



# House of Commons

## NOTICES OF AMENDMENTS

given up to and including

**Tuesday 22 October 2019**

*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: 1 to 61 (amendments 14 and 35 to 39 omitted), NC1 to NC27 and NS1*

### COMMITTEE

## EUROPEAN UNION (WITHDRAWAL AGREEMENT) BILL

### NOTE

**This document includes all amendments tabled to date and includes any withdrawn amendments at the end. The amendments have been arranged in the order in which they relate to the Bill.**

Mr Chris Leslie  
Anna Soubry  
Tom Brake  
Mike Gapes

1

☆ Clause 1, page 2, line 43, at end insert—

“(5A) A Minister of the Crown must publish a report on the day following the day on which the European Union (Withdrawal Agreement) Act 2019 is passed setting out the application of the jurisdiction of the Court of Justice of the European Union during the implementation period.”

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**European Union (Withdrawal Agreement) Bill, *continued***

Mr Chris Leslie  
 Anna Soubry  
 Tom Brake  
 Mike Gapes

2

☆ Clause 1, page 2, line 43, at end insert—

“(5B) A Minister of the Crown must publish a report on the day following the day on which the European Union (Withdrawal Agreement) Act 2019 is passed setting out the impact and consequences for the United Kingdom economy of—

- (a) the arrangements proposed for the implementation period, and
- (b) the arrangements that may apply under a full range of scenarios following the completion of the implementation period.”

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Paul Blomfield  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Nick Thomas-Symonds  
 Mr Nicholas Brown

Christine Jardine  
 Jonathan Edwards

Hywel Williams  
 Ben Lake

Liz Saville Roberts

16

★ Clause 7, page 9, line 35, leave out from “residence” to “may” in line 42 on page 10 and insert—

“(1) This section applies to—

- (a) European Union citizens having the right to reside permanently in the UK according to Article 15 (“Rights of permanent residence”) of the Withdrawal Agreement;
  - (b) persons to whom the provisions in (a) does not apply but who are eligible for indefinite leave to remain or limited leave to enter or remain by virtue of residence scheme immigration rules (see section 17).”.
- (2) A person under subsection (1) has the rights and obligations provided in Article 12 and Title II Part II ‘Citizens’ Rights’ of the Withdrawal Agreement.
- (3) The Secretary of State must by regulations make provision—
- (a) implementing article 18(4) of the withdrawal agreement (right of eligible citizens to receive a residence document), including making provision for a physical document providing proof of residence;
  - (b) implementing article 17(4) of the EEA EFTA separation agreement (right of eligible citizens to receive a residence document) including making provision for a physical document providing proof of residence;
  - (c) implementing article 16(4) of the Swiss citizens’ rights agreement (right of eligible citizens to receive a residence document).
- (4) Nothing in this or any other enactment may be used to implement Article 18(1) of the withdrawal agreement.
- (5) The power to make regulations under subsection (3)”.

***Member’s explanatory statement***

*This amendment provides for all EU citizens who are resident in the UK before exit day to have the right of permanent residence, whether or not they have been exercising treaty rights, and makes sure that every person who is entitled to settled status has the same rights.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Stuart C. McDonald  
Tom Brake  
Mr Chris Leslie  
Sir Vince Cable  
Mike Gapes

4

☆ Clause 7, page 9, line 36, leave out from “Crown” to end of Clause and insert “must by regulations make provision—

- (a) implementing article 18(4) of the withdrawal agreement (right of eligible citizens to receive a residence document), including making provision for a physical document;
- (b) implementing article 17(4) of the EEA EFTA separation agreement (right of eligible citizens to receive a residence document) including making provision for a physical document; and
- (c) implementing article 16(4) of the Swiss citizens’ rights agreement (right of eligible citizens to receive a residence document).”

***Member’s explanatory statement***

*This amendment would mean that that EEA and Swiss citizens residing in the UK would automatically have rights under article 18(4) of the withdrawal agreement (and equivalent provisions in the EEA EFTA and Swiss citizens rights agreements) rather than having to apply for them.*

Jo Swinson  
Tom Brake  
Mr Alistair Carmichael  
Stuart C. McDonald  
Mr Chris Leslie  
Mr Dominic Grieve

Caroline Lucas  
Mary Creagh  
Luciana Berger  
Anna Soubry  
Dr Phillip Lee

Heidi Allen  
Dr Philippa Whitford  
Mr Sam Gyimah  
Dr Sarah Wollaston  
Chuka Umunna

Stella Creasy  
Mr David Lammy  
Stephen Doughty  
Sir Vince Cable  
Mike Gapes

5

☆ Clause 7, page 10, line 41, at end insert—

“(3A) Regulations made under this section may not prevent EEA and Swiss nationals, or their family members, who are resident in the United Kingdom on or prior to 31 December 2020 applying for settled status at any time.”

Stuart C. McDonald

46

★ Clause 7, page 10, line 41, at end insert—

“(3A) Regulations made under this section shall apply to the rights of all persons eligible for leave to enter or remain in the United Kingdom by virtue of residence scheme immigration rules (see section 17) as in force on 23 October 2019 and such other persons as Ministers consider appropriate.

(3B) The residence scheme immigration rules (see section 17) may not be amended so as to reduce the range of persons eligible for leave to enter or remain in the United Kingdom by virtue of those rules (other than by primary legislation), but other persons may be added as Ministers consider appropriate.”

***Member’s explanatory statement***

*These new subsections would ensure that the range of persons entitled under UK law to benefit*

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**European Union (Withdrawal Agreement) Bill, *continued***

*from the rights set out in the Withdrawal Agreement cannot be reduced except by primary legislation.*

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Jo Swinson  
Tom Brake  
Mr Alistair Carmichael  
Stuart C. McDonald  
Mr Chris Leslie  
Dr Sarah Wollaston

Dr Phillip Lee

Mary Creagh

8

★ Page 14, line 1, leave out Clause 11.

*Member's explanatory statement*

*Clause 11 would be replaced by New Clause 6 [Settled status: right to appeal].*

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Mr Chris Leslie  
Anna Soubry

13

★ Clause 18, page 20, leave out lines 19 and 20.

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Mr Chris Leslie  
Anna Soubry

15

★ Clause 20, page 24, line 5, at end insert—

“(5A) Nothing in this section shall be taken to permit a Minister of the Crown, government department or devolved authority to pay out of money provided by Parliament expenditure in relation to a settlement in respect of the implementation period or commitments under the European Union’s multiannual financial framework applying for the period after exit day unless a draft of the instrument authorising that payment has been laid before, and approved by a resolution of the House of Commons.”

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**European Union (Withdrawal Agreement) Bill, *continued***

Nigel Dodds

Sir Jeffrey M. Donaldson

Sammy Wilson

Emma Little Pengelly

Gavin Robinson

59

★ Clause 21, page 24, line 26, at beginning insert—

“(A1) No power may be exercised under this section unless approval has been given by a decision of the Northern Ireland Assembly in compliance with paragraph 5(d) of Strand 1 of the Belfast/Good Friday Agreement.”

Nigel Dodds

Sir Jeffrey M. Donaldson

Sammy Wilson

Emma Little Pengelly

Gavin Robinson

56

★ Clause 21, page 24, line 34, at end insert—

“(1A) The Protocol on Ireland/Northern Ireland ceases to have effect when an agreement on trade has come into effect between the UK and the EU.”

Nigel Dodds

Sir Jeffrey M. Donaldson

Sammy Wilson

Emma Little Pengelly

Gavin Robinson

57

★ Clause 21, page 24, line 34, at end insert—

“(1A) The Protocol on Ireland/Northern Ireland ceases to have effect at the end of the implementation period, unless the Northern Ireland Assembly agrees to the continuation of the Protocol by a decision made in compliance with Strand 1, paragraph 5 (d) of the Belfast/Good Friday Agreement.”

Mr Chris Leslie

Anna Soubry

12

★ Clause 21, page 24, line 36, leave out “(including modifying this Act)”.

*Member’s explanatory statement*

*This amendment would prevent Ministers making regulations under this section to modify the European Union (Withdrawal) Act 2018.*

James Brokenshire

Sir David Lidington

Karen Bradley

Simon Hoare

Tom Tugendhat

Paul Masterton

17

★ Clause 21, page 24, line 38, leave out from “provision” to the end of line 39 and insert “facilitating—

- (a) the unfettered access to the market within Great Britain of qualifying Northern Ireland goods;
- (b) trade between Northern Ireland and Great Britain having regard to Northern Ireland’s integral place in the United Kingdom internal market; and

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**European Union (Withdrawal Agreement) Bill, *continued***

- (c) democratic consent in Northern Ireland to the continued application of Articles 5 to 10 of the Protocol.”

Nick Thomas-Symonds  
 Tony Lloyd  
 Jeremy Corbyn  
 Keir Starmer  
 Mr Nicholas Brown  
 Jenny Chapman

Paul Blomfield

Stephen Pound

Karin Smyth

45

- ★ Clause 21, page 24, line 38, after first “the” insert “unfettered”.

Nigel Dodds  
 Sir Jeffrey M. Donaldson  
 Sammy Wilson  
 Emma Little Pengelly  
 Gavin Robinson

58

- ★ Clause 21, page 25, line 1, at end insert—

“(4A) Regulations under this section must provide that—

- (a) no customs declaration may be requested or required in relation to any movement of goods within the UK customs territory intended to remain within the UK customs territory;
- (b) no customs declaration may be requested or required in relation to any movement of goods within the UK customs territory with an end destination outside the UK unless there is agreement by the Northern Ireland Assembly by a decision made in compliance with Strand 1, paragraph 5 (d) of the Belfast/Good Friday Agreement;
- (c) no checks may be requested or required in relation to any goods moving within the territorial area of the United Kingdom unless specified in a schedule of such goods kept by the UK Government.

(4B) No classification of good may be added to the schedule specified in 4A(c) above unless the Northern Ireland Assembly agrees for that good to be added to the Schedule, and—

- (a) the agreement of the Northern Ireland Assembly must be sought by HM Government in relation to all goods in order for them to be added to that Schedule, and
- (b) that agreement shall not be considered valid agreement by the Northern Ireland Assembly unless it is a decision taken in compliance with Strand 1, paragraph 5 (d) of the Belfast/Good Friday Agreement.”

Mr Chris Leslie  
 Anna Soubry

11

- ★ Clause 21, page 25, line 6, at end insert—

“(6A) But regulations under this section may not—

- (a) impose or increase taxation or fees,
- (b) make retrospective provision,
- (c) create a relevant criminal offence,
- (d) establish a public authority,

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**European Union (Withdrawal Agreement) Bill, *continued***

- (e) amend, repeal or revoke the Human Rights Act 1998 or any subordinate legislation made under it in relation to matters connected with the Protocol on Ireland/Northern Ireland,
- (f) amend or repeal the Northern Ireland Act 1998, or
- (g) restrict the free movement of goods or introduce export summary declaration arrangements between Northern Ireland and Great Britain.”

Nick Thomas-Symonds  
 Tony Lloyd  
 Jeremy Corbyn  
 Keir Starmer  
 Mr Nicholas Brown  
 Jenny Chapman

Paul Blomfield

Stephen Pound

Karin Smyth

44

★ Clause 21, page 25, line 6, at end insert—

“(6A) Any regulations made under subsection (1) or (6) of this section shall not come into effect unless—

- (a) they have been approved by resolution of the Northern Ireland Assembly,
- (b) the Northern Ireland Executive has made a statement that it consents to the regulations, and
- (c) they have been debated and approved by resolution of each House of Parliament.

