



# House of Commons

**Tuesday 13 November 2018**

## **PUBLIC BILL COMMITTEE**

*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: NC29 and NC30*

## **AGRICULTURE BILL**

### **NOTE**

**This document includes all amendments remaining before the Committee and includes any withdrawn amendments at the end. The amendments have been arranged in accordance with the Order of the Committee [23 October 2018].**

Jenny Chapman  
Dr David Drew  
Sue Hayman  
Sandy Martin  
Thangam Debbonaire

**79**

Clause **11**, page **7**, line **35**, leave out “simplifying or improving” and insert “making a change or changes which the Secretary of State believes to be necessary to”

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

**115**

Clause **11**, page **8**, line **18**, at end insert—

“(3A) Regulations under this section must make provision for any schemes entered into under the retained direct EU legislation relating to support for rural development prior to the date of enactment of this Act to continue until those schemes come to an end in accordance with their specific terms.”

***Member’s explanatory statement***

*This amendment would ensure that existing agri-environment and rural development schemes, and*

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**Agriculture Bill, continued**

*those entered into prior to the Agriculture Act coming into force, remain in place and continue to operate.*

Jenny Chapman  
Dr David Drew  
Sue Hayman  
Sandy Martin  
Thangam Debbonaire

Clause 11, page 8, line 19, leave out “negative” and insert “affirmative”

80

George Eustice

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

5

***Member’s explanatory statement***

*See the Explanatory Statement for Amendment 2*

Jenny Chapman  
Dr David Drew  
Sue Hayman  
Sandy Martin  
Thangam Debbonaire

Clause 11, page 8, line 19, at end insert—

81

“(5) Before making regulations modifying legislation under this section, the Secretary of State must consult persons who, in his or her opinion, are representative of the sector to which the regulations will apply, or who may otherwise be affected.”

***Member’s explanatory statement***

*This amendment would ensure that there are checks and balances on the use of Ministerial powers in relation to rural development that would be granted under Clause 11.*

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Kerry McCarthy

Clause 14, page 9, line 45, at end insert—

113

“(ia) achieve a reduction in food waste of no less than 50 per cent by 2030, from a 2015 baseline”

***Member’s explanatory statement***

*This amendment would require the provision of transparent data of food wasted in agri-food supply chains to meet the UN’s Sustainable Development Goal (SDG 12.3) of halving per capita food waste from farm to fork by 2030, against 2015 baselines.*

Kerry McCarthy

Clause 14, page 10, line 5, at end insert “(including terms of employment and pay for persons within the meaning of section 13(3)(b) or (c))”

114

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Agriculture Bill, *continued*

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

116

Clause 14, page 10, line 7, at end insert—

“(ca) promoting the welfare of creatures of a kind kept for the production of food, drink, fibres or leathers”

***Member’s explanatory statement***

*This amendment would ensure there is provision in clause 14 for the processing of data for the promotion of animal welfare.*

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Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

46

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.*

Jenny Chapman  
Dr David Drew  
Sue Hayman  
Sandy Martin  
Thangam Debbonaire

97

Clause 17, page 12, leave out lines 39 to 44 and insert—

“(2) In this Part “exceptional market conditions” exist—

(a) where—

- (i) there is a severe disturbance in agricultural markets or a serious threat of a severe disturbance in agricultural markets, and
- (ii) the disturbance or threatened disturbance has, or is likely to have, a significant adverse effect on agricultural producers in England in terms of the prices achievable for one or more agricultural products, or

(b) if, on the day after exit day, the United Kingdom has not entered, or secured an agreement to enter, into a customs union with the EU.”

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 Agriculture Bill, *continued*

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

117

Clause 17, page 12, line 40, leave out paragraph (a) and insert—

“(a) there is or has been a significant disturbance in agricultural markets or a serious threat of a significant disturbance in agricultural markets, or”

***Member’s explanatory statement***

*This amendment and Amendments 122 and 123 would allow a declaration of exceptional market conditions where there is, or there is a serious threat of, a significant disturbance in agricultural markets; and would allow a declaration to be made in respect of events in the past.*

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

122

Clause 17, page 12, line 44, after “achievable for” insert “or costs incurred in the production of”

***Member’s explanatory statement***

*See explanatory statement for Amendment 117.*

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

123

Clause 17, page 13, line 2, after “are” insert “or have been”

***Member’s explanatory statement***

*See explanatory statement for Amendment 117.*

George Eustice

6

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.*

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George Eustice

7

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*

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Agriculture Bill, *continued*

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

47

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.*

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

118

Clause 20, page 15, line 30, at end insert—

“(da) the indication on any labelling or packaging of a product of any allergen that the product is known to, or might reasonably be expected to, contain.”

***Member’s explanatory statement***

*This amendment would explicitly provide for labelling regulations to cover the presence of allergens in products.*

Jenny Chapman  
Dr David Drew  
Sue Hayman  
Sandy Martin  
Thangam Debbonaire

82

Clause 20, page 16, line 2, at end insert—

“(2A) Regulations under this section may not amend or repeal any part of retained EU law (within the meaning of section 6 of the European Union (Withdrawal) Act 2018) relating to—

- (a) the protection of the environment, or
- (b) consumer rights.”

Jenny Chapman  
Dr David Drew  
Sue Hayman  
Sandy Martin  
Thangam Debbonaire

83

Clause 20, page 16, line 17, after “section” insert “may only be made following a public consultation and”

***Member’s explanatory statement***

*This amendment would ensure that there are checks and balances on the use of Ministerial powers and that Ministers may not make regulations that deviate from retained EU law without consultation with industry experts.*

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**Agriculture Bill, continued**

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*

8

Deidre Brock

- Clause 22, page 16, line 30, leave out “to the Secretary of State”  
**Member’s explanatory statement**  
*See explanatory statement for Amendment 59.*

56

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).*

9

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.*

10

Deidre Brock

- Clause 22, page 17, line 5, leave out “to the Secretary of State”

57

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).*

11

Deidre Brock

- Clause 22, page 17, line 13, leave out “to the Secretary of State”

58

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Agriculture Bill, *continued*

Deidre Brock

59

Clause 22, page 17, line 31, at end insert—

“( ) An application under subsection (1), (3) or (5) is to be made to and determined by—

- (a) the appropriate authority for the part of the United Kingdom in which the applicant has its registered office or principal place of business, or
- (b) where the applicant is made up of producers, producer organisations or, as the case may be, businesses operating in more than one part of the United Kingdom, the appropriate authority for any of those parts.”

