

Welfare Reform and Work Bill

MARSHALLED
LIST OF AMENDMENTS
TO BE MOVED
ON REPORT

The amendments have been marshalled in accordance with the Order of 21st January 2016, as follows –

Clauses 1 to 10	Schedule 2
Schedule 1	Clauses 26 to 35
Clauses 11 to 25	Title

[Amendments marked ★ are new or have been altered]

Amendment
No.

After Clause 1

BARONESS CAMPBELL OF SURBITON
BARONESS DOOCEY
LORD LOW OF DALSTON
THE LORD BISHOP OF ST ALBANS

1

Insert the following new Clause –

“Disability employment gap: reporting obligation

- (1) The Secretary of State must lay a report before Parliament annually on the progress which has been made towards meeting the commitment to halve the disability employment gap.
- (2) The report under subsection (1) must set out –
 - (a) how the Secretary of State has interpreted “halving the disability employment gap”;
 - (b) the factors that the Secretary of State has used to determine whether progress has been sufficient, including the extent and speed at which progress has been made; and
 - (c) if progress under subsection (1) has been insufficient, what remedial steps will be taken.
- (3) The report under subsection (1) must contain data on –
 - (a) the overall rate of employment, and
 - (b) the progress of the rate of employment of people at working age with –
 - (i) a learning disability;

Amendment
No.

After Clause 1 – continued

- (ii) autism;
- (iii) mental health problems;
- (iv) visual impairments; and
- (v) any other disability as the Secretary of State may by regulation specify on the grounds that the people with the disability are marginalised from the labour force and require a specific focus.”

Before Clause 4

THE LORD BISHOP OF DURHAM
BARONESS SHERLOCK
THE EARL OF LISTOWEL

2★ Insert the following new Clause –

“Child poverty: reporting obligation

- (1) The Secretary of State must lay before each House of Parliament an annual report on child poverty.
- (2) The report must include information on the percentage of children living in households where –
 - (a) equivalised net income for the financial year is less than 60% of median equivalised net household income for the most recent financial year;
 - (b) equivalised net income for the financial year is less than 70% of median equivalised net household income for the most recent financial year, and which experience material deprivation;
 - (c) equivalised net income for the financial year is less than 60% of median equivalised net household income for the financial year beginning 1 April 2010, adjusted in a prescribed manner to take account of changes in the value of money since that year; and
 - (d) equivalised net income has been less than 60% of median equivalised net household income in at least 3 of the survey years.
- (3) For the purposes of subsection (2)(d), the survey years are the calendar years that ends in the financial year addressed in subsection (2)(a) and (b), and the 3 preceding calendar years.”

Clause 4

LORD RAMSBOTHAM

3★ Page 4, line 31, at end insert –

“Maternal nutrition: reporting obligation

A1ZA Maternal nutrition and poverty: reporting obligation

- (1) The Secretary of State must publish and lay before Parliament a report containing data on –
 - (a) maternal nutrition in workless households in England;

**Amendment
No.**

Clause 4 – continued

- (b) maternal nutrition in long-term workless households in England.
- (2) The report must set out how the Secretary of State has interpreted the following terms for the purposes of the report –
- (a) maternal nutrition;
 - (b) household;
 - (c) worklessness;
 - (d) long-term worklessness.
- (3) The data contained in the report, and the provision about how the terms used in it are to be interpreted, must, so far as practicable, be derived from any relevant official statistics.
- (4) The first report must be published before the end of the financial year ending with 31 March 2017.
- (5) Later reports must be published before the end of each subsequent financial year.
- (6) In this section “official statistics” has the meaning given by section 6(1) of the Statistics and Registration Service Act 2007.”
- 4★** Page 4, line 35, at end insert –
- “() the progress of children living in England at age 5 in the following developmental areas –
- (i) cognitive;
 - (ii) personal, social and emotional; and
 - (iii) physical;
- () the progress of disadvantaged children living in England at age 5 in the following developmental areas –
- (i) cognitive;
 - (ii) personal, social and emotional; and
 - (iii) physical;”

LORD RAMSBOTHAM
BARONESS MEACHER

5★ Page 4, line 36, at beginning insert “the health and wellbeing of”

6★ Page 4, line 37, at beginning insert “the health and wellbeing of”

LORD RAMSBOTHAM

7★ Page 4, line 37, at end insert –

“() The Secretary of State must also publish and lay before Parliament a report containing data on –”

Amendment
No.

