George Eustice

That on Thursday 25 October, after hearing oral evidence in accordance with the motion agreed to by the Committee on Tuesday 23 October, the Committee shall hear oral evidence from the following until not later than 4.30pm—
(1) Ulster Farmers’ Union;
(2) NFU Scotland;
(3) Scottish Government;
(4) Quality Meat Scotland.

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

★ Clause 1, page 1, line 4, leave out “may” and insert “must”

Member’s explanatory statement
This amendment would require the Secretary of State to provide financial assistance for the purposes listed in Clause 1.
Dame Cheryl Gillan

Clause 1, page 1, line 9, after “enhances” insert “landscape quality,”

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

★ Clause 1, page 1, line 10, after “heritage”, insert “, including farming systems where they underpin delivery”

Member’s explanatory statement
This amendment would include farming systems in the land or water management activities for which financial assistance can be given in Clause 1(1)(c).

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

★ Clause 1, page 1, line 11, after “(d)”, insert “limiting greenhouse gas emissions from agriculture or horticulture or encouraging activities that reduce such emissions or remove greenhouse gas from the atmosphere, or”

Member’s explanatory statement
This amendment would add to the purposes for which financial assistance can be given that of limiting greenhouse gas emissions from agriculture or horticulture or encouraging activities that reduce such emissions or remove greenhouse gas from the atmosphere.

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

★ Clause 1, page 2, line 3, at end insert—
“(h) supporting agriculture and horticulture businesses to ensure public access to healthy, local, sustainably produced food.”

Member’s explanatory statement
This amendment would add to the purposes for which financial assistance can be given that of ensuring access to healthy, local, sustainably produced food.

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

★ Clause 1, page 2, line 4, leave out subsection (2), and insert—
“(2) The Secretary of State may also give financial assistance for or in connection with any of the following purposes—
(a) starting, or improving the productivity of, an agricultural, horticultural or forestry activity;
(b) supporting businesses or communities in rural areas; and
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(c) supporting persons who are involved in the production, processing, marketing or distribution of products deriving from an agricultural, horticultural or forestry activity.”

Member’s explanatory statement
This amendment would extend to England the powers provided to Welsh Ministers in Schedule 3 paragraph 1(2)(a) and (c).

Kerry McCarthy
Caroline Lucas
Zac Goldsmith

★ Clause 1, page 2, line 6, at end insert—

(2A) The Secretary of State shall also give financial assistance for, or in connection with, the purpose of establishing, maintaining and expanding agro-ecological farming systems, including organic farming.

Member’s explanatory statement
This amendment would ensure that new schemes support agroecological farming systems, including organic, as a way of delivering the purposes in clause 1. Agroecology is recognised by the UN Food and Agriculture Organisation as the basis for evolving food systems that are equally strong in environmental, economic, social and agronomic dimensions.

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

★ Clause 1, page 2, line 18, at end insert—

“(5) The Secretary of State must hold a public consultation on—

(a) how “productivity” should be defined for the purposes of giving financial assistance under subsection (2); and

(b) the definition of “improving productivity” in subsection (4).

(6) In the consultation under subsection (5), the Secretary of State must consult—

(a) persons, or bodies representing persons, who are in any part of an agri-food supply chain, within the meaning of section 13(3);

(b) persons, or bodies representing persons, who are—

(i) engaged in horticulture;

(ii) consumers of horticultural products; or

(iii) in the supply chain between persons described in sub-paragraphs (i) and (ii).

(c) persons, or bodies representing persons, who are—

(i) engaged in forestry;

(ii) consumers of forestry products; or

(iii) in the supply chain between persons described in sub-paragraphs (i) and (ii);

(d) persons, or bodies representing persons, who are not engaged in agriculture, horticulture or forestry but who advocate particular methods of managing land or water in a way that protects or improves the environment, and may consult any other person or body the Secretary of State thinks fit.

(7) No financial assistance may be given under subsection (2) until the Secretary of State has laid before both Houses of Parliament a report setting out—
Agriculture Bill, continued

(a) in summary form, the views expressed in the consultation held under subsection (5); and

(b) the definitions of “productivity” and “improving productivity” which the Secretary of State proposes to adopt for the purposes of giving financial assistance under subsection (2), with his or her reasons for doing so.”