***Member’s explanatory statement***

*This amendment would require organisations of agricultural producers, associations of recognised producer organisations, and organisations of agricultural businesses to apply for recognition to the appropriate authority in the country of the UK where the applicant is principally based.*

Deidre Brock

60

Clause 22, page 17, line 38, leave out “The Secretary of State” and insert “The appropriate authority to which an application is made under this section”

Deidre Brock

61

Clause 22, page 18, line 5, at end insert—

““appropriate authority” means—

- (a) in relation to England, Wales or Northern Ireland, the Secretary of State,
- (b) in relation to Scotland, the Scottish Ministers;”

George Eustice

18

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*

Deidre Brock

62

Clause 23, page 18, line 30, leave out “the Secretary of State” and insert “an appropriate authority (within the meaning given in section 22(11))”

***Member’s explanatory statement***

*This amendment would require the delegation of functions to require permission from the appropriate authority (as set out in amendment 61).*

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 Agriculture Bill, *continued*

Deidre Brock

63

Clause 24, page 18, line 37, leave out “the Secretary of State” and insert “an appropriate authority (within the meaning given in section 22(11))”

**Member’s explanatory statement**

*This amendment would allow regulations to give the power to delegate functions to an appropriate authority (as set out in amendment 61)*

Deidre Brock

64

Clause 24, page 19, line 5, at end insert—

“( ) Regulations under section 22 or 23 containing provision that extends to Scotland may be made only with the consent of the Scottish Ministers.”

**Member’s explanatory statement**

*This amendment would ensure that regulations under section 22 or 23 containing provision that extend to Scotland may be made only with the consent of Scottish Ministers.*

George Eustice

12

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*

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Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire  
Kerry McCarthy

48

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

93

Clause 25, page 19, line 22, leave out “the 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.*

Kerry McCarthy

112

Clause 25, page 19, line 22, after second “of” insert “all”

**Member’s explanatory statement**

*This amendment would ensure that powers to introduce sector-specific codes are not confined to*



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**Agriculture Bill, continued**

*certain sectors (i.e. not only those where voluntary codes have been unable to significantly improve contractual relationships) but to all sectors.*

Deidre Brock

65

Clause 25, page 19, line 23, at end insert—

“( ) Regulations under this section containing provision that extends to Scotland may be made only with the consent of the Scottish Ministers.”

***Member’s explanatory statement***

*This amendment would require that regulations containing provisions that extend to Scotland may be made only with the consent of Scottish Ministers*

Dr David Drew

Sue Hayman

Jenny Chapman

Sandy Martin

Thangam Debbonaire

94

Clause 25, page 19, line 24, leave out “the 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

86

Clause 25, page 20, line 9, at end insert—

“(aa) for the identity of any person who has made a complaint relating to alleged non-compliance to be held in confidence and not disclosed during any investigation into their complaint;”

***Member’s explanatory statement***

*This amendment would provide for the confidentiality of persons who raise complaints under the fair dealing obligations provided by Clause 25.*

Dr David Drew

Sue Hayman

Jenny Chapman

Sandy Martin

Thangam Debbonaire

87

Clause 25, page 20, line 9, at end insert—

“(aa) for an investigation to be launched where there are reasonable grounds to suspect that there is non-compliance;”

***Member’s explanatory statement***

*This amendment would provide for investigations to be undertaken under the fair dealing obligations provided by Clause 25 where there are reasonable suspicions, but no complaint has been made.*

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 Agriculture Bill, *continued*

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*

13

Deidre Brock

- Clause 25, page 20, line 24, at end insert—  
 “( ) Before making regulations under this section, the Secretary of State must consult persons—  
 (a) who are representative of—  
     (i) producers of, or  
     (ii) first purchasers of,  
     the agricultural products to which the regulations will apply, or  
 (b) who may otherwise be affected by the regulations.”

66

***Member’s explanatory statement***

*This amendment would ensure that before making regulations the Secretary of State be required to consult with representatives of the producers and first purchasers.*

Dr David Drew  
 Sue Hayman  
 Jenny Chapman  
 Sandy Martin  
 Thangam Debbonaire

- Clause 25, page 20, line 28, leave out “first”

95

Kerry McCarthy

- Clause 25, page 20, leave out line 30 and insert—  
 ““producer” includes—  
 (a) an individual producer within or outside the United Kingdom,  
 (b) an entity within or outside the United Kingdom which sells agricultural products after they have been aggregated from more than one producer, and  
 (c) a business within or outside the United Kingdom operating a packhouse;”

111

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 Deidre Brock

- Clause 26, page 20, line 36, at end insert—  
 “( ) Regulations under this section containing provision that extends to Scotland may be made only with the consent of the Scottish Ministers.”  
***Member’s explanatory statement***  
*This amendment would require that the power to make regulations extending to Scotland can only be exercised with the consent of Scottish Ministers.*

67

**Agriculture Bill, continued**

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

119

Clause 26, page 20, line 36, at end insert—

“(1A) Regulations under this section containing provisions extending to Scotland, Wales or Northern Ireland that would ordinarily be within the competence of Scottish or Welsh Ministers or the Department of Agriculture, Environment and Rural Affairs in Northern Ireland and exercised by Scottish or Welsh Ministers or the Department of Agriculture, Environment and Rural Affairs in Northern Ireland may be made only with the consent of Scottish or Welsh Ministers or the Department of Agriculture, Environment and Rural Affairs in Northern Ireland, as appropriate.

(1B) This paragraph does not apply to regulations made by the Secretary of State under—

- (a) section 35 or 58 of the Scotland Act 1998 (as amended),
- (b) section 82 or 114 of the Government of Wales Act 2006 (as amended), or
- (c) section 25 or 26 of the Northern Ireland Act 1998 (as amended).”

**Member’s explanatory statement**

*In order to preserve the principle that agriculture is a devolved matter, this amendment would ensure that the Secretary of State may only make regulations to secure compliance by the UK with the WTO Agreement on Agriculture with the consent of Scottish or Welsh Ministers or the Department of Agriculture, Environment and Rural Affairs in Northern Ireland.*

Deidre Brock

68

Clause 26, page 20, line 44, leave out from “support” to end of line 2 on page 21

**Member’s explanatory statement**

*This amendment would remove the role of the Secretary of State as final arbiter in dispute resolution.*

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

120

Clause 26, page 21, line 15, leave out paragraph (b)

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

121

Clause 26, page 21, line 25, after subsection (5) insert—

“(5A) In setting limits for domestic support, the Secretary of State must not set limits for different classes of domestic support in relation to Scotland, Wales or Northern Ireland.”

**Member’s explanatory statement**

*In order to preserve the principle that agriculture is a devolved matter, these amendments would ensure that the Secretary of State may not make regulations setting limits for different classes of domestic support in Scotland, Wales or Northern Ireland.*

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**Agriculture Bill, continued**

Deidre Brock

69

Clause 26, page 21, line 26, leave out subsection (6)

**Member's explanatory statement**

*This amendment would remove the requirement to provide information to the Secretary of State.*

Tonia Antoniazzi  
Martin Whitfield  
Ben Lake

96

Clause 26, page 22, line 2, at end insert—

“(8A) For the avoidance of doubt, nothing in this clause shall affect the devolution of any power under—

- (a) the Wales Act 1998, the Wales Act 2014 or the Wales Act 2017,
- (b) the Scotland Act 1998 or the Scotland Act 2016, or
- (c) the Northern Ireland Act 1998.”

