

House of Lords (Hereditary Peers) (Abolition of By-Elections) Bill [HL]

AMENDMENTS

TO BE MOVED

IN COMMITTEE OF THE WHOLE HOUSE

[Supplementary to the Marshalled List]

Amendment
No.

Clause 1

LORD NORTHBROOK
THE EARL OF CAITHNESS
LORD TREFGARNE

Revised version of Amendment 34

34★

Page 1, line 12, at end insert –

“() After Schedule 1 insert –

“SCHEDULE 1A

HEREDITARY PEERS COMMISSION

- 1 The Hereditary Peers Commission (“the Commission”) is to comprise two persons nominated by the leader of each political party which gained more than 5% of the share of the vote at the previous general election and two nominated on behalf of the Crossbench peers.
- 2 The Clerk of the Crown in Chancery is to be the secretary of the Commission and must provide it with necessary resources.
- 3 The secretary must maintain a register of hereditary peers who wish to be members of the House of Lords.
- 4 The Commission must meet –
 - (a) for the first time, within one week of the passing of this Act; and
 - (b) every time thereafter, within one week of the proclamation of the summoning of a new Parliament, to decide which hereditary peers will be members of the House of Lords for the duration of that Parliament.
- 5 The Commission must take into account the following factors –
 - (a) party balance;
 - (b) age;
 - (c) interests and expertise;
 - (d) commitment to participate; and

Clause 1 - continued

- (e) that each of the nations of the United Kingdom is represented, as far as is practicable, in accordance with its population.
- 6 In exercising its functions, the Commission must ensure that, at the outset of a Parliament, the party balance amongst the hereditary peers who are to be members of the House of Lords helps to ensure that the overall party balance in the House of Lords reflects the share of vote secured by the main political parties at the general election.
- 7 The Commission may allocate membership by any means of its own choosing, including election, lottery and party lists.
- 8 The Commission is responsible for overseeing any election or by-election conducted under paragraph 7.”

LORD ADONIS

Leave out Clause 1 and insert the following new Clause –

“Election of hereditary peers

- (1) The House of Lords Act 1999 is amended as follows.
- (2) At the end of section 1 (exclusion of hereditary peers) insert “, except a person who fulfils the requirements of subsection (2).
- (2) A person fulfils the requirements of this subsection if –
- (a) there is a vacancy amongst the 90 hereditary peers excepted under this Act;
- (b) the person is a holder of a hereditary peerage; and
- (c) the person is elected by the persons who, on the date of the election, would be entitled to vote as electors at a parliamentary election.
- (3) The Secretary of State may by regulations made by statutory instrument make provision for and in connection with the provision of an election under subsection (2).
- (4) A statutory instrument containing regulations under subsection (3) may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.”

Clause 2

LORD ADONIS

Page 1, line 16, at end insert –

- “(3) Section 1 comes into force on such day as the Secretary of State may by regulations made by statutory instrument appoint.
- (4) A statutory instrument containing regulations under subsection (3) may not be made unless the National Assembly for Wales, the Scottish Parliament, the Northern Ireland Assembly, the Greater London Authority and every combined authority in England have all made a consent decision in relation to this Act.
- (5) For the purposes of subsection (4) –

Clause 2 - *continued*

“a consent decision” is a decision to agree a motion consenting to the commencement of section 1 of this Act;

“combined authority” has the same meaning as in sections 103 to 113 of the Local Democracy, Economic Development and Construction Act 2009.

- (6) This section comes into force on the day on which this Act is passed.”

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4 September 2018
