



# House of Commons

**Thursday 29 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: 84 to 89*

### **FINANCE (No. 3) BILL**

**(Except clauses 5, 6, 8 9 and 10; Clause 15 and Schedule 3; Clause 16 and Schedule 4; Clause 19; Clause 20; Clause 22 and Schedule 7; Clause 23 and Schedule 8; Clause 38 and Schedule 15; Clauses 39 and 40; Clauses 41 and 42; Clauses 46 and 47; Clauses 61 and 62 and Schedule 18; Clauses 68 to 78; Clause 83; Clause 89; Clause 90; any new Clauses or new Schedules relating to tax thresholds or reliefs, the subject matter of any of clauses 68 to 78, 89 and 90, gaming duty or remote gaming duty, or tax avoidance or evasion)**

#### **NOTE**

**This document includes all amendments tabled to date and includes any withdrawn amendments at the end. The amendments have been arranged in accordance with the Order of the Committee [27 November 2018].**

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

**31**

Schedule 2, page 171, line 18, at end insert—

“(4) The provisions in this paragraph may not come into effect until the Treasury has published the results of any consultation conducted by the Commissioners with representative bodies concerning awareness of the provisions among those who will be covered by them.”

***Member’s explanatory statement***

*This amendment would delay the commencement of the paragraph in Schedule 2 relating to the obligation to make a return in respect of a disposal to which the Schedule applies, until the Treasury has released details of HMRC’s consultation with representative bodies concerning awareness of the provisions amongst those who may be covered by them.*

---

 Finance (No. 3) Bill, *continued*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

32

Schedule 2, page 176, line 21, at end insert—

“PART 1A

REVIEW OF EFFECTS ON PUBLIC FINANCES

- 17A The Chancellor of the Exchequer must review the revenue effects if the provisions in Schedule 2 were introduced from 6 April 2019, and lay a report of that review before the House of Commons within six months of the passing of this Act.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the revenue effects of the provisions of Schedule 2 if they were introduced in 2019/20.*

Kirsty Blackman  
 Mhairi Black

33

Schedule 2, page 176, line 21, at end insert—

“PART 1A

REVIEW OF EFFECTS ON PUBLIC FINANCES

- 17A The Chancellor of the Exchequer must review the expected revenue effects of the changes made to capital gains tax returns and payments on account in this in this Schedule, along with an estimate of the difference between the amount of tax required to be paid to the Commissioners under those provisions and the amount paid, and lay a report of that review before the House of Commons within six months of the passing of this Act.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the effect on public finances, and on reducing the tax gap, of the changes made to capital gains tax in Schedule 2.*

---

---

**Finance (No. 3) Bill, continued**

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

39

Schedule 5, page 204, line 29, at end insert—

## “PART 1A

## ANNUAL REPORT OF NON-UK RESIDENT COMPANIES

- 5A (1) The Chancellor of the Exchequer must publish details of non-UK resident companies to which corporation tax is chargeable due to the provisions of this Schedule.
- (2) The details published under sub-paragraph (1) must list the name of each such non-UK resident company.
- (3) The publication under sub-paragraph (1) must be published—
- (a) in respect of the first such publication, within six months of this Schedule coming into force, and
  - (b) in respect of each subsequent publication, within 12 months of the date of the previous publication.”

***Member’s explanatory statement***

*This amendment requires an annual report on companies to which corporation tax is chargeable due to the provisions of this Schedule.*

Kirsty Blackman  
Mhairi Black

35

Schedule 5, page 210, line 45, at end insert—

## “PART 2A

## REVIEW OF EFFECTS ON PUBLIC FINANCES

- 34A (1) The Chancellor of the Exchequer must review the revenue effects of this Schedule and lay a report of that review before the House of Commons within six months of the passing of this Act.
- (2) The review under sub-paragraph (1) must consider—
- (a) the expected change in corporation tax paid attributable to the provisions in this Schedule, and
  - (b) an estimate of any change, attributable to the provisions in this Schedule, in the difference between the amount of tax required to be paid to the Commissioners and the amount paid.”

***Member’s explanatory statement***

*This amendment requires a review of the effects of this Schedule on the public finances.*

---

**Finance (No. 3) Bill, continued**

Kirsty Blackman  
Mhairi Black

36

Schedule 5, page 210, line 45, at end insert—

“PART 2A

REVIEW OF EFFECTS ON TAX PAID BY EU AND NON-EU RESIDENT FIRMS

- 34A (1) The Chancellor of the Exchequer must review the revenue effects of this Schedule and lay a report of that review before the House of Commons within six months of the passing of this Act.
- (2) The review under sub-paragraph (1) must consider the expected change, attributable to the provisions in this Schedule, in the difference between the amount of tax required to be paid to the Commissioners and the amount paid by non-UK resident companies that are—
- (a) resident in the European Union, or
  - (b) not resident in the European Union.”

