
Lords Message: Monday 8 November 2021

Environment Bill

(Decisions on Motions relating to Lords Amendments)

This document sets out the fate of motions considered in relation to Lords Amendments. A glossary with key terms can be found at the end of this document.

Lords Amendments Nos. **31C**

Secretary George Eustice

Agreed to on division

To move, That this House insists on its Amendments 31A and 31B and disagrees with the Lords in their Amendment 31C.

Commons Amendments 31A and 31B insisted on and Lords Amendment 31C disagreed to.

Lords Amendment No. **33B**

Secretary George Eustice

Agreed to

To move, That this House disagrees with the Lords in their Amendment and proposes the following Amendments to the Bill in lieu of the Lords Amendment:—

Agreed to (a)

- ★ page 22, line 25, leave out from “if” to end of line 28 and insert “Condition A or Condition B is met.

(8A) Condition A is that the court is satisfied that granting the remedy would not—

- (a) be likely to cause substantial hardship to, or substantially prejudice the rights of, any person other than the authority, or
- (b) be detrimental to good administration.

(8B) Condition B is that Condition A is not met but the court is satisfied that—

- (a) granting the remedy is necessary in order to prevent or mitigate serious damage to the natural environment or to human health, and
- (b) there is an exceptional public interest reason to grant it."

Agreed to (b)

- ★ page 148, line 21, leave out from "if" to end of line 26 and insert "Condition A or Condition B is met.

(5A) Condition A is that the court is satisfied that granting the remedy would not—

- (a) be likely to cause substantial hardship to, or substantially prejudice the rights of, any person other than the authority, or
- (b) be detrimental to good administration.

(5B) Condition B is that Condition A is not met but the court is satisfied that—

- (a) granting the remedy is necessary in order to prevent or mitigate serious damage to the natural environment or to human health, and
- (b) there is an exceptional public interest reason to grant it."

Lords Amendment 33B disagreed to and Amendments (a) and (b) proposed in lieu.

Lords Amendment No. **45B**

Secretary George Eustice

Agreed to on division

To move, That this House disagrees with the Lords in their Amendment and proposes the following Amendments to the Bill in lieu of the Lords Amendment:—

- ★ page 73, line 29, insert the following new Clause—

Agreed to on division (a)

"Reduction of adverse impact of storm overflows

In Chapter 4 of Part 4 of the Water Industry Act 1991, after section 141EB insert—

"141EC Reduction of adverse impact of storm overflows

- (1) A sewerage undertaker whose area is wholly or mainly in England must secure a progressive reduction in the adverse impact of discharges from the undertaker's storm overflows.
- (2) The reference in subsection (1) to reducing adverse impacts includes—
 - (a) reducing adverse impacts on the environment, and

- (b) reducing adverse impacts on public health.
- (3) The duty of a sewerage undertaker under this section is enforceable under section 18 by—
 - (a) the Secretary of State, or
 - (b) the Authority with the consent of or in accordance with a general authorisation given by the Secretary of State.””

Agreed to on division (b)

★ page 125, line 41, at end insert—

“() section (*reduction of adverse impacts of storm overflows*)
(reduction of adverse impacts of storm overflows);”

Lords Amendment 45B disagreed to and Amendments (a) and (b) proposed in lieu.

Lords Amendment No. **75C**

Secretary George Eustice

Agreed to

To move, That this House insists on its Amendments 75A and 75B and disagrees with the Lords in their Amendment 75C.

Commons Amendments 75A and 75B insisted on and Lords Amendment 75C disagreed to.

Lords Amendment 85D and 85E agreed to.

Glossary

Agreed to: agreed without a vote.

Agreed to on division: agreed following a vote.

Negated: rejected without a vote.

Negated 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.

Withdrawn after debate: moved and debated but then withdrawn, so not put to a decision.

Not selected: not chosen for debate by the Speaker.
