UNITED KINGDOM INTERNAL MARKET BILL
[FIRST TO FOURTH DAYS]

GLOSSARY

This document shows the fate of each clause, schedule, amendment and new clause.

The following terms are used:

_Added:_ New Clause agreed without a vote and added to the Bill.
_Agreed to:_ agreed without a vote.
_Agreed to on division:_ agreed following a vote.
_Negatived:_ rejected without a vote.
_Negatived on division:_ rejected following a vote.
_Not called:_ debated in a group of amendments, but not put to a decision.
_Not moved:_ not debated or put to a decision.
_Question proposed:_ debate underway but not concluded.
_Withdrawn after debate:_ moved and debated but then withdrawn, so not put to a decision.
_Not selected:_ not chosen for debate by the Chair.
United Kingdom Internal Market Bill, continued

[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

Ian Blackford
Drew Hendry
Patrick Grady
Margaret Ferrier

Clause 28, page 20, line 31, leave out “, Scotland”

Clause agreed to.

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Ian Blackford
Drew Hendry
Patrick Grady
Margaret Ferrier
Jonathan Edwards
Liz Saville Roberts
Hywel Williams
Ben Lake

Clause 29, page 21, line 3, at the beginning insert “Following legislative approval from all devolved administrations,”

Clause agreed to.

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Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown

Page 22, leave out Clause 30

Clause agreed to.

Clauses 31 to 34 agreed to.
Committee of the whole House Proceedings: 22 September 2020

United Kingdom Internal Market Bill, continued

Wendy Chamberlain

Clause 35, page 26, line 16, at end insert—

“(1A) Prior to publishing the information in subsection (1) the CMA must consult the Scottish Ministers, the Welsh Ministers and the Department for the Economy in Northern Ireland about how it is to approach the exercise of its functions.”

Clause agreed to.

Clauses 36 and 37 agreed to.

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Ian Blackford
Drew Hendry
Patrick Grady
Margaret Ferrier
Jonathan Edwards
Liz Saville Roberts

Hywel Williams  Ben Lake

Clause 38, page 29, line 22, after “must” insert “obtain the agreement of the devolved administrations and”

Clause agreed to.

Clause 39 agreed to.

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Wendy Chamberlain
Mr Alistair Carmichael
Christine Jardine
Jamie Stone
Sir Edward Davey
Tim Farron

Layla Moran  Wera Hobhouse  Sarah Olney
Munira Wilson  Daisy Cooper

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.”

Edward Miliband
Lucy Powell
Paul Blomfield
Caroline Lucas

Negatived on division 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.”

Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown

Not called 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.”
To move the following Clause—

“Appointment of members to the Competition and Markets Authority board by the devolved administrations

(1) Schedule 4 of the Enterprise and Regulatory Reform Act 2013 is amended as follows.

(2) After sub-paragraph 1(1) insert—

“(1A) The members appointed under sub-paragraph (1)(b) must include—

(a) a member appointed by the Scottish Ministers,

(b) a member appointed by the Welsh Ministers, and

(c) a member appointed by the ministers of the Northern Ireland Executive.”

Progress reported.

[SECOND DAY]

CLAUSES 46 AND 47; NEW CLAUSES AND NEW SCHEDULES RELATING TO PART 6

Clauses 46, page 36, line 34, after “Crown” insert “, after obtaining the agreement of the relevant devolved Minister,”

Clauses 46, page 36, line 34, after “Parliament” insert “upon the approval of the relevant devolved authorities”
Clause 46, page 37, line 3, at end insert—
“(1A) If provision to be made by a Minister of the Crown under subsection (1) would relate to any matter for which a relevant body has legislative competence, the provision may only be made after that body has approved a motion consentsing to that provision.

(1B) In this section, a “relevant body” is—
(a) the Scottish Parliament,
(b) Senedd Cymru, or
(c) the Northern Ireland Assembly.

(1C) A matter is within the devolved competence of a relevant body if it would be within the legislative competence of that body if it were contained in an Act of that body.”

Clause 46, page 37, line 4, at end insert—
“(1A) Any financial assistance provided under this section must be consistent with the achievement of any climate and environmental goals and targets applicable in the relevant part or parts of the United Kingdom.”

Page 36, leave out Clause 46

Clause agreed to on division.

Secretary Alok Sharma

Clause 47, page 37, line 23, leave out “take the form” and insert “be provided by way”

Secretary Alok Sharma

Clause 47, page 37, line 23, after “indemnities” insert “or in any other form”
Committee of the whole House Proceedings: 22 September 2020

United Kingdom Internal Market Bill, continued

Secretary Alok Sharma

Clause 47, page 37, line 25, after “interest” insert “or other return”

Agreed to 25

Secretary Alok Sharma

Clause 47, page 37, line 26, at end insert—
“(d) may be provided to an investment fund for onward investment or administrative costs relating to onward investment.”