***Member’s explanatory statement***

*This amendment requires a review of the effects of this Schedule on the tax gap for both EU and non-EU resident firms.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

38

Schedule 5, page 210, line 45, at end insert—

“PART 2A

ANNUAL REVIEW OF EFFECTS OF THIS SCHEDULE

- 34A (1) The Chancellor of the Exchequer must undertake an annual review of the effects of the provisions of this Schedule on corporation tax receipts.
- (2) The report of the review under sub-paragraph (1) must be laid before the House of Commons before—
- (a) in respect of the first review, within 12 months of this Schedule coming into force, and
  - (b) in respect of each subsequent review, within 12 months of the date on which the report of the previous review was laid before the House of Commons.”

***Member’s explanatory statement***

*This amendment requires an annual review of the revenue effects of this Schedule, in each year following the Schedule coming into force.*

---

---

**Finance (No. 3) Bill, continued**

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

46

Schedule 6, page 220, line 2, leave out paragraph 11.

**Member's explanatory statement**

*This amendment removes the proposed extension of the review period to 15 months.*

Kirsty Blackman  
Mhairi Black

37

Schedule 6, page 220, line 26, at end insert—

“13 The Chancellor of the Exchequer must review the expected change to payments of diverted profits tax and any associated changes to overall payments made to the Commissioners arising from the provisions of this Schedule, and lay a report of that review before the House of Commons within 6 months of the passing of this Act.”

**Member's explanatory statement**

*This amendment would require the Chancellor of the Exchequer to review the effect on public finances of the diverted profits tax provisions in this Bill.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

40

Schedule 6, page 220, line 26, at end insert—

“13 The Chancellor of the Exchequer must review the expected revenue effects of the changes made to diverted profits tax in this Schedule and lay a report of that review before the House of Commons within six months of the passing of this Act.”

**Member's explanatory statement**

*This amendment would require the Chancellor of the Exchequer to review the effect on public finances on the provisions in Schedule 6.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

41

Schedule 6, page 220, line 26, at end insert—

“13 The Chancellor of the Exchequer must review diverted profits tax against its policy objectives and lay a report of that review before the House of Commons within six months of the passing of this Act.”

**Member's explanatory statement**

*This amendment would require the Chancellor of the Exchequer to review DPT against its policy objectives.*

Finance (No. 3) Bill, *continued*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

42

Schedule 6, page 220, line 26, at end insert—

“13 The Chancellor of the Exchequer must commission a review comparing diverted profits tax against a Digital Services Tax and lay a report of that review before the House of Commons within six months of the passing of this Act.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review DPT against the Government’s proposed Digital Services tax.*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

43

Schedule 6, page 220, line 26, at end insert—

“13 (1) The Chancellor of the Exchequer must commission a review on the matter specified in subsection (2).  
 (2) That matter is the effects on the public finances of the the provisions in this Schedule coming into effect in the tax year 2019-20 compared to previous or subsequent tax years.  
 (3) The Chancellor of the Exchequer must lay a report of the review under subsection (1) before the House of Commons within six months of the passing of this Act.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the impact of introducing this measure in 2019-20.*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

44

Schedule 6, page 220, line 26, at end insert—

“13 (1) The Commissioners must, within three months of the end of the tax year 2019-20, provide information to the Treasury on the basis of the exercise of their functions in relation to the changes made in this Schedule about the effects of the changes on the matters specified in sub-paragraph (2).

(2) Those matters are—

(a) residential property prices in the United Kingdom, and

(b) the proportion of residential property in the United Kingdom owned by persons not ordinarily resident in the United Kingdom.

(3) The Chancellor of the Exchequer must, within six months of the end of the tax year 2019-20, undertake a review of the information supplied in accordance

---

**Finance (No. 3) Bill, continued**

with sub-paragraph (1) and lay a report of that review before the House of Commons.”

**Member’s explanatory statement**

*This amendment would require a review of the effect of the diverted profits tax provisions on foreign home ownership and residential property prices.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

45

Schedule 6, page 220, line 26, at end insert—

“13 After section 105 insert—

**105A Public register of diverted profits tax payments**

- (1) The Commissioners must provide information to the Treasury listing those companies that have made payments pursuant to a charge of diverted profits tax, and the amounts of those payments.
- (2) The Treasury shall publish a register of companies paying diverted profits tax based on the information provided by the Commissioners under subsection (1), and shall make that register available to the general public.”

**Member’s explanatory statement**

*This amendment requires the publication of a public register of those companies that pay diverted profits tax.*

---

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

47

Clause 21, page 13, line 35, at end insert—

“(7) The Chancellor of the Exchequer must review the revenue effects of the preceding provisions of this section and lay a report of that review before the House of Commons within six months of the passing of this Act.”

