



House of Commons

NOTICES OF AMENDMENTS

given up to and including

Thursday 10 September 2020

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: 4 to 8 and NC1 to NC3

COMMITTEE OF THE WHOLE HOUSE

UNITED KINGDOM INTERNAL MARKET BILL

NOTE

This document includes all amendments tabled to date and includes any withdrawn amendments at the end. The amendments have been arranged in accordance with the United Kingdom Internal Market Programme Motion to be proposed by Secretary Alok Sharma.

*CLAUSES 28 TO 39; NEW CLAUSES AND NEW SCHEDULES RELATING TO PART 4; OTHER
NEW CLAUSES AND NEW SCHEDULES RELATING GENERALLY TO THE INTERNAL
MARKET FOR GOODS AND SERVICES IN THE UNITED KINGDOM*

Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown

 United Kingdom Internal Market Bill, *continued*

Wendy Chamberlain

NC1

★ To move the following Clause—

“Dispute resolution mechanism

- (1) Within the period of two months after the day on which this Act is passed, the Secretary of State must consult the Scottish Ministers, the Welsh Ministers and the Department for the Economy in Northern Ireland about how any disputes relating to the functioning of the internal market will be resolved between the four parts of the United Kingdom.
- (2) Within the period of three months after the day on which this Act is passed, the Secretary of State must lay before each House of Parliament a report detailing how any disputes relating to the functioning of the internal market will be resolved between the four parts of the United Kingdom.
- (3) Any dispute resolution mechanism established by the Secretary of State must provide for representation from each nation of the United Kingdom.”

Member’s explanatory statement

The intention of this clause is to help resolve the functioning of the internal market between the four nations of the United Kingdom.

Edward Miliband
 Lucy Powell
 Paul Blomfield
 Mr Nicholas Brown

NC2

★ To move the following Clause—

“Limits on powers to override common frameworks

The Secretary of State shall not make any order or regulations under this or any other Act of Parliament that has the effect of imposing lower standards on Scotland, Wales or Northern Ireland, in any area for which a common framework—

- (a) has been agreed,
- (b) is in development, or
- (c) becomes necessary,

unless, where subsection (b) or (c) above applies, the Secretary of State judges that a reasonable period has passed and the negotiations have failed to reach agreement, and a draft of the order or regulations has been laid before and approved by resolution of each House of Parliament.”

Member’s explanatory statement

This new clause puts common frameworks on a statutory footing. Where there is a common framework agreed, Ministers would not be able to override them through secondary legislation to impose lower standards on devolved nations. Where a common framework was in development, or a new common framework became necessary, Ministers could not impose standards until the negotiation of common frameworks had taken place between the nations of the UK and failed to reach agreement after a reasonable period. The UK Parliament would be the ultimate arbiter of standards if reasonable agreement could not be reached.

United Kingdom Internal Market Bill, *continued*

Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown

NC3

★ To move the following Clause—

“Duty to consult, monitor and report

The CMA has a duty to consult with all relevant national authorities and shall produce monitoring reports on

- (a) changes in standards, and
- (b) assessments of whether standards have been met.”

*CLAUSE 11; CLAUSES 40 TO 45; CLAUSE 50; NEW CLAUSES AND NEW SCHEDULES
RELATING TO PART 5*

Alistair Carmichael
Wendy Chamberlain
Sir Edward Davey
Sarah Olney
Tim Farron
Christine Jardine

Wera Hobhouse
Daisy Cooper

Jamie Stone
Munira Wilson

Layla Moran
Stephen Farry

1

☆ Page 33, leave out Clause 42

Alistair Carmichael
Wendy Chamberlain
Sir Edward Davey
Sarah Olney
Tim Farron
Christine Jardine

Wera Hobhouse
Daisy Cooper

Jamie Stone
Munira Wilson

Layla Moran
Stephen Farry

2

☆ Page 34, leave out Clause 43

 United Kingdom Internal Market Bill, *continued*

Alistair Carmichael
 Wendy Chamberlain
 Sir Edward Davey
 Sarah Olney
 Tim Farron
 Christine Jardine

Wera Hobhouse
 Daisy Cooper

Jamie Stone
 Munira Wilson

Layla Moran
 Stephen Farry

3

☆ Page 35, leave out Clause 45

*CLAUSES 1 TO 10; SCHEDULE 1; CLAUSES 12 TO 16; SCHEDULE 2; CLAUSES 17 TO 27;
 NEW CLAUSES AND NEW SCHEDULES RELATING TO PARTS 1 TO 3; CLAUSES 48 AND 49;
 CLAUSES 51 TO 54; REMAINING NEW CLAUSES; REMAINING NEW SCHEDULES;
 REMAINING PROCEEDINGS IN COMMITTEE ON THE BILL*

Secretary Alok Sharma

5

★ Schedule 1, page 42, line 5, leave out from “The” to “not” on line 6 and insert
 “United Kingdom market access principles do not apply to (and sections 2(3) and 5(3) do”
Member’s explanatory statement

This amendment means that measures aimed at preventing the spread of pests or diseases are capable of being excluded from the non-discrimination principle for goods (as well as the mutual recognition principle for goods).

