
Committee Stage: Tuesday 30 April 2024

Tobacco and Vapes Bill

(Amendment Paper)

This document lists all amendments tabled to the Tobacco and Vapes 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 Any withdrawn amendments are listed at the end of the document.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.

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 29 April (Standing Order No. 83C).

That—

1. the Committee shall (in addition to its first meeting at 9.25 am on Tuesday 30 April) meet—
 - (a) at 2.00 pm on Tuesday 30 April;
 - (b) at 9.25 am and 2.00 pm on Wednesday 1 May;
 - (c) at 11.30 am and 2.00 pm on Thursday 9 May;
 - (d) at 9.25 am and 2.00 pm on Tuesday 14 May;
 - (e) at 11.30 am and 2.00 pm on Thursday 16 May;
 - (f) at 9.25 am and 2.00 pm on Tuesday 21 May;
 - (g) at 11.30 am and 2.00 pm on Thursday 23 May;
2. the Committee shall hear oral evidence in accordance with the following Table:

Date	Time	Witness
Tuesday 30 April	Until no later than 10.05 am	Cancer Research UK; Action on Smoking and Health; Action on Smoking and Health Scotland

Date	Time	Witness
Tuesday 30 April	Until no later than 10.40 am	British Heart Foundation; Asthma + Lung UK
Tuesday 30 April	Until no later than 11.10 am	Department for Education's Secondary Headteacher Reference Group; National Association of Schoolmasters Union of Women Teachers
Tuesday 30 April	Until no later than 11.25 am	Age UK
Tuesday 30 April	Until no later than 2.30 pm	Local Government Association; Association of Directors of Public Health
Tuesday 30 April	Until no later than 2.50 pm	Fresh and Balance North East
Tuesday 30 April	Until no later than 3.10 pm	British Retail Consortium
Tuesday 30 April	Until no later than 3.40 pm	The Chartered Trading Standards Institute
Tuesday 30 April	Until no later than 4.00 pm	Laura Young, Center for Water Law, Policy and Science, University of Dundee
Tuesday 30 April	Until no later than 4.20 pm	Professor Linda Bauld OBE, Bruce and John Usher Chair in Public Health, University of Edinburgh
Tuesday 30 April	Until no later than 4.50 pm	Professor Robert West, Professor Emeritus of Health Psychology, University College London; Professor Ann McNeill, Professor of Tobacco Addiction, King's College London
Wednesday 1 May	Until no later than 10.25 am	Chief Medical Officers for England, Wales, Northern Ireland and Scotland
Wednesday 1 May	Until no later than 10.55 am	NHS England
Wednesday 1 May	Until no later than 11.25 am	Royal College of General Practitioners; Royal College of Paediatrics and Child Health
Wednesday 1 May	Until no later than 2.40 pm	Royal College of Physicians; Royal College of Surgeons

Date	Time	Witness
Wednesday 1 May	Until no later than 3.00 pm	Mental Health Foundation
Wednesday 1 May	Until no later than 3.25 pm	Medicines and Healthcare products Regulatory Agency
Wednesday 1 May	Until no later than 3.45 pm	Inter Scientific
Wednesday 1 May	Until no later than 4.25 pm	Professor Anna Gilmore, Director, Tobacco Control Research Group, University of Bath; Dr Allison Ford, Associate Professor at the Institute for Social Marketing and Health, University of Stirling; Dr Rob Branston, Senior Lecturer, University of Bath.

3. proceedings on consideration of the Bill in Committee shall be taken in the following order: Clauses 1 to 27; Schedule 1; Clause 28; Schedules 2 to 4; Clauses 29 to 55; Schedule 5; Clauses 56 to 81; 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 5.00 pm on Thursday 23 May.

Andrea Leadsom has given notice of her intention to move a motion in the terms of the Resolution of the Programming Sub-Committee [Standing Order No. 83C].

Andrea Leadsom

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

Andrea Leadsom

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.

Giles Watling

1

Clause 1, page 1, line 5, leave out "born on or after 1 January 2009" and insert "under the age of 21"

Member's explanatory statement

This amendment makes it an offence to sell tobacco products, herbal smoking products and cigarette papers to a person under the age of 21, rather than to people born on or after 1 January 2009.

Giles Watling

2

Clause 2, page 1, line 16, leave out "18" and insert "21"

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling

3

Clause 2, page 1, line 17, leave out "born on or after 1 January 2009" and insert "under the age of 21"

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling

4

Clause 2, page 2, line 2, leave out "born on or after 1 January 2009" and insert "under the age of 21"

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling

5

Clause 5, page 2, line 30, leave out "born on or after 1 January 2009" and insert "under the age of 21"

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling

6

Clause 6, page 3, line 15, leave out "born on or after 1 January 2009" and insert "under the age of 21"

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling

7

Clause 6, page 3, line 17, leave out "a anwyd ar neu ar ôl 1 Ionawr 2009" and insert "dan 21 oed"

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling**8**

Schedule 1, page 44, line 24, leave out from "arall" to end of line and insert "21 oed neu drosodd"

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling**9**

Schedule 1, page 45, line 12, leave out from "rhoi," to "a" in line 13 and insert "yn 21 oed neu drosodd"

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling**10**

Schedule 1, page 45, line 18, leave out from "person" to end of line 19 and insert "dan 21 oed"

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling**11**

Schedule 1, page 45, line 32, leave out "born on or after 1 January 2009" and insert "under the age of 21"

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling**12**

Schedule 1, page 45, line 37, leave out "born on or after 1 January 2009" and insert "under the age of 21"

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling

13

Schedule 1, page 45, line 42, leave out “was born on or after 1 January 2009” and insert “is under the age of 21 ”

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling

14

Schedule 1, page 46, line 25, leave out “was born on or after 1 January 2009” and insert “is under the age of 21”

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling

15

Schedule 1, page 46, line 30, leave out “was born on or after 1 January 2009” and insert “is under the age of 21”

Member's explanatory statement

This amendment is linked to Amendment 1.

Giles Watling

16

Clause 62, page 33, line 42, leave out paragraph (b)

Member's explanatory statement

This amendment would remove the power of the Secretary of State to make regulations about flavours of vaping products and nicotine products.

Giles Watling

17

Clause 62, page 34, line 8, leave out subsection (3)

Member's explanatory statement

This amendment is linked to Amendment 16.

Giles Watling

NC1

To move the following Clause—

“Licensable activities: sale by retail of tobacco products and vaping products

- (1) The Licensing Act 2003 is amended as follows.
- (2) After section 1(1)(d) insert—
 - “(e) the sale by retail of tobacco products,(f) the sale by retail of vaping products”
- (3) The Secretary of State may by regulations make provision that is consequential on this section.
- (4) Regulations under this section may amend, repeal or revoke provision made by or under an Act passed—
 - (a) before this Act, or
 - (b) later in the same session of Parliament as this Act.
- (5) Regulations under this section may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.”

Member's explanatory statement

This new clause (to the Licensing Act 2003) would include tobacco products and vaping products as licensable activities and would therefore require retailers to apply for a premises licence from their local licensing authority.

Order of the House

[16 April 2024]

That the following provisions shall apply to the Tobacco and Vapes 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 Thursday 23 May.
3. The Public Bill Committee shall have leave to sit twice on the first day on which it meets.

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.