Clause 4 – *continued*

BARONESS LISTER OF BURTERSETT
LORD KIRKWOOD OF KIRKHOPE

- 8 Page 4, line 41, at end insert –
“() children in low income households where one or both
parents are in work.”

LORD RAMSBOTHAM

- 9★ Page 5, line 1, leave out first “The” and insert “Each”
10★ Page 5, line 2, at end insert “, if they are used in that report –”

BARONESS LISTER OF BURTERSETT
LORD KIRKWOOD OF KIRKHOPE

- 11 Page 5, line 8, at end insert –
“() low income;
() in work.”

LORD RAMSBOTHAM

- 12★ Page 5, line 9, leave out “report” and insert “reports”
13★ Page 5, line 10, leave out “it” and insert “them”
14★ Page 5, line 12, leave out “report” and insert “reports”

Clause 5

BARONESS LISTER OF BURTERSETT
THE LORD BISHOP OF DURHAM

- 15 Page 5, line 23, leave out “*Social Mobility*” and insert “*Life Chances*”
16 Page 5, line 24, leave out “**Social Mobility**” and insert “**Life Chances**”
17 Page 5, line 26, leave out “Social Mobility” and insert “Life Chances”
18 Page 5, line 33, leave out “**social mobility**” and insert “**life chances**”
19 Page 5, line 34, leave out “social mobility” and insert “life chances”
20 Page 5, line 36, leave out “social mobility” and insert “life chances”
21 Page 5, line 39, leave out “social mobility” and insert “life chances”
22 Page 6, line 14, leave out “social mobility” and insert “life chances”
23 Page 6, line 16, leave out “Social Mobility” and insert “Life Chances”

**Amendment
No.**

Clause 7

BARONESS PITKEATHLEY
BARONESS LISTER OF BURTERSETT
BARONESS MEACHER

24 Page 9, leave out lines 5 and 6

BARONESS LISTER OF BURTERSETT

25★ Page 9, leave out lines 7 to 10

BARONESS HOLLIS OF HEIGHAM

26★ Page 9, leave out lines 15 and 16

BARONESS SHERLOCK
LORD McKENZIE OF LUTON

27★ Page 9, line 39, at end insert—

“() After subsection (11) insert—

“() Persons who have been placed in temporary accommodation by a local authority which has found them to be in priority need as defined in section 189(2) of the Housing Act 1996 (priority need for accommodation) are exempted from the benefit cap.””

LORD FREUD

28 Page 9, line 41, at end insert—

“(b) in subsection (4), omit “other”.”

Clause 8

LORD FREUD

29 Page 11, line 21, leave out from “subsection” to “may” in line 23 and insert “(4) insert—

“(4A) A statutory instrument containing regulations under section 96A”

30 Page 11, line 26, leave out subsection (6)

Clause 9

BARONESS SHERLOCK
LORD McKENZIE OF LUTON

31★ Page 11, line 32, leave out from “to” to end of line 33 and insert “be reviewed annually by the Secretary of State having regard to—

- (a) the rate of inflation, and
- (b) the national economic situation.”

Amendment
No.

Clause 9 – *continued*

LORD MACKENZIE OF CULKEIN

32★ Page 11, line 33, at end insert –

“() For each of the tax years ending with 5 April 2017, 5 April 2018, 5 April 2019 and 5 April 2020, the amount of the support group component of employment and support allowance is to be up-rated in accordance with Part X of the Social Security Administration Act 1992 (review and alteration of benefits) plus an additional sum equal to the difference between the value of the basic allowance of employment and support allowance as subject to subsection (1) and what the value of the basic allowance of employment and support allowance would have been had it been adjusted for inflation for the specified year.”