“(6A) Regulations to which subsection (6A) applies shall have been approved by the Northern Ireland Assembly if they have been approved with cross-community support, within the meaning of section 4(5) of the Northern Ireland Act 1998.”

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Mary Creagh

27

★ Clause 29, page 32, line 44, leave out “which is not EU tertiary legislation” and insert “including EU tertiary legislation”

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**European Union (Withdrawal Agreement) Bill, *continued***

Nick Boles  
 Hilary Benn  
 Melanie Onn  
 Stephen Kinnock  
 Mr David Gauke  
 Jack Dromey

Gareth Snell  
 Lisa Nandy  
 Jonathan Edwards  
 Alison McGovern  
 Stella Creasy  
 Rachel Reeves  
 Jo Platt  
 Martin Whitfield  
 Chuka Umunna  
 Christine Jardine  
 Heidi Allen  
 Angela Smith  
 Sir Edward Davey

Lucy Powell  
 Stephen Doughty  
 Tom Brake  
 Mr Sam Gyimah  
 Ged Killen  
 Mrs Madeleine Moon  
 Kate Green  
 Jo Swinson  
 Jamie Stone  
 Layla Moran  
 Tim Farron  
 Luciana Berger  
 Dr Phillip Lee

Ruth Smeeth  
 Norman Lamb  
 Preet Kaur Gill  
 Stephen Gethins  
 Mr Ben Bradshaw  
 Mary Creagh  
 Ian Murray  
 Mr Alistair Carmichael  
 Wera Hobhouse  
 Dr Sarah Wollaston  
 Sir Vince Cable  
 Jane Dodds  
 Rushanara Ali

6

★ Clause 30, page 33, leave out lines 8 to 30 and insert—

**“13B Extension of implementation period**

- (1) If by 1 June 2020 an agreement on the future trade relationship has not been concluded, any Minister of the Crown who attends the Joint Committee must seek to secure agreement in the Joint Committee to a single decision to extend the implementation period by two years, in accordance with Article 132 of the Withdrawal Agreement.
- (2) No parliamentary proceedings are required in relation to any extension of the implementation period.
- (3) Any Minister of the Crown who attends the Joint Committee may seek agreement to terminate the implementation period if a final agreement on the future trade relationship is ratified before the end of the implementation period.
- (4) Subsection (1) may be suspended or repealed by resolution of the House of Commons.”

***Member’s explanatory statement***

*This new Clause requires the government, if agreement on the future trade relationship has not been concluded by 1 June 2020, to seek to extend the implementation period by two years to December 2022 unless the House of Commons passes a contrary resolution. It also confirms that the implementation period may be terminated at any time if a final free trade agreement has been ratified.*

Mr Dominic Grieve  
 Guto Bebb  
 Justine Greening  
 Stephen Doughty  
 Mr Ben Bradshaw  
 Anna Soubry

Joanna Cherry

50

★ Clause 30, page 33, leave out lines 9 to 30 and insert—

- “(1) The Secretary of State must report to the House of Commons on 5 May 2020 and 2 June 2020 regarding the progress of negotiations with the EU on the future



**European Union (Withdrawal Agreement) Bill, *continued***

relationship, and the likelihood of the future relationship agreements being completed by 31 December 2020.

- (2) A Minister of the Crown must make arrangements for a motion requesting that the Joint Committee decide to extend the transition period by two years to be debated and voted on the by the House of Commons by 11 June 2020.
- (3) If a motion mentioned in subsection (2) is approved by the House of Commons, the Prime Minister must—
  - (a) write to the Joint Committee to request that the Committee decide to extend the transition period by two years, and
  - (b) make any and all necessary arrangements for the UK government to negotiate the extension of the transition period in good faith and in accordance with the Withdrawal Agreement.”

***Member’s explanatory statement***

*Clause 30 as presently drafted would not provide a process for Parliament to initiate a request for an extension. This amendment would ensure that the House of Commons would have the power to decide whether or not to seek an extension to the implementation period.*

Nigel Dodds  
 Sir Jeffrey M. Donaldson  
 Sammy Wilson  
 Emma Little Pengelly  
 Gavin Robinson

60

★ Clause 30, page 33, line 9, at beginning insert—

- “(A1) The Prime Minister must, on 1 December 2020, request an extension of the implementation period unless—
- (a) a new agreement has been reached between the European Union and the United Kingdom that supersedes Article 13(8) of the Protocol on Ireland/Northern Ireland agreed on 17 October; and
  - (b) that new agreement has been approved by resolution of the Northern Ireland Assembly.
- (1) Subject to subsection (A1),”

Nick Thomas-Symonds  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Paul Blomfield  
 Mr Nicholas Brown

30

★ Clause 30, page 33, line 9, leave out ‘may’ and insert ‘must seek to’.

***Member’s explanatory statement***

*Amendments 30 to 34 are intended to use a device similar to the Benn Act in order to prevent the UK and the EU falling onto WTO terms at the end of next year.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Nick Thomas-Symonds  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Paul Blomfield  
 Mr Nicholas Brown

31

- ★ Clause 30, page 33, line 10, leave out ‘only if’ and insert ‘of two years unless’.  
*Member’s explanatory statement*  
*Amendments 30 to 34 are intended to use a device similar to the Benn Act in order to prevent the UK and the EU falling onto WTO terms at the end of next year.*

Nick Thomas-Symonds  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Paul Blomfield  
 Mr Nicholas Brown

32

- ★ Clause 30, page 33, leave out lines 11 to 14.  
*Member’s explanatory statement*  
*Amendments 30 to 34 are intended to use a device similar to the Benn Act in order to prevent the UK and the EU falling onto WTO terms at the end of next year.*

Nick Thomas-Symonds  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Paul Blomfield  
 Mr Nicholas Brown

33

- ★ Clause 30, page 33, line 15, after ‘motion’ insert ‘by 15 June 2020’.  
*Member’s explanatory statement*  
*Amendments 30 to 34 are intended to use a device similar to the Benn Act in order to prevent the UK and the EU falling onto WTO terms at the end of next year.*

Nick Thomas-Symonds  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Paul Blomfield  
 Mr Nicholas Brown

34

- ★ Clause 30, page 33, line 27, leave out “for the purposes” and insert “approves of the Government’s decision not to apply for an extension under section 13b of the European Union (Withdrawal) Act 2018”.  
*Member’s explanatory statement*  
*Amendments 30 to 34 are intended to use a device similar to the Benn Act in order to prevent the UK and the EU falling onto WTO terms at the end of next year.*
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**European Union (Withdrawal Agreement) Bill, *continued***

Mr Dominic Grieve  
Guto Bebb  
Justine Greening  
Stephen Doughty  
Mr Ben Bradshaw  
Anna Soubry

Joanna Cherry

51

★ Clause 31, page 33, line 40, at end insert—

“(2A) The Secretary of State must—

- (a) arrange for the government to conduct assessments of the impact of a future relationship as proposed in any statement on objectives referred to in subsection (1) or (2), including but not limited to—
  - (i) economic impact assessments,
  - (ii) environmental impact assessments, and
  - (iii) human rights assessments, and
- (b) publish all assessments conducted in accordance with subsection (2A)(a).”

***Member’s explanatory statement***

*This amendment requires that impact assessments be carried out with regard to a future relationship as proposed in the statement on objectives for which subsections (1) and (2) provide, and that impact assessments be published.*

Nick Thomas-Symonds  
Jeremy Corbyn  
Keir Starmer  
Jenny Chapman  
Paul Blomfield  
Mr Nicholas Brown

43

★ Clause 31, page 33, leave out lines 41 to 44.

***Member’s explanatory statement***

*The Government’s clause would lock in the distant future partnership negotiated by this Government in primary legislation, this amendment helps to enable a closer economic relationship like a customs union.*

Ian Murray  
Martin Whitfield  
Owen Smith  
Kate Green

26

★ Clause 31, page 33, line 41, leave out from “must” to the end of line 44 and insert “have as the negotiating priorities a Customs Union with the EU, full participation in the EU Single Market and EU VAT area, and must ensure that the same arrangements on customs with the EU apply equally to Northern Ireland as in the rest of the United Kingdom.”

***Member’s explanatory statement***

*This amendment would set as objectives for the UK’s future relationship with the EU the negotiating priorities of full participation in a Customs Union with the EU, and full participation in the EU Single Market and the EU VAT area.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Mr Dominic Grieve  
Guto Bebb  
Justine Greening  
Stephen Doughty  
Mr Ben Bradshaw  
Anna Soubry

Joanna Cherry

52

- ★ Clause 31, page 34, line 5, after “Crown” insert “,that can be amended by the House of Commons so as to change the objectives for the future relationship”

***Member’s explanatory statement***

*This amendment clarifies the drafting of Clause 31 to expressly state in proposed new section 13C(4)(a) that the House of Commons can change the negotiating objectives for the future relationship.*

Mr Dominic Grieve  
Guto Bebb  
Justine Greening  
Stephen Doughty  
Mr Ben Bradshaw  
Anna Soubry

Joanna Cherry

55

- ★ Clause 31, page 34, line 15, at end, insert—

“(5A) The Secretary of State must, when requested in a motion by the House of Commons, publish the negotiating text of a proposed future relationship agreement.”

***Member’s explanatory statement***

*At present, the EU consistency publishes its negotiating texts for trade negotiations, and the UK will no longer benefit from the transparency after exit. This amendment would empower the House of Commons to request the publication of negotiating text.*

Hywel Williams  
Patrick Grady  
Jonathan Edwards  
Ben Lake  
Liz Saville Roberts

18

- ★ Clause 31, page 34, line 15, at end insert—

“(c) approved by a resolution of the National Assembly for Wales,  
(d) approved by a resolution of the Scottish Parliament,  
(e) approved by a resolution of the Northern Ireland Assembly.”.

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**European Union (Withdrawal Agreement) Bill, *continued***

Liz Saville Roberts  
 Kirsty Blackman  
 Caroline Lucas  
 Jo Swinson  
 Guto Bebb  
 Stephen Doughty

Jonathan Edwards  
 Justine Greening  
 Dr Philippa Whitford  
 Luciana Berger  
 Mr Alistair Carmichael  
 Tim Farron  
 Christine Jardine  
 Layla Moran  
 Chuka Umunna

Ben Lake  
 Alison McGovern  
 Stella Creasy  
 Tom Brake  
 Sir Edward Davey  
 Mr Sam Gyimah  
 Norman Lamb  
 Angela Smith  
 Dr Sarah Wollaston

Hywel Williams  
 Joanna Cherry  
 Heidi Allen  
 Sir Vince Cable  
 Jane Dodds  
 Wera Hobhouse  
 Dr Phillip Lee  
 Jamie Stone

19

★ Clause 31, page 34, line 15, at end insert—

“(c) Produce and lay before each House of Parliament and to the Presiding Officers of each devolved legislature a comprehensive economic impact assessment of potential outcomes arising from the conclusion of negotiations on the future relationship with the EU, including an analysis by NUTS1 and NUTS2 regions of the United Kingdom including but not limited to:

- (i) impact on employment as both a nominal figure and percentage;
- (ii) impact on Gross Value Added;
- (iii) a sectoral analysis including agriculture, manufacturing, aerospace, and financial services.”.