**Member’s explanatory statement**
This amendment would require the Secretary of State to consult on the definition of “productivity” and “improving productivity” and report on that consultation before giving any financial assistance for that purpose under Clause 1(2).

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

★ Clause 3, page 3, line 5, leave out “may” and insert “must”

**Member’s explanatory statement**
This amendment would require the Secretary of State to make regulations for the checking, enforcing and monitoring of financial assistance in Clause 3.

George Eustice

☆ Clause 6, page 5, line 9, at end insert “(unless section 29(4A) applies)”

**Member’s explanatory statement**
This amendment and Amendments 3, 4, 5, 7, 8, 12, 13, 18, 19, 22, 23, 26, 27, 39 and 40 insert pointers into provisions of the Bill which require regulations to be made using the negative resolution procedure. The pointers are to the requirement (as inserted by Amendment 14) to use the affirmative resolution procedure instead, if the regulations make (by virtue of Clause 29(3)(c)) supplementary, incidental, consequential, transitional or saving provision modifying primary legislation.

George Eustice

☆ Clause 9, page 7, line 10, at end insert “(unless section 29(4A) applies)”

**Member’s explanatory statement**
See the Explanatory Statement for Amendment 2
Agriculture Bill, continued

George Eustice

☆ Clause 10, page 7, line 26, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement
See the Explanatory Statement for Amendment 2

George Eustice

☆ Clause 11, page 8, line 19, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement
See the Explanatory Statement for Amendment 2

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

☆ Clause 17, page 12, line 35, leave out “may” and insert “must”

Member’s explanatory statement
This amendment would require the Secretary of State to make and publish a declaration if the Secretary of State considers that there are exceptional market conditions in accordance with Clause 17.

George Eustice

☆ Clause 17, page 13, line 14, leave out “decisions” and insert “conditions”

Member’s explanatory statement
The text of the Bill should have referred to “conditions” (not “decisions”). This amendment corrects that drafting error.

George Eustice

☆ Clause 19, page 14, line 38, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement
See the Explanatory Statement for Amendment 2
Agriculture Bill, continued

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

★ Clause 20, page 15, line 18, leave out “may” and insert “must”

Member’s explanatory statement
This amendment would require the Secretary of State to make regulations for marketing standards, such as labelling, packaging, classification in Clause 20.

George Eustice

★ Clause 21, page 16, line 24, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement
See the Explanatory Statement for Amendment 2

George Eustice

★ Clause 22, page 16, line 33, leave out “a single agricultural sector” and insert “one or more agricultural sectors”

Member’s explanatory statement
This amendment changes one of the conditions for applying to become a recognised producer organisation so that the condition is met if each member of the organisation is an agricultural producer operating in any one or more of the agricultural sectors listed in Part 2 of Schedule 1 to the Bill (rather than each member being required to operate in the same sector).

George Eustice

★ Clause 22, page 16, line 39, leave out paragraph (d)

Member’s explanatory statement
This amendment removes the condition for applying to become a recognised producer organisation relating to the legal form of the organisation.

George Eustice

★ Clause 22, page 17, line 9, leave out “a single agricultural sector” and insert “one or more agricultural sectors”

Member’s explanatory statement
This amendment changes one of the conditions for applying to become a recognised association of producer organisations so that the condition is met if each member of the association is a recognised producer organisation operating in any one or more of the agricultural sectors listed in Part 2 of Schedule 1 to the Bill (rather than each member being required to operate in the same sector).
Agriculture Bill, continued

George Eustice

Schedule 1, page 27, line 18, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement
See the Explanatory Statement for Amendment 2

George Eustice

Clause 24, page 19, line 7, after “unless” insert “section 29(4A) applies or”

Member’s explanatory statement
See the Explanatory Statement for Amendment 2

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

Clause 25, page 19, line 21, leave out “may” and insert “must”

Member’s explanatory statement
This amendment would require the Secretary of State to make regulations for fair dealing obligations in Clause 25.

