

Welfare Reform and Work Bill

MARSHALLED LIST OF MOTIONS AND AMENDMENTS TO BE MOVED ON CONSIDERATION OF COMMONS REASONS AND AMENDMENT

[The page and line references are to HL Bill 69, the bill as first printed for the Lords.]

MOTION A

LORDS AMENDMENT 1

Before Clause 4

1 Insert the following new Clause—

“Child poverty

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 year that ends in the financial year addressed in subsection (2)(a) and (b), and the 3 preceding calendar years.”

COMMONS DISAGREEMENT AND REASON

The Commons disagree to Lords Amendment No. 1 for the following reason –

1A *Because it is more appropriate to report on the matters listed in clause 4 and because low-income statistics are already published annually.*

A **Lord Freud to move, That this House do not insist on its Amendment 1 to which the Commons have disagreed for their Reason 1A, but do propose Amendments 1B, 1C and 1D in lieu –**

1B Insert the following new Clause –

“Children living in low-income households

Publication of data on children living in low-income households

- (1) Before the end of the financial year beginning with 1 April 2016 and each subsequent financial year the Secretary of State must publish data on the percentage of children in the United Kingdom –
 - (a) who live in households whose equivalised net income for the relevant financial year is less than 60% of median equivalised net household income for that financial year;
 - (b) who live in households whose equivalised net income for the relevant financial year is less than 70% of median equivalised net household income for that financial year, and who experience material deprivation;
 - (c) who live in households whose equivalised net income for the relevant financial year is less than 60% of median equivalised net household income for the financial year beginning 1 April 2010, adjusted to take account of changes in the value of money since that financial year;
 - (d) who live in households whose equivalised net income has been less than 60% of median equivalised net household income in at least 3 of the last 4 survey periods.
- (2) The published data must be accompanied by information on how the Secretary of State has approached the following for the purpose of the data –
 - (a) the meaning of “child”;
 - (b) the meaning of “household”;
 - (c) when a child is or is not living in a household;
 - (d) what is the income of a household for a financial year;
 - (e) what deductions are made in calculating the net income of a household;
 - (f) how net household income is equivalised;
 - (g) when a child experiences material deprivation;
 - (h) how household income is adjusted to take account of changes in the value of money since the financial year beginning 1 April 2010;
 - (i) the meaning of “survey period”.
- (3) The published data may be accompanied by information as to how and when the references in subsections (1) and (2) to the financial year beginning 1 April 2010 are to be read as references to a later financial year.

- (4) In this section –
 “equivalised”, in relation to household income, means adjusted to take account of variations in household size and composition;
 “financial year” means the 12 months ending with 31 March;
 “relevant financial year”, in relation to a financial year in which data is to be published, means the most recent financial year for which the data is available.”

Clause 30

- 1C Page 26, line 38, after “sections” insert “(*Publication of data on children living in low-income households*)”

Clause 31

- 1D Page 27, line 30, after “sections” insert “(*Publication of data on children living in low-income households*)”

MOTION B

LORDS AMENDMENT 8

Clause 13

- 8 Leave out Clause 13

COMMONS DISAGREEMENT AND REASON

The Commons disagree to Lords Amendment No. 8 for the following reason –

- 8A *Because it would alter the financial arrangements made by the Commons, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

B Lord Freud to move, That this House do not insist on its Amendment 8, to which the Commons have disagreed for their Reason 8A.

B1 Lord Low of Dalston to move, as an amendment to Motion B, at end insert “but do propose Amendments 8B and 8C in lieu –

- 8B Page 14, line 24, at end insert –

“(8) Subsections (2) and (3) shall not come into force until the Secretary of State has laid before both Houses of Parliament a report giving his or her estimate of the impact of the provisions in those subsections on the –

- (a) physical and mental health,
- (b) financial situation, and
- (c) ability to return to work,

of persons who would otherwise be entitled to start claiming the work-related activity component of employment and support allowance.

- (9) Regulations bringing subsections (2) and (3) into force shall not be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.”

Clause 31

8C Page 28, line 2, at end insert “, subject to section 13(8) and (9)”

MOTION C**LORDS AMENDMENT 9****Clause 14**

9 Leave out Clause 14

COMMONS DISAGREEMENT AND REASON

The Commons disagree to Lords Amendment No. 9 for the following reason –

9A *Because it would alter the financial arrangements made by the Commons, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

C Lord Freud to move, That this House do not insist on its Amendment 9, to which the Commons have disagreed for their Reason 9A.

C1 Lord Low of Dalston to move, as an amendment to Motion C, at end insert “but do propose Amendments 9B and 9C in lieu –

9B Page 14, line 27, at end insert –

“(2) This section shall not come into force until the Secretary of State has laid before both Houses of Parliament a report giving his or her estimate of the impact of the provision in this section on the –

- (a) physical and mental health,
- (b) financial situation, and
- (c) ability to return to work,

of persons who would otherwise be entitled to start claiming the limited capability for work element of universal credit.

(3) Regulations bringing this section into force shall not be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.”

Clause 31

9C Page 28, line 2, at end insert “and subject to section 14(2) and (3)”

MOTION D

LORDS AMENDMENT 34

Clause 28

- 34** Page 26, line 18, leave out from beginning to “does” in line 21 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,”

COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

The Commons disagree to Lords Amendment No. 34 and propose Amendment No. 34A in lieu.

- 34A** Page 26, line 16, leave out subsection (5) and insert—
- “(4A) Regulations made by the Secretary of State may specify cases in which a reference in the social housing rent provisions to an amount of rent payable to a registered provider includes, or does not include, a reference to—
 - (a) an amount payable by way of service charge, or
 - (b) an amount payable by way of service charge that is of a description specified in the regulations.
 - (4B) Regulations under subsection (4A) may, in particular, make provision by reference to—
 - (a) guidance with respect to the principles upon which levels of rent should be determined issued by the Housing Corporation under section 36 of the Housing Act 1996;
 - (b) a standard set under section 193(1) of the Housing and Regeneration Act 2008 that includes provision under section 193(2)(c) (rules about levels of rent);
 - (c) a standard set under section 194(2A) of the Housing and Regeneration Act 2008 (the power of the regulator to set standards relating to levels of rent) that was published by the regulator before 8 July 2015;
 - (d) guidance relating to levels of rent issued by the regulator before 8 July 2015 (including guidance issued before 1 April 2012);

(e) guidance relating to levels of rent for social housing issued by the Secretary of State before 8 July 2015.

(4C) Regulations under this section must be made by statutory instrument.

(4D) A statutory instrument containing regulations under this section is subject to annulment in pursuance of a resolution of either House of Parliament.”

D

Lord Freud to move, That this House do not insist on its Amendment 34 and do agree with the Commons in their Amendment 34A in lieu.

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