Mr Dominic Grieve  
 Guto Bebb  
 Justine Greening  
 Stephen Doughty  
 Mr Ben Bradshaw  
 Anna Soubry

Joanna Cherry

54

★ Clause 31, page 34, line 29, leave out “three” and insert “one”

***Member’s explanatory statement***

*This amendment would require that the government report to Parliament on a monthly basis.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Mr Dominic Grieve  
Guto Bebb  
Justine Greening  
Stephen Doughty  
Mr Ben Bradshaw  
Anna Soubry

Joanna Cherry

53

- ★ Clause 31, page 35, line 29, leave out “three” and insert “one”

*Member’s explanatory statement*

*This amendment would require that the government report to Parliament on a monthly basis.*

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Jo Swinson  
Tom Brake  
Mr Alistair Carmichael  
Stuart C. McDonald  
Mr Chris Leslie  
Dr Sarah Wollaston

Dr Phillip Lee  
Heidi Allen  
Ben Lake  
Anna Soubry  
Stephen Doughty

Chuka Umunna  
Guto Bebb  
Liz Saville Roberts  
Justine Greening  
Mary Creagh

Caroline Lucas  
Jonathan Edwards  
Hywel Williams  
Mr Sam Gyimah

7

- ★ Clause 33, page 36, line 12, leave out from “ratification)” to end of line 14, and insert “applies in relation to the withdrawal agreement.

- (2) Section 22 of the Constitutional Reform and Governance Act 2010 does not apply to the withdrawal agreement.”

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Nick Thomas-Symonds

28

- ★ Page 36, line 16, leave out Clause 34

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Mr Chris Leslie  
Anna Soubry  
Mike Gapes

3

- ☆ Clause 36, page 37, line 5, “and has always been sovereign.”
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**European Union (Withdrawal Agreement) Bill, *continued***

Jenny Chapman  
 Jeremy Corbyn  
 Keir Starmer  
 Paul Blomfield  
 Nick Thomas-Symonds  
 Mr Nicholas Brown

61

★ Clause 37, page 39, line 9, leave out “may” and insert “must”.

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Ian Blackford  
 Peter Grant  
 Stephen Gethins  
 Joanna Cherry  
 Kirsty Blackman  
 Patrick Grady

Stuart C. McDonald

Tommy Sheppard

Stewart Hosie

9

★ Clause 40, page 39, line 40, leave out “Scotland”  
*Member’s explanatory statement*  
*This amendment would dis-apply this bill to Scotland.*

Nick Thomas-Symonds  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Paul Blomfield  
 Mr Nicholas Brown

42

★ Clause 40, page 40, line 13, after “subsection (6)” insert “or (6A)”.  
*Member’s explanatory statement*  
*This amendment is consequential on Amendment 41 in connection with subsection (6A).*

Ian Blackford  
 Peter Grant  
 Stephen Gethins  
 Joanna Cherry  
 Kirsty Blackman  
 Patrick Grady

Stuart C. McDonald  
 Jo Swinson  
 Chuka Umunna  
 Christine Jardine  
 Heidi Allen  
 Sir Vince Cable  
 Jane Dodds  
 Norman Lamb

Tommy Sheppard  
 Tom Brake  
 Jamie Stone  
 Layla Moran  
 Mr Sam Gyimah  
 Angela Smith  
 Sir Edward Davey

Stewart Hosie  
 Mr Alistair Carmichael  
 Wera Hobhouse  
 Dr Sarah Wollaston  
 Tim Farron  
 Luciana Berger  
 Dr Phillip Lee

10

★ Clause 40, page 40, line 36, leave out from “force” and insert “only when each House of Parliament has approved a motion tabled by a Minister of the Crown considering

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**European Union (Withdrawal Agreement) Bill, *continued***

a ministerial economic impact assessment of the commencement of this Act.”

***Member’s explanatory statement***

*This amendment would require the House to endorse an economic impact assessment of measures this bill would implement.*

Nick Thomas-Symonds  
Jeremy Corbyn  
Keir Starmer  
Jenny Chapman  
Paul Blomfield  
Mr Nicholas Brown

40

- ★ Clause 40, page 40, line 36, leave out “on the day on which this Act is passed” and insert “in accordance with subsections (6A) to (6C)”.

***Member’s explanatory statement***

*This is a paving amendment for subsection (6A) in Amendment 41.*

Nick Thomas-Symonds  
Jeremy Corbyn  
Keir Starmer  
Jenny Chapman  
Paul Blomfield  
Mr Nicholas Brown

41

- ★ Clause 40, page 40, line 36, at end insert—

“(6A) This Act comes into force when the conditions in subsections (6B) and (6C) have been met.

(6B) The condition in this subsection is that the Government has reached an agreement with the EU to negotiate a permanent and comprehensive UK-wide customs union involving alignment with the Union customs code, a common external tariff and an agreement on commercial policy that includes a UK say on future EU trade deals.

(6C) The condition in this subsection is that the House of Commons has approved a motion in the following form—

That this House agrees that the Government has reached an agreement with the EU to negotiate a permanent and comprehensive UK-wide customs union involving alignment with the Union customs code, a common external tariff and an agreement on commercial policy that includes a UK say on future EU trade deals.

(6D) Nothing within this clause shall prevent Ministers using their best endeavours and negotiating in good faith as required by the Withdrawal Agreement.”

***Member’s explanatory statement***

*This new Clause would prevent the Act coming into force (and the Withdrawal Agreement being ratified) until the House of Commons had approved an agreement to negotiate a permanent and comprehensive UK-wide customs union involving alignment with the Union customs code, a common external tariff and an agreement on commercial policy including a UK say on future EU trade deals.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Mr Kenneth Clarke  
 Helen Goodman  
 Stewart Hosie  
 Norman Lamb  
 Lucy Powell  
 Jack Dromey

|                           |                     |                           |
|---------------------------|---------------------|---------------------------|
| Liam Byrne                | Debbie Abrahams     | Daniel Zeichner           |
| Bill Esterson             | Seema Malhotra      | Melanie Onn               |
| Ruth George               | Stephen Kinnock     | Nick Boles                |
| Yvette Cooper             | Gloria De Piero     | Lisa Nandy                |
| Ruth Smeeth               | Gareth Snell        | Mr Chris Leslie           |
| Anna Soubry               | Justin Madders      | Sir Vince Cable           |
| Heidi Allen               | Hilary Benn         | Rachel Reeves             |
| Dr Roberta Blackman-Woods | Richard Burden      | Ian Murray                |
| Dr Paul Williams          | Mrs Madeleine Moon  | Steve McCabe              |
| Clive Efford              | Andy Slaughter      | Alison McGovern           |
| Sarah Jones               | Lloyd Russell-Moyle | Stephen Doughty           |
| Ms Angela Eagle           | Owen Smith          | Wayne David               |
| Janet Daby                | Stephen Timms       | Matthew Pennycook         |
| Dame Margaret Hodge       | Jo Swinson          | Tom Brake                 |
| Mr Alistair Carmichael    | Chuka Umunna        | Jamie Stone               |
| Wera Hobhouse             | Christine Jardine   | Layla Moran               |
| Dr Sarah Wollaston        | Mr Sam Gyimah       | Tim Farron                |
| Angela Smith              | Luciana Berger      | Jane Dodds                |
| Sir Edward Davey          | Stephen Lloyd       | Stella Creasy             |
| Ged Killen                | Mr Ben Bradshaw     | Rushanara Ali             |
| Mike Gapes                | Jo Platt            | Mr Tanmanjeet Singh Dhesi |
| Mr Dominic Grieve         | Phil Wilson         | Peter Kyle                |
| Dame Louise Ellman        | Paul Farrelly       | Kate Green                |

NC1

☆ To move the following Clause—

**“Implementation period negotiating objectives: customs union**

- (1) It shall be an objective of the Government to secure an agreement within the framework of the future relationship of the UK and EU to a comprehensive and permanent customs union for the whole of the UK with the EU before the end of the implementation period (“the customs union negotiations”).
- (2) A Minister shall lay before each House of Parliament a progress report on the customs union negotiations within six months of this Act being passed, at subsequently at intervals of no more than three months.”

***Member’s explanatory statement***

*This new Clause would mandate the Government to seek a comprehensive customs union for the whole of the UK with the EU before the end of the implementation period.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Nick Thomas-Symonds  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Paul Blomfield  
 Mr Nicholas Brown

Jo Swinson  
 Chuka Umunna  
 Christine Jardine  
 Heidi Allen  
 Sir Vince Cable  
 Jane Dodds

Tom Brake  
 Jamie Stone  
 Layla Moran  
 Mr Sam Gyimah  
 Angela Smith  
 Sir Edward Davey

Mr Alistair Carmichael  
 Wera Hobhouse  
 Dr Sarah Wollaston  
 Tim Farron  
 Luciana Berger  
 Dr Phillip Lee

NC2

☆ To move the following Clause—

**“Joint Committee**

- (1) This section makes provision relating to the Joint Committee established by Article 164(1) of the withdrawal agreement (“the Joint Committee”).
- (2) A person may not be appointed as a representative of the United Kingdom on the Joint Committee unless the House of Commons has passed a motion of the form set out in subsection (3).
- (3) The form of the motion is—
 

“That this House approves the appointment of [name of person or persons] to the Joint Committee established by Article 164(1) of the Withdrawal Agreement.”
- (4) The Secretary of State must lay before both Houses of Parliament each document of the Joint Committee circulated to the European Union and the United Kingdom under Rule 5 of Annex VIII of the withdrawal agreement.
- (5) The Secretary of State must, within one month of this section coming into force, table a motion in the House of Commons to—
  - (a) establish a select committee of the House of Commons to oversee and scrutinise the work of the United Kingdom representatives on the Joint Committee, and
  - (b) provide for appointments to that select committee to be subject to approval by resolution of the House of Commons.
- (6) A Minister of the Crown must make an oral statement to both Houses of Parliament following each meeting of the Joint Committee.”

***Member’s explanatory statement***

*This new Clause would provide for Parliamentary scrutiny of the work of the Joint UK-EU Committee established by Article 164(1) of the withdrawal agreement.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Nick Thomas-Symonds  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Paul Blomfield  
 Mr Nicholas Brown

Jo Swinson  
 Chuka Umunna  
 Christine Jardine  
 Heidi Allen  
 Sir Vince Cable  
 Jane Dodds

Tom Brake  
 Jamie Stone  
 Layla Moran  
 Mr Sam Gyimah  
 Angela Smith  
 Sir Edward Davey

Mr Alistair Carmichael  
 Wera Hobhouse  
 Dr Sarah Wollaston  
 Tim Farron  
 Luciana Berger  
 Dr Phillip Lee

NC3

☆ To move the following Clause—

**“Disputes and arbitration panels**

- (1) A Minister of the Crown must make an oral statement to both Houses of Parliament on each occasion—
  - (a) the Joint Committee is given written notice of a party wishing to commence dispute consultations under Article 169(1) of the withdrawal agreement, or
  - (b) a party requests the establishment of an arbitration panel under Article 170 of the withdrawal agreement, or
  - (c) the Court of Justice of the European Union gives a ruling binding on an arbitration panel under Article 174 of the withdrawal agreement.
- (2) A person may not be included as one of the ten persons proposed by the United Kingdom to be a potential arbitration panel member under Article 171(1) of the withdrawal agreement unless the House of Commons has passed a motion of the form set out in subsection (3).
- (3) The form of the motion is—
 

“That this House approves [name of person or persons] to serve as a member of an arbitration panel under Article 171(1) of the Withdrawal Agreement.”
- (4) In this section, “the Joint Committee” means the Joint Committee established by Article 164(1) of the withdrawal agreement.”