BARONESS SHERLOCK
LORD MCKENZIE OF LUTON

33★ Page 11, line 35, leave out from “to” to end of line 36 and insert “be reviewed annually by the Secretary of State having regard to –

- (a) the rate of inflation, and
- (b) the national economic situation.”

Clause 10

BARONESS SHERLOCK
LORD MCKENZIE OF LUTON

34★ Page 12, line 21, leave out from “amounts” to end of line 22 and insert “are to be reviewed annually by the Secretary of State having regard to –

- (a) the rate of inflation, and
- (b) the national economic situation.”

Clause 11

THE LORD BISHOP OF PORTSMOUTH
BARONESS SHERLOCK
BARONESS MEACHER

35 Page 13, line 12, at end insert “, or

- (c) an exception applies under section 10(4A) of the Welfare Reform Act 2012, as inserted by section 12 of the Welfare Reform and Work Act 2016”

Clause 12

THE LORD BISHOP OF PORTSMOUTH
BARONESS SHERLOCK
BARONESS MANZOOR
BARONESS MEACHER

36 Page 13, line 19, leave out “(4)” and insert “(4A)”

Amendment
No.**Clause 12** – *continued*

- 37 Page 13, line 21, leave out “But” and insert “Provided that no exception under subsection (4A) applies,”
- 38 Page 13, line 27, at end insert –
 “(4A) After subsection (4) insert –
 “(4A) For the purposes of subsection (1A), and of section 9(3A) and (3B) of the Tax Credits Act 2002 (maximum rate of child tax credit), an exception applies if –
 (a) the claimant responsible for children in the household is a single claimant as a result of being bereaved of their partner,
 (b) the claimant has fled their previous partner as a result of domestic abuse,
 (c) the child or qualifying young person has a disability,
 (d) the child or qualifying young person is in the household as a result of a kinship care arrangement, private fostering arrangement, or adoption, or
 (e) the claimant was previously entitled to an award for the child or qualifying young person and has re-partnered creating a household with more than two children.””
- 16

BARONESS TYLER OF ENFIELD

[Amendment 39 is an amendment to Amendment 38]

- 39★ Line 16, at end insert –
 “(f) the child or qualifying young person was born as part of a multiple birth.”

After Clause 12

BARONESS SHERLOCK
 BARONESS DRAKE

- 40★ Insert the following new Clause –
“Exemptions to the two child limit
 Sections 11 and 12 of this Act shall not apply where a third or subsequent child becomes a member of a household as a result of being adopted into that household or becomes a member of a household as a result of a kinship care arrangement.”

Clause 13

LORD LOW OF DALSTON
 BARONESS MEACHER
 LORD MCKENZIE OF LUTON
 BARONESS MANZOOR

- 41 Leave out Clause 13

Amendment
No.

After Clause 13

BARONESS HOWE OF IDLICOTE

42 Insert the following new Clause –

“Persons subject to no work-related requirements: persons with a mental and behavioural disorder as a primary medical condition

- (1) Section 11D of the Welfare Reform Act 2007 (persons subject to no work-related requirements) is amended as follows.
- (2) After subsection (2)(d) insert –
 - “(e) the person has a mental and behavioural disorder as a primary medical condition and is in receipt of either the work-related activity component of employment and support allowance or the limited capability for work element of universal credit.””

LORD LAYARD

43★ Insert the following new Clause –

“Employment and support allowance: persons with a mental or behavioural disorder as a primary medical condition

The Secretary of State shall establish a system by which any person with a mental or behavioural disorder as a primary medical condition who is awarded employment and support allowance shall, on being awarded that allowance, be immediately encouraged and assisted to be referred for assessment and treatment for that condition.”