Agreed to 26

Liz Saville Roberts
Drew Hendry
Hywel Williams
Ben Lake
Jonathan Edwards

Clause 47, page 37, line 26, at end insert—
“(1A) In Wales, Scotland and Northern Ireland, powers over the administration and management of financial assistance under section 46 shall be fully devolved to Senedd Cymru, the Scottish Parliament and the Northern Ireland Assembly respectively.

(1B) The total amounts made available for financial assistance under section 46 must be pre-allocated based on each nation’s relative wealth expressed as Gross Domestic Product (GDP) per capita.

(1C) The total amounts made available for financial assistance under section 46 must take the form of a multi-annual funding programme to allow long-term planning and funding security.”

Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown

Clause 47, page 37, line 29, at end, insert—
“(3A) Financial assistance under section 46 must be the subject of a framework agreement to be agreed by resolution of each House of Parliament.”

Negatived on division 14

Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown

Clause 47, page 37, line 29, at end, insert—
“(3B) The Treasury must include in the Estimates presented to the House of Commons proposals for funding each of the devolved administrations to provide financial assistance for the purposes set out in section 46 in relation to the areas of the United Kingdom covered by that devolved administration.”

Not called 15
Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown
Stephen Farry

Clause 47, page 37, line 29, at end, insert—
“(3C) Any financial assistance provided under section 46 in relation to areas of the
United Kingdom covered by a devolved administration must be subject to
allocation by the relevant devolved administration.”

Sir Jeffrey M Donaldson
Sammy Wilson
Gavin Robinson
Carla Lockhart
Ian Paisley
Jim Shannon
Paul Girvan
Mr Gregory Campbell

Clause 47, page 37, line 29, at end insert—
“(3) No enactment or rule of law prior to the passing of this Act prevents financial
assistance being provided under section 46 to any person in Northern Ireland.”

Colum Eastwood
Claire Hanna
Stephen Farry

Page 37, leave out Clause 47

Clause, as amended, agreed to.

Progress reported.

[THIRD DAY]

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

Clause 11 agreed to.

Colum Eastwood
Claire Hanna
Stephen Farry

Clause 40, page 31, line 16, at end insert—
“(d) the need to maintain the necessary conditions for continued North-South
cooperation in—
(i) the areas of environment, health, agriculture, transport, education and tourism, energy, telecommunications,
broadcasting, inland fisheries, justice and security, trade and business development, higher education and sport, and
United Kingdom Internal Market Bill, continued

(ii) any other area that may be agreed by a body established under the provisions of the Good Friday Agreement.”

Colum Eastwood
Claire Hanna
Stephen Farry

Clause 40, page 31, line 16, at end insert —
“(d) the need to ensure that there would be no new checks on goods moving from Northern Ireland to Ireland, and
(e) the need to ensure that there would be no new checks on goods moving from Ireland to Northern Ireland.”

Stephen Farry
Patrick Grady
Drew Hendry
Kirsten Oswald
Liz Saville Roberts
Hywel Williams

Negatived on division 41

Clause 40, page 31, line 16, at end insert—
“(1A) When exercising any functions covered by this Part, any appropriate authority has a paramount duty—
(a) to act without prejudice to all international and domestic law, including the Withdrawal Agreement;
(b) to address the unique circumstances on the island of Ireland;
(c) to maintain the necessary conditions for continued North-South cooperation;
(d) to avoid a hard border on the island of Ireland;
(e) to protect the Belfast/Good Friday Agreement in all its dimensions.”

Sir Jeffrey M Donaldson
Sammy Wilson
Gavin Robinson
Mr Gregory Campbell
Jim Shannon
Ian Paisley

Negatived on division 68

Clause 40, page 31, line 16, at end insert—
“(1A) Regulations that would introduce new requirements for goods traded from Great Britain to Northern Ireland may not come into force without the consent of the Northern Ireland Assembly.
(1B) No additional official or administrative costs consequent on any regulations of the kind mentioned in subsection (1A) may be recouped from the private sector.
Clause 40, page 31, line 26, at end insert—

“(2A) On or after IP completion day, an appropriate authority must not exercise any function in a way that would—

(a) result in an existing kind of GB-NI check, control or administrative process being used—

(i) for the first time, or

(ii) for a new purpose or to a new extent; or

(b) result in a new kind of GB-NI check, control or administrative process—

(i) being introduced, or

(ii) being used.