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Mr Philip Dunne  
Colin Clark  
Chris Davies

90

Schedule 3, page 30, line 17, at end insert—

“(2A) Financial assistance under subparagraphs (1) and (2) may only be given to—

- (a) persons who are involved in the production of products deriving from an agricultural or horticultural or forestry activity, (including recognised producers organisations, associations of recognised producer organisations and recognised interbranch organisations as established in part 6 or as recognised under the CMO Regulation at the date of enactment of this Act); or
- (b) those with an interest in agricultural land, where the financial assistance relates directly to that land.”

George Eustice

19

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

20

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);

**Agriculture Bill, continued**

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

21

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—
- “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

92

Schedule 3, page 33, line 28, leave out paragraph (b) and insert—

- “(b) making delinked payments in relation to Wales with respect to the whole or part of that period (in place of direct payments under the basic payment scheme in relation to Wales).”

**Member’s explanatory statement**

*This amendment makes the same provision for Wales as that made by Amendment 91 for England.*

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 Agriculture Bill, *continued*

- George Eustice 110
- Schedule 3, page 34, line 29, leave out first “above” and insert “(whether before or after the start of the agricultural transition period for Wales)”
- Member’s explanatory statement*
- This amendment brings the text of paragraph 7(8) of Schedule 3 into line with that for the equivalent provision in relation to England.*
- George Eustice 22
- 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 23
- 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 24
- 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 25
- 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 26
- 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 27
- 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*
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Agriculture Bill, *continued*

George Eustice

28

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

29

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

30

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

31

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

32

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

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**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

33

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

34

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

35

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

36

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

37

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

38

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*

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**Agriculture Bill, continued**

*voluntary coupled support scheme may be continued into the future and the scheme simplified or improved.*

George Eustice

39

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

40

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*

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George Eustice

14

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

15

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.*

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**Agriculture Bill, continued**

George Eustice

16

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.*

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George Eustice

17

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.*

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Mr Philip Dunne  
Chris Davies  
Colin Clark

109

Clause 33, page 24, line 39, at end insert—

“(2) Payments made by virtue of this Act must be paid pursuant to regulations made by the Secretary of State to implement a multi-annual financial framework determining the monies available under this section.

(3) Prior to any payments being made under this section, regulations must be laid before the beginning of the agricultural transition period.”

**Member’s explanatory statement**

*The Agriculture Bill should establish a multi-annual budgetary framework that provides certainty for farmers and allows them to plan and invest for the future.*

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 Agriculture Bill, *continued*

Colin Clark  
Chris Davies

42

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.*

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George Eustice

NC2

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.*

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George Eustice

NC3

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

**Agriculture Bill, continued**

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
  - (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.*

Mrs Emma Lewell-Buck  
 Alex Cunningham  
 Mary Glendon  
 Kerry McCarthy  
 Paul Farrelly  
 Jo Stevens

Sarah Champion  
 Helen Hayes  
 Tim Farron  
 Tulip Siddiq  
 Jo Platt  
 Lyn Brown

Helen Goodman  
 Frank Field  
 Valerie Vaz  
 Diana Johnson  
 Kate Hollern  
 Gareth Thomas

Liz Twist  
 Anna Turley  
 Mrs Sharon Hodgson  
 Ruth George  
 Paula Sherriff  
 Caroline Lucas

**NC1**

To move the following Clause—

**“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.

*Agriculture Bill, continued*

- (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;

“regions of England” has the same meaning as that used by the Office for National Statistics.”

Colin Clark  
Chris Davies

NC4

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,

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**Agriculture Bill, continued**

- (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;
    - (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*

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**Agriculture Bill, continued**

*respect of those animals in the country of slaughter can only be spent on activities which benefit red meat producers in that country.*

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Deidre Brock

NC5

To move the following Clause—

**“Quality schemes for agricultural products and foodstuffs**

- (1) Subsection (2) applies to any function of the Secretary of State under—
  - (a) Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs (“the EU Regulation”),
  - (b) the delegated and implementing Regulations,
  - (c) any regulations made by the Secretary of State under the EU Regulation, and
  - (d) any regulations made under section 2(2) of the European Communities Act 1972 relating to the enforcement of the EU Regulation or the delegated and implementing Regulations.
- (2) The Secretary of State may exercise the function only with the consent of the Scottish Ministers.
- (3) In subsection (1), the “delegated and implementing Regulations” means—
  - (a) Commission Delegated Regulation (EU) No 664/2014 supplementing the EU Regulation with regard to the establishment of Union symbols for protected designations of origin, protected geographical indications and traditional specialities guaranteed and with regard to certain rules on sourcing, certain procedural rules and certain additional transitional rules,
  - (b) Commission Delegated Regulation (EU) No 665/2014 supplementing the EU Regulation with regard to conditions of use of the quality term “mountain product”, and
  - (c) Commission Implementing Regulation (EU) No 668/2014 laying down rules for the application of the EU Regulation.
- (4) The references in subsection (1) to the EU Regulation and the delegated and implementing Regulations are to those instruments—
  - (a) as they have effect in domestic law by virtue of the European Union (Withdrawal) Act 2018, and
  - (b) as amended from time to time whether by virtue of that Act or otherwise.”

***Member’s explanatory statement***

*This clause relates to the replacement of current EU Geographical Indicators in future UK legislation. It requires that the exercise of relevant functions conferred on the Secretary of State in this area including in relation to its enforcement, should be subject to the consent of Scottish Ministers.*

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*Agriculture Bill, continued*

Deidre Brock

NC6

To move the following Clause—

**“Red meat levy redistribution**

- (1) The Ministers shall establish a scheme for the redistribution of red meat levy in accordance with this section.
- (2) The scheme shall 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.
- (3) The scheme shall make provision about—
  - (a) how the amount of a payment is to be calculated, which shall be by reference to such matters as may be specified in the scheme,
  - (b) when a payment is to be made, provided that payments shall be made not less than annually and no later than three months after the end of the financial year in which the levy has been collected, and
  - (c) how a payment is to be made.
- (4) Before making the scheme the Ministers shall consult the levy bodies.
- (5) The Ministers shall publish the scheme in such manner as they may determine.
- (6) A levy body must comply with any requirement imposed on it by the scheme.
- (7) A payment received by a levy body in accordance with the scheme may be used by that body in the same way as levy collected by that body.
- (8) The scheme may be reviewed at any time by the Ministers and shall be so reviewed at least every five years.
- (9) The scheme may make supplementary, incidental or consequential provision, and may amend or repeal any earlier scheme.
- (10) In this section—
  - “the levy bodies” means—
    - (a) for England, the Agriculture and Horticulture Development Board established by the Agriculture and Horticulture Development Board Order 2008 (S.I. 2008/420);
    - (b) for Scotland, Quality Meat Scotland established by the Quality Meat Scotland Order 2008 (S.S.I. 2008/77);
    - (c) for Wales, the Welsh Ministers or, where the power under section 7 of the Red Meat Industry (Wales) Measure 2010 (nawm 3) to delegate functions has been exercised by the Welsh Ministers, the person exercising the function of imposing levy on slaughterers under section 4 of that Measure 2010;
  - “the Ministers” means the Secretary of State, the Scottish Ministers and the Welsh Ministers, acting jointly;
  - “payment” means any payment which is to be made under the scheme by any levy body;
  - “red meat levy” means—
    - (a) in relation to England, producer levy imposed under Schedule 3 to the Agriculture and Horticulture Development Board Order 2008;
    - (b) in relation to Scotland, producer levy imposed under Schedule 3 to the Quality Meat Scotland Order 2008;
    - (c) in relation to Wales, the production component of levy imposed under section 4 of the Red Meat Industry (Wales) Measure 2010; and

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**Agriculture Bill, *continued***

“scheme” means a scheme established by the Ministers in accordance with this section.