Secretary Alok Sharma

6

★ Schedule 1, page 42, line 26, at end insert—

“(6A) In determining whether the fifth condition is met the following consideration is to be taken into account: whether the legislation, taken together with any similar legislation applying in the restricting part, imposes measures of similar severity in response to threats of similar severity arising from the potential movement of the pest or disease into, or within, the restricting part (wherever those threats originate).”

Member’s explanatory statement

This amendment means that, in assessing whether a measure aimed at preventing the spread of pests or diseases can reasonably be justified as necessary, account will be taken of whether similar threats are addressed with similar severity.

Secretary Alok Sharma

7

★ Schedule 1, page 45, line 2, at end insert—

“Fertilisers and pesticides

8A The mutual recognition principle for goods does not apply to (and section 2(3) does not affect the operation of) any of the following—

- (a) a prohibition or condition imposed in accordance with Article 15(1) of Regulation (EC) No 2003/2003 of the European Parliament and of the Council of 13 October 2003 relating to fertilisers, as it forms part of retained EU law;

United Kingdom Internal Market Bill, *continued*

- (b) regulations under section 74A(1) of the Agriculture Act 1970, to the extent that such regulations can reasonably be justified as a response to a risk to—
- (i) the health or safety of humans, animals or plants, or
 - (ii) the environment.
- 8B The mutual recognition principle for goods does not apply to (and section 2(3) does not affect the operation of) any of the following—
- (a) Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market (etc), as it forms part of retained EU law;
 - (b) the Plant Protection Products Regulations 2011 (S.I. 2011/2131);
 - (c) the Plant Protection Products Regulations (Northern Ireland) 2011 (S.R. (N.I.) 2011 No. 295).”

Member’s explanatory statement

This amendment excludes certain measures in relation to fertilisers and pesticides from the operation of the mutual recognition principle for goods.

Sir Robert Neill
Damian Green
Sir Oliver Heald

4

★ Clause 54, page 41, line 24, at end insert—

- “(2A) The relevant sections of this Act come into force in accordance only if—
- (a) a Minister of the Crown has moved a motion in the House of Commons specifying on which date a relevant section comes into force, and
 - (b) that motion is approved by resolution of the House of Commons.
- (2B) The relevant sections for the purposes of subsection (2A) are sections 42, 43 and 45.”

Member’s explanatory statement

This amendment would prevent any of sections 42 (Power to disapply or modify export declarations and other exit procedures), 43 (Regulations about Article 10 of the Northern Ireland Protocol) and 45 (Further provision related to sections 42 and 43 etc) coming into force before the House of Commons had approved by resolution the date from which they would take effect.

PROGRAMME MOTION

Secretary Alok Sharma

That the following provisions shall apply to the United Kingdom Internal Market Bill:

Committal

1. The Bill shall be committed to a Committee of the whole House.

Proceedings in Committee

2. Proceedings in Committee of the whole House shall be completed in four days.
3. The proceedings—
 - (a) shall be taken on each of those days as shown in the first and second

United Kingdom Internal Market Bill, *continued*

- columns of the following Table;
- (b) shall be so taken in the order shown in the second column of that Table; and
- (c) shall (so far as not previously concluded) respectively be brought to a conclusion at the times specified in the third column of that Table.

TABLE

<i>Day</i>	<i>Proceedings</i>	<i>Time for conclusion of proceedings</i>
First day	Clauses 28 to 39; new Clauses and new Schedules relating to Part 4; other new Clauses and new Schedules relating generally to the internal market for goods and services in the United Kingdom	Six hours from the commencement of the proceedings on the Bill on the first day
Second day	Clauses 46 and 47; new Clauses and new Schedules relating to Part 6	Six hours from the commencement of the proceedings on the Bill on the second day
Third day	Clause 11; Clauses 40 to 45; Clause 50; new Clauses and new Schedules relating to Part 5	Six hours from the commencement of the proceedings on the Bill on the third day
Fourth day	Clauses 1 to 10; Schedule 1; Clauses 12 to 16; Schedule 2; Clauses 17 to 27; new Clauses and new Schedules relating to Parts 1 to 3; Clauses 48 and 49; Clauses 51 to 54; remaining new Clauses; remaining new Schedules; remaining proceedings in Committee on the Bill	Six hours from the commencement of the proceedings on the Bill on the fourth day

Proceedings on Consideration and up to and including Third Reading

4. Any proceedings on Consideration, any proceedings in legislative grand committee and proceedings on Third Reading shall be taken in two days.
5. Any proceedings on Consideration and any proceedings in legislative grand committee shall (so far as not previously concluded) be brought to a conclusion two hours before the moment of interruption on the second day.
6. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on the second day.

Programming committee

7. Standing Order No. 83B (Programming committees) shall not apply to proceedings in Committee of the whole House, to any proceedings on Consideration or to other proceedings up to and including Third Reading.

United Kingdom Internal Market Bill, *continued*

Consideration of Lords Amendments

8. Any proceedings on consideration of Lords Amendments shall (so far as not previously concluded) be brought to a conclusion one hour after their commencement.

Subsequent stages

9. Any further Message from the Lords may be considered forthwith without any Question being put.
 10. The proceedings on any further Message from the Lords shall (so far as not previously concluded) be brought to a conclusion one hour after their commencement.
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