“(2B) For the purposes of this section—

(a) a “GB-NI” check, control or administrative process is one applicable to the direct movement of goods produced in a part of the United Kingdom from Great Britain to Northern Ireland;

(b) goods are to be regarded as “produced in” a part of the United Kingdom (if not wholly produced there) if the most recent significant regulated step in their production has occurred there.”

(c) an “existing kind” of GB-NI check, control or administrative process is one that—

(i) was in use or available for use immediately before IP completion day, or

(ii) is the same as, or substantially similar to, one that was in use or available for use immediately before IP completion day (the “predecessor”);

(d) a “new kind of” GB-NI check, control or administrative process is one that is not of an existing kind;

(e) where an GB-NI check, control or administrative process is of an existing kind because of paragraph (b)(ii), that check, control or administrative process and the predecessor are to be treated as a single function for the purpose of determining whether subsection (1)(a) prevents its exercise;

(f) the purpose for which, or extent to which, a function would be used is “new” if the function has not been used for that purpose, or to that extent, before IP completion day.

(2C) A Minister of the Crown may by regulations amend this section so that it applies to a type of movement instead of, or in addition to, a type of movement to which it already applies (whether that type of movement is direct movement or another type of movement provided for by regulations under this subsection).”
Colum Eastwood
Claire Hanna

Page 31, leave out Clause 40

Clause agreed to.

Sir Jeffrey M Donaldson
Sammy Wilson
Gavin Robinson
Mr Gregory Campbell
Jim Shannon
Ian Paisley
Paul Girvan
Carla Lockhart

Clause 41, page 32, line 4, at end insert—
“(c) result in a new cost on an Northern Ireland business in accessing the market or in meeting conditions of sale on the market that would not exist for Great Britain businesses.”

Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown

Clause 41, page 32, line 4, at end insert—
“(1A) An appropriate authority exercising any function to which this section applies must have regard to the obligations of the United Kingdom under the Withdrawal Agreement, including in particular the duty to seek resolution of disputes through the Joint Committee.”

Secretary Alok Sharma

Clause 41, page 32, line 13, at end insert—
“(d) is necessary for the purposes of VAT or excise duty in consequence of the Northern Ireland Protocol, or
(e) is necessary for the purpose of dealing with a threat to biosecurity in Great Britain.”

Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown

Clause 41, page 32, line 19, leave out paragraph (b).
Clause 41, page 32, line 22, at end insert—

“(3A) For the purposes of this section the exercise of a function “is necessary for the purposes of VAT or excise duty in consequence of the Northern Ireland Protocol” if—

(a) the appropriate authority exercising the function is the Treasury, the Commissioners for Her Majesty’s Revenue and Customs, or the Director of Border Revenue,

(b) the function is exercised for the purposes of VAT or excise duty (including for the purposes of preventing double taxation, partial or complete non-taxation, or evasion), and

(c) the appropriate authority exercising the function considers that the exercise is necessary in consequence of the Northern Ireland Protocol.

(3B) For the purposes of this section the exercise of a function “is necessary for the purpose of dealing with a threat to biosecurity in Great Britain” if the exercise of the function consists of—

(a) the making, or operation, of legislation which satisfies the conditions set out in paragraph 1 of Schedule 1, or

(b) any other activity which satisfies the conditions set out in paragraph 1(2) (3), (4) and (6) of Schedule 1 (reading any reference in those conditions to “legislation” as a reference to the activity in question).

(3C) In determining for the purposes of subsection (3B)(b) whether the condition in paragraph 1(3) of Schedule 1 is met, a pest or disease is to be taken to be present in Northern Ireland if it is, or may be, present in qualifying Northern Ireland goods (including when the goods are in Great Britain).”

Clause 41, page 32, line 25, after “direct” insert “or indirect”

Clause 41, page 32, line 48, at end insert—

“(5A) Before making regulations under this section, a Minister of the Crown must consult and have regard to the views of the Northern Ireland Executive on the proposed regulations.”
United Kingdom Internal Market Bill, continued

Secretary Alok Sharma

Clause 41, page 33, line 16, at end insert—

““excise duty” means any excise duty under—

(a) the Alcoholic Liquor Duties Act 1979,
(b) the Hydrocarbon Oil Duties Act 1979, or
(c) the Tobacco Products Duty Act 1979;”

Colum Eastwood
Claire Hanna

Page 31, leave out Clause 41

Clause, as amended, agreed to.

Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown

Clause 42, page 33, line 40, at end insert “, and

(c) the need to respect the rule of law.”

Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown

Page 33, leave out Clause 42

Wera Hobhouse
Daisy Cooper
Caroline Lucas

Jamie Stone
Munira Wilson
Colum Eastwood

Layla Moran
Stephen Farry
Claire Hanna

Not selected 1
Clause 43, page 34, line 21, after “provision” insert “while having due regard to the rule of law and human rights”

Clause 43, page 34, line 23, leave out line 23.

Clause 43, page 34, line 26, leave out lines 26 to 28.

Clause 43, page 34, leave out lines 41 to 44.

Page 34, leave out Clause 43

Clause 44, page 35, line 20, at end insert—

“(1A) The Secretary of State must take into account the need to respect the rule of law in considering whether and how to comply with the requirements mentioned in subsection (1).”
Clauses 42, 43 and 44 agreed to on division.

Secretary Alok Sharma

Clause 45, page 36, line 11, at end insert—

“(2A) The period mentioned in each of the following provisions (standard time limits for seeking judicial review), or any corresponding successor provision, may not be extended under any circumstances in relation to a relevant claim or application—

(a) rule 54.5(1)(b) of the Civil Procedure Rules in relation to England and Wales;

(b) section 27A(1)(a) of the Court of Session Act 1988 in relation to Scotland;


(2B) The jurisdiction and powers of a court or tribunal in relation to a relevant claim or application are subject to subsections (1) and (2).”

Clause 45, page 36, line 17, at end insert—

“(3A) If no agreement has been reached before IP completion day between the EU and the United Kingdom on the free movement of goods in both directions between Northern Ireland and the rest of the United Kingdom, a Minister of the Crown may lay before each House of Parliament a unilateral interpretative declaration,
applicable to the Protocol on Ireland/Northern Ireland, setting out how interruption of the free movement of goods between Northern Ireland and the rest of the United Kingdom would not be in accord with the Protocol.”

Ian Blackford
Drew Hendry
Patrick Grady
Margaret Ferrier
Kirsten Oswald
Jonathan Edwards

Liz Saville Roberts       Hywel Williams       Ben Lake
Not called 32

Clause 45, page 36, line 18, at end insert—
““incompatible”, “inconsistent”, “incompatibility” and “inconsistency” have the meaning given in accordance with subsection (3A);”

Secretary Alok Sharma

Clause 45, page 36, line 18, at end insert—
““relevant claim or application” means—
(a) a claim for judicial review in relation to England and Wales,
(b) an application to the supervisory jurisdiction of the Court of Session in relation to Scotland, or
(c) an application for judicial review in relation to Northern Ireland, where the claim or application is for the purpose of questioning the validity or lawfulness of regulations under section 42(1) or 43(1);”

Colum Eastwood
Claire Hanna
Stephen Farry
Not called 46

Clause 45, page 36, leave out line 20.

Joanna Cherry
Not called 43

Clause 45, page 36, line 27, leave out “whatsoever” and insert “other than the Human Rights Act 1998 and the European Convention on Human Rights”

Joanna Cherry
Not called 44

Clause 45, page 36, line 28, at end insert “other than the High Court, Upper Tribunal or Court of Session when considering an application for judicial review.”

Colum Eastwood
Claire Hanna
Stephen Farry
Not called 47

Clause 45, page 36, line 28, insert—
“but excludes any provision of—
(a) the European Convention on Human Rights,
(b) the Human Rights Act 1998,”
United Kingdom Internal Market Bill, continued

(c) the Northern Ireland Act 1998, or
(d) the Northern Ireland (St Andrews Agreement) Act 2006.”

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

Wera Hobhouse
Daisy Cooper
Caroline Lucas

Jamie Stone
Munira Wilson
Colum Eastwood

Layla Moran
Stephen Farry
Claire Hanna

Page 35, leave out Clause 45

Clause 45, as amended, and Clause 50 agreed to on division.

Stephen Farry
Patrick Grady
Drew Hendry
Kirsten Oswald
Liz Saville Roberts
Hywel Williams

Ben Lake
Sir Edward Davey
Wendy Chamberlain
Layla Moran
Jamie Stone

Claire Hanna
Daisy Cooper
Tim Farron
Sarah Olney
Munira Wilson

Colum Eastwood
Mr Alistair Carmichael
Wera Hobhouse
Christine Jardine
Jonathan Edwards

Not called NC6

To move the following Clause—

“Duty to seek free movement of goods from Northern Ireland to Great Britain

Ministers of the Crown must use their best endeavours to seek through the Joint Committee (established in the Withdrawal Agreement) the disappplication of export declarations and other exit procedures for goods of Northern Ireland moving to Great Britain, in a manner consistent with the terms of the Withdrawal Agreement and other international obligations.”
To move the following Clause—

“Compatibility

No power under this Act may be exercised by an appropriate authority unless the exercise (or purpose of the exercise) would be compatible and consistent with—

(a) the Good Friday or Belfast Agreement of 10 April 1998 between the Government of the United Kingdom and the Government of Ireland and the other participants in the multi-party negotiations, which is annexed to the British-Irish Agreement of the same date, or

(b) any domestic legislation or subsequent agreement implementing the Agreement.”