***Member’s explanatory statement***

*The new clause requires a scheme to be made by the Secretary of State, the Scottish Ministers and the Welsh Ministers for redistribution of part of the red meat levy collected by the levy bodies in Great Britain to the other levy bodies.*

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Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC7

To move the following Clause—

**“Environmental land management contracts**

- (1) The Secretary of State shall, by regulations, make provision for environmental land management contracts.
- (2) A person who manages land may enter into an environmental land management contract with the Secretary of State to deliver one or more benefits under section 1(1).
- (3) A person who manages land and who seeks to enter into an environmental land management contract with the Secretary of State must first submit a land management plan.
- (4) The Secretary of State must approve a land management plan submitted by a person who manages land before entering into an environmental land management contract with that person.
- (5) Regulations under this section may provide for—
  - (a) one or more persons or bodies to act on behalf of the Secretary of State for the purposes of entering into an environmental land management contract, and
  - (b) requirements which a land management plan must meet if it is to be approved by the Secretary of State under subsection (5).
- (6) Regulations under this section are subject to affirmative resolution procedure.”

***Member’s explanatory statement***

*This new clause would require the Secretary of State to make provision for environmental land management contracts.*

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**Agriculture Bill, continued**

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC8

To move the following Clause—

**“Duty to report on international obligations**

- (1) The Secretary of State shall lay before both Houses of Parliament reports on the extent to which the provisions of this Act have helped the UK meet its obligations, including (but not limited to)—
  - (a) the UN Paris Agreement,
  - (b) CITES (the Convention on International Trade in Endangered Species of Wild Fauna and Flora),
  - (c) the Convention on Biological Diversity, including the Cartagena Protocol on Biosafety to the Convention on Biological Diversity,
  - (d) the Convention on the Law of the Sea,
  - (e) the International Covenant on Economic, Social and Cultural Rights (ICESCR), and
  - (f) the UN Sustainable Development Goals.
- (2) The first report under subsection (1) shall be laid no later than 31 March 2020, and subsequent reports shall be laid no later than 31 March in each calendar year.
- (3) The Secretary of State shall consult with—
  - (a) the Scottish Ministers,
  - (b) the Welsh Ministers, and
  - (c) the Department of Agriculture, Environment and Rural Affairs in Northern Irelandbefore laying a report under subsection (1).
- (4) The Secretary of State shall make arrangements for a report under subsection (1) to be laid before—
  - (a) the Scottish Parliament, and
  - (b) the Welsh Assembly.”

***Member’s explanatory statement***

*This new clause would require the Secretary of State to report annually on the contribution made to the UK’s international obligations as a result of the provisions of the Bill.*

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Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC9

To move the following Clause—

**“Reports on impact on consumers**

- (1) The Secretary of State shall lay before both Houses of Parliament reports on the impact of the provisions of this Act on—

**Agriculture Bill, continued**

- (a) the availability in England of agricultural products produced within the United Kingdom,
  - (b) the cost to the consumer in England of agricultural products produced within the United Kingdom, and
  - (c) the health and welfare of consumers in England.
- (2) The first report under subsection (1) shall be laid no later than 31 March 2020, and subsequent reports shall be laid no later than 31 March in each calendar year.
- (3) “Agricultural product”, for the purposes of this section, means a product that falls within a sector listed in Part 2 of Schedule 1.”

**Member’s explanatory statement**

*This new clause would require the Secretary of State to report annually on the impact of the Bill’s provisions on food security, availability and affordability, and the impact on consumer health and welfare.*

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC10

To move the following Clause—

**“Annual assessment of funding for purposes**

- (1) The Secretary of State must report on funding for each purpose listed in section 1.
- (2) A report under subsection (1) must be made for each financial year and must be laid before both Houses of Parliament no later than 31 October in the financial year following the financial year to which the report relates.
- (3) The first report shall be made by 31 October 2019 and shall relate to funding in the 2018-19 financial year.
- (4) A report under this section must record, on the basis of best data available—
  - (a) the total sum of funding allocated to each purpose in section 1,
  - (b) the source of any element of funding under subparagraph (a) which comes from public funds, and
  - (c) the sums from each source under subparagraph (b).
- (5) The Secretary of State must include in each report under this section—
  - (a) a statement of their opinion on whether any sum recorded under subsection (4) is sufficient to meet their policy objectives in relation to each purpose; and
  - (b) a statement of the Secretary of State’s intentions if, in their opinion, a sum recorded under subsection (4) was not sufficient to meet their policy objectives in relation to a purpose.
- (6) For the purposes of this section, “funding” includes any payment, grant, loan or guarantee.”

**Member’s explanatory statement**

*This new clause would require the Secretary of State to report annually on the funding allocated*

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**Agriculture Bill, continued**

*to each of the purposes of the Bill, on its sufficiency to meet policy objectives and on the Secretary of State's intentions if in their opinion funding for any purpose was not sufficient.*

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Ben Lake  
Liz Saville Roberts  
Jonathan Edwards  
Hywel Williams

NC11

To move the following Clause—

**“UK-wide framework for agriculture**

- (1) A UK-wide framework for agriculture, agricultural support and land management shall, subject to subsection (2), be established jointly by—
    - (a) Ministers of the Crown;
    - (b) Scottish Ministers;
    - (c) Welsh Ministers; and
    - (d) Northern Ireland Ministers or, if there are no Northern Ireland Ministers, the Department for Agriculture, Environment and Rural Affairs in Northern Ireland.
  - (2) A framework under subsection (1) shall be established if it is deemed necessary, with regard to agriculture, agricultural support and land management, to—
    - (a) enable the functioning of the UK internal market, while allowing for policy divergence;
    - (b) ensure compliance with international obligations;
    - (c) enable the management of common resources;
    - (d) administer and provide access to arbitration for disputes in cases with a cross-border element; or
    - (e) facilitate the allocation of funding to the devolved administrations to provide financial support.
  - (3) A framework under subsection (1) must respect the devolution settlements and the democratic accountability of the devolved legislatures and shall—
    - (a) be based on established conventions and practices, including that the principle that the competence of the devolved institutions will not be adjusted without their consent;
    - (b) maintain, as a minimum, equivalent flexibility for tailoring policies to the specific needs of each territory as is afforded by current EU rules; and
    - (c) lead to a significant increase in joint decision-making powers for the devolved administrations.
  - (4) Decisions made under a framework established under subsection (1) shall require unanimous agreement between each of the authorities in subsection (1).”
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**Agriculture Bill, *continued***