Clause 14

LORD LOW OF DALSTON
BARONESS SHERLOCK
BARONESS MEACHER
BARONESS MANZOOR

44 Leave out Clause 14

After Clause 15

BARONESS MANZOOR

45 Insert the following new Clause –

“Universal Credit (Work Allowance)

The Universal Credit (Work Allowance) Amendment Regulations 2015 are repealed.”

Amendment
No.

After Clause 15 – continued

BARONESS MEACHER

46 Insert the following new Clause –

“Direct payments to claimants

- (1) Regulations made by the Secretary of State under section 5 of the Social Security Administration Act 1992 (claims and payments regulations) must provide for the payment of the housing costs element of an award of universal credit to the landlord where the claimant requests such payment to be made to the landlord.
- (2) In this section –
 - “landlord” means the person who is entitled to payment of rent for the occupation of the accommodation occupied by the claimant as his or her home;
 - “rent” includes the license or similar payment for the use and occupation of the accommodation.”

Clause 18

LORD FREUD

47 Page 17, line 36, at end insert –

- () In section 170 of the Social Security Administration Act 1992 (Social Security Advisory Committee), in subsection (5) –
 - (a) in the definition of “the relevant enactments”, after paragraph (an) insert –
 - “(ao) sections 16, 17 and 19 of the Welfare Reform and Work Act 2016;”;
 - (b) in the definition of “the relevant Northern Ireland enactments”, after paragraph (an) insert –
 - “(ao) any provisions in Northern Ireland which correspond to sections 16, 17 and 19 of the Welfare Reform and Work Act 2016;”.

48 Page 17, line 36, at end insert –

- () In section 2 of the Social Security Act 1998 (use of computers), in subsection (2) –
 - (a) omit the “or” after paragraph (m);
 - (b) after paragraph (n) insert “or
 - (o) sections 16 to 19 of the Welfare Reform and Work Act 2016.”
- () In section 8 of the Social Security Act 1998 (decisions by Secretary of State) –
 - (a) in subsection (3) (meaning of “relevant benefit”), after paragraph (bb) insert –
 - “(bc) a loan under section 16 of the Welfare Reform and Work Act 2016;”;

Amendment
No.

Clause 18 – *continued*

- (b) in subsection (4) (meaning of “relevant enactment”), for “or section 30 of that Act” substitute “, section 30 of that Act or sections 16 to 19 of the Welfare Reform and Work Act 2016”.
- () In section 11 of the Social Security Act 1998 (regulations with respect to decisions), in subsection (3), in the definition of “the current legislation”, for “and section 30 of that Act” substitute “, section 30 of that Act and sections 16 to 19 of the Welfare Reform and Work Act 2016”.
- () In section 28 of the Social Security Act 1998 (correction of errors and setting aside of decisions), in subsection (3) –
 - (a) omit the “or” after paragraph (i);
 - (b) after paragraph (j) insert “; or
 - (k) sections 16 to 19 of the Welfare Reform and Work Act 2016.”
- () In section 39 of the Social Security Act 1998 (interpretation etc of Chapter 2 of Part 1), after subsection (1) insert –
 - “(1A) In this Chapter –
 - (a) a reference to a benefit includes a reference to a loan under section 16 of the Welfare Reform and Work Act 2016;
 - (b) a reference to a claim for a benefit includes a reference to an application for a loan under section 16 of the Welfare Reform and Work Act 2016;
 - (c) a reference to a claimant includes a reference to an applicant for a loan under section 16 of the Welfare Reform and Work Act 2016 or, in relation to a couple jointly applying for a loan under that section, a reference to the couple or either member of the couple;
 - (d) a reference to an award of a benefit to a person includes a reference to a decision that a person is eligible for a loan under section 16 of the Welfare Reform and Work Act 2016;
 - (e) a reference to entitlement to a benefit includes a reference to eligibility for a loan under section 16 of the Welfare Reform and Work Act 2016.”