***Member’s explanatory statement***

*This new Clause would provide for Parliamentary scrutiny of the UK-EU disputes procedures established under the withdrawal agreement.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Nick Thomas-Symonds  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Paul Blomfield  
 Mr Nicholas Brown

NC4

☆ To move the following Clause—

**“European Court of Justice: preliminary rulings**

- (1) The Secretary of State shall publish reports setting out the number of occasions on which a court or tribunal in the UK has, by virtue of Article 158 of the Withdrawal Agreement, requested the Court of Justice of the European Union to give a preliminary ruling on a question relating to Part Two (Citizens’ Rights).
- (2) A report under subsection (1) shall include a statement on the implications for domestic law of any preliminary ruling given by the Court of Justice of the European Union during the period covered by the report.
- (3) Reports under subsection (1) shall be published each month from the start of the implementation period until the end of the period of eight years starting from the end of the implementation period.
- (4) A Minister of the Crown shall make an oral statement in each House of Parliament on—
  - (a) preliminary rulings given by the Court of Justice of the European Union, by virtue of Article 158 of the Withdrawal Agreement, on any question relating to Part Two (Citizens’ Rights) of the Agreement, and
  - (b) the implications of those rulings for UK domestic law.
- (5) An oral statement under subsection (4) shall be made in the House of Commons in each month in which the House sits, from the start of the implementation period until the end of the period of eight years starting from the end of the implementation period.
- (6) An oral statement under subsection (4) shall be made in the House of Lords in each month in which the House sits, from the start of the implementation period until the end of the period of eight years starting from the end of the implementation period.”

***Member’s explanatory statement***

*This new Clause would require the Government to publish reports on, and make oral statements on, questions which have been referred to the European Court of Justice for a preliminary ruling under Article 158 of the Withdrawal Agreement.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Jo Swinson  
 Tom Brake  
 Mr Alistair Carmichael  
 Stuart C. McDonald  
 Mr Chris Leslie  
 Mr Dominic Grieve

Caroline Lucas  
 Mary Creagh  
 Luciana Berger  
 Anna Soubry  
 Dr Phillip Lee

Heidi Allen  
 Dr Philippa Whitford  
 Mr Sam Gyimah  
 Dr Sarah Wollaston  
 Chuka Umunna

Stella Creasy  
 Mr David Lammy  
 Stephen Doughty  
 Sir Vince Cable

NC5

☆ To move the following Clause—

**“EU Settlement Scheme: physical documented proof**

The Secretary of State must make provision to ensure that EEA and Swiss nationals and their family members who are granted settled or pre-settled status are provided with physical documented proof of that status.”

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Jo Swinson  
 Tom Brake  
 Mr Alistair Carmichael  
 Stuart C. McDonald  
 Mr Chris Leslie  
 Dr Sarah Wollaston

Dr Phillip Lee

Mary Creagh

NC6

★ To move the following Clause—

**“Settled status: right to appeal**

- (1) A person may appeal against a settled status decision to the First-tier Tribunal.
- (2) A settled status decision includes a decision—
  - (a) to refuse to grant leave to remain under Appendix EU of the Immigration Rules made under section 3(2) of the Immigration Act 1971, or
  - (b) to grant limited leave to remain under Appendix EU of the Immigration Rules made under section 3(2) of the Immigration Act 1971 to a person who has applied for indefinite leave to remain under that Appendix.
- (3) An appeal against a decision under subsection 2(b) may be brought only on the grounds that the person is entitled to indefinite leave to remain under Appendix EU of the Immigration Rules.
- (4) While an appeal under subsection 2(a) is pending, the person concerned shall be deemed to have all the rights associated with indefinite leave to remain under Appendix EU of the Immigration Rules in particular as concerns residence, employment, access to social security benefits and other services.
- (5) While an appeal under subsection 2(b) is pending, the limited leave to remain granted under Appendix EU to the Immigration Rules shall continue in force.

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**European Union (Withdrawal Agreement) Bill, *continued***

- (6) “Pending” shall have the same meaning for the purposes of subsections (4) and (5) above as in section 104 of the Nationality, Immigration and Asylum Act 2002.”

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Peter Kyle  
Phil Wilson  
Margaret Beckett  
Mr Dominic Grieve  
Dr Philippa Whitford  
Jo Swinson

Caroline Lucas  
Joanna Cherry  
Rachel Reeves  
Norman Lamb  
Alison McGovern  
Guto Bebb  
Heidi Allen  
Dr Phillip Lee  
David Hanson  
Mr Alistair Carmichael  
Mr Pat McFadden  
Julie Elliott  
Tom Brake  
Ms Angela Eagle  
Wera Hobhouse  
Ruth Jones  
Owen Smith  
Dr Rosena Allin-Khan  
Geraint Davies  
Helen Hayes  
Martin Whitfield  
Christine Jardine  
Ellie Reeves  
Jane Dodds  
Janet Daby  
Jamie Stone  
Ben Lake  
Chuka Umunna  
Joan Ryan  
Ruth Cadbury  
Stephen Timms  
Mrs Madeleine Moon  
Preet Kaur Gill  
Helen Goodman

Liz Saville Roberts  
Hilary Benn  
Mary Creagh  
Justine Greening  
Stephen Doughty  
Sir Vince Cable  
Luciana Berger  
Bridget Phillipson  
Matthew Pennycook  
Darren Jones  
Ian Murray  
Tim Farron  
Liz Kendall  
Maria Eagle  
Mr David Lammy  
Mr Chris Leslie  
Steve McCabe  
James Frith  
Neil Coyle  
Andy Slaughter  
Paul Farrelly  
Daniel Zeichner  
Layla Moran  
Gareth Thomas  
Ged Killen  
Susan Elan Jones  
Stella Creasy  
Sarah Jones  
Debbie Abrahams  
Dr Roberta Blackman-Woods  
Jess Phillips  
Dr Rupa Huq  
Tulip Siddiq  
Clive Lewis

Anna Soubry  
Meg Hillier  
Lilian Greenwood  
Mr Sam Gyimah  
Mr Ben Bradshaw  
Sir Edward Davey  
Dr Sarah Wollaston  
Anna Turley  
Wes Streeting  
Catherine McKinnell  
Dr Paul Williams  
Dame Margaret Hodge  
Mr Barry Sheerman  
Anna McMorrin  
Kate Green  
Kerry McCarthy  
Richard Burden  
Rosie Duffield  
Ruth George  
Seema Malhotra  
Stephen Morgan  
Tonia Antoniazzi  
Jonathan Edwards  
Rushanara Ali  
Angela Smith  
Hywel Williams  
Alex Sobel  
Mike Gapes  
Ann Coffey  
Jo Stevens  
Lloyd Russell-Moyle  
Marsha De Cordova  
Dame Louise Ellman

NC7

★ To move the following Clause—

**“Conditional approval subject to a confirmation referendum**

- (1) The condition in this subsection is that a further referendum has been held on the UK’s withdrawal from the European Union in which the electorate has been offered two options—

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**European Union (Withdrawal Agreement) Bill, *continued***

- (a) the option for the UK to leave the European Union in accordance with the withdrawal agreement and a framework for the future relationship; and
- (b) the option for the UK to remain in the European Union on existing membership terms,

and that the Chief Returning Officer has certified that a majority of voters has supported the option for the UK to leave the European Union in accordance with the withdrawal agreement and the framework for the future relationship.

- (2) If the condition in subsection (1) has been fulfilled, then—
    - (a) the approval of the withdrawal agreement by the House of Commons required under section 13(1)(b) of the European Union (Withdrawal) Act 2018 is deemed to have been given;
    - (b) the House of Lords is deemed to have debated the motion required under section 13(1) of the European Union (Withdrawal) Act 2018;
    - (c) the European Union (Withdrawal Agreement) Act 2019 is, for the purposes of section 13(1)(d) of the European Union (Withdrawal) Act 2018, an Act of Parliament which contains provision for the implementation of the withdrawal agreement;
    - (d) the Government must ratify the withdrawal agreement within the period of three days beginning on the day after certification by the Chief Returning Officer under subsection (1); and
    - (e) requirements in section 20 of the Constitutional Reform and Governance Act 2010 (Treaties to be laid before Parliament before ratification) do not apply to the withdrawal agreement (but this does not affect whether that section applies to any modification of the withdrawal agreement).”
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**European Union (Withdrawal Agreement) Bill, *continued***

Stephen Kinnock  
 Lisa Nandy  
 Norman Lamb  
 Emma Hardy  
 Justin Madders  
 Helen Goodman

|                           |                        |                   |
|---------------------------|------------------------|-------------------|
| Nick Boles                | Preet Kaur Gill        | Stella Creasy     |
| Ged Killen                | Alison McGovern        | Ruth George       |
| Dr Paul Williams          | Bill Esterson          | Gareth Thomas     |
| Mr Tanmanjeet Singh Dhese | Dr Rosena Allin-Khan   | Toby Perkins      |
| Seema Malhotra            | Jack Dromey            | Alex Sobel        |
| Jon Cruddas               | Ruth Cadbury           | Debbie Abrahams   |
| Rushanara Ali             | Mrs Madeleine Moon     | Mary Creagh       |
| Kate Green                | Ian Murray             | Jo Swinson        |
| Tom Brake                 | Mr Alistair Carmichael | Chuka Umunna      |
| Jamie Stone               | Wera Hobhouse          | Christine Jardine |
| Layla Moran               | Dr Sarah Wollaston     | Heidi Allen       |
| Mr Sam Gyimah             | Tim Farron             | Sir Vince Cable   |
| Angela Smith              | Luciana Berger         | Jane Dodds        |
| Sir Edward Davey          | Dr Phillip Lee         |                   |

NC8

★ To move the following Clause—

**“Implementation period negotiating objectives: level playing-field**

- (1) It shall be an objective of the Government to secure an agreement within the framework of the future relationship of the UK and EU to secure agreements that achieve the following outcomes—
  - (a) close alignment with the European Union single market, underpinned by shared institutions and obligations, with clear arrangements for dispute resolution;
  - (b) dynamic alignment on rights and protections for workers, consumers and the environment so that UK standards at least keep pace with evolving standards across the EU as a minimum, and;
  - (c) participation in EU agencies and funding programmes, including for the environment, education, science, and industrial regulation.
- (2) A Minister of the Crown shall lay before each House of Parliament a progress report on each of the outcomes listed in subsection (1) (a) to (c) within 6 months of this Act being passed, and subsequently at intervals of no more than 3 months.”

***Member’s explanatory statement***

*This new Clause would mandate the government to seek close alignment with the EU single market on key level playing-field provisions such as workers’ rights and environmental and consumer standards and protections before the end of the implementation period.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Ian Blackford  
 Peter Grant  
 Stephen Gethins  
 Joanna Cherry  
 Kirsty Blackman  
 Patrick Grady

Stuart C. McDonald  
 Liz Saville Roberts  
 Ben Lake

Tommy Sheppard  
 Hywel Williams

Stewart Hosie  
 Jonathan Edwards

NC9

★ To move the following Clause—

**“Legislative Consent Motions**

This Act may only come in to force once a Legislative Consent Motion relating to this Act has been approved by the devolved legislatures of Scotland, Wales and Northern Ireland.”

