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Committee Stage: Tuesday 16 November 2021

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## Nuclear Energy (Financing) Bill (Amendment Paper)

This document lists all amendments tabled to the Nuclear Energy (Financing) Bill. Any withdrawn amendments are listed at the end of the document.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 19

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### Resolution of the Programming Sub-Committee

*The Programming Sub-Committee appointed by the Speaker in respect of the Bill agreed the following Resolution at its meeting on Monday 15 November (Standing Order 83C):*

**That—**

- (1) the Committee shall (in addition to its first meeting at 9.25 am on Tuesday 16 November) meet—
  - (a) at 2.00 pm on Tuesday 16 November;
  - (b) at 11.30 am and 2.00 pm on Thursday 18 November;
  - (c) at 2.00 pm on Tuesday 23 November;
  - (d) at 11.30 am and 2.00 pm on Thursday 25 November;
  - (e) at 9.25 am on Tuesday 30 November;
- (2) the Committee shall hear oral evidence in accordance with the following Table:

Date	Time	Witness
Tuesday 16 November	Until no later than 10.25 am	Sizewell C Company; Westinghouse Electric Company; GE Hitachi Nuclear Energy
Tuesday 16 November	Until no later than 11.25 am	Prospect; Unite The Union; GMB
Tuesday 16 November	Until no later than 2.30 pm	Citizens Advice
Tuesday 16 November	Until no later than 3.30 pm	Atkins Global; Doosan Babcock Ltd; Jacobs Engineering Group Inc.; Rolls-Royce Holdings plc
Tuesday 16 November	Until no later than 4.15 pm	The Confederation of British Industry; The Nuclear Industry Association; Energy Industries Council

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<b>Date</b>	<b>Time</b>	<b>Witness</b>
Tuesday 16 November	Until no later than 5.00 pm	Mycle Schneider, Convening Lead Author, The World Nuclear Industry Status Report; Professor Stephen Thomas, Professor of Energy Policy, University of Greenwich; Greenpeace UK

- (3) proceedings on consideration of the Bill in Committee shall be taken in the following order: Clauses 1 to 42, the Schedule, Clauses 43 to 45, new Clauses, new Schedules, remaining proceedings on the Bill;
- (4) the proceedings shall (so far as not previously concluded) be brought to a conclusion at 11.25am on Tuesday 30 November.

Greg Hands has given notice of his intention to make a motion in the terms of the Resolution of the Programming Sub-Committee (Standing Order No. 83C).

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Greg Hands

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

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Greg Hands

That, at this and any subsequent meeting at which oral evidence is to be heard, the Committee shall sit in private until the witnesses are admitted.

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Matthew Pennycook  
Dr Alan Whitehead

1

★ Clause 1, page 1, line 15, at end insert—

“(6) “Owned by a foreign power” means owned by a company controlled by a foreign state and operating for investment purposes.”

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Matthew Pennycook  
Dr Alan Whitehead

2

★ Clause 2, page 2, line 14, at end insert—

“(c) the nuclear company is not wholly or in part owned by a foreign power.”

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Dr Alan Whitehead  
Matthew Pennycook

3

★ Clause 2, page 2, line 14, at end insert—

“(c) the Secretary of State is of the opinion that the nuclear company is able to complete the nuclear project.”

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Dr Alan Whitehead  
Matthew Pennycook

4

★ Clause 3, page 2, line 37, at end insert—

“(5) Prior to consulting persons under subsection (3)(g), the Secretary of State must publish a statement setting out why it is relevant to consult those persons.”

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Dr Alan Whitehead  
Matthew Pennycook

5

★ Clause 4, page 3, line 24, leave out “5” and insert “4”

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Dr Alan Whitehead  
Matthew Pennycook

6

- ★ Clause 4, page 3, line 33, leave out “5” and insert “4”
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Dr Alan Whitehead  
Matthew Pennycook

7

- ★ Clause 5, page 4, line 16, leave out “either” and insert “any”
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Dr Alan Whitehead  
Matthew Pennycook

8

- ★ Clause 6, page 5, line 3, at end insert—

“(2A) Prior to exercising the power under subsection (1), the Secretary of State must publish a statement setting out how the exercising of the power will facilitate investment in the design, construction and commissioning of nuclear energy generation projects.”

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Dr Alan Whitehead  
Matthew Pennycook

9

- ★ Clause 6, page 5, line 13, at end insert—

“(ba) the interests of existing and future consumers of electricity in relation to their prospects of recouping their contribution at the conclusion of the construction phase of the project;”

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Dr Alan Whitehead  
Matthew Pennycook

11

- ★ Clause 7, page 7, line 8, at end insert—

“(3A) When exercising the power in subsection (1), the Secretary of State must not cause the excess of expenditure being incurred over the allowable revenue cap to lead to further charges upon revenue collection contracts.”

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Dr Alan Whitehead 12  
Matthew Pennycook

★ Clause 7, page 7, line 8, at end insert—

“(3A) When exercising the power in subsection (1), the Secretary of State must publish a statement setting out how an adjustment in the company’s allowed revenue is to be made without relying on revenue collection contracts.”

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Dr Alan Whitehead 10  
Matthew Pennycook

★ Clause 7, page 7, line 17, after “operations” insert “and have generated power for placement onto the National Grid”

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Dr Alan Whitehead 13  
Matthew Pennycook

★ Clause 8, page 8, line 11, leave out from “power” to end of line

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Dr Alan Whitehead 19  
Matthew Pennycook

★ Clause 10, page 9, line 7, after “enabling” insert “the”

**Member’s explanatory statement**

This amendment corrects a grammatical error.

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Dr Alan Whitehead 14  
Matthew Pennycook

- ★ Clause 17, page 14, line 31, leave out “may” and insert “must”
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Dr Alan Whitehead 15  
Matthew Pennycook

- ★ Clause 19, page 16, line 11, at end insert—

“(4A) Revenue regulations may make provision to prevent electricity suppliers from recovering the costs of paying a revenue collection counterparty from customers who qualify for the Warm Home Discount Scheme.”

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Dr Alan Whitehead 16  
Matthew Pennycook

- ★ Clause 19, page 17, line 2, at end insert—

“(10) Persistent non-payment of sums owed to the counterparty by an electricity supplier may be referred to OFGEM, which may in such circumstances place the electricity supplier’s licence under review.”

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Dr Alan Whitehead 17  
Matthew Pennycook

- ★ Clause 21, page 17, line 34, leave out from “are” to end of line and insert “not to be paid into the Consolidated Fund unless there is no other alternative.”
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Dr Alan Whitehead 18  
Matthew Pennycook

- ★ Clause 32, page 24, line 24, at end insert—

“(5) In the event that a relevant licensee nuclear company cannot be rescued as a going concern, or if a transfer of the undertaking to a wholly owned subsidiary does not result in the establishment of a going concern, the Secretary of State must establish a Government-owned company into

which the assets, liabilities and undertakings of the relevant licensee nuclear company may be transferred in order to allow electricity supply to be commenced or continued at the nuclear installation in respect of which the relevant nuclear licensee holds a nuclear licence.”

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## Order of the House

**[3 November 2021]**

That the following provisions shall apply to the Nuclear Energy (Financing) Bill:

### **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 30 November 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 proceedings on Consideration are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to 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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