49

Page 17, line 41, at end insert –

- “() In section 131 of the Welfare Reform Act 2012 (information-sharing in relation to welfare services etc), in subsection (12), in the definition of “relevant social security benefit” for the words from “has” to the end substitute “means –
 - (a) a relevant social security benefit as defined in section 121DA(7) of the Social Security Administration Act 1992, or
 - (b) a loan under section 16 of the Welfare Reform and Work Act 2016 (loans for mortgage interest etc);”.

**Amendment
No.**

Clause 22

LORD BEST
LORD MCKENZIE OF LUTON
LORD SHIPLEY

- 50 Page 21, line 8, at end insert—
- “(c) the accommodation is owned by a fully mutual housing co-operative within the meaning of paragraph 12(1)(h) of Schedule 1 to the Housing Act 1988 (local authority tenancies etc);
 - (d) the accommodation is owned by a community land trust within the meaning of section 79 of the Housing and Regeneration Act 2008 (English bodies).”

LORD BEST
LORD MCKENZIE OF LUTON
LORD SHIPLEY
LORD KERSLAKE

- 51 Page 21, line 45, at end insert—
- “() Section 21 does not apply to social housing which meets the definition of supported housing as defined in The Housing Benefit and Universal Credit (Supported Accommodation) (Amendment) Regulations 2014 (S.I. 2014/771).”

LORD RAMSBOTHAM

- 52★ Page 21, line 45, at end insert—
- “() Section 21 does not apply in relation to a registered provider of social housing which is an almshouse charity.”

After Clause 23

LORD KERSLAKE

- 53★ Insert the following new Clause—
- “Independent review of social housing rents from 1 April 2020**
- Before any decisions are made about the setting of rents for social housing from 1 April 2020, the Secretary of State shall commission and publish an independent review assessing the impact of sections 21 to 23.”

Clause 24

LORD FREUD

- 54 Page 23, line 42, at end insert—
- “(b) regulations under section 26 of that Act, or
 - (c) Part 1 of Schedule 2 to that Act.”
- 55 Page 24, line 3, at end insert—
- “(b) regulations under section 26 of that Act, or

Amendment
No.

Clause 24 – *continued*

- (c) Part 1 of Schedule 2 to that Act.””
- 56 Page 24, line 7, at end insert –
“(b) regulations under section 26 of that Act, or
(c) Part 1 of Schedule 2 to that Act.””
- 57 Page 24, line 11, at end insert –
“(ii) regulations under section 26 of that Act, or
(iii) Part 1 of Schedule 2 to that Act.””
- 58 Page 24, line 15, at end insert –
“(ii) regulations under section 26 of that Act, or
(iii) Part 1 of Schedule 2 to that Act.””
- 59 Transpose Clause 24 to after Clause 28

Clause 25

LORD FREUD

- 60 Page 24, line 21, leave out “, exemptions and enforcement” and insert “and exemptions”

Schedule 2

LORD KERSLAKE

- 61★ Page 32, line 26, at end insert –
“() The registered provider must have regard to the Rent Standard Guidance in calculating social rents for new properties and shall have discretion to adjust those rents to reflect appropriately local factors through an increase of up to 5 per cent of formula rents, and up to 10 per cent of formula rents for supported housing.”

LORD FREUD

- 62 Page 32, line 40, leave out sub-paragraphs (i) to (iii) and insert –
“(i) was payable at the beginning of 8 July 2015 by the person who was the tenant of that social housing, in a case where 8 July 2015 is the relevant day,
(ii) was payable at the beginning of the relevant day by the person who was the tenant of that social housing, in a case where the relevant day falls after 8 July 2015 and the person who was the tenant at the beginning of 8 July 2015 continued as tenant until at least that later time,
(iii) is likely to have been payable at the beginning of the relevant day by the person who was the tenant at the beginning of 8 July 2015 if the person’s tenancy had continued until at least that later time, in a case where the relevant day falls after 8 July 2015 and the person who was the tenant at the beginning of 8 July 2015 ceased to be the tenant before that later time, or

Amendment
No.

