



House of Commons

Tuesday 20 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*

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This document includes all amendments remaining before the Committee and includes any withdrawn amendments at the end.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].

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—

Agriculture Bill, continued

- (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 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.

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.

Agriculture Bill, *continued*

- (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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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.

 Agriculture Bill, *continued*

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
- (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.”

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.

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—

Agriculture Bill, continued

- (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 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.

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.

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.

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.

Agriculture Bill, continued

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

NC19

To move the following Clause—

“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.

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.

Agriculture Bill, *continued*

(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.

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.

Agriculture Bill, continued

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.
- (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.

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.

Agriculture Bill, continued

- (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)
 - (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.

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

Agriculture Bill, continued

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.
 - (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.

Agriculture Bill, continued

- (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.
 - (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.

Agriculture Bill, *continued*

- (3) Any notice to remedy served under sub section (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 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.”

Agriculture Bill, continued
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.

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.”

Agriculture Bill, continued
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.

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.

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

Agriculture Bill, *continued*

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.
- (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.”

Agriculture Bill, continued**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.

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 Developmentas 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.”
-

Dr David Drew
Sue Hayman
Jenny Chapman
Sandy Martin
Thangam Debbonaire

NC31

To move the following Clause—

“Financial assistance: agricultural tenancies

- (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 for which financial assistance has been granted under or in connection with this Act, or any environmental land management scheme established in connection with the provisions of this Act, the tenant may serve notice on the landlord to request consent for that activity.
- (2) A landlord must respond to a notice served under subsection (1) within one month.
- (3) If the landlord does not respond to a notice served under subsection (1) within one month, consent for the activity within the notice from the tenant will be deemed to have been given.
- (4) Any objection by the landlord to a notice served under subsection (1) may be referred by the tenant to arbitration or expert determination under a mechanism to be established by regulations made by the Secretary of State.

Agriculture Bill, continued

- (5) Regulations under subsection (3) shall be subject to the affirmative procedure.
- (6) “Financial assistance” under subsection (1) shall be taken to include (amongst other things)—
- (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, and
 - (d) any other form of financial assistance which may be given under this Act.”

Member’s explanatory statement

This new clause would enable a tenant to challenge a restriction in the tenancy agreement regarding the receipt of financial assistance under the terms of the Bill.

George Eustice
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.

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.

Agriculture Bill, continued*Other proceedings*

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

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
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

Agriculture Bill, *continued*

<i>Date</i>	<i>Time</i>	<i>Witness</i>
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.

NOTICES WITHDRAWN

The following Notices were withdrawn on 29 October 2018:

Amendments 54 and 55.

The following Notices were withdrawn on 13 November 2018:

NC4