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

Clause 25, page 19, line 22, leave out “first”

Member’s explanatory statement
This amendment would extend the fair contractual dealing provisions of Clause 25 to all purchasers of agricultural products through the supply chain.

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

Clause 25, page 19, line 24, leave out “first”

Member’s explanatory statement
This amendment would extend the fair contractual dealing provisions of Clause 25 to all purchasers of agricultural products through the supply chain.
George Eustice

⋆ Clause 25, page 20, line 24, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement
See the Explanatory Statement for Amendment 2

George Eustice

⋆ Schedule 3, page 33, line 21, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement
See the Explanatory Statement for Amendment 2

George Eustice

⋆ Schedule 3, page 33, line 21, at end insert—

“6A (1) The Welsh Ministers may by regulations make provision for and in connection with reducing the national and net direct payments ceilings for Wales that would otherwise apply in 2020 by up to 15%.

(2) For this purpose—

the “national direct payments ceiling for Wales” is the sum representing the share allocated to Wales of the amount specified for the United Kingdom in Annex II of the Direct Payments Regulation (table of national ceilings);

the “net direct payments ceiling for Wales” is the sum representing the share allocated to Wales of the amount specified for the United Kingdom in Annex III of the Direct Payments Regulation (table of net ceilings).

(3) Regulations under this paragraph cannot be made after the end of 2020.

(4) Regulations under this paragraph are subject to affirmative resolution procedure.”

Member’s explanatory statement
This amendment makes the same provision for Wales as that made by NC2 for England.

George Eustice

⋆ Schedule 3, page 33, line 21, at end insert—

“6B (1) The Welsh Ministers may by regulations modify legislation governing the basic payment scheme to make provision for and in connection with securing that the basic payment scheme continues to operate in relation to Wales for one or more years beyond 2020 (subject to any provision made under paragraph 7).

(2) The power conferred by sub-paragraph (1) includes power to provide for the direct payments ceiling for Wales for any relevant year to be determined, in a specified manner, by the Welsh Ministers.

(3) Provision made by virtue of sub-paragraph (2)—

(a) must require a determination in respect of a relevant year to be published as soon as practicable after it has been made, and

(b) may confer functions on any person in connection with, or with the making of, a determination in respect of a relevant year.

(4) In this paragraph—
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“the direct payments ceiling for Wales” is the national ceiling of the kind referred to in Article 6 of the Direct Payments Regulation that is applicable in relation to Wales for any relevant year;

“relevant year” means a year within the agricultural transition period for Wales in respect of which direct payments under the basic payment scheme fall to be made in relation to Wales;

“specified” means specified in regulations under this paragraph.

(5) Regulations under this paragraph are subject to affirmative resolution procedure.”

Member’s explanatory statement

This amendment makes the same provision for Wales as that made by NC3 for England.

George Eustice

☆ Schedule 3, page 35, line 22, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement

See the Explanatory Statement for Amendment 2

George Eustice

☆ Schedule 3, page 36, line 14, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement

See the Explanatory Statement for Amendment 2

George Eustice

☆ Schedule 3, page 40, line 32, leave out “may”

Member’s explanatory statement

This amendment makes clear that paragraph 16(2) of Schedule 3 is intended to set out the only circumstances in which the Welsh Ministers may make a declaration stating that there are exceptional market conditions. The amendment brings the provision for Wales into line with that for England.

George Eustice

☆ Schedule 3, page 41, line 5, leave out “decisions” and insert “conditions”

Member’s explanatory statement

This amendment corrects the same error as that corrected by Amendment 6.

George Eustice

☆ Schedule 3, page 42, line 31, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement

See the Explanatory Statement for Amendment 2

George Eustice

☆ Schedule 3, page 44, line 33, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement

See the Explanatory Statement for Amendment 2
Agriculture Bill, continued

George Eustice

Schedule 4, page 44, line 39, leave out “paragraph 2” and insert “paragraphs 2 to 2C”

**Member’s explanatory statement**

This amendment is consequential on Amendments 36 to 38 which insert three new paragraphs into Part 1 of Schedule 4. The amendment provides that expressions explained or defined in paragraph 1 also apply in relation to those new paragraphs.

