

Small Business, Enterprise and Employment Bill

AMENDMENTS TO BE MOVED ON REPORT

Clause 3

LORD MENDELSON
LORD MITCHELL
LORD STEVENSON OF BALMACARA

Page 4, line 1, after “policies” insert “and performance”

Page 4, line 33, at end insert –

- “() “Performance” has such meaning as may be prescribed, and the information which may be prescribed shall in particular include information on late payment of invoices by the company, to be included in a quarterly report which shall include –
- (a) lists of all payments to suppliers which were made over 30 days after the date indicated by the suppliers’ agreed payment terms, without a formal query having been registered with the suppliers within a period as may be prescribed;
 - (b) confirmation, for each instance listed under paragraph (a), that interest, equalling the Bank of England base rate plus 8% APR, was paid to compensate the supplier for overdue payment;
 - (c) assurance, for each instance listed under paragraph (a) where confirmation of compensation under paragraph (b) cannot be provided, of a payment plan in place to compensate suppliers on the basis set out in that paragraph; and
 - (d) assurance from the relevant auditor that the company is maintaining accurate and honest financial records and statements as outlined in subsections (1) and (2) of section 498 of the Companies Act 2006 (duties of auditor).”

Clause 28

LORD STEVENSON OF BALMACARA
LORD MENDELSON

Page 27, line 23, at end insert –

- “() The Secretary of State shall conduct a review of the current regulatory machinery used to consider regulatory and deregulatory proposals.
- () The review should include, but not be limited to, the work of the Regulatory Policy Committee.
- () Following the findings of the review the Secretary of State shall bring forward regulations to enhance the role of the Regulatory Policy Committee and its recommendations.”

Clause 33

LORD MENDELSON
LORD STEVENSON OF BALMACARA

Page 29, line 28, at end insert –

- “() Those who represent businesses with 10 to 49 employees and are purchasing goods or services for use within their commercial activities shall be considered consumers with all the rights of consumers under the Consumer Rights Act 2015.
- () Those who represent businesses with fewer than 10 employees and are purchasing goods or services for use within their commercial activities shall be considered consumers with all the rights of consumers under the Consumer Rights Act 2015.”

Clause 39

LORD MENDELSON
LORD STEVENSON OF BALMACARA

Page 36, line 6, at end insert –

- “() The Minister for the Cabinet Office or the Secretary of State may by regulations ensure that the provisions of this section will not undermine the impact of the Localism Act 2011 and the Public Services (Social Value) Act 2012 and have due regard to –
 - (a) local authorities’ duty to promote economic growth in their relevant area;
 - (b) local authorities’ duty to promote skills development in their relevant area;
 - (c) the advertising and procurement tender period appropriate to the size of the business to ensure a secure procurement process; and
 - (d) the potential harm caused to local companies and businesses by the relevant contracting authority’s choice of supplier through the procurement process.”

Clause 39 – *continued*

LORD YOUNG OF NORWOOD GREEN
LORD STEVENSON OF BALMACARA

Page 36, line 42, at end insert –

“() duties to require an appropriate number of apprenticeships.”

Page 36, line 42, at end insert –

- “() duties on local employment partnerships to work with the relevant small and medium enterprise organisations to deliver an apprenticeship strategy with appropriate objectives and a consequent annual review;
- () duties on schools, colleges, university technical colleges, universities and other relevant education institutions to have established links with local businesses to encourage apprenticeship development through the procurement process.”

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