Deidre Brock

NC12

To move the following Clause—

**“International trade agreements: agricultural and food products**

- (1) A Minister of the Crown may not lay a copy of an international trade agreement before Parliament under section 20(1) of the Constitutional Reform and Governance Act 2010 unless the agreement—
- (a) includes an affirmation of the United Kingdom’s rights and obligations under the SPS Agreement, and
  - (b) prohibits the importation into the United Kingdom of agricultural and food products in relation to which the relevant standards are lower than the relevant standards in the United Kingdom.
- (2) In subsection (1)—
- “international trade agreement” means—
- (a) an agreement that is or was notifiable under—
    - (i) paragraph 7(a) of Article XXIV of General Agreement on Tariffs and Trade, part of Annex 1A to the WTO Agreement (as modified from time to time), or
    - (ii) paragraph 7(a) of Article V of General Agreement on Trade in Services, part of Annex 1B to the WTO Agreement (as modified from time to time), or
  - (b) an international agreement that mainly relates to trade, other than an agreement mentioned in sub-paragraph (i) or (ii);
- “Minister of the Crown” has the same meaning as in the Ministers of the Crown Act 1975;
- “relevant standards” means standards relating to environmental protection, plant health and animal welfare applying in connection with the production of agricultural and food products;
- “SPS Agreement” means the agreement on the Application of Sanitary and Phytosanitary Measures, part of Annex 1A to the WTO Agreement (as modified from time to time);
- “WTO Agreement” means the agreement establishing the World Trade Organisation signed at Marrakesh on 15 April 1994.”

***Member’s explanatory statement***

*This new clause would ensure that HMG has a duty to protect the quality of the domestic food supply by ensuring that imported foodstuffs are held to the same standards as domestic foodstuffs are held to.*

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Deidre Brock

NC13

To move the following Clause—

**“Agricultural payments to the Scottish Ministers**

After exit day, the Secretary of State must make available to the Scottish Ministers each year sums which are at least equivalent to the sums made available to the Scottish Ministers in the year prior to exit day for the purpose of expenditure under—

- (a) the European Agricultural Guarantee Fund, and

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**Agriculture Bill, continued**

(b) the European Agricultural Fund for Rural Development as established under Article 3 of Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financing, management and monitoring of the common agricultural policy.”

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Kerry McCarthy

NC14

To move the following Clause—

**“Ratification of international trade agreements**

- (1) An international trade agreement shall not be ratified unless it enables the United Kingdom to require imports to—
  - (a) comply with the standards laid down by primary and subordinate legislation in the United Kingdom regarding food safety, the environment and animal welfare, or
  - (b) have been produced to standards that are no lower than the legislative standards of the United Kingdom in protecting food safety, the environment and animal welfare.
- (2) In this section “international trade agreement” has the same meaning as in section 2(2) of the Trade Act 2018.”

***Member’s explanatory statement***

*This new clause would prevent the Government from entering into trade agreements that allow food imports that do not meet the UK’s environmental, animal welfare and food safety standards.*

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Kerry McCarthy

NC15

To move the following Clause—

**“Mandatory labelling of animal products as to farming method**

- (1) The Secretary of State shall make regulations requiring meat, meat products, milk, dairy products and egg products (including those produced intensively indoors) to be labelled as to the method of farming.
- (2) The labelling required under subsection (1) shall be placed on the front outer surface of the packaging and shall be in easily visible and clearly legible type.
- (3) Regulations under subsection (1) shall (among other things) specify—
  - (a) the labelling term to be used for each product, and
  - (b) the conditions that must be met for the use of each labelling term.
- (4) Regulations under subsection (1) may exclude from the labelling requirement products containing meat, eggs, milk or dairy products where the total proportion by weight of one or more of these items in the product is less than fifteen per cent.
- (5) Regulations under this section are subject to affirmative resolution procedure.”

***Member’s explanatory statement***

*This new clause would strengthen Clause 20 to require the Secretary of State to make labelling regulations that require meat, milk and dairy products, and egg products, including those which*

**Agriculture Bill, continued**

*have been produced intensively, to be labelled as to farming method. Eggs are not included as legislation already requires eggs to be labelled as to farming method.*

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Kerry McCarthy

NC16

To move the following Clause—

**“Environmental targets and objectives**

- (1) The Secretary of State must, in exercising functions under this Act, take all reasonable steps to—
  - (a) further the purposes within section 1(1)(a) to (g), and
  - (b) following a public consultation, bring forward proposals for environmental targets and objectives for the achievement of the purposes in section 1(1)(a) to (g) to secure the maintenance, recovery and restoration of the environment, so that the environment is healthy, resilient and sustainable for the benefit of people and wildlife.”

***Member’s explanatory statement***

*This new clause includes a requirement on ministers to introduce specific targets to ensure the bill meets its objectives.*

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Kerry McCarthy

NC17

To move the following Clause—

**“Primacy of public purposes**

The Secretary of State must ensure the payment of public money delivers primarily the purposes in section 1(1) so that the natural environment is conserved, enhanced and managed for the benefit of present and future generations.”

***Member’s explanatory statement***

*This new clause is intended to ensure that the list of public purposes set out in Clause 1 are the primary objective for payments under the Bill.*

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*Agriculture Bill, continued*

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC18

To move the following Clause—

**“Consultation on administration**

- (1) The Secretary of State must, within one calendar month of this Act being given Royal Assent, open a consultation on what body should administer—
  - (a) any payment of financial assistance under section 1,
  - (b) any payment under the basic payment scheme, within the meaning of section 4,
  - (c) any delinked payment within the meaning of section 7,
  - (d) any other form of financial assistance which may be given under this Act, and
  - (e) any environmental land management scheme established in connection with the provisions of this Act.
- (2) The consultation shall seek views on whether an existing body should administer the functions under subsection (1) or whether a new body should be created for that purpose.
- (3) The Secretary of State must, in any consultation under subsection (1), consult with persons or bodies representing persons who he or she considers are affected by the functions of the proposed administrative body, or who—
  - (a) are engaged in production of any product falling within an agricultural sector under Part 2 of Schedule 1, or
  - (b) manage land for a purpose other than production of any product falling within an agricultural sector under Part 2 of Schedule 1.
- (4) The Secretary of State must lay before both Houses of Parliament—
  - (a) in summary form, the views expressed in the consultation held under subsection (1), and
  - (b) a statement of how the Secretary of State intends to proceed, with his or her reasons for doing so.”

