EUROPEAN UNION (WITHDRAWAL) BILL

[FOURTH DAY]

GLOSSARY

This document shows the fate of each clause, schedule, amendment and new clause.

The following terms are used:

Agreed to: agreed without a vote.
Agreed to on division: agreed following a vote.
Negatived: rejected without a vote.
Negatived on division: rejected following a vote.
Not called: debated in a group of amendments, but not put to a decision.
Not moved: not debated or put to a decision.
Question proposed: debate underway but not concluded.
Withdrawn after debate: moved and debated but then withdrawn, so not put to a decision.
Not selected: not chosen for debate by the Chair.

NEW CLAUSES AND NEW SCHEDULES RELATING TO CLAUSE 11 OR SCHEDULE 3,
CLAUSE 11, SCHEDULE 3

Jeremy Corbyn
Mr Nicholas Brown
Keir Starmer
Owen Smith
Lesley Laird
Christina Rees

Jenny Chapman        Matthew Pennycook        Paul Blomfield
Ian Murray           Hugh Gaffney            Martin Whitfield
To move the following Clause—

“Creation of UK-wide frameworks

(1) The Secretary of State must lay before each House of Parliament proposals for replacing European frameworks with UK ones.

(2) UK-wide frameworks shall be proposed if and only if they are necessary to—
   (a) enable the functioning of the UK internal market;
   (b) ensure compliance with international obligations;
   (c) ensure the UK can negotiate, enter into and implement new trade agreements and international treaties;
   (d) enable the management of common resources;
   (e) administer and provide access to justice in cases with a cross-border element;
   (f) safeguard the security of the UK.

(3) Ministers of the Crown shall only create UK-wide frameworks if they have consulted with, and secured the agreement of, the affected devolved administrations.”

To move the following Clause—

“Role of Joint Ministerial Committee

(1) The Joint Ministerial Committee is to be a forum—
   (a) for discussing—
      (i) the terms upon which the United Kingdom is to withdraw from the European Union and the United Kingdom’s future relationship with the European Union;
      (ii) proposals to amend retained EU law;
      (iii) agreed legal and policy frameworks in relation to the subject matter of devolved retained EU law that are to operate throughout the United Kingdom;
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(iv) a concordat setting out the process for concluding the legal and policy frameworks mentioned in sub-paragraph (iii); and

(b) for seeking a consensus on those matters between Her Majesty’s Government and the other members of the Joint Ministerial Committee.

(2) Before Her Majesty’s Government concludes a withdrawal agreement, the Secretary of State must produce a document for consideration by the Joint Ministerial Committee setting out—

(a) Her Majesty’s Government’s objectives and strategy in negotiating and concluding a withdrawal agreement;

(b) Her Majesty’s Government’s objectives and strategy in relation to establishing a framework for the United Kingdom’s future relationship with the European Union;

(c) the steps Her Majesty’s Government intends to take to keep the Joint Ministerial Committee informed of progress in reaching a withdrawal agreement;

(d) the steps Her Majesty’s Government intends to take to consult each member of the Joint Ministerial Committee before entering into a withdrawal agreement and for taking the views of each member into account;

(e) the steps Her Majesty’s Government intends to take to seek the approval of the Scottish Parliament, the National Assembly for Wales and the Northern Ireland Assembly before entering into a withdrawal agreement.

(3) Until a withdrawal agreement is concluded, the Secretary of State must produce a report every three months for consideration by the Joint Ministerial Committee setting out—

(a) Her Majesty’s Government’s assessment of the progress made against Her Majesty’s Government’s objectives—

(i) in negotiating and concluding the withdrawal agreement;

(ii) in relation to establishing a framework for the United Kingdom’s future relationship with the European Union;

(b) any change to the matters listed in paragraphs (a) to (e) of subsection (2).

(4) Before concluding a withdrawal agreement the Prime Minister must produce a document setting out the terms of the proposed agreement for consideration by the Joint Ministerial Committee.

(5) Meetings of the Joint Ministerial Committee must, until Her Majesty’s Government concludes a withdrawal agreement, be chaired by—

(a) the Prime Minister, or

(b) the Secretary of State for Exiting the European Union.

(6) In this section, “the Joint Ministerial Committee” means the body set up in accordance with Supplementary Agreement A of the Memorandum of Understanding on Devolution, between Her Majesty’s Government, the Scottish Government, the Welsh Government and the Northern Ireland Executive Committee.”
Clause 11, page 7, line 16, leave out subsections (1) to (3) and insert—

“(1) In section 29(2)(d) of the Scotland Act 1998 (no competence for Scottish Parliament to legislate incompatibly with EU law), omit “or with EU law”.

(2) In section 108A(2)(e) of the Government of Wales Act 2006 (no competence for National Assembly for Wales to legislate incompatibly with EU law), omit “or with EU law”.