**Member’s explanatory statement**

*This amendment would require the Chancellor of the Exchequer to review the revenue effects of the changes made by Clause 21.*

---

**Finance (No. 3) Bill, continued**

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

48

Clause 21, page 13, line 35, at end insert—

“(7) The Chancellor of the Exchequer must, within 3 months of the passing of this Act, publish a list of additional non-UK resident companies that are classified as having permanent establishments as a result of restricting the application of section 1143 of the CTA 2010.

(8) The list in subsection (7) must be updated annually.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to publish a list of all additional permanent establishments created as a result of the changes made by Clause 21 three months after the passing of the Act and annually thereafter.*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

49

Clause 21, page 13, line 35, at end insert—

“(7) The Chancellor of the Exchequer must, within six months of the passing of this Act, publish an estimate of the annual revenue effects if the changes made in this section had been made in 2010.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to publish a statement, within six months of the passing of the Act, of the revenue effects if the provisions of Clause 21 had been in effect since 2010.*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

50

Clause 21, page 13, line 35, at end insert—

“(7) The Chancellor of the Exchequer must review the expected effects on the changes restricting the application of section 1143 of the CTA 2010 of the UK leaving the European Union in each of the scenarios in subsection (8) and lay a report of that review before the House within one month of the passing of this Act.

(8) The scenarios to be considered in the review are—

- (a) the United Kingdom leaves the European Union following the agreement of a withdrawal agreement, or
- (b) the United Kingdom leaves the European Union without a negotiated withdrawal agreement.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the effects of exit from*



---

**Finance (No. 3) Bill, continued**

*the EU under (a) a withdrawal agreement and (b) a no deal Brexit on the changes made to the permanent establishments regime in Clause 21.*

---

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

51

Clause 24, page 14, line 4, at end insert—

“(1A) At the end of section 134 of CTA 2010, insert—

“(2) The Chancellor of the Exchequer must review any change, attributable to the amendments made to this section by section 24 of the Finance Act 2019, to payments of corporation tax.

(3) A report of the review under subsection (2) must be laid before the House of Commons by 5 April 2020.””

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the revenue effects of this Clause, as far as they relate to section 134 of the Corporation Tax Act 2010 and report on those changes by the end of the tax year 2019-20.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

52

Clause 24, page 14, line 4, at end insert—

“(1B) At the end of section 134 of CTA 2010, insert—

“(4) The Chancellor of the Exchequer must review the effects on the property market attributable to the amendments made to this section by section 24 of the Finance Act 2019.

(5) A report of the review under subsection (4) must be laid before the House of Commons by 5 April 2020.””

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the effects of this Clause, as far as they relate to section 134 of the Corporation Tax Act 2010, on the property market and report on those changes by the end of the tax year 2019-20.*

---

**Finance (No. 3) Bill, continued**

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

53

Clause 24, page 14, line 7, at end insert—

“(2A) At the end of section 188CJ of CTA 2010, insert—

“(2) The Chancellor of the Exchequer must review any change, attributable to the amendments made to this section by section 24 of the Finance Act 2019, to payments of corporation tax.

(3) A report of the review under subsection (2) must be laid before the House of Commons by 5 April 2020.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the revenue effects of this Clause, as far as they relate to section 188CJ of the Corporation Tax Act 2010 and report on those changes by the end of the tax year 2019-20.*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

54

Clause 24, page 14, line 7, at end insert—

“(2B) At the end of section 188CJ of CTA 2010, insert—

“(4) The Chancellor of the Exchequer must review the effects on the property market attributable to the amendments made to this section by section 24 of the Finance Act 2019.

(5) A report of the review under subsection (4) must be laid before the House of Commons by 5 April 2020.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the effects of this Clause, as far as they relate to section 188CJ of the Corporation Tax Act 2010, on the property market and report on those changes by the end of the tax year 2019-20.*

---

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

55

Clause 25, page 15, line 6, at end insert—

“(6) The Chancellor of the Exchequer must commission a review on the matters specified in subsection (7).

(7) Those matters are the effects of the amendments made by this section on—

---

**Finance (No. 3) Bill, continued**

- (a) foreign direct investment in the United Kingdom, and
- (b) mergers and acquisitions involving companies resident in the United Kingdom.

(8) A report of the review under subsection (6) must be laid before the House of Commons by 1 April 2020.”

**Member’s explanatory statement**

*This amendment would require the Chancellor of the Exchequer to review the effects of this Clause on FDI and mergers and acquisitions, and report on those changes by the end of the tax year 2019-20.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

56

Clause 25, page 15, line 6, at end insert—

“(6) The Chancellor of the Exchequer must commission a review on the effects of the amendments made by this section on the intellectual property market in the United Kingdom.

