insert “section 21 to have regard to the principles in subsection (2) of that section and”

Clause agreed to.

Mary Creagh

Not called 88

Clause 16, page 15, line 13, after “businesses”, insert “and such other persons as the regulator considers appropriate”

Mary Creagh

Not called 89

Clause 16, page 15, line 15, at end insert—
“(iii) of the effect of the duties under section 21 and 22 on the proper exercise of its relevant functions;”

Mary Creagh

Not called 90

Clause 16, page 15, line 30, at end insert—
“(d) the persons from whom information should be obtained for the purposes of a performance report.”

Mary Creagh

Not called 91

Clause 16, page 15, line 30, at end insert—
“(5A) Before making Guidance under subsection (4), the Minister must consult—
(a) persons carrying on businesses; and
(b) such other persons as the Minister considers appropriate.”

Mary Creagh

Not called 92

Clause 16, page 15, line 42, after “businesses”, insert “and such other persons as the Minister considers appropriate”

Enterprise Bill [Lords], continued

Mary Creagh

Not called 93

Clause 16, page 16, line 9, at end insert—

“(11A) In this section—

“businesses” includes businesses and other regulated persons.”

Clause agreed to.

Clause 17 agreed to.

Clause 18 agreed to.

Anna Soubry

Agreed to 1

Clause 19, page 17, line 40, leave out “Welsh ministerial” and insert “devolved
Welsh”

Anna Soubry

Agreed to 2

Clause 19, page 18, line 35, leave out “in Wales” and insert “in relation to Wales”

Anna Soubry

Agreed to 3

Clause 19, page 18, line 36, leave out “Welsh ministerial” and insert “devolved
Welsh”

Anna Soubry

Agreed to 4

Clause 19, page 28, line 20, leave out “Welsh ministerial” and insert “devolved
Welsh”

Anna Soubry

Agreed to 5

Clause 19, page 28, line 33, leave out “in Wales” and insert “in relation to Wales”

Anna Soubry

Agreed to 6

Clause 19, page 28, line 34, leave out “Welsh ministerial” and insert “devolved
Welsh”

Anna Soubry

Agreed to 7

Clause 19, page 29, line 38, leave out “Welsh ministerial” and insert “devolved
Welsh”

Anna Soubry

Agreed to 8

Clause 19, page 30, line 8, leave out “in Wales” and insert “in relation to Wales”

Enterprise Bill [Lords], continued

Anna Soubry

Clause 19, page 30, line 9, leave out “Welsh ministerial” and insert “devolved Welsh” *Agreed to* 9

Clause, as amended, agreed to.

Schedule 3 agreed to.

Bill Esterson
Kevin Brennan

Clause 20, page 35, line 29, at end insert— *Withdrawn* 70

“(2A) An apprenticeship target shall specify what proportion of the number referred to in subsection (2) is to be applied for apprenticeships for people—

- (a) who have been looked after children, and
- (b) people with disabilities.”

Bill Esterson
Kevin Brennan

Clause 20, page 36, line 16, at end insert— *Not called* 73

“A9A The Secretary of State’s duty to promote participation of people with disabilities in apprenticeships

- (1) The Secretary of State shall encourage employers to take positive action to promote disabled persons to take up approved apprenticeships by using the provisions at sections 158 and 159 of the Equality Act 2010.
- (2) The Secretary of State shall review and revise periodically apprenticeship standards (such as Trailblazer Standards) prepared under Schedule 1 of the Deregulation Act 2015 to remove any unnecessary barriers which have or would impede disabled individuals from reasonably successfully completing their apprenticeships.”

Bill Esterson
Kevin Brennan

Clause 20, page 36, line 25, after “of”, insert “full-time equivalent” *Withdrawn* 71

Anna Soubry

Clause 20, page 36, line 25, after “employment” insert “in England” *Agreed to* 68

Bill Esterson
Kevin Brennan

Clause 20, page 36, line 31, after “of”, insert “full-time equivalent” *Not called* 72

Enterprise Bill [Lords], continued

Anna Soubry

Clause 20, page 36, line 31, after “employees” insert “employed in England” *Agreed to* **69**

Clause, as amended, agreed to.

Bill Esterson
Kevin Brennan

Clause 21, page 38, line 40, at end insert— *Withdrawn* **74**
“(7A) The Secretary of State will ensure that regular reports on enforcement action or proceedings for offences taken by local weights and measures authorities are delivered to the Board of the Institute for Apprenticeships.”

Bill Esterson
Kevin Brennan

Clause 21, page 39, line 11, at end insert— *Not called* **75**
“(11) The Secretary of State will ensure there is suitable and regular liaison with the devolved administrations of Scotland, Wales and Northern Ireland on the implications across the UK arising from the definition of statutory apprenticeships in Clause 21 on—
(a) the development of the Institute for Apprenticeships, and
(b) other measures on apprenticeships in this Act which have UK wide implications.”

Clause agreed to.

[Adjourned until Tuesday 23 February at 9.25 am