***Member’s explanatory statement***

*This new clause would require this Bill to have gained consent of the devolved legislatures before coming into effect.*

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Ian Blackford  
 Peter Grant  
 Stephen Gethins  
 Joanna Cherry  
 Kirsty Blackman  
 Patrick Grady

Stuart C. McDonald  
 Liz Saville Roberts  
 Ben Lake  
 Mr Alistair Carmichael  
 Wera Hobhouse  
 Dr Sarah Wollaston  
 Tim Farron  
 Luciana Berger  
 Dr Phillip Lee

Tommy Sheppard  
 Hywel Williams  
 Jo Swinson  
 Chuka Umunna  
 Christine Jardine  
 Heidi Allen  
 Sir Vince Cable  
 Jane Dodds

Stewart Hosie  
 Jonathan Edwards  
 Tom Brake  
 Jamie Stone  
 Layla Moran  
 Mr Sam Gyimah  
 Angela Smith  
 Sir Edward Davey

NC10

★ To move the following Clause—

**“Maintaining the UK’s place in the Single Market and Customs Union**

- (1) It shall be an objective of the Government to maintain the United Kingdom’s status within the Single Market and Customs Union of the European Union within the framework of the future relationship between the United Kingdom and European Union.

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**European Union (Withdrawal Agreement) Bill, *continued***

- (2) A Minister shall lay before each House of Parliament a progress report on aims noted in subsection (1).”

***Member’s explanatory statement***

*This new Clause ensures that the UK Government will negotiate for the maintenance of the United Kingdom’s membership of the single market and customs union.*

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Yvette Cooper  
Toby Perkins  
Janet Daby  
Guto Bebb  
Stella Creasy  
Ged Killen

Stuart C. McDonald  
Shabana Mahmood  
Lisa Nandy  
Clive Efford  
Ruth Cadbury  
Kate Green  
Ms Karen Buck  
Debbie Abrahams

Stephen Doughty  
Sarah Jones  
Bill Esterson  
Jonathan Reynolds  
Anna McMorrin  
Ian Murray  
Mr Tanmanjeet Singh Dhesi  
Gareth Snell

Lucy Powell  
Jack Dromey  
Rushanara Ali  
Daniel Zeichner  
Mary Creagh  
Jo Stevens  
Seema Malhotra  
Liz Saville Roberts

**NC11**

- ★ To move the following Clause—

**“Right to Settled Status**

- (1) This section applies to—
- (a) European Union citizens having the right to reside permanently in the UK according to Article 15 (“Right of permanent residence”) of the Withdrawal Agreement;
  - (b) EEA EFTA nationals having the right to reside permanently in the UK according to Article 14 (“Right of permanent residence”) of the EEA EFTA separation agreement; and
  - (c) Swiss nationals having the right to reside permanently in the UK according to Article 14 (“Permanent residence status”) of the Swiss citizens’ rights agreement.
- (2) A person to whom this section applies has the right to settled status in the United Kingdom.
- (3) The Secretary of State shall by regulations make provision—
- (a) implementing article 18(4) of the withdrawal agreement (“Right of eligible citizens to receive a residence document”), including making provision for a physical document;
  - (b) implementing article 17(4) of the EEA EFTA separation agreement (“Right of eligible citizens to receive a residence document”) including making provision for a physical document; and
  - (c) implementing article 16(4) of the Swiss citizens’ rights agreement (“Right of eligible citizens to receive a residence document”).
- (4) Regulations under subsection (3) apply both to—
- (a) persons to whom the provision in question applies, and

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**European Union (Withdrawal Agreement) Bill, *continued***

- (b) persons to whom that provision does not apply but who are eligible for indefinite leave to remain or limited leave to enter or remain by virtue of residence scheme immigration rules (see section 17).”.

***Member’s explanatory statement***

*This new Clause would make provision for statutory underpinning to the right of qualifying EU citizens, EEA EFTA nationals and Swiss nationals to settled status, and provision for physical documentation of that status.*

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Yvette Cooper  
 Vernon Coaker  
 Joanna Cherry  
 Meg Hillier  
 Guto Bebb  
 Stuart C. McDonald

Liam Byrne  
 Toby Perkins  
 Ged Killen  
 Mary Creagh  
 Mr Alistair Carmichael  
 Wera Hobhouse  
 Dr Sarah Wollaston  
 Tim Farron  
 Luciana Berger  
 Dr Phillip Lee

David Hanson  
 Stephen Doughty  
 Rushanara Ali  
 Jo Swinson  
 Chuka Umunna  
 Christine Jardine  
 Heidi Allen  
 Sir Vince Cable  
 Jane Dodds  
 Norman Lamb

Janet Daby  
 Stella Creasy  
 Kate Green  
 Tom Brake  
 Jamie Stone  
 Layla Moran  
 Mr Sam Gyimah  
 Angela Smith  
 Sir Edward Davey  
 Paul Farrelly

**NC12**

- ★ To move the following Clause—

**“Ongoing police and judicial cooperation in criminal matters**

- (1) Her Majesty’s Government must seek to ensure that the provisions of Title V of the Withdrawal Agreement (“Ongoing police and judicial cooperation in criminal matters”) continue to apply beyond 31 December 2020 unless and until an agreement on the future relationship between the United Kingdom and European Union has been concluded that meets the condition set out in subsection (2).
- (2) The condition in this subsection is that an agreement on the future relationship has been reached which provides for a security partnership as set out in Part III of the Political Declaration.”

***Member’s explanatory statement***

*This new Clause would require the Government to seek an extension to the transitional arrangements for security cooperation beyond 31 December 2020 unless an agreement on the future security partnership with the EU had been concluded.*

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**European Union (Withdrawal Agreement) Bill, *continued***

David Linden

NC13

- ★ To move the following Clause—

**“Implementation period negotiating objectives: annual celebration of Europe Day**

It shall be an objective of the Government to secure a statement within the framework of the future relationship of the UK and EU of the ongoing commitment to a relationship of goodwill and friendship between the parties, which shall be demonstrated by an annual written and oral statement by a Minister of the Crown to be made between the 5th and 9th of May in celebration of Europe Day, and Ministers shall arrange for the flag of Europe to be flown above Government buildings between these dates each year.”

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Mr Chris Leslie  
Anna Soubry

NC14

- ★ To move the following Clause—

**“Accountability of the Joint Committee**

After section 18 of the European Union (Withdrawal) Act 2018 insert—

**“18A Accountability of the Joint Committee**

- (1) A motion appointing the United Kingdom’s co-chair of the Joint Committee shall be laid before and approved by both Houses of Parliament.
  - (2) The United Kingdom’s co-chair of the Joint Committee shall always request that, unless for reasons of national security, all meetings of the Joint Committee are conducted in public.
  - (3) Before attending each session of the Joint Committee a Minister of the Crown shall make an oral statement to the House of Commons setting out—
    - (a) the purpose and agenda of that Joint Committee meeting;
    - (b) the intended policy to be pursued by the Minister attending that Joint Committee meeting; and
    - (c) as far as possible the economic, social and environmental impact of any proposition to be determined at the Joint Committee.”
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**European Union (Withdrawal Agreement) Bill, *continued***

Dr Paul Williams  
 Dr Phillip Lee  
 Dr Sarah Wollaston  
 Dr Philippa Whitford  
 Jeremy Lefroy  
 Jonathan Edwards

Justine Greening  
 Mr Dominic Grieve  
 Caroline Lucas  
 Martin Whitfield  
 Seema Malhotra  
 Alison McGovern  
 Mary Creagh  
 Alex Sobel  
 Daniel Zeichner  
 Steve McCabe  
 Tom Brake  
 Janet Daby  
 Dame Louise Ellman

Mr Chris Leslie  
 Anna Soubry  
 Stephen Doughty  
 Andy Slaughter  
 Darren Jones  
 Dame Margaret Hodge  
 Mrs Madeleine Moon  
 Matthew Pennycook  
 Sarah Jones  
 Lloyd Russell-Moyle  
 Chuka Umunna  
 Kate Green

Luciana Berger  
 Heidi Allen  
 Lilian Greenwood  
 Helen Goodman  
 Ruth Cadbury  
 Debbie Abrahams  
 Julie Elliott  
 Owen Smith  
 Ruth Jones  
 Rosie Duffield  
 Ruth George  
 Ian Murray

NC15

★ To move the following Clause—

**“UK participation in the European medicines regulatory network**

- (1) It shall be the objective of an appropriate authority to take all necessary steps to implement an international trade agreement, which enables the UK to fully participate after exit day in the European medicines regulatory network partnership between the European Union, European Economic Area and the European Medicines Agency.
- (2) Exit day shall have the meaning set out in section 20 of the European Union (Withdrawal) Act 2018.”

***Member’s explanatory statement***

*This new Clause would ensure that it is a negotiating objective for the UK Government to secure an international agreement through which the UK may continue to participate in the European medicines regulatory network partnership between the EU, EEA and the European Medicines Agency, ensuring that patients continue to have access to high-quality, effective and safe pharmaceutical and medical products, fully aligned with the member states of the EU and EEA.*

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Mr Alistair Carmichael

NC16

★ To move the following Clause—

**“Implementation period negotiating objectives: Commons Fisheries Policy**

It shall be an objective of the Government to secure an agreement within the framework of the future relationship of the UK and EU that means that the Common Fisheries Policy ceases to apply to the UK after 31 December 2020.”

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**European Union (Withdrawal Agreement) Bill, *continued***

Layla Moran  
Mr Sam Gyimah  
Tom Brake

NC17

★ To move the following Clause—

**“Implementation period negotiating objectives: Erasmus+**

- (1) It shall be an objective of the Government to secure an agreement within the framework of the future relationship of the UK and the EU before the end of the implementation period that enables the UK to participate in all elements of the Erasmus+ programme on existing terms after the implementation period ends (“the Erasmus+ negotiations”).
- (2) A Minister shall lay before each House of Parliament a progress report on the Erasmus+ negotiations within six months of this Act being passed, and subsequently at intervals of no more than three months.”

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Lisa Nandy  
Antoinette Sandbach  
Alex Sobel  
Matthew Pennycook  
Anna McMorrin  
Kerry McCarthy

Guto Bebb  
Rosie Duffield  
Ruth George  
Ian Murray  
Ruth Jones  
Dr Rosena Allin-Khan  
Andy Slaughter  
James Frith  
Dame Louise Ellman

Melanie Onn  
Tonia Antoniazzi  
Richard Burden  
Caroline Lucas  
Kate Green  
Ms Karen Buck  
Janet Daby  
Lloyd Russell-Moyle  
Helen Goodman

Stephen Doughty  
Ged Killen  
Mr Tanmanjeet Singh Dhesi  
Chris Law  
Stephen Kinnock  
Mike Amesbury  
Ruth Cadbury  
Martin Whitfield

NC18

★ To move the following Clause—

**“Maintenance of environmental standards**

- (1) Any public authority exercising a function relating to the environment must not exercise that function in a way that has either the effect or the intent of reducing the level of protection afforded to the environment.
- (2) A Minister may not make regulations that have the intent or effect of reducing the level of protection afforded to the environment.
- (3) The precautionary principle continues to have effect in UK law from IP completion day. Any public authority exercising a function relating to the environment must exercise that function in accordance with the precautionary

**European Union (Withdrawal Agreement) Bill, *continued***

principle, as interpreted and applied by retained EU law (including retained EU case law) immediately before IP completion day.”