***Member’s explanatory statement***

*This new clause would require the Secretary of State to hold a consultation on whether an existing agency (such as the Rural Payments Agency) or a new body should administer payments and other functions delivered under the Bill’s provisions.*

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Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC19

To move the following Clause—

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**Agriculture Bill, *continued***

**“Financial assistance: duty to provide advice**

- (1) The Secretary of State must make regulations to secure the provision of training, guidance and advice to persons receiving financial assistance under this Act, for the purpose of enabling those persons to deliver the purpose or purposes for which the financial assistance is given.
- (2) Regulations under subsection (1) may include provision for advice on matters which include but are not limited to—
  - (a) the impact of any practice upon the environment,
  - (b) business management, including the development of business plans,
  - (c) the health and welfare of livestock,
  - (d) the safety and health of workers in any agricultural sector,
  - (e) innovation, including alternative methods of pest, disease and weed control,
  - (f) food safety, insofar as it relates to the production of food or any activity in, or in close connection with, an agri-food supply chain,
  - (g) the operation of any mechanism for applying for, or receiving, financial assistance under this Act,
  - (h) marketing of any product falling within an agricultural sector under Part 2 of Schedule 1.
- (3) Regulations under this section are subject to affirmative resolution procedure.”

***Member’s explanatory statement***

*This new clause would require the Secretary of State to make provision for training, guidance and advice to be made available to persons receiving financial assistance.*

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Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC20

To move the following Clause—

**“Public procurement of food**

- (1) A contracting authority which expects to have significant expenditure in the provision of food in the next financial year must, before the start of that year, prepare a statement of the authority’s general policy on how it will promote the highest standards of animal welfare in its approach to regulated procurements involving the provision of food.
- (2) The Secretary of State shall make regulations to define “contracting authority” for the purposes of this section.
- (3) Regulations under this section are subject to affirmative resolution procedure.”

***Member’s explanatory statement***

*This new clause would require public authorities who procure food to prepare a statement on how they will promote the highest standards of animal welfare through their procurement policy.*

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**Agriculture Bill, continued**

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC21

To move the following Clause—

**“Agricultural co-operatives**

- (1) The Secretary of State must promote agricultural co-operatives by—
  - (a) offering financial assistance for the creation or development of agricultural co-operatives, and
  - (b) establishing bodies to provide practical support and guidance for the development of new co-operatives.
- (2) The Secretary of State shall examine any proposal for primary or secondary legislation to assess—
  - (a) its impact upon agricultural co-operatives, and
  - (b) whether that impact is disproportionate in relation to its impact upon other producer organisations or interbranch organisations.
- (3) Financial assistance under subsection (1) may be given by way of grant, loan or guarantee, or in any other form.
- (4) An organisation shall be recognised as an agricultural co-operative if it meets the conditions in subsections (5) and (6).
- (5) Condition 1 is that the organisation—
  - (a) is registered with the Financial Conduct Authority as a co-operative, or
  - (b) is constituted under the Co-operatives and Community Benefit Societies Act 2014.
- (6) Condition 2 is that the organisation—
  - (a) operates in a sector which is listed in Part 2 of Schedule 1 to this Act, and
  - (b) includes at least one member which is an agricultural or horticultural producer.
- (7) The Secretary of State may by regulations make provision specifying the criteria under which financial assistance under subsection (1)(a) may be offered.
- (8) Regulations under subsection (7) are subject to the negative resolution procedure.”

***Member’s explanatory statement***

*This new clause would require the Secretary of State to promote agricultural co-operatives.*

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Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC22

To move the following Clause—

**“Import of foie gras**

- (1) Foie gras may not be imported into the UK.

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**Agriculture Bill, *continued***

- (2) “Foie gras”, for the purposes of this section, shall mean a product derived from the liver of any goose or duck which has been force-fed for the purpose of enlarging its liver.”

***Member’s explanatory statement***

*This new clause would prevent the import of foie gras into the UK.*

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Dr David Drew  
Sue Hayman  
Barry Gardiner  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

**NC23**

To move the following Clause—

**“Import of agricultural goods**

- (1) Agricultural goods may be imported into the UK only if import would not conflict with and would be consistent with—
- (a) the UK’s commitments under international law on animal welfare, including but not restricted to the European Convention for the Protection of Animals kept for Farming Purposes.
  - (b) The UK’s commitments under international law on environmental protection, including but not restricted to—
    - (i) the Paris Agreement,
    - (ii) CITES (the Convention on International Trade in Endangered Species of Wild Fauna and Flora),
    - (iii) the Convention on Biological Diversity, including the Cartagena Protocol on Biosafety to the Convention on Biological Diversity,
    - (iv) the Convention on the Law of the Sea, and
    - (v) the Sustainable Development Goals.
  - (c) Domestic legislation on—
    - (i) animal welfare,
    - (ii) environmental standards,
    - (iii) the protection of health and life of humans, animals or plants,
    - (iv) public morality,
    - (v) public security,
    - (vi) health and safety,
    - (vii) food safety standards.
  - (d) The section on animal welfare in the World Organisation for Animal Health (OIE) Terrestrial Animal Health Code and the section on the welfare of farmed fish in the World Organisation for Animal Health (OIE) Aquatic Animal Health Code.
- (2) “Agricultural goods”, for the purposes of this section, means—
- (a) any livestock within the meaning of section 1(4) or any product derived from livestock,
  - (b) any plants or seeds, within the meaning of section 13(6)

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**Agriculture Bill, continued**

(c) any product derived from livestock, plants or seeds.”

**Member's explanatory statement**

*This new clause would prevent the import of agricultural goods from other countries into the UK if they have been produced to lower standards than those of the UK.*

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Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC24

To move the following Clause—

**“Agricultural tenancies**

- (1) The Agricultural Holdings Act 1986 shall be amended as follows.
- (2) After section 6 insert the following clause—

**“6A Serving of notice by tenant**

- (1) Where in respect of a tenancy of an agricultural holding a tenant is restricted by the terms of the tenancy agreement in respect of any activity which appears to the tenant to be desirable to assist the full and efficient farming of the holding including participation in any schemes for grants, payments, loans or financial assistance the tenant may serve notice on the landlord to request consent which the landlord cannot unreasonably withhold or delay. Any objection by the landlord may be referred by the tenant to arbitration under this Act or, to third-party determination under this Act.
- (2) If following the service of a notice by a tenant in accordance with section 6A there is no response from the landlord within one month, consent for the matters contained within the notice from the tenant will be deemed to have been given.”
- (3) For section 12, substitute—

**“12 Arbitration or third-party determination of rent**

- (1) Subject to the provisions of Schedule 2 to this Act, the landlord or tenant of an agricultural holding may by notice in writing served on the other demand that the rent to be payable in respect of the holding as from the next termination date shall be referred to arbitration under this Act.
- (2) The landlord and tenant may, after the service of such a notice, instead refer for third party determination under this Act the question of how much rent is to be payable in respect of the holding as from the next termination date.
- (3) On a reference under this section the arbitrator or third party shall determine what rent should be properly payable in respect of the holding at the next termination date following the date of the notice under subsection (1) and accordingly shall, with effect from that next termination date, increase or reduce the rent previously payable or direct that it shall continue unchanged.