(7) A report of the review under subsection (6) must be laid before the House of Commons by 1 April 2020.”

**Member’s explanatory statement**

*This amendment would require the Chancellor of the Exchequer to review the effects of this Clause on the intellectual property market, and report on those changes by the end of the tax year 2019-20.*

---

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

57

Clause 29, page 17, line 8, at end insert—

“(14) No later than two months after the passing of this Act, the Chancellor of the Exchequer must lay before the House of Commons a report on the consultation undertaken on the provisions in this section.”

**Member’s explanatory statement**

*This amendment would require the Chancellor of the Exchequer to report on the consultation undertaken on Clause 29.*

**Finance (No. 3) Bill, continued**

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

58

Clause 29, page 17, line 8, at end insert—

- “(14) The Chancellor of the Exchequer must review the revenue effects of the relief that will be created as a result of the exercise of the powers in this section and lay a report of that review before the House of Commons within six months of the passing of this Act.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the revenue effects of the changes made by Clause 29.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

59

Clause 29, page 17, line 8, at end insert—

- “(14) The Chancellor of the Exchequer must review the uptake of the relief that will be created as a result of the powers in this section by the groups set out in subsection 15.
- (15) The groups that must be considered under the review in subsection 14 are—
- (a) companies with between zero and nine employees,
  - (b) companies with between 10 and 250 employees, and
  - (c) companies with more than 250 employees.
- (16) A report of the review under subsection (14) must be laid before the House of Commons no later than 12 months after the first exercise of the powers under this section.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the uptake of this relief among micro-businesses, SMEs and large companies.*

---

**Finance (No. 3) Bill, continued**

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

60

Clause 29, page 17, line 8, at end insert—

“(14) No draft instrument may be laid under this section until the Treasury has carried out a consultation with stakeholders on the qualifying arrangements for the relief that would be created as a result of the powers in this section.”

***Member’s explanatory statement***

*This amendment would require the Treasury to carry out a consultation with stakeholders on the qualifying arrangements for this allowance.*

---

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

61

Clause 30, page 17, line 35, at end insert—

“(9) The Chancellor of the Exchequer must commission a review on impact of the amendments made by this section on CO2 emissions from plant and machinery operated in the United Kingdom.

(10) A report of the review under subsection (9) must be laid before the House of Commons by 1 April 2020.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the effects of this Clause on CO2 emissions from plant and machinery, and report on those changes by the end of the tax year 2019-20.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

62

Clause 30, page 17, line 35, at end insert—

“(9) The Chancellor of the Exchequer must commission a review on impact of the amendments made by this section on the prices of—

- (a) household heating and electricity, and
- (b) insulation material.

(10) A report of the review under subsection (9) must be laid before the House of Commons by 1 April 2020.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the effects of this clause on the cost of heating, electricity and insulation material and report on those changes by the end of the tax year 2019-20.*

---

**Finance (No. 3) Bill, continued**

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

63

Clause 30, page 17, line 35, at end insert—

“(9) The Chancellor of the Exchequer must commission a review on impact of the amendments made by this section on the automotive market in the United Kingdom.

(10) A report of the review under subsection (9) must be laid before the House of Commons by 1 April 2020.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the effects of this Clause on the automotive market in the UK and report on those changes by the end of the tax year 2019-20.*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

64

Clause 30, page 17, line 35, at end insert—

“(9) The Chancellor of the Exchequer must commission a review on impact of the amendments made by this section on the level of investment in plant and machinery included as special rate expenditure, where such plant and machinery was made before April 2019.

(10) A report of the review under subsection (9) must be laid before the House of Commons by 1 April 2020.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the effects of this clause upon business decisions to invest in eligible plant and machinery made before April 2019 and report on those changes by the end of the tax year 2019-20.*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

65

Clause 30, page 17, line 35, at end insert—

“(9) The Chancellor of the Exchequer must lay before the House of Commons a report on any consultation undertaken on the provisions in this section.

(10) A report of the review under subsection (9) must be laid before the House of Commons within two months of the passing of this Act.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to report on any consultation undertaken on the provisions in this clause.*

---

Finance (No. 3) Bill, *continued*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

66

Clause 31, page 18, line 4, at end insert—

- “(3) The Chancellor of the Exchequer must commission a review on the estimated impact of the provisions of this section and Schedule 12 on the level to which businesses claim annual investment allowance.
- (4) The review shall in particular compare the estimated impacts of increasing the annual investment allowance for—
- (a) the period specified in subsection (1), and
  - (b) the period of three years beginning with 1 January 2019.
- (5) A report of the review under subsection (3) must be laid before the House of Commons within three months of the passing of this Act.”

