
Committee Stage: Wednesday 1 December 2021

Leasehold Reform (Ground Rent) Bill [Lords] (Amendment Paper)

This document lists all amendments tabled to the Leasehold Reform (Ground Rent) Bill [Lords]. Any withdrawn amendments are listed at the end of the document. The amendments are arranged in the order in which it is expected they will be decided.

★ New Amendments.

New Amendments: 1 to 9

Eddie Hughes

That the Bill be considered in the following order, namely, Clauses 1 to 13; Schedule; Clauses 14 to 27; new Clauses; new Schedules; remaining proceedings on the Bill.

Eddie Hughes

That, subject to the discretion of the Chair, any written evidence received by the Committee shall be reported to the House for publication.

Eddie Hughes

- ★ Clause 1, page 1, line 9, at end insert —
“(but see subsection (5)).”

1

Member’s explanatory statement

This amendment inserts a reference to the new subsection inserted by Amendment 2.

Eddie Hughes

- ★ Clause 1, page 1, line 16, at end insert—

“(5) Where there is a deemed surrender and regrat by virtue of the variation of a lease which is—

- (a) a regulated lease, or

2

(b) a lease granted before the relevant commencement day, subsection (1) applies as if paragraph (b) were omitted.”

Member’s explanatory statement

This amendment provides that where there is a deemed surrender and regrant of a regulated lease or a pre-commencement lease, the new lease may be a regulated lease even if it is not granted for a premium.

Eddie Hughes

3

★ Clause 6, page 4, line 30, after first “of” insert “premises which consist of, or include,”

Member’s explanatory statement

This amendment clarifies that clause 6 can apply to a replacement lease which includes some premises not demised by the pre-commencement lease.

Eddie Hughes

4

★ Clause 6, page 4, line 39, after “period” insert “(if any)”

Member’s explanatory statement

This amendment clarifies that clause 6 can apply to a replacement lease for a term that does not extend beyond the end of the term of the pre-commencement lease.

Eddie Hughes

5

★ Clause 6, page 5, line 7, after first “of” insert “premises which consist of, or include,”

Member’s explanatory statement

This amendment clarifies that clause 6(5) can apply to a new lease which includes some premises not demised by the lease to which subsection (2) applied.

Eddie Hughes

6

★ Page 6, line 26, leave out Clause 8

Member's explanatory statement

This amendment leaves out clause 8 of the Bill, which was inserted at Lords Report.

Eddie Hughes

9

- ★ Schedule, page 19, line 16, leave out from "paid" to end of line 17 and insert—
- "(a) where the penalty was imposed in relation to a lease of premises in England, to the Secretary of State, and
 - (b) where the penalty was imposed in relation to a lease of premises in Wales, to the Welsh Ministers."

Member's explanatory statement

This amendment provides that penalty proceeds not used by the enforcement authority to meet enforcement costs must be paid to the Secretary of State, if the penalty was imposed in relation to premises in England, and the Welsh Ministers, if the penalty was imposed in relation to premises in Wales.

Eddie Hughes

7

- ★ Clause 23, page 14, line 13, leave out "consideration in money or money's worth" and insert "pecuniary consideration"

Member's explanatory statement

This amends the definition of a premium so that only pecuniary consideration, rather than any consideration in money or money's worth, is included.

Eddie Hughes

8

- ★ Clause 27, page 15, line 25, leave out subsection (2)

Member's explanatory statement

This amendment removes the privilege amendment inserted in the Lords.

Order of the House

[29 November 2021]

That the following provisions shall apply to the Leasehold Reform (Ground Rent) Bill [Lords]:

Committal

1. The Bill shall be committed to a Public Bill Committee.

Proceedings in Public Bill Committee

2. Proceedings in the Public Bill Committee shall (so far as not previously concluded) be brought to a conclusion on Thursday 9 December 2021.
3. The Public Bill Committee shall have leave to sit twice on the first day on which it meets.

Proceedings on Consideration and Third Reading

4. Proceedings on Consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on Consideration and Third Reading.

Other proceedings

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