*Agriculture Bill, continued*

- (4) A notice under sub-section (1) under this section shall cease to be effective for the purposes of this section on the next termination date following the date of the demand unless before the said termination date—
- (a) an arbitrator or third party has been appointed by agreement between the parties to determine the rent, or
  - (b) an application has been made to the President of the Royal Institution of Chartered Surveyors for the appointment of an arbitrator by him.
- (5) References in this section (and in Schedule 2 to this Act) with respect to the rent of any holding, to the next termination date following the date of the notice served under subsection (1) are references to the next day following the date of that notice on which the tenancy of the holding could have been determined by notice to quit given at the date of the notice under subsection (1).
- (6) Schedule 2 to this Act shall have effect for supplementing this section.”
- (4) After section 24 insert a new section as follows—

**“24A Conversion to a fixed term tenancy**

- (1) This section applies to an agricultural holding governed by this Act and to which Case I does not apply.
- (2) The tenant may serve notice in writing on the landlord of the holding indicating that he wishes to convert the tenancy so that Case I applies to the holding unless—
  - (a) a notice to quit has already been served and remains enforceable;
  - (b) the tenant is dead or insolvent.
- (3) If within two months of receiving the tenant’s notice the landlord does not by counter-notice in writing served on the tenant indicate that he wishes to buy the tenant’s interest in the holding sub-section (4) will apply to the tenancy.
- (4) A tenancy to which this subsection applies will—
  - (a) be subject to Case I,
  - (b) not be subject to Part IV,
  - (c) be assignable by the tenant who served the notice under subsection (2) subject to the consent of the landlord which is not to be unreasonably refused withheld or qualified,
 and the rent properly payable under section 12 will be determined in accordance with section 13 of the Agricultural Tenancies Act 1995 instead of paragraphs 1 to 3 of Schedule 2.
- (5) Where the landlord serves a notice under subsection (3) he then has six months in which to agree with the tenant on the value of the tenant’s interest in the holding as at the date of the tenant’s notice.
- (6) Either landlord or tenant may refer the question of the value of the tenant’s interest for subsection (5) to determination by an arbitrator or if they agree third party determination.
- (7) If that value has not been agreed or referred to arbitration or third party determination within those six months subsection (4) will apply to the tenancy.

**Agriculture Bill, continued**

- (8) Where that value is so agreed or determined the tenancy will end at the next date at which a notice to quit served on the date when the tenant's notice would have taken effect, or such other date as may be agreed when that value shall be payable to the tenant.
- (5) Before Part II of Schedule 3, insert—

**“CASE I**

The holding is let under a tenancy to which this Case has been applied under section 24A and a notice to quit is served to take effect on a termination date at least 25 years after the service of the tenant's notice under that section”.

- (6) Omit section 36(3)(b).
- (7) Omit section 50(2)(b).
- (8) Section 36(5) shall be amended as follows—
- “Part I of Schedule 6 to this Act, which supplements subsection (3) above, shall have effect”.
- (9) Section 50(4) shall be amended as follows—
- “Part I of Schedule 6 to this Act shall apply for the purposes of supplementing subsection (2) above”.
- (10) In paragraph 1 of Schedule 6, omit “‘The occupancy condition’ means paragraph (b) of the definition”.
- (11) In schedule 6, omit paragraphs 3, 4, 5, 6, 7, 8, 9, 10, 14, 15 and 16.
- (12) The following amendments shall be made to the Agricultural Tenancies Act 1995—

- (a) After section 7 insert a new section as follows—

**“7A Notices to remedy**

- (1) A landlord may serve a notice to quit on a tenant at any time if the tenant fails to comply with a notice to remedy served by the landlord for any of the reasons set out in subsection (2).
- (2) A notice to remedy can be served by a landlord for the following reasons—
- (a) non-payment of rent by the tenant;
  - (b) a breach or breaches of the tenancy agreement which requires the tenant to carry out work to remedy the breach or breaches;
  - (c) a breach or breaches of the tenancy agreement, other than for non-payment of rent, which does not require the tenant to carry out any work to remedy the breach or breaches.
- (3) Any notice to remedy served under subsection (2)(a) must provide the tenant with at least 3 months to remedy the breach.
- (4) Any notice to remedy served under subsection (2)(b) or (2)(c) must provide the tenant with a reasonable time to remedy the breach or breaches which, in every case, shall not be for period of less than 6 months.
- (5) Any tenant in receipt of a notice to remedy under subsection (2) can within one month of receipt of the notice serve a notice on

**Agriculture Bill, *continued***

the landlord demanding arbitration or third-party determination on one or more of the following grounds—

- (a) disagreement with the reasons stated in the notice to remedy;
  - (b) disagreement in any way with the required remedy or remedies including the time required for their fulfilment.
- (6) Where a tenant has served a notice demanding arbitration or third-party determination any notice to remedy will be of no effect until it is determined by arbitration or third-party determination or is otherwise agreed between the landlord and tenant. The period over which any notice to remedy will have no effect will end if after a period of three months following the tenant’s demand for arbitration or third-party determination no arbitrator or third party has been appointed.
- (7) Any tenant in receipt of a notice to quit under sub section (1) can within one month of receipt of the notice serve a notice on the landlord demanding arbitration or third-party determination disputing the validity of the notice to quit.
- (8) Where a tenant has served a notice demanding arbitration or third-party determination under sub section (6) any notice to quit will be of no effect until its validity has been determined by arbitration or third-party determination or is otherwise agreed between the landlord and tenant. The period over which any notice to quit will have no effect will end if after a period of three months following the tenant’s demand for arbitration or third-party determination no arbitrator or third party has been appointed.
- (9) A notice to remedy under sub section (2) may only be served by a landlord in respect of tenancy agreements let from their commencement for a term of 10 years or more and where the landlord has no unilateral right to determine the tenancy in whole or any part at any time within the first 10 years of the agreement.”
- (b) Omit section 4(1)(g) and substitute—
- “is granted by a written contract of tenancy indicating (in whatever terms) that the 1986 Act is to apply in relation to the tenancy.”

***Member’s explanatory statement***

*This new clause would amend the legislation relating to agricultural tenancies to introduce the changes confirmed by the Tenancy Reform Industry Group (TRIG) in its report to DEFRA in October 2017.*

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*Agriculture Bill, continued*

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC25

To move the following Clause—

**“Report on impact of Act upon agricultural workers**

- (1) The Secretary of State shall, within 18 months of Royal Assent being given to this Act, lay before Parliament a report containing an assessment of the impact of the provisions of this Act on agricultural workers in England.
- (2) The report under subsection (1) shall include assessments of the impact of the Act upon each of the factors listed in subsection (3).
- (3) The factors are agricultural workers’—
  - (a) living standards,
  - (b) pay,
  - (c) conditions of employment, and
  - (d) accommodation.
- (4) The report under subsection (1) shall include an analysis of the impact on each factor under subsection (3)—
  - (a) in each region of England, and
  - (b) in each agricultural sector, within the meaning given in Part 2 of Schedule 1.
- (5) The Secretary of State shall, no later than three months after the report under subsection (1) has been laid, open a public consultation on—
  - (a) the report laid under subsection (1) and any conclusions which it might draw or proposals which it might contain, and
  - (b) the merits of establishing a sector negotiating body to be responsible for setting on an annual basis minimum—
    - (i) living standards,
    - (ii) pay,
    - (iii) conditions of employment, and
    - (iv) standards and terms of accommodation for agricultural workers.
- (6) “Agricultural worker” shall, for the purposes of this section, be taken to mean any person engaged in—
  - (a) agriculture, as defined in section 109 of the Agriculture Act 1947, or
  - (b) forestry.”