**Member’s explanatory statement**

*This amendment would require the Chancellor of the Exchequer to report on the estimated impact of the provisions of this clause, and compare them to the estimated impact of extending the temporary AIA relief for an additional year.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

67

Clause 31, page 18, line 4, at end insert—

- “(3) The Chancellor of the Exchequer must commission a review on the impact of the provisions of this section and Schedule 12 on businesses able to claim annual investment allowance.
- (4) A report of the review under subsection (3) must be laid before the House of Commons by 1 April 2020.”

**Member’s explanatory statement**

*This amendment would require the Chancellor of the Exchequer to review the impact of the provisions of this section and report on that impact by the end of the tax year 2019-20.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

68

Clause 31, page 18, line 4, at end insert—

- “(3) The Chancellor of the Exchequer must commission a review on the costs and benefits of extending the increase in annual investment allowance beyond the period specified in subsection (1).
- (4) A report of the review under subsection (3) must be laid before the House of Commons within 3 months of the passing of this Act.”

**Member’s explanatory statement**

*This amendment would require the Chancellor of the Exchequer to review the costs and benefits of extending the increase in AIA relief beyond two years.*

---

**Finance (No. 3) Bill, continued**

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

69

Clause 31, page 18, line 4, at end insert—

- “(3) The Chancellor of the Exchequer must lay before the House of Commons a report on any consultation undertaken on the provisions in this section and Schedule 12 within two months of the passing of this Act.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to report on any consultation undertaken on the provisions in this clause.*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

70

Clause 31, page 18, line 4, at end insert—

- “(3) The Chancellor of the Exchequer must make a statement to the House of Commons within 2 months of the passing of this Act on the matters specified in subsection (4).
- (4) Those matters are—
- (a) the results of any analysis undertaken by the Treasury regarding the provisions of this section and Schedule 12,
  - (b) any evidence that he is aware of that supports the provisions of this section having a positive economic benefit, and
  - (c) any evidence that he is aware of that does not support the provisions of this section having a positive economic benefit.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to make a statement on the evidence base for the temporary AIA increase.*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

71

Clause 31, page 18, line 4, at end insert—

- “(3) The Chancellor of the Exchequer must, within 3 months of the passing of this Act, lay before the House of Commons an analysis of the distributional and other effects of the provisions of this section and Schedule 12 on companies of different sizes.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to lay before the House of Commons an analysis of the distributional and other effects of the provisions of this section on companies of different sizes.*



Finance (No. 3) Bill, *continued*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

72

Clause 31, page 18, line 4, at end insert—

- “(3) The Chancellor of the Exchequer must commission a review on the matters specified in subsection (4).
- (4) Those matters are—
- (a) the changes made to annual investment allowance since 2010, including the change in this section, and
  - (b) the effects of those changes on investor confidence.
- (5) A report of the review under subsection (3) must be laid before the House of Commons within 3 months of the passing of this Act.”

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

73

Clause 32, page 19, line 23, at end insert—

- “(6) The Chancellor of the Exchequer must review the likely effect of extending the first-year allowances on energy-saving plant or machinery or environmentally beneficial plant or machinery to 2030 and lay a report of that review before the House of Commons within six months of the passing of this Act.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the effects of extending first-year allowances to 2030.*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

74

Clause 32, page 19, line 23, at end insert—

- “(6) The Chancellor of the Exchequer must review the likely cost of extending the first-year allowances on energy-saving plant or machinery or environmentally beneficial plant or machinery to 2022 and lay a report of that review before the House of Commons within six months of the passing of this Act.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to review the cost of extending first-year allowances to 2022.*

Finance (No. 3) Bill, *continued*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

75

Clause 32, page 19, line 23, at end insert—

- “(6) The Chancellor of the Exchequer must review the effect of ending the first-year allowances on energy-saving plant or machinery or environmentally beneficial plant or machinery and lay a report of that review before the House of Commons within one year of the passing of this Act.
- (7) A review under subsection (b) must consider the effect on—
- (a) the energy technology sector, and
  - (b) the water technology sector.”

**Member’s explanatory statement**

*This amendment would require the Chancellor of the Exchequer to review the impact on the energy and water technology sectors of ending first-year allowances.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

76

Clause 32, page 19, line 23, at end insert—

- “(6) The Chancellor of the Exchequer must review the effect of ending the first-year allowances on energy-saving plant or machinery or environmentally beneficial plant or machinery, on foreign direct investment in the energy technology and water technology sectors and lay a report of that review before the House of Commons within one year of the passing of this Act.”

**Member’s explanatory statement**

*This amendment would require the Chancellor of the Exchequer to review the impact of ending the first-year allowance on foreign direct investment in the energy and water technology sectors.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

77

Clause 32, page 19, line 23, at end insert—

- “(6) The Chancellor of the Exchequer must review the effect of the provisions in this section on the United Kingdom’s ability to comply with its third, fourth and fifth carbon budgets and lay a report of that review before the House of Commons within six months of the passing of this Act.”