George Eustice

Schedule 4, page 45, line 5, leave out paragraph (a) and insert—

“(a) a basic payment for farmers (see Chapter 1 of Title III),”

**Member’s explanatory statement**

This amendment and Amendment 30 make clear that references in paragraphs 2 to 2B of Schedule 4 to the “basic payment scheme” include arrangements (if any) for direct payments to include a voluntary redistributive payment or payment for areas with natural constraints. Neither of these payments is currently made in Northern Ireland, but the amendments mean that if they are made in future years, the power to make provision for the purpose of simplifying or improving the operation of the basic payment scheme could include provision about these payments.

George Eustice

Schedule 4, page 45, line 8, at end insert—

“( ) if a decision to make such payments is taken, a redistributive payment (see Chapter 2 of Title III), and

( ) if provision under paragraph 2(1)(b) is made, a payment for areas with natural constraints.”

**Member’s explanatory statement**

See the Explanatory Statement for Amendment 29.

George Eustice

Schedule 4, page 45, line 8, at end insert—

“( ) The “coupled support scheme” is the voluntary coupled support scheme under the Direct Payments Regulation as the Regulation applies in relation to Northern Ireland (see Chapter 1 of Title IV of the Regulation).”

**Member’s explanatory statement**

This amendment defines “coupled support scheme” which is the subject of Amendment 38.

George Eustice

Schedule 4, page 45, line 18, at end insert—

“( ) The “legislation governing the coupled support scheme” is—

(a) the following retained direct EU legislation—

(i) the Direct Payments Regulation so far as relating to the coupled support scheme,

(ii) any Council Delegated Regulation, or Commission Delegated Regulation, made under the Direct Payments Regulation and so far as relating to the coupled support scheme,

(iii) any other retained direct EU legislation which relates to the coupled support scheme, and
Agriculture Bill, continued

(b) any subordinate legislation relating to retained direct EU legislation falling within paragraph (a)."

Member’s explanatory statement
This amendment defines “legislation governing the coupled support scheme” which is the subject of Amendment 38.

George Eustice

Schedule 4, page 45, line 19, leave out sub-paragraph (4)

Member’s explanatory statement
This amendment removes the definition of “direct payment” because it is not needed: the only references to direct payments in paragraphs 2 to 2B refer to them as being payments under the basic payment scheme.

George Eustice

Schedule 4, page 45, line 32, leave out “II” and insert “III”

Member’s explanatory statement
This amendment corrects a cross reference to the Direct Payments Regulation.

George Eustice

Schedule 4, page 45, line 40, at end insert—

(b) ensuring all payment entitlements, or all payment entitlements within a region, have, or over a period of time reach or move towards, a uniform unit value.

In paragraph (b) the reference to “payment entitlements” has the same meaning as in the legislation governing the basic payment scheme.”

Member’s explanatory statement
This amendment makes clear that changes to the basic payment scheme made in order to improve or simplify the scheme can include making changes that will continue the taking of steps towards reaching a flat rate of payment.

George Eustice

Schedule 4, page 45, line 42, at end insert—

“2A (1) DAERA may by regulations make provision for and in connection with reducing the national and net direct payments ceilings for Northern Ireland that would otherwise apply in 2020 by up to 15%.

(2) For this purpose—

the “national direct payments ceiling for Northern Ireland” is the sum representing the share allocated to Northern Ireland of the amount specified for the United Kingdom in Annex II of the Direct Payments Regulation (table of national ceilings);

the “net direct payments ceiling for Northern Ireland” is the sum representing the share allocated to Northern Ireland of the amount specified for the United Kingdom in Annex III of the Direct Payments Regulation (table of net ceilings).

(3) Regulations under this paragraph cannot be made after the end of 2020.
Agriculture Bill, continued

(4) Regulations under this paragraph are subject to affirmative resolution procedure.”

Member’s explanatory statement

The new paragraph 2A inserted by this amendment makes the equivalent provision for Northern Ireland as that made by NC2 for England.