***Member’s explanatory statement***

*This new clause would require the Secretary of State to report on the impact of the Act on agricultural workers in England, and to consult on the findings of that report and the merits of establishing a sector negotiating body.*

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**Agriculture Bill, continued**

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC26

To move the following Clause—

**“Prohibition of live export of livestock**

- (1) The live export of livestock for slaughter or fattening is prohibited from exit day, subject to subsection (2).
- (2) The live export of livestock for slaughter or fattening is permitted after exit day if—
  - (a) the livestock is exported from Northern Ireland to the Republic of Ireland, and
  - (b) the condition in subsection (3) is satisfied.
- (3) The condition is that a person selling livestock exported under subsection (2)(a) makes it a requirement of sale that the livestock shall not be re-exported by the buyer.
- (4) In this section—
  - (a) “exit day” shall have the meaning given in section 20 of the European Union (Withdrawal) Act 2018, and
  - (b) “livestock” shall have the meaning given in section 1(4) of this Act.”

***Member’s explanatory statement***

*This clause would prohibit the live export of livestock for slaughter or fattening from the date the UK leaves the EU, with certain exceptions for export from Northern Ireland to the Republic.*

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Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC27

To move the following Clause—

**“Smallholdings estates: land management**

- (1) A smallholdings authority which immediately before the commencement of Part 1 of this Act holds any land for the purposes of smallholdings shall review the authority’s smallholdings estate and shall, before the end of the period of eighteen months beginning with the commencement of Part 1 of this Act, submit to the Secretary of State proposals with respect to the future management of that estate for the purposes of providing—
  - (a) opportunities for persons to be farmers on their own account;
  - (b) education or experience in environmental land management practices;
  - (c) opportunities for increasing public access to the natural environment and understanding of sustainable farming; and
  - (d) opportunities for innovation in sustainable land management practices.

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**Agriculture Bill, continued**

- (2) No land held by a smallholdings authority as a smallholding immediately before commencement of Part 1 of this Act is to be conveyed, transferred, leased or otherwise disposed of otherwise than—
  - (a) in connection with the purposes listed in subsection (1); and
  - (b) in accordance with proposals submitted under subsection (1).
- (3) For the purposes of this section, “smallholdings authority” has the same meaning as in section 38 of the Agriculture Act 1970.”

**Member’s explanatory statement**

*This new clause would limit the disposal of smallholdings (‘county farms’) by local authorities and would require local authorities to review their holding and submit proposals for future management to provide opportunities to extend access to farming, education, and innovation.*

---

Dr David Drew  
Sue Hayman  
Jenny Chapman  
Sandy Martin  
Thangam Debbonaire

NC28

To move the following Clause—

**“Monitoring pesticide use and alternatives**

- (1) The Secretary of State must, within six months of Royal Assent being given to this Act, publish proposals—
  - (a) to monitor the use and effects of pesticides in the management of livestock or land, to conduct research into alternative methods of pest control and to promote their take-up, and
  - (b) to conduct research into alternative methods of pest control and to promote their take-up, and
  - (c) to consult on a target to reduce the use of pesticides.
- (2) The proposals shall include steps to measure—
  - (a) the effect of pesticides on environmental health,
  - (b) the effect of pesticides on human health,
  - (c) the frequency with which individual pesticides are applied,
  - (d) the areas to which individual pesticides are applied, and
  - (e) the take-up of alternative methods of pest control by land use and sector.
- (3) “Environmental health” in subsection (2)(a) includes the health of flora, fauna, land, air or any inland water body.
- (4) “Human health” in subsection (2)(b) means the health of farmers, farmworkers and their families, operators, bystanders, rural residents and the general public.”

**Member’s explanatory statement**

*This new clause would require the Secretary of State to publish proposals to monitor the impact of pesticides, to conduct research into alternative methods of pest control, to promote their take-up, and to consult on proposals to set a target to reduce the use of pesticides.*

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 Agriculture Bill, *continued*

Deidre Brock

NC29

- ★ To move the following Clause—

**“Report on agricultural payments to the Scottish Ministers**

- (1) The Secretary of State must, no later than one month before exit day, lay before Parliament a statement of his policy on whether sums will be made available to Scottish Ministers each year after exit day which are at least equivalent to the sums made available to Scottish Ministers in the year prior to exit day for the purpose of expenditure under—
  - (a) the European Agricultural Guarantee Fund, and
  - (b) the European Agricultural Fund for Rural Development
 as established under Article 3 of Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financing, management and monitoring of the common agricultural policy.
- (2) “Exit day” shall have the meaning given in section 20 of the European Union (Withdrawal) Act 2018.”

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 Colin Clark  
 Chris Davies

NC30

- ★ To move the following Clause—

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

- (1) A scheme under this section (“the scheme”) 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) The scheme 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, and
  - (e) the duration of the scheme;
 and in this subsection “payment” means any payment which is to be made under the scheme by a 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;
  - (b) the administrative costs of implementing the scheme for the levy bodies involved in the payment.
- (4) A payment made under the scheme is to be treated by the levy body receiving it as if it were red meat levy collected by that body.

**Agriculture Bill, continued**

- (5) The scheme may make supplementary, incidental or consequential provision (including provision conferring functions).
- (6) A levy body must comply with any requirement imposed on it by the scheme.
- (7) The scheme—
- (a) is to be made jointly by—
    - (i) the Secretary of State, if it involves the levy body for England, and
    - (ii) the Scottish Ministers, if it involves the levy body for Scotland, and
    - (iii) the Welsh Ministers, if it involves the levy body for Wales;
  - (b) 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 for the time being exercising the Welsh Ministers' 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 (within the meaning of Schedule 2 to the Red Meat Industry (Wales) Measure 2010) of levy imposed on slaughterers under section 4 of that Measure.”

**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

43

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.*

*Agriculture Bill, continued*

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.

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ORDER OF THE COMMITTEE [23 OCTOBER 2018, AS AMENDED ON 23  
AND 25 OCTOBER]

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**

<i>Date</i>	<i>Time</i>	<i>Witness</i>
Tuesday 23 October	Until no later than 10.55 am	Nature Friendly Farming Network; National Trust; RSPB; Gilles Deprez

*Agriculture Bill, continued*

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

- (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.

**Agriculture Bill, *continued***

**NOTICES WITHDRAWN**

*The following Notices were withdrawn on 29 October 2018:*

Amendments 54 and 55.

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