**Member’s explanatory statement**

*This amendment would require the Chancellor of the Exchequer to review the impact of Clause 32 on the UK’s ability to meet its carbon budgets.*

---

**Finance (No. 3) Bill, continued**

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

78

Clause 32, page 19, line 23, at end insert—

“(6) The Chancellor of the Exchequer must lay before the House of Commons a report on any consultation undertaken on the provisions in this section within two months of the passing of this Act.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to report on any consultation undertaken on the provisions in this clause.*

---

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

79

Clause 34, page 19, line 38, at end insert—

“(4) The Chancellor of the Exchequer must lay before the House of Commons a report on any consultation undertaken on the provisions in this section within two months of the passing of this Act.”

***Member’s explanatory statement***

*This amendment would require the Chancellor of the Exchequer to report on any consultation undertaken on the provisions in this clause.*

---

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

84

★ Schedule 14, page 260, line 15, leave out sub-paragraph (d)

***Member’s explanatory statement***

*The provision as drafted allows companies to transfer TTH worth double the value of anticipated decommissioning costs. This reduces the incentive for companies towards efficiencies in decommissioning costs and paves the way for decommissioning-related tax repayments far bigger than the companies are currently acknowledging. This amendment removes that provision.*

---

**Finance (No. 3) Bill, continued**

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

81

- Schedule 14, page 261, line 29, at end insert—  
 “(aa) assessing the impact on employment, skills and the Exchequer from the asset’s production life and planned decommissioning phase, and”

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

88

- ★ Schedule 14, page 261, line 36, at end insert—  
 “(iii) terms of employment or other obligations arising from agreements with offshore employees working during production and decommissioning phases of oil fields subject to TTH transactions, or  
 (iv) the performance of obligations arising from agreements or undertakings between the seller and a government department or devolved authority.”

***Member’s explanatory statement***

*This amendment alters the definition of “decommissioning security agreement” to include providing security for any obligations arising from agreements with offshore employees, government departments, or devolved authorities.*

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

89

- ★ Schedule 14, page 261, line 42, at end insert—  
 “(d) includes an assessment of the impact on the Exchequer from the amount spent on directly employed and contracted staff by the seller over the production life of the asset to date; and the impact on the Exchequer from the buyer’s plans for employed and contracted staff up to and including the decommissioning stage.”

***Member’s explanatory statement***

*This amendment requires a decommissioning security agreement to include an assessment of the impact on the Exchequer from the amount spent on staff, in order for that agreement to be qualifying for the purposes of this Schedule.*

---

**Finance (No. 3) Bill, continued**

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

85

★ Schedule 14, page 268, line 40, at end insert—

“(aa) the amount spent by the purchaser in post-acquisition periods on new capital investment, major maintenance work, retraining of redundant staff, initiatives to reduce methane emissions or initiatives to introduce carbon-capture techniques into the operations in relation to the relevant TTH assets (“post-acquisition qualifying investment”)

***Member’s explanatory statement***

*This amendment, and amendments 86 and 87 incentivize capital investment by new purchasers in job creation and emissions reductions. Combined, the amendments limit the TTH which may be claimed to an amount equal to such investment.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

86

★ Schedule 14, page 269, line 3, at end insert—

“(c) the amount by which total post-acquisition qualifying investment exceeded the higher of excess decommissioning expenditure and the total TTH amount as calculated for the first activation period under paragraph 35.”

***Member’s explanatory statement***

*See explanatory statement for Amendment 85.*

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

87

★ Schedule 14, page 269, line 40, at end insert—

“(c) provided that the total activated TTH amount may never exceed the purchaser’s post-acquisition qualifying investment for the relevant TTH assets or TTH oil fields.”

***Member’s explanatory statement***

*See explanatory statement for Amendment 85.*

---

---

**Finance (No. 3) Bill, continued**

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

NC1

To move the following Clause—

**“Effect of withdrawal from the European Union on income tax collection**

The Chancellor of the Exchequer must, within one month of the passing of this Act, lay before the House of Commons an analysis of the effect on the level of income tax collected in the event of—

- (a) the United Kingdom withdrawing from the United Kingdom without a negotiated settlement, and
- (b) the United Kingdom withdrawing from the United Kingdom with the negotiated settlement that is preferred by Her Majesty’s Government.”