George Eustice

Schedule 4, page 45, line 42, at end insert—

“2B (1) DAERA may by regulations modify legislation governing the basic payment scheme to make provision for and in connection with securing that the basic payment scheme continues to operate in relation to Northern Ireland for one or more years beyond 2020.

(2) The power conferred by sub-paragraph (1) includes power to provide for the direct payments ceiling for Northern Ireland for any relevant year to be determined, in a specified manner, by DAERA.

(3) Provision made by virtue of sub-paragraph (2)—

(a) must require a determination in respect of a relevant year to be published as soon as practicable after it has been made, and

(b) may confer functions on any person in connection with, or with the making of, a determination in respect of a relevant year.

(4) In this paragraph—

“the direct payments ceiling for Northern Ireland” is the national ceiling of the kind referred to in Article 6 of the Direct Payments Regulation that is applicable in relation to Northern Ireland for any relevant year;

“relevant year” means a year in respect of which direct payments under the basic payment scheme fall, as a result of provision under sub-paragraph (1), to be made in relation to Northern Ireland;

“specified” means specified in regulations under this paragraph.

(5) Regulations under this paragraph are subject to affirmative resolution procedure.”

Member’s explanatory statement

The new paragraph 2B inserted by this amendment makes the equivalent provision for Northern Ireland as that made by NC3 for England.

George Eustice

Schedule 4, page 45, line 42, at end insert—

“2C (1) DAERA may by regulations modify legislation governing the coupled support scheme for or in connection with—

(a) making provision for the continuation, in relation to Northern Ireland, of the option to make payments under the scheme after any time at which, without the provision, the option would terminate;

(b) making changes DAERA considers will simplify or improve the scheme so far as it operates, or could be operated, in relation to Northern Ireland.

(2) Regulations under this paragraph are subject to affirmative resolution procedure.”

Member’s explanatory statement

The new paragraph 2C inserted by this amendment provides a power to make regulations modifying the Direct Payments Regulation and connected legislation, as it applies in Northern Ireland and so far as relating to the coupled support scheme, so that the option to operate a
voluntary coupled support scheme may be continued into the future and the scheme simplified or improved.

George Eustice

Schedule 4, page 46, line 16, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement
See the Explanatory Statement for Amendment 2

George Eustice

Schedule 4, page 54, line 15, at end insert “(unless section 29(4A) applies)”

Member’s explanatory statement
See the Explanatory Statement for Amendment 2

George Eustice

Clause 29, page 23, line 3, at end insert—
“(4A) Regulations which—
(a) contain provision made by virtue of subsection (3)(c) modifying primary legislation, and
(b) would, apart from this subsection, be subject to negative resolution procedure,
are subject to affirmative resolution procedure.”

Member’s explanatory statement
This amendment provides that regulations under Clause 29(3)(c) which make supplementary, incidental, consequential, transitional or saving provision modifying primary legislation are subject to the affirmative resolution procedure.

George Eustice

Clause 29, page 23, line 35, at end insert—
“( ) Section 41(3) of the Interpretation Act (Northern Ireland) 1954 applies in relation to the laying of a document before the Northern Ireland Assembly by virtue of this section as it applies in relation to the laying of a statutory document under an enactment (as defined in that Act).”

Member’s explanatory statement
Section 41(3) of the Interpretation Act (Northern Ireland) 1954 provides mechanics for the laying of certain documents before the Northern Ireland Assembly. This amendment makes clear that those mechanics apply to the laying of regulations or draft regulations under the Bill.
George Eustice

☆ Clause 30, page 24, line 3, leave out from “legislation”’ to end of line 4 and insert “means an instrument made under primary legislation or under retained direct EU legislation.”

**Member’s explanatory statement**

This amendment expands the definition of subordinate legislation that is already in the Bill to include legislation which is made under primary legislation made by the devolved legislatures.

George Eustice

☆ Clause 31, page 24, line 9, leave out paragraph (c)

**Member’s explanatory statement**

Schedule 5 to the Bill amends the CMO Regulation in consequence of provision contained in the Bill. Clause 31 sets out which provision that is. Nothing in Schedule 5 is consequential on the provision mentioned in paragraph (c). This amendment therefore omits paragraph (c) from the list in Clause 31.

