

Passenger Railway Services (Public Ownership) Bill

LORDS AMENDMENTS

[The page and line references are to HL Bill 21, the Bill as first printed for the Lords]

Before Clause 1

- 1 Before Clause 1, insert the following new Clause –
- “Purpose: improvement of passenger railway services**
- (1) The purpose of this Act is to improve the performance of passenger railway services in the United Kingdom.
 - (2) The Secretary of State must, in taking any actions under the provisions of this Act, have regard to this purpose.”

Clause 1

- 2 Clause 1, page 1, line 12, at end insert –
- “25B Termination of existing franchise agreements**
- (1) The Secretary of State must terminate franchise agreements for default in accordance with the terms of the agreement as soon as it is possible to do so.
 - (2) The Secretary of State must assess and rank existing franchise agreements according to performance criteria established after consultation with relevant stakeholders.
 - (3) Subject to subsection (1), the Secretary of State must only terminate a franchise agreement pursuant to a break clause if –
 - (a) there are no other franchise agreements which are performing worse under the criteria in the list referenced in subsection (2), and
 - (b) the Secretary of State is satisfied that provision of the services by a public sector company will improve existing service provision.

- (4) In this section, “break clause” means a contractual provision in a franchise agreement which entitles the Secretary of State to terminate the franchise agreement before the end of the franchise term by notice without reason.”

After Clause 2

- 3 After Clause 2, insert the following new Clause –

“Application of public sector equality duty

In Part 1 of Schedule 19 to the Equality Act 2010 (authorities subject to public sector equality duty), at the appropriate place under the heading “Transport”, insert –

“A public sector company providing services for the carriage of passengers by railway under a public service contract awarded under section 30 of the Railways Act 1993 (public sector provision of services).”

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Ordered, by The House of Commons,
to be Printed, *14 November 2024*.

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