To move the following Clause—

“Exercise of power in connection with Ireland/Northern Ireland Protocol

1. In section 8C of the European Union (Withdrawal) Act 2018 (as inserted by section 21 of the European Union (Withdrawal Agreement) Act 2020), in subsection (1), leave out “may” and insert “shall”.


(a) in sub-paragraph 11M(1), leave out “may” and insert “shall”, and

(b) in sub-paragraph 11M(2), leave out “may” and insert “shall”.

Progress reported.
United Kingdom Internal Market Bill, continued

[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

Clause 1 agreed to.

Secretary Alok Sharma

Clause 2, page 2, line 6, leave out paragraph (b) and insert—

“(b) can be sold there without contravening any relevant requirements that would apply to their sale,”

Ian Blackford
Deidre Brock
Drew Hendry
Patrick Grady
Jonathan Edwards
Liz Saville Roberts

Ben Lake
Hywel Williams

Not called

Clause 2, page 2, line 8, leave out from “requirements)” to end of line 10 and insert “must meet the relevant requirements of the part of the United Kingdom with the highest level of standards for that sale of that good.”

Secretary Alok Sharma

Clause 2, page 2, line 15, leave out from “can” to end of line 17 and insert “be sold by auction in the originating part without contravening any applicable relevant requirements there”

Clause, as amended, agreed to.

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Clause 3, page 3, line 24, leave out “consult” and insert “gain the agreement of”

Clause agreed to.

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Sir Jeffrey M Donaldson
Sammy Wilson
Gavin Robinson
Mr Gregory Campbell
Jim Shannon
Ian Paisley

Paul Girvan                 Carla Lockhart     Not called 73

Clause 4, page 3, line 35, leave out “not”

Sir Jeffrey M Donaldson
Sammy Wilson
Gavin Robinson
Mr Gregory Campbell
Jim Shannon
Ian Paisley

Paul Girvan                 Carla Lockhart     Not called 74

Clause 4, page 3, line 36, leave out from “principle” to end of line 10 on page 4.

Sir Jeffrey M Donaldson
Sammy Wilson
Gavin Robinson
Mr Gregory Campbell
Jim Shannon
Ian Paisley

Paul Girvan                 Carla Lockhart     Not selected 75

Page 3, leave out Clause 4.

Clause agreed to.

Clause 5 agreed to.
Clause agreed to.

Clause 7 agreed to.

Clause 8, page 6, line 40, at end insert—
“(c) the promotion of environmental, social and labour standards.”

Clause agreed to.

Clause 9, page 7, line 4, leave out “not”
United Kingdom Internal Market Bill, continued

Clause 9, page 7, line 8, leave out subsections (2) and (3).

Clause agreed to.

Clause 10, page 7, line 17, at end, insert—

“(2A) In making these regulations, the Secretary of State must have special regard to the need to maintain the integral place of Northern Ireland in the United Kingdom internal market.

Clause agreed to.

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”
Schedule 1, page 44, line 40, at end, insert—

“(6A) In the case that there is one REACH authorisation process for Great Britain, an authorisation that is lawful for the Northern Ireland market will be valid for the Great Britain market.”

Secretary Alok Sharma

Agreed to 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;

(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).”

Ian Blackford
Drew Hendry
Deidre Brock
Patrick Grady

Not called 80

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

“(8A) The United Kingdom market access principles do not apply to fisheries within the jurisdiction of Scottish Government Ministers.”
Schedule 1, page 45, line 23, at end insert—

“11 The United Kingdom market access principles do not apply to (and sections 2(3) and 5(3) do not affect the operation of) any legislation so far as it relates to public procurement.”

Schedule, as amended, agreed to.

Clauses 12 and 13 agreed to.