Colin Clark
Chris Davies

★ Clause 34, page 25, line 15, at end insert—

“Part (Red Meat Levy) extends to England and Wales and Scotland only.”

**Member’s explanatory statement**

The amendment relates to NC4 which is expected to form a Part of its own (under the heading “Red Meat Levy”) rather than being inserted in an existing Part of the Bill. The amendment provides for the new Part to form part of the law of England and Wales and Scotland only, because nothing in it relates to Northern Ireland.
Agriculture Bill, continued

“Duty of Secretary of State to monitor and report on food insecurity

(1) The Secretary of State must lay before each House of Parliament a draft of an order, under section 6(1)(b) of the Statistics and Registration Service Act 2007, to make provision for official statistics for the monitoring of household food insecurity in the United Kingdom, including provision for the inclusion in the annual Living Costs and Food Survey of food insecurity questions.

(2) For the purposes of this section “food insecurity” means a person’s state in which consistent access to adequate food is limited by a lack of money and other resources at times during the year.

(3) Before laying a draft order under subsection (1) the Secretary of State must—

   (a) consult the Scottish Ministers, the Welsh Ministers, the relevant Northern Ireland department, and such other persons (in addition to the Board) as the Secretary of State considers appropriate, and

   (b) have due regard to international best practice on food insecurity, including but not limited to the United States Household Food Security Survey.

(4) As soon as practicable after the publication each year of Living Costs and Food Survey data, the Secretary of State must publish an annual report on food insecurity.

(5) The Secretary of State’s annual report must include—

   (a) an assessment of trends in food insecurity, broken down by different parts of the United Kingdom and different regions of England, and

   (b) a summary of actions to be taken in areas of high food insecurity by the UK Government, the Scottish Government, the Welsh Government or the Northern Ireland Executive.

(6) The Secretary of State must consult the Scottish Ministers, the Welsh Ministers and the relevant Northern Ireland department before preparing a report under subsection (4).

(7) The Secretary of State must lay before Parliament a copy of each report prepared under subsection (4).

(8) In this section—

   “parts of the United Kingdom” means—

      (a) England,

      (b) Scotland,

      (c) Wales, and

      (d) Northern Ireland;
George Eustice

☆ To move the following Clause—

“Power to reduce the direct payments ceilings for England in 2020 by up to 15%”

(1) The Secretary of State may by regulations make provision for and in connection with reducing the national and net direct payments ceilings for England that would otherwise apply in 2020 by up to 15%.

(2) For this purpose—

the “national direct payments ceiling for England” is the sum representing the share allocated to England of the amount specified for the United Kingdom in Annex II of the Direct Payments Regulation (table of national ceilings);

the “net direct payments ceiling for England” is the sum representing the share allocated to England of the amount specified for the United Kingdom in Annex III of the Direct Payments Regulation (table of net ceilings).

(3) Regulations under this section cannot be made after the end of 2020.

(4) Regulations under this section are subject to affirmative resolution procedure.”

**Member’s explanatory statement**

The provisions in EU legislation for inter-pillar transfers of up to 15% of the national ceiling for direct payments to the budget for rural development scheme payments will not apply in relation to the 2020 scheme year. The new Clause enables a reduction of up to 15% of the share allocated to England of the UK’s direct payment ceiling for 2020 under the Direct Payments Regulation.

George Eustice

☆ To move the following Clause—

“Power to provide for the continuation of the basic payment scheme beyond 2020”

(1) The Secretary of State may by regulations modify legislation governing the basic payment scheme to make provision for and in connection with securing that the basic payment scheme continues to operate in relation to England for one or more years beyond 2020 (subject to any provision made under section 7).

(2) The power conferred by subsection (1) includes power to provide for the direct payments ceiling for England for any relevant year to be determined, in a specified manner, by the Secretary of State.

(3) Provision made by virtue of subsection (2)—

(a) must require a determination in respect of a relevant year to be published as soon as practicable after it has been made, and
Agriculture Bill, continued

(b) may confer functions on any person in connection with, or with the making of, a determination in respect of a relevant year.