***Member’s explanatory statement***

*This amendment requires a review of how income tax revenue may be affected by both a no-deal Brexit and the Government’s preferred negotiated settlement.*

---

Kirsty Blackman  
 Mhairi Black

NC2

To move the following Clause—

**“Review of changes to capital allowances**

- (1) The Chancellor of the Exchequer must review the effect of the changes to capital allowances in sections 29 to 34 and Schedule 12 in each part of the United Kingdom and each region of England and lay a report of that review before the House of Commons within six months of the passing of this Act.
- (2) A review under this section must consider the effects of the changes on—
  - (a) business investment,
  - (b) employment, and
  - (c) productivity.
- (3) The review must also estimate the effects on the changes if—
  - (a) the UK leaves the European Union without a negotiated withdrawal agreement
  - (b) the UK leaves the European Union following a negotiated withdrawal agreement, and remains in the single market and customs union, or
  - (c) the UK leaves the European Union following a negotiated withdrawal agreement, and does not remain in the single market and customs union.
- (4) In this section—
  - “parts of the United Kingdom” means—
    - (a) England,
    - (b) Scotland,
    - (c) Wales, and
    - (d) Northern Ireland;

---

**Finance (No. 3) Bill, continued**

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

---

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

NC4

To move the following Clause—

**“Comparative review of the expected effects of Schedule 5**

- (1) The Chancellor of the Exchequer must a review of the expected effects of the provisions of Schedule 5 on payments to the Commissioners, and lay a report of that review before the House of Commons within 6 months of the passing of the Act.
- (2) The review under subsection (1) must in particular consider—
  - (a) the expected change in corporation tax receipts attributable to those provisions, and
  - (b) the expected change in corporation tax receipts if—
    - (i) the provisions in Schedule 5 were not brought into force, and
    - (ii) the rate of corporation tax were to be changed to 26%.”

***Member’s explanatory statement***

*This requires a review of the effects of Schedule 5, and a comparison of the effects of that Schedule to an increase of the rate of corporation tax to 26%.*

---

**Finance (No. 3) Bill, continued**

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

NC5

To move the following Clause—

**“Aggregate effect of changes to corporation tax and capital allowances**

The Chancellor of the Exchequer must, within one year of the passing of this Act, lay before the House of Commons an analysis of the effect of the changes to corporation tax and capital allowances made under sections 25 to 28 and 29 to 34 of this Act.”

***Member’s explanatory statement***

*This new clause would require the Chancellor of the Exchequer to review the aggregate effect of the changes to corporation tax and capital allowances made under this Act.*

---

John McDonnell  
Peter Dowd  
Anneliese Dodds  
Jonathan Reynolds  
Clive Lewis  
Jeff Smith

NC6

To move the following Clause—

**“Changes to capital allowances since 2010**

The Chancellor of the Exchequer must, within one month of the passing of this Act, lay before the House of Commons a statement setting out—

- (a) the changes that have been made to the Capital Allowances Act 2001 since 2010,
- (b) the consultations that were undertaken before each change, and
- (c) an analysis of the expected effect of the statement on investor confidence in the United Kingdom.”

***Member’s explanatory statement***

*This new clause would require the Chancellor of the Exchequer to publish a statement listing the number of changes to capital allowances since 2010, the consultations that were undertaken before each change, and an accompanying analysis of the implications of this statement for investor confidence in the UK.*

---



---

**Finance (No. 3) Bill, continued**

John McDonnell  
 Peter Dowd  
 Anneliese Dodds  
 Jonathan Reynolds  
 Clive Lewis  
 Jeff Smith

NC7

To move the following Clause—

**“Review of capital allowance assets**

The Chancellor of the Exchequer must, within one month of the passing of this Act, lay before the House of Commons a review of the changes to the number of categories of capital allowance assets for tax purposes since 2010, and the effect of the changes on the capital allowance system.”

***Member’s explanatory statement***

*This new clause would require the Chancellor the Exchequer to carry out a review of the changes to the number of capital allowance asset classes required for tax purposes since 2010, and the impact that this will have on the complexity of the capital allowance system.*

---

ORDER OF THE HOUSE [12 NOVEMBER 2018]

That the following provisions shall apply to the Finance (No.3) Bill:

*Committal*

1. The following shall be committed to a Committee of the whole House—
  - (a) Clauses 5, 6, 8, 9 and 10 (income tax thresholds and reliefs);
  - (b) Clause 15 and Schedule 3 (offshore receipts in respect of intangible property);
  - (c) Clause 16 and Schedule 4 (avoidance involving profit fragmentation arrangements);
  - (d) Clause 19 (hybrid and other mismatches: scope of Chapter 8 and “financial instrument”);
  - (e) Clause 20 (controlled foreign companies: finance company exemption and control);
  - (f) Clause 22 and Schedule 7 (payment of CGT exit charges);
  - (g) Clause 23 and Schedule 8 (corporation tax exit charges);
  - (h) Clause 38 and Schedule 15 (entrepreneurs’ relief);
  - (i) Clauses 39 and 40 (gift aid and charities);
  - (j) Clauses 41 and 42 (stamp duty land tax: first-time buyers in cases of shared ownership);
  - (k) Clauses 46 and 47 (stamp duty and SDRT);
  - (l) Clauses 61 and 62 and Schedule 18 (remote gaming duty and gaming duty);
  - (m) Clauses 68 to 78 (carbon emissions tax);
  - (n) Clause 83 (international tax enforcement: disclosure arrangements);
  - (o) Clause 89 (minor amendments in consequence of EU withdrawal);
  - (p) Clause 90 (emissions reduction trading scheme: preparatory expenditure);
  - (q) any new Clauses or new Schedules relating to—
    - (i) tax thresholds or reliefs,
    - (ii) the subject matter of any of clauses 68 to 78, 89 and 90,
    - (iii) gaming duty or remote gaming duty, or