Schedule 2 – *continued*

- (iv) is likely to have been payable at the beginning of the relevant day by a tenant of that social housing, in a case where there was no tenant at that time and sub-paragraph (iii) does not apply,”

LORD KERSLAKE

63★ Page 33, line 11, at end insert –

- “() The registered provider must have regard to the Rent Standard Guidance in calculating affordable rents for new properties and shall have discretion to adjust those rents to reflect appropriately local factors through an increase of up to 5 per cent of formula rents, and up to 10 per cent of formula rents for supported housing.”

LORD FREUD

64 Page 33, line 20, leave out sub-paragraphs (7) and (8) and insert –

- “(6A) The Secretary of State may by regulations define “formula rent” and may, in particular, provide that it is a rent set in accordance with a method specified in the regulations.

(6B) Regulations under sub-paragraph (6A) may, in particular, make provision by reference to –

- (a) the standard published in January 2015 by the regulator under section 194(2A) of the Housing and Regeneration Act 2008 (the powers of the regulator to set standards relating to levels of rent),
(b) *Rent Standard Guidance* published in January 2015 by the regulator, or
(c) *Guidance on Rents for Social Housing* published in May 2014 by the Secretary of State.”

65 Page 34, line 17, leave out sub-paragraph (6)

66 Page 34, line 26, leave out from beginning to end of line 30 and insert “the higher of –

- (a) the amount found by –
(i) determining the rate of the market rent for that social housing when the tenancy begins, and
(ii) determining the amount that is 80% of the amount that would be payable in respect of a year if that rate had applied during the year, and
(b) the amount that would be payable in respect of the first relevant year if the tenant were paying rent at the social rent rate.”

67 Page 34, line 40, leave out from “is” to end of line 44 and insert “the higher of the amounts described in sub-paragraph (3A).”

68 Page 34, line 44, at end insert –

- “(3A) The amounts referred to in sub-paragraph (3) are –

- (a) the amount found by –
(i) determining the rate of the market rent for that social housing when the tenancy begins,

**Amendment
No.**

Schedule 2 – continued

- (ii) determining the amount that is 80% of the amount that would be payable in respect of a year if that rate had applied during the year, and
 - (iii) (if necessary) reducing that amount in proportion to the part of that relevant year that elapsed before the tenancy begins, and
 - (b) the amount that would be payable in respect of the period in question if the tenant were paying rent at the social rent rate.”
- 69** Page 35, line 31, at end insert –
- “() an arrangement between a local authority and the Homes and Communities Agency, the Greater London Authority or the Secretary of State under which rents for social housing may be set on a particular basis.”
- 70** Page 35, line 32, leave out sub-paragraphs (5) and (6) and insert –
- “(4A) Regulations under sub-paragraph (2) may define “affordable rent” and may, in particular, provide that it is a rent set in accordance with a method specified, or of a description specified, in the regulations.
- (4B) The methods that may be specified in the regulations include, but are not limited to, methods that provide for a maximum level of rent when accommodation is initially let to be a certain percentage of market rent in certain cases or circumstances.”
- 71** Page 35, line 41, at end insert –
- “() A reference to an amount of market rent includes a reference to an amount payable by way of service charge.”
- 72** Page 37, line 26, at end insert –
- “() a direction that Part 1 is to have effect in relation to a private registered provider specified in the direction as if a reference in Part 1 to the social rent rate were a reference to that rate increased by the percentage specified in the direction;”
- 73** Page 38, line 12, at end insert –
- “() a direction that Part 1 is to have effect in relation to a local authority specified in the direction as if a reference in Part 1 to the social rent rate were a reference to that rate increased by the percentage specified in the direction;”
- 74** Page 38, line 38, leave out paragraph 7
- 75** Page 39, line 9, after “1(5)(a)(iii)” insert “or (iv)”
- 76** Page 39, line 10, leave out “the beginning of 8 July 2015” and insert “a particular time”

