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Committee Stage: Thursday 9 May 2024

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## Tobacco and Vapes Bill (Committee Stage Decisions)

This document sets out the fate of each clause, schedule, amendment and new clause considered at committee stage.

A glossary with key terms can be found at the end of this document.

First to Sixth Sittings

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### *First and Second Sittings*

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Andrea Leadsom

Agreed to

That—

- the Committee shall (in addition to its first meeting at 9.25 am on Tuesday 30 April) meet—
  - at 2.00 pm on Tuesday 30 April;
  - at 9.25 am and 2.00 pm on Wednesday 1 May;
  - at 11.30 am and 2.00 pm on Thursday 9 May;
  - at 9.25 am and 2.00 pm on Tuesday 14 May;
  - at 11.30 am and 2.00 pm on Thursday 16 May;
  - at 9.25 am and 2.00 pm on Tuesday 21 May;
  - at 11.30 am and 2.00 pm on Thursday 23 May;
- 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.

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**Andrea Leadsom**

**Agreed to**

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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**Andrea Leadsom**

**Agreed to**

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.

**The following Witnesses gave oral evidence:**

**Michelle Mitchell**, Chief Executive, Cancer Research UK, **Deborah Arnott**, Chief Executive, Action on Smoking and Health, and **Sheila Duffy**, Chief Executive, Action on Smoking and Health Scotland,

**Dr Charmaine Griffiths**, Chief Executive, the British Heart Foundation and **Sarah Sleet**, Chief Executive Officer, Asthma and Lung UK,

**Matthew Shanks**, Chair, Secondary Headteacher Reference Group, and **Patrick Roach**, General Secretary, NASUWT,

**Paul Farmer**, Chief Executive, Age UK,

**Cllr David Fothergill**, Deputy Chair, Local Government Association, and **Greg Fell**, President, Association of Directors of Public Health,

**Ailsa Rutter**, Director, Fresh and Balance North East,

**Adrian Simpson**, Policy Adviser, British Retail Consortium,

**John Herriman**, CEO, and **Kate Pike**, Lead Officer for Vaping, Chartered Trading Standards Institute,

**Laura Young**, Centre for Water Law, Policy and Science, University of Dundee.

### *Third and Fourth Sittings*

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**Aaron Bell**

That the Programme Order of the Committee of 30 April be varied by the insertion of the following words at the end of the table in paragraph 2—

Wednesday 1 May	Until no later than 4.55pm	Professor Robert West, Professor Emeritus of Health Psychology, University College London; Professor Ann McNeill, Professor of Tobacco Addiction, King's College London.
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### **The following Witnesses gave oral evidence:**

**Professor Sir Chris Whitty**, Chief Medical Officer for England, **Sir Frank Atherton**, Chief Medical Officer for Wales, **Professor Sir Michael McBride**, Chief Medical Officer for Northern Ireland, and **Professor Sir Gregor Smith**, Chief Medical Officer for Scotland,

**Professor Sir Steven Powis**, National Medical Director and **Kate Brintworth**, Chief Midwifery Officer, NHS England,

**Professor Kamila Hawthorne MBE**, Chair of the Council, Royal College of General Practitioners and **Professor Steve Turner**, President, Royal College of Paediatrics and Child Health,

**Professor Sanjay Agrawal**, Special adviser on tobacco, Royal College of Physicians and **Tim Mitchell**, President, Royal College of Surgeons,

**Mark Rowland**, Chief Executive, Mental Health Foundation,

**Dr Laura Squire OBE**, Chief Healthcare Quality and Access Officer, Medicines and Healthcare products Regulatory Agency,

**David Lawson**, Director, Inter Scientific,

**Professor Allison Ford**, Associate Professor, Institute for Social Marketing and Health, University of Stirling, **Dr Rob Branston**, Senior Lecturer, University of Bath, and **Professor Anna Gilmore**, Director, Tobacco Control Research Group, University of Bath,

**Professor Robert West**, Professor Emeritus of Health Psychology, University College London and **Professor Ann McNeill**, Professor of Tobacco Addiction, King's College London.

*Fifth and Sixth Sitings*

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**Giles Watling**

**Not moved 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.

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**Lia Nici**

**Not selected 27**

Clause 1, page 1, line 14, leave out "not exceeding level 4 on the standard scale"

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**Clause agreed to.**

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**Giles Watling**

**Not selected 2**

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

**Member's explanatory statement**

This amendment is linked to Amendment 1.

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**Giles Watling**

**Not selected 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.

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**Giles Watling**

**Not selected 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.

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**Lia Nici**

**Not selected 28**

Clause 2, page 2, line 8, leave out "not exceeding level 4 on the standards scale"

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**Clause agreed to.**

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**Lia Nici**

**Not selected 29**

Clause 3, page 2, line 13, leave out "not exceeding level 4 on the standard scale"

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**Clause agreed to.**

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**Lia Nici**

**Not selected 30**

Clause 4, page 2, line 22, leave out "not exceeding level 3 on the standard scale"

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**Clause agreed to.**

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**Giles Watling**

**Not selected 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.

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**Lia Nici**

**Not selected 31**

Clause 5, page 3, line 9, leave out "not exceeding level 3 on the standard scale"

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**Clause agreed to.**

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**Lia Nici**

**Not selected 32**

Clause 6, page 2, line 33, leave out "not exceeding level 3 on the standard scale"

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**Giles Watling**

**Not selected 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.

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**Giles Watling**

**Not selected 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.

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**Clause agreed to.**

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**Lia Nici**

**Not selected 33**

Clause 7, page 4, line 5, leave out "not exceeding level 4 on the standard scale"

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**Clause agreed to.**

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**Lia Nici**

**Not selected 34**

Clause 8, page 4, line 24, leave out "not exceeding level 4 on the standard scale"

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**Clause agreed to.**

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Lia Nici

Not selected 35

Clause 9, page 4, line 23, leave out "not exceeding level 4 on the standard scale"

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Clause agreed to.

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Clauses 10 to 23 agreed to.

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Preet Kaur Gill

Negatived on division 20

Rachael Maskell

Clause 24, page 12, line 14, leave out "£100" and insert "£200"

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Lia Nici

Not selected 36

Page 12, line 2, leave out clause 24

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Clause agreed to.

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Lia Nici

Not selected 37

Page 13, line 2, leave out clause 25

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Clause agreed to.

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Lia Nici

Not selected 38

Page 13, line 10, leave out clause 26

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Clause agreed to.

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Clause 27 agreed to.



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**Giles Watling**

**Not selected 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.

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**Giles Watling**

**Not selected 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.

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**Giles Watling**

**Not selected 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.

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**Giles Watling**

**Not selected 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.

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**Giles Watling**

**Not selected 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.

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**Giles Watling**

**Not selected 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.

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**Giles Watling**

**Not selected 14**

Schedule 1, page 46, line 24, 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.

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**Giles Watling**

**Not selected 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.

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**Schedule agreed to.**

Adjourned until Tuesday 14 May at 9.25am

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**Glossary**

**Added:** New Clause agreed without a vote and added to the Bill.

**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.

**Question proposed:** debate underway but not concluded.

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

**Not selected:** not chosen for debate by the Chair.