**Finance (No. 3) Bill, *continued***

- (iv) tax avoidance or evasion.
2. The remainder of the Bill shall be committed to a Public Bill Committee.

*Proceedings in Committee of the whole House*

3. Proceedings in Committee of the whole House shall be completed in two days.
4. Those proceedings shall be taken on each of those days in the order shown in the first column of the following Table.
5. Each part of the proceedings shall (so far as not previously concluded) be brought to a conclusion at the times specified in the second column of the Table.
6. Standing Order No. 83B (programming committees) shall not apply to proceedings in Committee of the whole House.

**TABLE**

<i>Proceedings</i>	<i>Time for conclusion of proceedings</i>
First day	
Clauses 5, 6, 8, 9, 10 and 38 and Schedule 15; Clauses 39 to 42; any new Clauses or new Schedules relating to tax thresholds or reliefs	3 hours from commencement of proceedings on the Bill on the first day
Clauses 68 to 78 and 89 and 90; any new Clauses or new Schedules relating to the subject matter of those clauses	6 hours from commencement of proceedings on the Bill on the first day
Second day	
Clauses 61 and 62 and Schedule 18; any new Clauses or new Schedules relating to remote gaming duty or gaming duty	3 hours from commencement of proceedings on the Bill on the second day
Clause 15 and Schedule 3; Clause 16 and Schedule 4; Clauses 19 and 20; Clause 22 and Schedule 7; Clause 23 and Schedule 8; Clauses 46 and 47; Clause 83; any new Clauses or new Schedules relating to tax avoidance or evasion	6 hours from commencement of proceedings on the Bill on the second day

*Proceedings in Public Bill Committee etc*

7. Proceedings in the Public Bill Committee shall (so far as not previously concluded) be brought to a conclusion on Tuesday 11 December 2018.
8. The Public Bill Committee shall have leave to sit twice on the first day on which it meets.
9. When the provisions of the Bill considered, respectively, by the Committee of the whole House and by the Public Bill Committee have been reported to the House, the Bill shall be proceeded with as if it had been reported as a whole to the House from the Public Bill Committee.

---

**Finance (No. 3) Bill, continued**

*Proceedings on Consideration and up to and including Third Reading*

10. Proceedings on Consideration and 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.
11. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.
12. Standing Order No. 83B (programming committees) shall not apply to proceedings on Consideration and up to and including Third Reading.

---

ORDER OF THE COMMITTEE [27 NOVEMBER 2018]

That—

- (1) the Committee shall (in addition to its first meeting at 9.25 am on Tuesday 27 November) meet—
  - (a) at 2.00 pm on Tuesday 27 November;
  - (b) at 11.30 am and 2.00 pm on Thursday 29 November;
  - (c) at 9.25 am and 2.00 pm on Tuesday 4 December;
  - (d) at 11.30 am and 2.00 pm on Thursday 6 December;
  - (e) at 9.25 am and 2.00 pm on Tuesday 11 December;
- (2) the proceedings shall be taken in the following order: Clauses 1 to 4; Clause 7; Clauses 11 to 13; Schedule 1; Clause 14; Schedule 2; Clause 17; Schedule 5; Clause 18; Schedule 6; Clause 21; Clauses 24 to 26; Schedule 9; Clause 27; Schedule 10; Clause 28; Schedule 11; Clauses 29 to 31; Schedule 12; Clauses 32 to 35; Schedule 13; Clause 36; Schedule 14; Clause 37; Clauses 43 to 45; Clauses 48 to 51; Schedule 16; Clause 52; Schedule 17; Clauses 53 to 60; Clauses 63 to 67; Clauses 79 to 82; Clauses 84 to 88; Schedule 19; Clauses 91 and 92; new Clauses; new Schedules; remaining proceedings on the Bill;
- (3) the proceedings shall (so far as not previously concluded) be brought to a conclusion at 5.00 pm on Tuesday 11 December.

---

**NOTICES WITHDRAWN**

*The following Notices were withdrawn on 27 November 2018:*

NC3

*The following Notices were withdrawn on 28 November 2018:*

Amendments 80, 82 and 83

---