(4) In this section—

“the direct payments ceiling for England” is the national ceiling of the kind referred to in Article 6 of the Direct Payments Regulation that is applicable in relation to England for any relevant year;

“relevant year” means a year within the agricultural transition period for England in respect of which direct payments under the basic payment scheme fall to be made in relation to England;

“specified” means specified in regulations under this section.

(5) Regulations under this section are subject to affirmative resolution procedure.”

Member’s explanatory statement

The current text of the Direct Payments Regulation relating to the basic payment scheme only covers years up to 2020. The new clause allows regulations to make provision continuing the basic payment scheme beyond 2020 during the agricultural transition period for England, although this is subject to clause 7 which provides for the phasing out or termination of the basic payment scheme during the transition period. The new clause also makes clear that this includes power to provide for the relevant national ceiling for England to be determined outside the Direct Payments Regulation, rather than simply being specified in it.

Colin Clark
Chris Davies

★ To move the following Clause—

“Red meat levy: payments between levy bodies in Great Britain

(1) A scheme made in accordance with this section may—

(a) make provision for amounts of red meat levy collected by the levy body for one country in Great Britain to be paid to the levy body for another such country, or

(b) amend, suspend or revoke an earlier scheme made under this section.

(2) A scheme under this section may make provision about—

(a) the method by which the amount of a payment is to be calculated,

(b) who is to determine the amount of a payment,

(c) when a payment is to be made,

(d) how a payment is to be made,

(e) how a payment is to be applied by the levy body which receives it, and

(f) the duration of the scheme;

and in this subsection “payment” means any payment which is to be made under the scheme by any levy body.

(3) The method of calculating the amount of a payment may include calculation by reference to any matters specified in the scheme, including—

(a) the number of animals—

(i) in respect of which red meat levy was imposed by the levy body making the payment in a given period, and

(ii) which have a given connection with the country of the levy body which is to receive the payment;
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(b) the administrative costs of implementing the scheme for the levy bodies involved in the payment.

(4) A scheme under this section may make supplementary, incidental or consequential provision (including provision conferring functions).

(5) A levy body must comply with—
   (a) any requirement imposed on it by a scheme under this section, and
   (b) any direction given to it under such a scheme.

(6) A scheme under this section is to be made jointly by—
   (a) the Secretary of State, if it involves the levy body for England, and
   (b) the Scottish Ministers, if it involves the levy body for Scotland, and
   (c) the Welsh Ministers, if it involves the levy body for Wales.

(7) A scheme under this section must be published in such manner as may be determined by the authorities making it.

(8) For the purposes of this section the levy bodies for the countries in Great Britain are—
   (a) for England, the Agriculture and Horticulture Development Board;
   (b) for Scotland, Quality Meat Scotland;
   (c) for Wales, the person exercising the function of imposing levy on slaughterers under section 4 of the Red Meat Industry (Wales) Measure 2010 (nawm 3).

(9) In this section, “red meat levy” means—
   (a) in relation to the levy body for England, producer levy imposed on slaughterers under Schedule 3 to the Agriculture and Horticulture Development Board Order 2008 (SI 2008/576);
   (b) in relation to the levy body for Scotland, producer levy imposed on slaughterers under Schedule 3 to the Quality Meat Scotland Order 2008 (S.S.I 2008/77);
   (c) in relation to the levy body for Wales, the production component of levy imposed on slaughterers under the Red Meat Industry (Wales) Measure 2010.”

**Member’s explanatory statement**
This new clause enables a scheme to be made for some of the red meat levy collected by a levy body in one country within Great Britain to be paid to another levy body in Great Britain. This would reflect the fact that some cattle, sheep or pigs produced in one country may be slaughtered in another country. Without the ability to make payments under a scheme the producer levy paid in respect of those animals in the country of slaughter can only be spent on activities which benefit red meat producers in that country.

Colin Clark
Chris Davies

★ Title, line 14, after “Agriculture;” insert “to make provision about red meat levy in Great Britain;”

**Member’s explanatory statement**
An amendment to the long title is required to cover the content of NC4 which is not covered by any of the other specific limbs of the current text.


