

Housing and Planning Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE

[Supplementary to the Second Marshalled List]

Amendment
No.

After Clause 63

LORD KERSLAKE

59ZA★ Insert the following new Clause –

“Equity loan schemes

- (1) The Secretary of State shall, in the exercise of the Secretary of State’s powers under section 47 of the Housing and Regeneration Act 2008 (directions by the Secretary of State), direct the Homes and Communities Agency to establish an equity loan scheme for the purpose of assisting tenants of private registered providers to purchase their homes under right to buy.
- (2) The Homes and Communities Agency may, in accordance with the scheme established under subsection (1), make funds available by way of equity loan to the tenants of private registered providers to enable them to finance the purchase of their homes.
- (3) Private registered providers may elect to sell such of their properties as they may determine under right to buy to their tenants on the basis of the scheme provided for in subsection (1).”

Schedule 7

LORD KERSLAKE

82BA★ Page 128, line 16, leave out from beginning to end of line 5 on page 129 and insert –

“81A Flexibility in the grant of secure tenancies

- (1) A person may grant a secure tenancy of a dwelling-house in England for a fixed term that is –
 - (a) at least 2 years, and
 - (b) no more than 5 years.

Schedule 7 - continued

- (2) A person shall consider in each case what is the most appropriate length of tenancy for the particular household, and in determining whether it is appropriate to offer a fixed-term tenancy or an old-style secure tenancy, shall have regard to the personal circumstances of the prospective tenant and his or her household and to such other factors as may be specified in regulations made by the Secretary of State.”

Clause 136

LORD TOPE

92B★ Page 66, line 36, at end insert –

- “(4) A development order under subsection (1) shall be made in respect of land in Greater London by the Mayor of London and in respect of land in England outside of Greater London by the Secretary of State.
- (5) Section 59B (development orders made by the Mayor of London) shall apply to the making of a development order under subsection (1) by the Mayor of London.”

After Clause 136

LORD TOPE

96A★ Insert the following new Clause –**“Development orders made by the Mayor of London**

After section 59A of the Town and Country Planning Act 1990 insert –

“59B Development orders made by the Mayor of London

- (1) Subsection (2) shall apply to a development order made by the Mayor of London under section 58A(1).
- (2) The Mayor of London may make a development order if –
- (a) the Mayor of London has consulted the persons specified in subsection (3),
 - (b) the Mayor of London has had regard to any comments made in response by the consultees,
 - (c) in the event that those comments include comments made by the Secretary of State, the London Assembly or a consultee under subsection (3)(e) or (f) that are comments that the Mayor of London does not accept, the Mayor of London has published a statement giving the reasons for the non-acceptance,
 - (d) the Mayor of London has laid before the London Assembly, in accordance with standing orders of the Greater London Authority, a document that is a draft of the development order that the Mayor of London is proposing to make, and
 - (e) the consideration period for the document has expired without the London Assembly having rejected the proposal.
- (3) The persons who must be consulted before a development order may be made by the Mayor of London are –

After Clause 136 - continued

- (a) the Secretary of State,
 - (b) the London Assembly,
 - (c) each constituency member of the London Assembly,
 - (d) each Member of Parliament whose parliamentary constituency is in Greater London,
 - (e) each London borough council,
 - (f) the Common Council of the City of London,
 - (g) any other person whom the Mayor considers it appropriate to consult.
- (4) For the purposes of subsection (2)(e)–
- (a) the “consideration period” for a document is the 21 days beginning with the day the document is laid before the London Assembly in accordance with standing orders of the Greater London Authority, and
 - (b) the London Assembly rejects a proposal if it resolves to do so on a motion–
 - (i) considered at a meeting of the Assembly throughout which members of the public are entitled to be present, and
 - (ii) agreed to by at least two-thirds of the Assembly members voting.
- (5) If the Mayor of London makes a development order, he or she must–
- (a) publish a notice setting out the effect of the development order in the London Gazette and otherwise give the development order adequate publicity including on the Greater London Authority’s website,
 - (b) notify and send a copy of the development order to–
 - (i) the Secretary of State, and
 - (ii) every London local planning authority.”

Clause 139

LORD TOPE

100ZAA★ Page 70, line 19, at end insert–

“() In section 62A of the Town and Country Planning Act 1990 (when application may be made directly to Secretary of State), in each place where it appears except in subsection (1)(a), for “Secretary of State” substitute “Secretary of State or the Mayor of London”.”

100ZAB★ Page 70, line 25, at end insert “which in Greater London may be by reference to a relevant application for PSI application (an application of Potential Strategic Importance) as defined in the Schedule to the Town and Country Planning (Mayor of London) Order 2008 (SI 2008/580) (as amended)”

Clause 141

BARONESS GARDNER OF PARKES

100ZAC★ Page 72, line 1, at end insert—

- “(1) Local planning authorities may make provision for the payment of fees or charges to them in respect of the performance of their functions and anything done by them which is calculated to facilitate or is conducive or incidental to the performance of their functions, and may vary such fees or charges according to the value of the project concerned or any other material concerns.
- (2) Fees or charges under subsection (1) may exceed the costs incurred by the local planning authority in performing functions relating to the relevant project.
- (3) Local planning authorities shall retain any fees or charges paid in accordance with subsection (1), and use them as they see fit.”

After Clause 141

BARONESS WHITAKER

101BA★ Insert the following new Clause—**“Place-making**

It shall be a duty on those with a responsibility for determining planning permissions to ensure that their decisions fully reflect the precepts of place-making as established in paragraph 58 of the National Planning Policy Framework (March 2012), and that they have access to appropriately skilled advice to assist them in this role.”