***Member’s explanatory statement***

*This new clause would ensure that there is no regression in environmental standards in domestic law after Brexit.*

Lisa Nandy  
Antoinette Sandbach  
Alex Sobel  
Matthew Pennycook  
Anna McMorrin  
Kerry McCarthy

Guto Bebb  
Rosie Duffield  
Ruth George  
Ian Murray  
Ruth Jones  
Dr Rosena Allin-Khan  
Andy Slaughter  
James Frith  
Dame Louise Ellman

Melanie Onn  
Tonia Antoniazzi  
Richard Burden  
Caroline Lucas  
Kate Green  
Ms Karen Buck  
Janet Daby  
Lloyd Russell-Moyle  
Helen Goodman

Stephen Doughty  
Ged Killen  
Mr Tanmanjeet Singh Dhesi  
Chris Law  
Stephen Kinnock  
Mike Amesbury  
Ruth Cadbury  
Martin Whitfield

**NC19**

★ To move the following Clause—

**“New EU environmental laws and regulations**

- (1) As soon as practicable after the end of each reporting period, the Secretary of State must—
  - (a) produce a report under sub-paragraph (2) or (3) relating to that period (“the relevant reporting period”),
  - (b) publish the report in such manner as the Secretary of State considers appropriate, and
  - (c) lay copies of the report before Parliament.
- (2) A report under this sub-paragraph is one that contains a statement that no new EU environmental laws or regulations have been published by the EU during the relevant reporting period.
- (3) A report under this sub-paragraph is one that contains—
  - (a) a statement that one or more new EU environmental laws or regulations have been published by the EU during the relevant reporting period, and
  - (b) as respects each new EU environmental law or regulation published during that period, either—
    - (i) a statement to the effect that in the Secretary of State’s view the law of England and Wales and Scotland confers the same amount of protection as the new EU environmental law or regulation (a “statement of environmental nondivergence”), or
    - (ii) a statement to the effect that the Secretary of State is unable to make a statement of environmental non-divergence.
- (4) If a report under sub-paragraph (3) contains a statement under sub-paragraph (3)(b)(ii) as respects a new EU environmental law or regulation, the report must also contain—

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**European Union (Withdrawal Agreement) Bill, *continued***

- (a) a statement of whether or not Her Majesty's Government intends to take any action in respect of the new EU environmental law or regulation, and
  - (b) if it does, a statement describing the action which it is intending to take.
- (5) In relation to each report under sub-paragraph (3), a Minister of the Crown must make arrangements for—
  - (a) a motion, to the effect that the House of Commons has approved the report, to be moved in that House by a Minister of the Crown within the period of 28 Commons sitting days beginning with the day on which a copy of the report is laid before that House, and
  - (b) a motion for the House of Lords to approve the report to be moved in that House by a Minister of the Crown within the period of 28 Lords sitting days beginning with the day on which a copy of the report is laid before that House.
- (6) The Secretary of State must by regulations establish a new independent body to review new EU environmental laws and regulations and make recommendations to the Government and Parliament on their adoption in the UK (“the independent body”).
- (7) When producing a report under sub-paragraph (3), the Secretary of State must consult—
  - (a) the independent body,
  - (b) any other persons whom the Secretary of State considers it appropriate to consult.
- (8) In this paragraph “reporting period” means—
  - (a) the period that—
    - (i) begins with IP completion day, and
    - (ii) ends with the day which falls six months after the day on which IP completion day falls;
  - (b) subsequently, each period that—
    - (i) begins with the day (the “start day”) that comes immediately after the end of the preceding reporting period, and
    - (ii) ends with the end day.
- (9) The “end day” for that purpose is decided as follows—
  - (a) if any new EU environmental laws or regulations are published by the EU during the period of six months beginning with the start day, the end day is the day which falls six months after—
    - (i) the day on which those rights are published by the EU, or
    - (ii) if they are published by the EU on different days, the earliest of those days;
  - (b) if no new EU environmental laws or regulations are published by the EU during the period of six months beginning with the start day, the end day is the day which falls twelve months after the start day.
- (10) A reference in this paragraph to a new EU environmental law or regulation being published by the EU is a reference to the EU directive or EU regulation which provides for its conferral being published in the Official Journal of the European Union.
- (11) For the purposes of this section, “environmental law or regulation” means any environmental law or regulation—
  - (a) which member States are obliged to comply with by an EU directive published in the Official Journal of the European Union on or after IP completion day, or



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**European Union (Withdrawal Agreement) Bill, *continued***

- (b) that are conferred by an EU regulation published in the Official Journal of the European Union on or after IP completion day;”

***Member’s explanatory statement***

*This new clause would oblige Ministers to report on future EU environmental laws and consult with relevant experts to decide on whether and how to adopt those laws.*

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James Brokenshire  
Sir David Lidington  
Karen Bradley  
Simon Hoare  
Tom Tugendhat  
Paul Masterton

**NC20**

- ★ To move the following Clause—

**“Reports on protection of the UK internal market**

- (1) The Secretary of State must, on or before 30 June 2020, publish a report on the implementation and application of Article 6 of the Protocol on Ireland/Northern Ireland to facilitate unfettered access to the market within Great Britain of qualifying Northern Ireland goods and trade between Northern Ireland and Great Britain having regard to Northern Ireland’s integral place within the United Kingdom’s internal market including details of recommendations made or proposed to be made to the Joint Committee under Article 6(2) of the Protocol.
- (2) In preparing any report under subsection (1) the Secretary of State shall have a duty to consult with the Executive Office in Northern Ireland.
- (3) The Secretary of State must make arrangements for—
  - (a) a copy of each report published under subsection (1) to be laid before each House of Parliament by the end of the day on which it is published,
  - (b) a motion in neutral terms, to the effect that the House of Commons has considered the report, to be moved in the House of Commons by a Minister of the Crown, and
  - (c) a motion for the House of Lords to take note of the report to be tabled in the House of Lords and moved by a Minister of the Crown.
- (4) The motions required under subsections (3)(b) and (c) must be moved in the relevant House by a Minister of the Crown within the period of five calendar days beginning with the end of the day on which the report is laid before Parliament.
- (5) The Secretary of State shall make a further report under subsection (1) on or before 31 October 2020 and at least every 12 months thereafter.”

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Nick Thomas-Symonds

**NC21**

- ★ To move the following Clause—

**“Protection of Workers’ rights**

- (1) No ratification of the withdrawal agreement by the United Kingdom shall be effective, and this Act shall have no effect, until the United Kingdom has agreed

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**European Union (Withdrawal Agreement) Bill, *continued***

with the European Union a treaty the terms of which include the following provisions—

- (a) that the United Kingdom will not introduce any measure which would have the effect of reducing in any way the protection provided by any Retained EU Worker Rights after IP completion day;
  - (b) that the United Kingdom shall take all steps necessary to ensure that, from exit day, all Retained EU Worker Rights will continue to have at least the same level of protection in the United Kingdom as is applicable in other Member States;
  - (c) that where, after IP completion day, the European Union brings into force or effect any New EU Workers' Rights, the result and legal consequences in the United Kingdom of those New EU Workers' Rights shall be the same as if those New EU Workers' Rights had been Workers' Rights brought into force and effect by the European Union before IP completion day;
  - (d) that those parts of the Treaties which, before IP completion day, provide for any matter concerning the interpretation of Workers' Rights in any part of the United Kingdom to be determined by the Court of Justice of the European Union shall continue to apply to the United Kingdom or such part of the United Kingdom to the same extent after IP completion day;
  - (e) that after IP completion day, the procedural rules, including limitation periods, rules of courts and tribunals and remedies, governing actions for safeguarding New EU Workers' Rights and Retained EU Worker Rights in the United Kingdom shall continue to be no less favourable than the procedural rules governing similar actions under United Kingdom law;
  - (f) that nothing in this clause shall prevent the United Kingdom from introducing amendments to Workers' Rights for the purpose of making such provisions more favourable to the protection of workers.
- (2) The terms set out in subsection (1) (a) to (f) shall have direct effect and shall be recognised and available in law and be capable of enforcement by individuals and their trade unions in courts and tribunal.
- (3) For the purpose of this section and section (*Protection of workers' rights; EUWA repeals*)—
- “New EU Worker Right” means any Workers' Rights—
- (i) which Member States are obliged to confer by an EU directive published in the Official Journal of the European Union on or after IP completion day; or
  - (ii) that are conferred by an EU regulation or other instrument published in the Official Journal of the European Union on or after IP completion day; or
  - (iii) that arise out of a judgment of the Court of Justice of the European Union on or after IP completion day.
- and shall include any improvement to a Workers' Right which existed before IP completion day;
- “Retained EU Worker Rights” means Workers' Rights which—
- (i) immediately before IP completion day, the United Kingdom was obliged to confer by virtue of the Treaties and the EU directives listed in Schedule 4A or which were, without further enactment, given legal effect in the United Kingdom; and
  - (ii) on IP completion day, continued to have effect in any part of the United Kingdom;
- “Workers' Rights” means rights of individuals, classes of individuals and their trade unions, in all areas of labour protection including—

**European Union (Withdrawal Agreement) Bill, continued**

- (i) fundamental rights at work, including all forms of discrimination;
- (ii) fair working conditions and employment standards;
- (iii) information and consultation rights;
- (iv) restructuring of undertakings and acquired rights; and
- (v) health and safety at work.

“Exit day” shall have the same meaning as in the European Union (Withdrawal) Act 2018.

“IP completion day” shall have the same meaning as in the European Union (Withdrawal Agreement) Act 2019.”

Nick Thomas-Symonds

NC22

- ★ To move the following Clause—

**“Protection of workers’ rights; EUWA repeals**

The following provisions of the European Union (Withdrawal) Act 2018 are repealed so far as Workers’ Rights are concerned—

- (a) Section 5(1) (abolition of the principle of supremacy of EU law over domestic laws made on or after exit day);
- (b) Section 5(4) (Charter of Fundamental Rights not forming part of domestic law on or after exit day);
- (c) Paragraph 3(1) of Schedule 1 (removal of an individual’s right to sue private employers or public authorities for their failure to comply with any of the general principles of EU law);
- (d) Paragraph 3(2) of Schedule 1 (removal of the power of courts to dis-apply laws or find conduct to be unlawful because of incompatibility with any general principles of EU law; and
- (e) Paragraph 4 of Schedule 1 (removal of the right to sue in accordance with the rule in *Francovich*).”