Secretary Alok Sharma

Clause 14, page 8, line 38, after “thing” insert “(including any packaging or label)”

Secretary Alok Sharma

Clause 14, page 8, line 41, leave out “significant regulated step in their production” and insert “significant production step which is a regulated step”

Secretary Alok Sharma

Clause 14, page 9, line 1, leave out subsection (4) and insert—

“(4) A production step occurring in a part of the United Kingdom is “regulated” for the purposes of subsection (3) if —

(a) it is the subject of any statutory requirement in that part of the United Kingdom, or

(b) it is a step that could materially affect a person’s ability to sell the goods without contravening—

(i) any relevant requirement for the purposes of the mutual recognition principle for goods, or

(ii) any statutory requirement that is excluded from being a relevant requirement by section 4(1),

that would be applicable to a sale of the goods in that part of the United Kingdom (being a sale of a kind for which the goods are being produced).

(4A) A production step is “significant” for the purposes of subsection (3) if it is significant in terms of the character of the goods being produced and the purposes for which they are to be sold or used (but see subsections (4B) and (4C)).

(4B) A production step falling within any of the following descriptions is not significant (whether or not it is regulated)—

(a) activities carried out specifically to ensure goods do not deteriorate before being sold (such as maintaining them at or below a particular temperature);

(b) activities carried out solely for purposes relevant to their presentation for sale (such as cleaning or pressing fabrics or sorting different coloured items for packaging together);
(c) activities involving a communication of any kind with a regulatory or trade body (such as registering the goods or notifying the goods or anything connected with them or their production);

(d) activities carried out for the purpose of testing or assessing any characteristic of the goods (such as batch testing a pharmaceutical product).

(4C) A production step involving the packaging, labelling or marking of goods is not significant (whether or not it is regulated) unless the step is fundamental to the character of the goods and the purposes for which they are to be sold or used.”

Ian Blackford
Drew Hendry
Patrick Grady
Margaret Ferrier
Caroline Lucas
Jonathan Edwards

Liz Saville Roberts  Ben Lake  Hywel Williams  Not called 40

Clause 14, page 9, line 26, at end insert—
“(8A) A reference in this Part to “regulations” must take into account the requirements of section (Maintenance of minimum standards).”

Secretary Alok Sharma

Agreed to 92

Clause 14, page 9, line 27, at end insert—
“(10) “Contravening” includes failing to comply.”

Clause, as amended, agreed to.

Secretary Alok Sharma

Agreed to 97

Clause 15, page 9, line 32, after “application” insert “and effect”

Secretary Alok Sharma

Agreed to 98

Clause 15, page 9, line 42, after “requirements” insert “as defined”

Secretary Alok Sharma

Agreed to 99

Clause 15, page 9, line 42, leave out from “of” to end of line 43 and insert “the mutual recognition principle for goods (see section 3);”

Secretary Alok Sharma

Agreed to 100

Clause 15, page 10, line 1, leave out paragraph (b) and insert—
“(b) provision of the sort described in section 22(1) or 26(1) (professional qualifications and regulation) to the extent it has the effect described there;”
Clause 15, page 10, line 4, after “force” insert “, or otherwise has effect,”

Secretary Alok Sharma

Clause 15, page 10, line 5, after “force” insert “and has not been substantively changed after that day”

Secretary Alok Sharma

Clause 15, page 10, line 6, after “force” insert “, or otherwise takes effect,”

Secretary Alok Sharma

Clause 15, page 10, line 7, after “reenacts” insert “or replicates”

Secretary Alok Sharma

Clause 15, page 10, line 8, after “force” insert “or having effect”

Secretary Alok Sharma

Clause 15, page 10, line 13, leave out from “of” to end of line 14 and insert “being authorised to provide services in a part of the United Kingdom other than the part in which the requirement applies.”

Secretary Alok Sharma

Clause 15, page 10, line 14, at end insert—

“(5A) Subsection (5)(c) does not exclude (and, accordingly, references to authorisation requirements do include) an authorisation requirement that applies in a part of the United Kingdom if, after the relevant day, a corresponding authorisation requirement in another part of the United Kingdom is substantively changed.

(5B) For the purposes of subsection (5A)—

(a) an authorisation requirement corresponds to another authorisation requirement if it relates to the same, or substantially the same, services;

(b) an authorisation requirement is substantively changed if, for example, the circumstances in which permission may be granted are changed;

(c) the “relevant day” is the day before the day on which this section comes into force.”

Clause, as amended, agreed to.
Secretary Alok Sharma

Clause 16, page 11, line 1, leave out “Part” and insert “section”

Clause, as amended, agreed to.

Secretary Alok Sharma

Schedule 2, page 48, line 24, at end insert—

“Notarial services”

Schedule, as amended, agreed to.

Clauses 17 to 19 agreed to.

Clause 20 disagreed to.