(3) In section 6(2)(d) of the Northern Ireland Act (no competency for the Assembly to legislate incompatibly with EU law, omit “is incompatible with EU law”.”
European Union (Withdrawal) Bill, continued

Tom Brake
Sir Vince Cable
Mr Alistair Carmichael
Tim Farron
Wera Hobhouse
Layla Moran

Jo Swinson
Jamie Stone

Clause 11, page 7, line 19, leave out from “law)” to end of line 29 and insert “omit “or with EU law.”"

Hywel Williams
Liz Saville Roberts
Jonathan Edwards
Ben Lake
Caroline Lucas
Jamie Stone

Not called 132

Clause 11, page 7, leave out lines 22 to 29 and insert—

“(4A) An Act of the Scottish Parliament cannot modify, or confer power by subordinate legislation to modify, retained EU law which relates to matters specified in Schedule 5 to the Scotland Act 1998.”"

Tom Brake
Sir Vince Cable
Mr Alistair Carmichael
Tim Farron
Wera Hobhouse
Layla Moran

Jo Swinson
Jamie Stone

Not called 133

Clause 11, page 7, line 33, leave out from “law)” to end of line 7 on page 8 and insert “omit “or with EU law.”"

Hywel Williams
Liz Saville Roberts
Jonathan Edwards
Ben Lake
Caroline Lucas
Wera Hobhouse

Not called 91

Clause 11, page 7, leave out from beginning of line 36 to the end of line 7 on page 8 and insert—

“(8) An Act of the Assembly cannot modify, or confer power by subordinate legislation to modify, retained EU law which relates to matters specified in Schedule 7A to the Government of Wales Act 2006.”"
European Union (Withdrawal) Bill, continued

Clause 11, page 8, line 9, leave out from “Assembly)” to end of line 28 and insert “omit subsection 2(d)”

Clause 11, page 8, leave out lines 14 to 28 and insert—

““(6) An Act of the Assembly cannot modify, or confer power by subordinate legislation to modify, retained EU law which relates to matters specified in Schedules 2 or 3 to the Northern Ireland Act 1998.””

Clause 11, page 8, line 28, at end insert—

“(3A) This section shall not come into effect until—

(a) the Scottish Parliament has passed a resolution approving the provisions in subsection (1);

(b) the National Assembly for Wales has passed a resolution approving the provisions in subsection (2); and

(c) the Northern Ireland Assembly has passed a resolution approving the provisions in subsection (3).”
Committee of the whole House Proceedings: 4 December 2017

European Union (Withdrawal) Bill, continued

Jeremy Corbyn
Mr Nicholas Brown
Keir Starmer
Jenny Chapman
Matthew Pennycook
Paul Blomfield

Vernon Coaker
Mr David Lammy
Danielle Rowley
Ann Coffey
Mike Gapes
Mr Paul Sweeney

Mr Nicholas Brown
Keir Starmer
Jenny Chapman
Matthew Pennycook
Paul Blomfield

Jeremy Corbyn
Mr Nicholas Brown
Keir Starmer
Jenny Chapman
Matthew Pennycook
Paul Blomfield

Clause 11, page 8, line 33, at end insert—

“(6) Subsections (1), (2) and (3) shall not come into force until the exit day appointed for the purpose of this section, which must not be before the end of any transitional period agreed under Article 50 of the Treaty on the Functioning of the European Union.”

Ian Murray
Stephen Gethins
Stephen Doughty
Hywel Williams
Caroline Lucas
Ian Blackford

Mr Alistair Carmichael
Stephen Kinnock
Chris Bryant
Mrs Madeleine Moon
Albert Owen
Ann Coffey

Not called 337

Not called 183

Schedule 3, page 25, line 37, leave out paragraphs 1 and 2 and insert—

“1 In section 57(2) of the Scotland Act 1998 (no power for members of the Scottish Government to make subordinate legislation, or otherwise act, incompatibly with EU law or Convention rights), omit “or with EU law”.

2 In the Government of Wales Act 2006, omit section 80 (EU law).”

Stephen Doughty
Stephen Gethins
Ian Murray
Hywel Williams
Jo Swinson
Caroline Lucas

Not called 165

Schedule 3, page 28, line 2, leave out from first “and” to end of line 3
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Schedule 3, page 28, line 38, leave out from “(d)” to end of line 39 and insert “omit or with EU law”.

Schedule 3, page 29, line 28, leave out from “subsection” to end of line 29 and insert “(4), omit paragraph (d)”
European Union (Withdrawal) Bill, continued

Schedule 3, page 30, line 4, leave out “before “EU” insert “Retained”” and insert “omit “EU law””

Schedule 3, page 30, line 5, leave out paragraph 31

Clause 11 and Schedule 3 agreed to on division.

Progress reported.