Hilary Benn  
Nick Boles  
Mr Pat McFadden

NC23

- ★ To move the following Clause—

**“Arrangements for end of the Transition Period**

- (1) It shall be an objective of the Government to avoid reaching the end of the transition period without having secured an agreement with the EU on the future relationship.
- (2) If in the opinion of a Minister of the Crown it appears within six months of the end of the transition period that it may not to be possible to conclude an agreement by that date, a Minister of the Crown shall make a statement setting out:

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**European Union (Withdrawal Agreement) Bill, *continued***

- (a) the reasons why an agreement has not to date been concluded,
  - (b) an assessment of any changes to the Government’s negotiating objectives that might help secure such an agreement, and
  - (c) whether there is scope for the provisional application of parts of the future economic partnership which could include in its first phase provisions equivalent to those in the transition period of the withdrawal agreement without any deadline to terminate the first phase.
- (3) A Minister of the Crown shall within five sitting days of making the statement table a motion setting out proposals to achieve the objective set out in subsection (1) to enable the House of Commons to vote on and amend such a motion.”
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Kate Green

NC24

- ★ To move the following Clause—

**“Implementation period negotiating objectives: best interests of children**

Where children are affected by decisions made during the implementation period about the future relationship of the UK and EU, it shall be an objective of the Government to ensure that any such decisions are made in the best interests of the children.”

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Sir Roger Gale

NC25

- ★ To move the following Clause—

**“UK pensioners resident in the EU: uprating of pensions**

- (1) The Secretary of State must make arrangements for expatriate British citizens in receipt of a United Kingdom state retirement pension who are resident in any EFTA or EEA country, or in Switzerland, on the day on which this Act is passed to continue receiving their state retirement pensions under the same uprating and other arrangements as apply on the day on which this Act is passed, for the rest of their lifetimes as long as they remain resident in any other EFTA or EEA country, or in Switzerland.
  - (2) The duty in subsection (1) applies whether or not the United Kingdom reaches any reciprocal social security arrangements with other EFTA or EEA member states after the UK has left the EU.”
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**European Union (Withdrawal Agreement) Bill, *continued***

Sir Roger Gale

NC26

★ To move the following Clause—

**“UK pensioners resident in the EU: healthcare**

- (1) The Secretary of State must make arrangements for expatriate British citizens in receipt of a United Kingdom state retirement pension who are resident in any EU country on the day on which this Act is passed to continue receiving the same level of publicly-provided healthcare as they do currently as EU citizens.
- (2) The duty in subsection (1) applies whether or not the United Kingdom reaches any reciprocal healthcare arrangements with other EFTA or EEA member states after the UK has left the EU.”

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Jenny Chapman  
Jeremy Corbyn  
Keir Starmer  
Paul Blomfield  
Nick Thomas-Symonds  
Mr Nicholas Brown

NC27

★ To move the following Clause—

**“Implementation: protections for environment, food and animal welfare**

- (1) When implementing any provision of the Withdrawal Agreement, its Protocols or Annexes in UK law, the Secretary of State must take steps to ensure that on the day after the end of the implementation period, there shall be no diminution in the protection which was afforded on the first day of the implementation period by any law effective in the UK relating to—
  - (a) environmental matters,
  - (b) food standards and safety,
  - (c) protection under REACH regulations from risks from chemicals, or
  - (d) animal welfare.
- (2) For the purposes of this section, “environmental matters” are—
  - (a) protecting the natural environment from the effects of human activity,
  - (b) protecting people from the effects of human activity on the natural environment,
  - (c) maintaining, restoring or enhancing the natural environment, and
  - (d) monitoring, assessing, considering, advising or reporting on anything in paragraphs (a) to (c).
- (3) For the purposes of this section, “natural environment” means—
  - (a) plants, wild animals and other living organisms,
  - (b) their habitats,
  - (c) land (except buildings or other structures), air and water, and the natural systems, cycles and processes through which they interact.”

***Member’s explanatory statement***

*This new Clause would preserve beyond the end of the implementation period existing protections in law relating to food standards and safety, animal welfare, chemicals and the environment.*

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**European Union (Withdrawal Agreement) Bill, *continued***

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Paul Blomfield  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Nick Thomas-Symonds  
 Mr Nicholas Brown

25

★ Schedule 2, page 45, line 11, at end insert—

“(e) at least half of the members of the IMA must be EU citizens.”

***Member’s explanatory statement***

*This amendment will ensure the IMA is representative of EU citizens.*

Paul Blomfield  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Nick Thomas-Symonds  
 Mr Nicholas Brown

20

★ Schedule 2, page 45, line 27, at end insert—

“(10) It is a requirement in respect of all proposed appointments to the IMA that—

(a) the person to be appointed has given oral evidence prior to their appointment to the Home Affairs Select Committee of the House of Commons, and

(b) the proposed appointment has been approved by each House of Parliament on a Motion made by a Minister,

before the new member may take up their membership of the IMA.

(11) If the motions in subsection (10)(b) are approved by both Houses, the Secretary of State must appoint that person.

(12) If the motions in subsection (10)(b) are not approved by both Houses, the Secretary of State must propose to appoint a different person, whose appointment is subject to (10) and (11) above.”

***Member’s explanatory statement***

*This amendment will make sure Parliament has oversight of the membership of the IMA.*

Paul Blomfield  
 Jeremy Corbyn  
 Keir Starmer  
 Jenny Chapman  
 Nick Thomas-Symonds  
 Mr Nicholas Brown

23

★ Schedule 2, page 54, line 40, leave out “have regard to” and insert “implement”

***Member’s explanatory statement***

*This amendment will ensure that the relevant authority must implement the recommendations of the IMA.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Paul Blomfield  
Jeremy Corbyn  
Keir Starmer  
Jenny Chapman  
Nick Thomas-Symonds  
Mr Nicholas Brown

24

- ★ Schedule 2, page 55, line 1, leave out “, if anything,”

***Member’s explanatory statement***

*This amendment will ensure that the relevant authority must implement the recommendations of the IMA.*

Paul Blomfield  
Jeremy Corbyn  
Keir Starmer  
Jenny Chapman  
Nick Thomas-Symonds  
Mr Nicholas Brown

21

- ★ Schedule 2, page 58, line 11, leave out “The Secretary of State may by regulations” and insert “Nothing in this or any other enactment may be used to—”

***Member’s explanatory statement***

*This amendment will ensure that an Act of Parliament will be required to dissolve the IMA, or to remove any of its functions.*

Paul Blomfield  
Jeremy Corbyn  
Keir Starmer  
Jenny Chapman  
Nick Thomas-Symonds  
Mr Nicholas Brown

22

- ★ Schedule 2, page 58, line 21, leave out paragraph (2)

***Member’s explanatory statement***

*This amendment will ensure that an Act of Parliament will be required to dissolve the IMA, or to remove any of its functions.*

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**European Union (Withdrawal Agreement) Bill, *continued***

Melanie Onn

47

★ Schedule 4, page 63, line 7, at end insert—

“(1A) In relation to each statement under sub-paragraph (1)(b), a Minister of the Crown must make arrangements for—

(a) a motion, to the effect that the House of Commons has approved the report, to be moved in that House by a Minister of the Crown within the period of 28 Commons sitting days beginning with the day on which the statement is made, and

(b) a motion for the House of Lords to approve the statement to be moved in that House by a Minister of the Crown within the period of 28 Lords sitting days beginning with the day on which the statement is made.

(1B) If a motion made under sub-paragraph (1B) is negated by either House of Parliament, Her Majesty’s Government must take all reasonable steps to ensure that the law of England and Wales and Scotland confers retained workers’ rights”.

Melanie Onn

48

★ Schedule 4, page 63, line 18, leave out sub-paragraph (a).

Melanie Onn

49

★ Schedule 4, page 64, line 36, at end insert—

“(5A) If a motion made under sub-paragraph (5) is negated by either House of Parliament, Her Majesty’s Government must take all reasonable steps to ensure that the law of England and Wales and Scotland confers a workers’ right of the same kind as the new EU workers’ right.”

Nick Thomas-Symonds

29

★ Page 62, line 27, leave out Schedule 4

Nick Thomas-Symonds

NS1

★ To move the following Schedule—

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**“SCHEDULE 4A**

COUNCIL DIRECTIVE NO 79/7/EEC of 19 December 1978 on the progressive implementation of the principle of equal treatment for men and women in matters of social security.

COUNCIL DIRECTIVE NO 89/391/EEC of 12 June 1989 on the introduction of measures to encourage improvements in the health and safety of workers at work.

COUNCIL DIRECTIVE NO 89/654/EEC of 30 November 1989 concerning the minimum safety and health requirements for the workplace.



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**European Union (Withdrawal Agreement) Bill, *continued***

COUNCIL DIRECTIVE NO 89/656/EEC of 30 November 1989 on the minimum health and safety requirements for the use by workers of personal protective equipment at the workplace .

COUNCIL DIRECTIVE 90/269/EEC of 29 May 1990 on the minimum health and safety requirements for the manual handling of loads where there is a risk particularly of back injury to workers (fourth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC).

COUNCIL DIRECTIVE 90/270/EEC of 29 May 1990 on the minimum safety and health requirements for work with display screen equipment (fifth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC).

COUNCIL DIRECTIVE 90/641/Euratom of 4 December 1990 on the operational protection of outside workers exposed to the risk of ionizing radiation during their activities in controlled areas.

COUNCIL DIRECTIVE 91/322/EEC of 29 May 1991 on establishing indicative limit values by implementing Council Directive 80/1107/EEC on the protection of workers from the risks related to exposure to chemical, physical and biological agents at work.

COUNCIL DIRECTIVE 91/383/EEC of 25 June 1991 supplementing the measures to encourage improvements in the safety and health at work of workers with a fixed-duration employment relationship or a temporary employment relationship.

COUNCIL DIRECTIVE NO 91/533/EEC of 14 October 1991 on an employer's obligation to inform employees of the conditions applicable to the contract or employment relationship.

COUNCIL DIRECTIVE 92/29/EEC of 31 March 1992 on the minimum safety and health requirements for improved medical treatment on board vessels.

COUNCIL DIRECTIVE 92/57/EEC of 24 June 1992 on the implementation of minimum safety and health requirements at temporary or mobile construction sites (eighth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC).

COUNCIL DIRECTIVE NO 92/58/EEC of 24 June 1992 on the minimum requirements for the provision of safety and/or health signs at work.

COUNCIL DIRECTIVE NO 92/85/EEC of 19 October 1992 on the introduction of measures to encourage improvements in the safety and health at work of pregnant workers and workers who have recently given birth or are breastfeeding (tenth individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC).

COUNCIL DIRECTIVE 92/91/EEC of 3 November 1992 concerning the minimum requirements for improving the safety and health protection of workers in the mineral-extracting industries through drilling (eleventh individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC).

COUNCIL DIRECTIVE 92/104/EEC of 3 December 1992 on the minimum requirements for improving the safety and health protection of workers in surface and underground mineral-extracting industries (twelfth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC).

COUNCIL DIRECTIVE 93/103/EC of 23 November 1993 concerning the minimum safety and health requirements for work on board fishing vessels (thirteenth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC).

COUNCIL DIRECTIVE NO 94/33/EC of 22 June 1994 on the protection of young people at work.

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**European Union (Withdrawal Agreement) Bill, *continued***

COUNCIL DIRECTIVE NO 94/45/EC of 22 September 1994

on the establishment of a European Works Council or a procedure in Community-scale undertakings and Community-scale groups of undertakings for the purposes of informing and consulting employees.

COUNCIL DIRECTIVE 96/29/Euratom of 13 May 1996 laying down basic safety standards for the protection of the health of workers and the general public against the dangers arising from ionizing radiation.

COUNCIL DIRECTIVE NO 96/34/EC of 3 June 1996 on the framework agreement on parental leave concluded by UNICE, CEEP and the ETUC.

COUNCIL DIRECTIVE 96/71/EC of the European Parliament and of the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services.