Secretary Alok Sharma

Clause 21, page 13, line 23, leave out from “‘regulator’” to end of line 25 and insert “means a person exercising regulatory functions, and includes—

(a) a Minister of the Crown,
(b) the Scottish Ministers,
(c) the Welsh Ministers, and
(d) a Northern Ireland department;”
Secretary Alok Sharma

Clause 21, page 13, line 26, at end insert—

“(2) Any effect of sections 5, 18 or 19 (direct and indirect discrimination for goods and services) is to be disregarded when considering whether a person is authorised to provide services in another part of the United Kingdom for the purposes of section 17 (mutual recognition for services).”

Clause, as amended, agreed to.

Colum Eastwood
Claire Hanna

Not called 81

Clause 22, page 13, line 33, after “23)” insert “or frontier worker”

Colum Eastwood
Claire Hanna

Not called 82

Clause 22, page 13, line 34, after “resident” insert “or frontier worker”

Colum Eastwood
Claire Hanna

Not called 83

Clause 22, page 13, line 39, at end insert—

“(3A) For the purposes of this Part, “Frontier worker” shall have the meaning given in Article 9(b) of the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community.”

Clause agreed to.

Clause 23 agreed to.

Colum Eastwood
Claire Hanna

Not called 84

Clause 24, page 15, line 2, after “resident” insert “or frontier worker”
United Kingdom Internal Market Bill, continued

Colum Eastwood
Claire Hanna

Clause 24, page 15, line 9, leave out “, the resident” and insert “or frontier worker, the resident or frontier worker”

Clause agreed to.

Clauses 25 and 26 agreed to.

Secretary Alok Sharma

Clause 27, page 19, line 2, leave out “all or any”

Ian Blackford
Drew Hendry
Patrick Grady
Margaret Ferrier
Jonathan Edwards
Liz Saville Roberts

Ben Lake
Hywel Williams

Clause 27, page 19, line 42, after “training” insert “that has been agreed and approved by the devolved ministers”

Clause, as amended, agreed to.

Secretary Alok Sharma

To move the following Clause—

“Guidance relating to Part 1

(1) The Secretary of State may issue guidance on any matter relating to—

(a) the practical operation of the United Kingdom market access principles,

or

(b) the effect of any provision of this Part.

(2) Guidance may be directed towards the public generally or towards any description of persons (such as traders, persons with enforcement functions or a class of such traders or persons).

(3) In subsection (2) “enforcement function” means a function relating to the enforcement of anything which is (or is capable of being) a relevant requirement for the purposes of either of the market access principles for goods.

(4) The power of the Secretary of State under subsection (1) includes power to revise or withdraw (in whole or part) any guidance previously issued.

(5) The Secretary of State must arrange for the publication of—

(a) any guidance that has been issued, as revised from time to time;
United Kingdom Internal Market Bill, continued

(b) any revisions made under subsection (4);
(c) notice of the withdrawal of any guidance under subsection (4).

(6) In this section “guidance” means guidance under subsection (1).”

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Ian Blackford
Drew Hendry
Patrick Grady
Stephen Farry
Margaret Ferrier
Caroline Lucas

Claire Hanna

To move the following Clause—

“Maintenance of minimum standards
Regulations under this Part must not result in lower food or environmental standards applying in any part of the United Kingdom than apply in the European Union.”

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Caroline Lucas
Liz Saville Roberts
Hywel Williams
Ben Lake
Claire Hanna

To move the following Clause—

“Environmental derogation for market access principles
The United Kingdom market access principles do not apply to (and sections 2(3) and 5(3) do not affect the operation of) any legislation or other requirement so far as—
(a) its purpose is to protect the environment, and
(b) it is a proportionate means of achieving a legitimate aim.”
United Kingdom Internal Market Bill, continued

Clause 48, page 38, line 49, at end insert “or (b) has the effect of making Northern Ireland businesses less competitive in the Great Britain market.”

Liz Saville Roberts
Drew Hendry
Hywel Williams
Ben Lake

Page 37, leave out Clause 48.

Clause agreed to.

 Clausel 49, page 39, line 2, leave out subsection (1)

Clause agreed to.

Clauses 51 to 53 agreed to.

Ian Blackford
Drew Hendry
Patrick Grady
Margaret Ferrier

Clause 54, page 41, line 23, leave out “Scotland”

Not called 72

Not selected 13

Not called 88

Not called 38
United Kingdom Internal Market Bill, continued

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.”

