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Committee Stage: Tuesday 23 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 Any withdrawn amendments are listed at the end of the document.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.

This document should be read alongside the Chair's provisional Selection and Grouping, which sets out the order in which the amendments will be debated.

★ New Amendments.

New Amendments: NC4 and NC5

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Dr Alan Whitehead  
Matthew Pennycook

19

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  
Matthew Pennycook

14

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.”

**Member’s explanatory statement**

This amendment would mean that electricity bill payers who qualify for Warm Homes Discount scheme would not be liable for levies on their bills that pay into the RAB revenue collection fund.

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Alan Brown 20

Clause 19, page 16, line 25, at end insert—

“(6B) Prior to making provisions by virtual of subsection (4), the Secretary of State must consider—

- (a) the number of customers the supplier has;
- (b) the level of bad debt from customers;
- (c) the liabilities of the electricity supplier including any renewables obligations due and what levels of collateral will risk the supplier’s operations as a going concern;
- (d) the impact on consumer bills of upfront payments to the revenue collection company; and
- (e) the value and extent of forward hedging the supplier has in the market.”

**Member’s explanatory statement**

This amendment would require the Secretary of State to consider the matters listed before requiring electricity suppliers to provide financial collateral to a revenue collection counterparty.

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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.”

**Member’s explanatory statement**

This amendment would allow cases of persistent non-payment of sums owed to the counterparty by an electricity supplier to be referred to OFGEM.

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Dr Alan Whitehead  
Matthew Pennycook

17

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.”

**Member’s explanatory statement**

This amendment would require the Government to consider alternatives to the absorption into the consolidated fund of sums held by a revenue collection counterparty on behalf of energy bill payers.

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Dr Alan Whitehead  
Matthew Pennycook

18

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

“(5A) 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.”

**Member’s explanatory statement**

Where a failed company cannot be rescued as a going concern or successfully have its assets transferred to a subsidiary, this amendment would require the Government to establish a Government-owned company to allow operations to continue.

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Alan Brown  
Kirsty Blackman

NC1

To move the following Clause—

**“Report on expected costs**

- (1) Prior to exercising the power under section 6 (1), the Secretary of State must lay a report before Parliament.
- (2) The report must set out—
  - (a) the expected overall capital cost of the prospective projects;
  - (b) the expected up-front cost of the prospective projects.”

**Member's explanatory statement**

This new clause would require the Secretary of State to set out (a) the overall capital cost; and (b) the expected up-front cost of the prospective projects prior to exercising the power under Clause 6 (1).

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Alan Brown  
Kirsty Blackman

**NC2**

To move the following Clause—

**“Report on agreed strike rate**

- (1) When granting an electricity generation licence to a nuclear company in relation to a nuclear energy generation project, the Secretary of State must lay a report before Parliament.
- (2) The report under subsection (1) must set out—
  - (a) whether the Government has offered the nuclear company a guaranteed strike price for the sale of electricity onto the National Grid;
  - (b) the strike price included in any such arrangement;
  - (c) the duration in years of any such arrangement.”

**Member's explanatory statement**

In respect of new nuclear projects, this new clause would require the Secretary of State to publish details of any agreement reached offering a guaranteed strike price for the sale of electricity onto the National Grid.

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Alan Brown  
Kirsty Blackman

**NC3**

To move the following Clause—

**“Report on decommissioning costs**

- (1) When granting an electricity generation licence to a nuclear company in relation to a nuclear generation project, the Secretary of State must lay a report before Parliament.
- (2) The report under subsection (1) must set out—
  - (a) how decommissioning costs will be met, including any role played by—
    - (i) revenue collection contracts;
    - (ii) strike rates; and
    - (iii) consumer risk.
  - (b) how this would change if the nuclear company were to become insolvent.”

**Member's explanatory statement**

In respect of new nuclear projects, this new clause would require the Secretary of State to publish details of how decommissioning costs will be met, including in the event of the nuclear company becoming insolvent.

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Alan Brown

NC4

★ To move the following Clause—

**“Report on proposed payments to a nuclear administrator or relevant licensee nuclear company**

- (1) Prior to making payments for the purpose described in section 41(2)(c), the Secretary of State must prepare and publish a report on the proposed payment and must lay a copy of the report before Parliament.
- (2) Before the payment is made, the report under subsection (1) must be approved by the House of Commons.”

**Member’s explanatory statement**

This new clause would require any payments under clause 42(2)(c) to be approved by the House of Commons before being made.

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Alan Brown

NC5

★ To move the following Clause—

**“Report on transfers falling within section 32(3)**

- (1) Prior to a transfer falling within section 32(3), the Secretary of State must lay a report before Parliament.
- (2) The report under subsection (1) must set out—
  - (a) the liabilities associated with the nuclear company;
  - (b) any estimated costs of getting the plant operational again if it has been temporarily shut down;
  - (c) the estimated lifespan of the nuclear power station; and
  - (d) decommissioning costs and confirmation of any funding provided by the nuclear company for this purpose.”

**Member’s explanatory statement**

This new clause would require the Secretary of State to publish a report on the matters listed prior to any transfers falling within clause 32(3).

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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.

## Order of the Committee

### [16 November 2021]

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

<b>Date</b>	<b>Time</b>	<b>Witness</b>
Tuesday 16 November	Until no later than 4.15 pm	The Confederation of British Industry; The Nuclear Industry Association; Energy Industries Council
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.
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