COUNCIL DIRECTIVE NO 97/74/EC of 15 December 1997 extending, to the United Kingdom of Great Britain and Northern Ireland, Directive 94/45/EC on the establishment of a European Works Council or a procedure in Community-scale undertakings and Community-scale groups of undertakings for the purposes of informing and consulting employees.

COUNCIL DIRECTIVE NO 97/75/EC of 15 December 1997 amending and extending, to the United Kingdom of Great Britain and Northern Ireland, Directive 96/34/EC on the framework agreement on parental leave concluded by UNICE, CEEP and the ETUC.

COUNCIL DIRECTIVE NO 97/81/EC of 15 December 1997 concerning the Framework Agreement on part-time work concluded by UNICE, CEEP and the ETUC.

COUNCIL DIRECTIVE NO 98/23/EC of 7 April 1998 on the extension of Directive 97/81/EC on the framework agreement on part-time work concluded by UNICE, CEEP and the ETUC to the United Kingdom of Great Britain and Northern Ireland.

COUNCIL DIRECTIVE 98/24/EC of 7 April 1998 on the protection of the health and safety of workers from the risks related to chemical agents at work (fourteenth individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC).

COUNCIL DIRECTIVE NO 98/59/EC of 20 July 1998 on the approximation of the laws of the Member States relating to collective redundancies.

COUNCIL DIRECTIVE 1999/63/EC of 21 June 1999 concerning the Agreement on the organisation of working time of seafarers concluded by the European Community Shipowners' Association (ECSA) and the Federation of Transport Workers' Unions in the European Union (FST) - Annex: European Agreement on the organisation of working time of seafarers.

COUNCIL DIRECTIVE NO 99/70/EC of 28 June 1999 concerning the framework agreement on fixed-term work concluded by ETUC, UNICE and CEEP.

COUNCIL DIRECTIVE NO 99/63/EC of 21 June 1999 concerning the Agreement on the organisation of working time of seafarers concluded by the European Community Shipowners' Association (ECSA) and the Federation of Transport Workers' Unions in the European Union (FST).

COUNCIL DIRECTIVE NO 99/92/EC of 16 December 1999 on the minimum requirements for improving the safety and health protection of workers potentially at risk from explosive atmospheres.

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**European Union (Withdrawal Agreement) Bill, *continued***

COUNCIL DIRECTIVE 1999/95/EC of the European Parliament and of the Council of 13 December 1999 concerning the enforcement of provisions in respect of seafarers' hours of work on board ships calling at Community ports.

COUNCIL DIRECTIVE 2000/39/EC of 8 June 2000 establishing a first list of indicative occupational exposure limit values in implementation of Council Directive 98/24/EC on the protection of the health and safety of workers from the risks related to chemical agents at work.

COUNCIL DIRECTIVE 2000/43/EC of 29 June 2000 implementing the principle of equal treatment between persons irrespective of racial or ethnic origin.

DIRECTIVE 2000/54/EC of the European Parliament and of the Council of 18 September 2000 on the protection of workers from risks related to exposure to biological agents at work (seventh individual directive within the meaning of Article 16(1) of Directive 89/391/EEC).

COUNCIL DIRECTIVE NO 2000/78/EC of 27 November 2000 establishing a general framework for equal treatment in employment and occupation.

COUNCIL DIRECTIVE 2000/79/EC of 27 November 2000 concerning the European Agreement on the Organisation of Working Time of Mobile Workers in Civil Aviation. Concluded by the Association of European Airlines (AEA), the European Transport Workers' Federation (ETF), the European Cockpit Association (ECA), the European Regions Airline Association (ERA) and the International Air Carrier Association (IACA).

COUNCIL DIRECTIVE 2001/23/EC of 12 March 2001 on the approximation of the laws of the Member States relating to the safeguarding of employees' rights in the event of transfers of undertakings, businesses or parts of undertakings or businesses.

COUNCIL DIRECTIVE 2001/86/EC of 8 October 2001 supplementing the Statute for a European company with regard to the involvement of employees.

DIRECTIVE 2002/14/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 11 March 2002 establishing a general framework for informing and consulting employees in the European Community.

DIRECTIVE 2002/15/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 11 March 2002 on the organisation of the working time of persons performing mobile road transport activities.

COUNCIL DIRECTIVE 2002/44/EC of 25 June 2002 on the minimum health and safety requirements regarding the exposure of workers to the risks arising from physical agents (vibration) (sixteenth individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC).

COUNCIL DIRECTIVE 2003/10/EC of 6 February 2003 on the minimum health and safety requirements regarding the exposure of workers to the risks arising from physical agents (noise) (Seventeenth individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC).

DIRECTIVE 2003/41/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 3 June 2003 on the activities and supervision of institutions for occupational retirement provision.

COUNCIL DIRECTIVE 2003/72/EC of 22 July 2003 supplementing the Statute for a European Cooperative Society with regard to the involvement of employees.

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**European Union (Withdrawal Agreement) Bill, *continued***

DIRECTIVE 2003/88/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 4 November 2003 concerning certain aspects of the organisation of working time.

COUNCIL DIRECTIVE 2004/37/EC of 29 April 2004 on the protection of workers from the risks related to exposure to carcinogens or mutagens at work (Sixth individual Directive within the meaning of Article 16(1) Directive 89/391/EEC).

COUNCIL Directive 2005/47/EC of 18 July 2005 on the Agreement between the Community of European Railways (CER) and the European Transport Workers' Federation (ETF) on certain aspects of the working conditions of mobile workers engaged in interoperable cross-border services in the railway sector.

DIRECTIVE 2005/56/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 26 October 2005 on cross-border mergers of limited liability companies.

COUNCIL DIRECTIVE 2006/15/EC of 7 February 2006 establishing a second list of indicative occupational exposure limit values in implementation of Council Directive 98/24/EC and amending Directives 91/322/EEC and 2000/39/.

COUNCIL DIRECTIVE 2006/25/EC of 5 April 2006 on the minimum health and safety requirements regarding the exposure of the workers to risks arising from physical agents (artificial optical radiation, 19th individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC).

DIRECTIVE 2006/54/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 5 July 2006 on the implementation of the principle of equal opportunities and equal treatment of men and women in matters of employment and occupation (recast).

DIRECTIVE 2007/59/EC of the European Parliament and of the Council of 23 October 2007 on the certification of train drivers operating locomotives and trains on the railway system in the Community.

DIRECTIVE 2008/94 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 22 October 2008 on the protection of employees in the event of the insolvency of their employer.

DIRECTIVE 2008/104/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 19 November 2008.

COUNCIL DIRECTIVE 2009/13/EC of 16 February 2009 implementing the Agreement concluded by the European Community Shipowners' Associations (ECSA) and the European Transport Workers' Federation (ETF) on the Maritime Labour Convention, 2006, and amending Directive 1999/63/EC.

DIRECTIVE 2009/38/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 6 May 2009 on the establishment of a European Works Council or a procedure in Community-scale undertakings and Community-scale groups of companies for the purposes of informing and consulting employees.

COUNCIL DIRECTIVE 2009/104/EC of 16 September 2009 concerning the minimum safety and health requirements for the use of work equipment by workers at work.

COUNCIL DIRECTIVE 2009/148/EC of 30 November 2009 on the protection of workers from the risks related to exposure to asbestos at work (Text with EEA relevance).

COUNCIL Directive 2009/161/EU of 17 December 2009 establishing a third list of indicative occupational exposure limit values in implementation of Council Directive 98/24/EC and amending Commission Directive 2000/39/EC (Text with EEA relevance).

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**European Union (Withdrawal Agreement) Bill, *continued***

COUNCIL DIRECTIVE 2010/18/EU of 8 March 2010 implementing the revised Framework Agreement on parental leave concluded by BUSINESSEUROPE, UEAPME, CEEP and ETUC.

COUNCIL DIRECTIVE 2010/32/EU of 10 May 2010 implementing the Framework Agreement on prevention from sharp injuries in the hospital and healthcare sector concluded by HOSPEEM and EPSU.

DIRECTIVE 2010/41/EU OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 7 July 2010 on the application of the principle of equal treatment between men and women engaged in an activity in a self-employed capacity.

COUNCIL DIRECTIVE 2013/59/Euratom of 5 December 2013 laying down basic safety standards for protection against the dangers arising from exposure to ionising radiation, and repealing Directives 89/618/Euratom, 90/641/Euratom, 96/29/Euratom, 97/43/Euratom and 2003/122/Euratom.

COUNCIL DIRECTIVE 2013/35/EU of 26 June 2013 on the minimum health and safety requirements regarding the exposure of workers to the risks arising from physical agents (electromagnetic fields) (20th individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC) and repealing Directive 2004/40/EC.

DIRECTIVE 2013/38/EU of the European Parliament and of the Council of 12 August 2013 amending Directive 2009/16/EC on port State control.

DIRECTIVE 2013/54/EU of the European Parliament and of the Council of 20 November 2013 concerning certain flag State responsibilities for compliance with and enforcement of the Maritime Labour Convention, 2006.

COUNCIL DIRECTIVE 2013/59/Euratom of 5 December 2013 laying down basic safety standards for protection against the dangers arising from exposure to ionising radiation, and repealing Directives 89/618/Euratom, 90/641/Euratom, 96/29/Euratom, 97/43/Euratom and 2003/122/Euratom.

DIRECTIVE 2014/67/EU of the European Parliament and of the Council of 15 May 2014 on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of services and amending Regulation (EU) No 1024/2012 on administrative cooperation through the Internal Market Information System ('the IMI Regulation').

COUNCIL DIRECTIVE 2014/112/EU of 19 December 2014 implementing the European Agreement concerning certain aspects of the organisation of working time in inland waterway transport, concluded by the European Barge Union (EBU), the European Skippers Organisation (ESO) and the European Transport Workers' Federation (ETF).

COUNCIL Directive 2014/112/EU of 19 December 2014 implementing the European Agreement concerning certain aspects of the organisation of working time in inland waterway transport, concluded by the European Barge Union (EBU), the European Skippers Organisation (ESO) and the European Transport Workers' Federation (ETF).

DIRECTIVE (EU) 2015/1794 of the European Parliament and of the Council of 6 October 2015 amending Directives 2008/94/EC, 2009/38/EC and 2002/14/EC of the European Parliament and of the Council, and Council Directives 98/59/EC and 2001/23/EC, as regards seafarers.

**European Union (Withdrawal Agreement) Bill, *continued***

COUNCIL DIRECTIVE (EU) 2017/159 of 19 December 2016 implementing the Agreement concerning the implementation of the Work in Fishing Convention, 2007 of the International Labour Organisation, concluded on 21 May 2012 between the General Confederation of Agricultural Cooperatives in the European Union (Cogeca), the European Transport Workers' Federation (ETF) and the Association of National Organisations of Fishing Enterprises in the European Union (Europêche).

COMMISSION DIRECTIVE 2017/164/EU of 31 January 2017 establishing a fourth list of indicative occupational exposure limit values pursuant to Council Directive 98/24/EC, and amending Commission Directives 91/322/EEC, 2000/39/EC and 2009/161/EU.

DIRECTIVE (EU) 2017/1132 of the European Parliament and of the Council of 14 June 2017 relating to certain aspects of company law.

DIRECTIVE (EU) 2019/1152 of the European Parliament and of the Council of 20 June 2019 on transparent and predictable working conditions in the European Union.”

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