Liz Saville Roberts
Drew Hendry
Hywel Williams
Ben Lake
Stephen Farry
Jonathan Edwards

Caroline Lucas
Claire Hanna

Negatived on division 9

Clause 54, page 41, line 25, leave out subsections (3) and (4) and insert—
“(2A) The other provisions of this Act may not come into force (and in particular no
additions may be made to Part 2 of Schedule 7A to the Government of Wales Act
2006 (specific reservations), Part 2 of Schedule 5 to the Scotland Act 1998
(specific reservations) or Schedule 2 to the Northern Ireland Act 1998 (excepted
matters)) until the Prime Minister is satisfied that resolutions have been passed in
Senedd Cymru, the Scottish Parliament and the Northern Ireland Assembly in
favour of those provisions coming into force.”

Liz Saville Roberts
Hywel Williams
Ben Lake
Jonathan Edwards

Not selected 10

Clause 54, page 41, line 25, leave out subsections (3) and (4) and insert—
“(2A) The other provisions of this Act may not come into force (and in particular no
additions may be made to Part 2 of Schedule 7A to the Government of Wales Act
2006 (specific reservations), Part 2 of Schedule 5 to the Scotland Act 1998
(specific reservations) or Schedule 2 to the Northern Ireland Act 1998 (excepted
matters)) until the Prime Minister is satisfied that majority votes in favour of this
Bill are achieved in referendums in Wales, Scotland and Northern Ireland.”
United Kingdom Internal Market Bill, continued

Secretary Alok Sharma

Clause 54, page 41, line 26, at end insert—

“(3A) A statutory instrument containing regulations under subsection (3) may not appoint a day for the commencement of section 42, 43 or 45 unless—

(a) a Minister of the Crown has moved a motion in the House of Commons to the effect that sections 42, 43 and 45 may be commenced on or after a day specified in the motion (“the specified day”),

(b) the motion has been approved by a resolution of that House,

(c) a motion to the effect that the House of Lords takes note of the specified day (or the day which is proposed to be the specified day) has been tabled in the House of Lords by a Minister of the Crown, and

(d) the day appointed by the regulations is the same as or is after the specified day.”

Ian Blackford
Drew Hendry
Patrick Grady
Margaret Ferrier
Jonathan Edwards
Liz Saville Roberts

Ben Lake
Hywel Williams

Not called 39

Clause 54, page 41, line 26, at end insert—

“(3A) Regulations under subsection (3) may not be made before a legislative consent motion relating to this Act has been approved by the each of the devolved legislatures in Scotland, Wales and Northern Ireland.”

Clause, as amended, agreed to.

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

Layla Moran
Wera Hobhouse
Jamie Stone
Daisy Cooper
Munira Wilson

Not called NC9

To move the following Clause—

“UK Council of Ministers

(1) The Secretary of State must publish no later than three months from the date on which this Act is passed a framework for a UK Council of Ministers to be agreed by resolution of each House of Parliament.

(2) The responsibilities of the UK Council of Ministers must include—

(a) considering the UK Government’s use of financial assistance for economic development in terms of section 46 of this Act;
United Kingdom Internal Market Bill, continued

(b) considering the terms of any reports prepared by the Competition and Markets Authority in terms of section 29 of this Act;
(c) considering the extent to which its members have acted in a manner consistent with the devolved settlement;
(d) reviewing and considering the impact of any aspect of the internal market of the United Kingdom on any part of the United Kingdom;
(e) requesting that the Secretary of State take specific necessary action to facilitate policy objectives in an area within the competence of the Secretary of State.

(3) The membership of the UK Council of Ministers must include representatives from all parts of the United Kingdom and its devolved administrations.”

Edward Miliband
Lucy Powell
Paul Blomfield
Mr Nicholas Brown
Claire Hanna

To move the following Clause—

“Review of the Act

(1) Within three months of the date on which this Act is passed, the Secretary of State must lay a report before each House of Parliament on the dates on which each section—
   (a) was commenced; or
   (b) is planned to be commenced.

(2) The Secretary of State must arrange for a review to be carried out within three months of the date on which this Act is passed, and thereafter at least once in each calendar year on the operation of this Act.

(3) The Secretary of State must invite the Scottish Government, the Welsh Government and the Northern Ireland Executive to contribute to the reviews in subsection (2).

(4) The reviews under subsection (2) must make an assessment of—
   (a) the functioning of the United Kingdom internal market;
   (b) the effectiveness of market access principles;
   (c) progress towards agreeing common frameworks with the devolved administrations;
   (d) progress towards drawing up a shared prosperity fund framework; and
   (e) progress in resolving issues through the Joint Committee machinery in the Withdrawal Agreement.

(5) The Prime Minister must arrange for a report of any review under this section to be laid before each House of Parliament as soon as practicable after its completion.”

Bill, as amended, to be reported.