**Amendment
No.**

Clause 26

LORD FREUD

- 77 Page 24, line 43, at end insert –
- “(3A) Regulations made by virtue of subsection (3) may, in particular, provide for section 21 or Part 1 of Schedule 2 to have effect with modifications.
- (3B) The modifications that may be made by virtue of subsection (3A) include (but are not limited to) modifications that –
- (a) provide for the maximum amount of rent to be increased from year to year by no more than a percentage specified in the regulations;
 - (b) provide for the maximum amount of rent to be determined by disregarding the effect of a temporary reduction or waiver of rent;
 - (c) provide for the maximum amount of rent to be determined by reference to a different period;
 - (d) provide for section 21(1) or paragraph 1(4)(c) or (5)(c) or 3(4) of Schedule 2 to have effect as if it referred to a different percentage;
 - (e) provide for paragraph 1, 2 or 3 of Schedule 2 to have effect as if the social rent rate were uplifted by a percentage specified in the regulations;
 - (f) provide for paragraph 3(2) or (3) of Schedule 2 to have effect as if paragraph 3(2)(a)(ii) or (3A)(a)(ii) referred to a different percentage;
 - (g) provide for the maximum amount of rent to be determined by reference to what would have been the amount if an exception in regulations under section 22 or paragraph 5(5) of Schedule 2 (including an exception making such provision as is described in section 22(7) or paragraph 5(7)) had not applied.
- (3C) Regulations made by virtue of subsection (3B)(d) may not provide for a higher percentage to have effect.
- (3D) Regulations made by virtue of subsection (3B)(e) may, in particular, make provision in relation to cases where an exception in regulations under paragraph 5(5) of Schedule 2 making provision about social housing which satisfies conditions prescribed by the regulations as to design, facilities, use or the provision of support to tenants applies.
- (3E) Regulations under subsection (1) may not provide for a maximum amount of rent payable by a tenant of social housing in respect of a relevant year, or a part of a relevant year, which is less than the amount that would be payable by the tenant in respect of that period if the rent was payable at the social rent rate in that period, in a case where an exception in regulations under paragraph 5(5) of Schedule 2 applies.”

- 78 Page 25, line 15, leave out subsection (8)

Clause 31

LORD FREUD

- 79★ Page 27, leave out lines 33 and 34

- 80 Page 28, line 10, at end insert –
 ““social rent rate” has the meaning given by Schedule 2;”

Amendment
No.

Clause 31 – continued

81

Page 28, line 34, at end insert –

“() In determining the maximum amount of rent payable by a person who is a tenant of social housing for part of a relevant year, a fraction of a day during which the person is a tenant of that social housing is to be treated as a whole day during which the person is a tenant of that social housing.”

82★

Page 28, line 37, leave out from beginning to “does” in line 40 and insert –

- “(a) in a case where the maximum amount applying under regulations under section 26 or Part 1 of Schedule 2 is determined on a basis that treats an amount, or a description of an amount, payable by way of service charge as part of the rent payable, includes a reference to an amount, or an amount of that description, payable by way of service charge,
- (b) in a case where section 21 applies after regulations under section 26 have, or Part 1 of Schedule 2 has, applied a maximum amount determined on a basis that treats an amount, or a description of an amount, payable by way of service charge as part of the rent payable, includes a reference to an amount, or an amount of that description, payable by way of service charge,
- (c) in a case not falling within paragraph (a) or (b) where, under the terms of the lease or agreement, an amount, or a description of an amount, payable by way of service charge is part of the rent payable, includes a reference to an amount, or an amount of that description, payable by way of service charge, and
- (d) in any other case,”

In the Title

LORD FREUD

83

Line 5, after “interest” insert “and other liabilities”

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