ORDER OF THE HOUSE [10 OCTOBER 2018]

That the following provisions shall apply to the Agriculture 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 20 November 2018.
3. The Public Bill Committee shall have leave to sit twice on the first day on which it meets.

Proceedings on Consideration and up to and including Third Reading

4. Proceedings on Consideration and any proceedings in legislative grand committee shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which proceedings on Consideration 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 up to and including Third Reading.

Other proceedings

7. Any other proceedings on the Bill may be programmed.

ORDER OF THE COMMITTEE [23 OCTOBER 2018, AS AMENDED]

That—

(1) the Committee shall (in addition to its first meeting at 9.25 am on Tuesday 23 October) meet—
   (a) at 2.00 pm on Tuesday 23 October;
   (b) at 11.30 am and 2.00 pm on Thursday 25 October;
   (c) at 9.25 am and 2.00 pm on Tuesday 30 October;
   (d) at 11.30 am and 2.00 pm on Thursday 1 November;
   (e) at 9.25 am and 2.00 pm on Tuesday 13 November;
   (f) at 11.30 am and 2.00 pm on Thursday 15 November; and
   (g) at 9.25 am and 2.00 pm on Tuesday 20 November;

(2) the Committee shall hear oral evidence in accordance with the following Table:

TABLE

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Witness</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tuesday 23</td>
<td>Until no later than</td>
<td>Nature Friendly Farming Network;</td>
</tr>
<tr>
<td>October</td>
<td>10.55 am</td>
<td>National Trust;</td>
</tr>
<tr>
<td></td>
<td></td>
<td>RSPB;</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Gilles Deprez</td>
</tr>
</tbody>
</table>

### Agriculture Bill, continued

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Witness</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tuesday 23 October</td>
<td>Until no later than 11.25 am</td>
<td>Farmwel; RSPCA; British Veterinary Association</td>
</tr>
<tr>
<td>Tuesday 23 October</td>
<td>Until no later than 2.30 pm</td>
<td>NFU;</td>
</tr>
<tr>
<td>Tuesday 23 October</td>
<td>Until no later than 3.00 pm</td>
<td>Country Land and Business Association; Tenant Farmers Association</td>
</tr>
<tr>
<td>Tuesday 23 October</td>
<td>Until no later than 3.30 pm</td>
<td>Food Standards Agency;</td>
</tr>
<tr>
<td>Tuesday 23 October</td>
<td>Until no later than 5.00 pm</td>
<td>National Farmers’ Union Cymru; Farmers’ Union of Wales</td>
</tr>
<tr>
<td>Thursday 25 October</td>
<td>Until no later than 12.15 pm</td>
<td>Traceability Design User Group; Environment Agency; Rural Payments Agency</td>
</tr>
<tr>
<td>Thursday 25 October</td>
<td>Until no later than 1.00 pm</td>
<td>British Growers Association; Soil Association</td>
</tr>
<tr>
<td>Thursday 25 October</td>
<td>Until no later than 2.45 pm</td>
<td>Professor Erik Millstone, Professor of Science Policy, University of Sussex; David Baldick, Senior Research Fellow, Institute of European Environmental Policy; Vicky Hird, Sustain; Professor Terry Marsden, Professor of Environmental Policy and Planning, University of Cardiff</td>
</tr>
<tr>
<td>Thursday 25 October</td>
<td>Until no later than 3.15 pm</td>
<td>Unite; The Landworkers’ Alliance</td>
</tr>
<tr>
<td>Thursday 25 October</td>
<td>Until no later than 4.30 pm</td>
<td>NFU Scotland; Ulster Farmers Union</td>
</tr>
</tbody>
</table>

(3) proceedings on consideration of the Bill in Committee shall be taken in the following order: Clauses 1 to 22; Schedule 1; Clause 23; Schedule 2; Clauses 24 to 27; Schedule 3; Clause 28; Schedule 4; Clauses 29 to 31; Schedule 5; Clauses 32 to 36; new Clauses; new Schedules; and remaining proceedings on the Bill; and

(4) the proceedings shall (so far as not previously concluded) be brought to a conclusion at 5.00 pm on Tuesday 20 November.