

European Union (Withdrawal) Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Clause 7

VISCOUNT HAILSHAM

Page 5, line 4, leave out “appropriate” and insert “essential”

Page 5, line 8, after “Minister” insert “, on reasonable grounds,”

Page 5, line 11, leave out from “it” to the end of line 12

Page 5, line 22, leave out “appropriate” and insert “necessary”

Page 5, line 29, leave out “appropriate” and insert “necessary”

Page 5, line 32, leave out “appropriate” and insert “necessary”

Page 5, line 38, leave out “appropriate” and insert “necessary”

Page 6, line 27, at end insert “or which have effect after the end of the period of two years beginning with exit day”

Clause 8

VISCOUNT HAILSHAM

Page 6, line 35, after “Minister” insert “, on reasonable grounds,”

Page 6, line 35, leave out “appropriate” and insert “essential”

LORD ADONIS

Page 6, line 45, at end insert –

“() be incompatible with the British-Irish Agreement 1998 and the Multi-party Agreement (the Belfast/Good Friday Agreement) to which it gives effect, including provisions which ensure –

Clause 8 - continued

- (i) the preservation of institutions set up relating to strands 1, 2 and 3 of the Good Friday Agreement,
- (ii) human rights and equality,
- (iii) the principle of consent, and
- (iv) citizenship rights.”

VISCOUNT HAILSHAM

Page 7, line 2, at end insert “ or which have effect after the end of the period of two years beginning with exit day”

After Clause 8

LORD ADONIS

Insert the following new Clause—

“International treaties and agreements

The Secretary of State must, within one month of the passing of this Act, publish an assessment of each of the international treaties, agreements and obligations that will be affected, require amendment or require renegotiation as a result of the United Kingdom's withdrawal from the European Union including an assessment of where the powers in section 8 may need to be used.”

Clause 9

VISCOUNT HAILSHAM

Page 7, line 5, after “Minister” insert “, on reasonable grounds,”

Page 7, line 5, leave out “appropriate” and insert “essential”

LORD NEWBY

LORD BUTLER OF BROCKWELL

LORD ADONIS

BARONESS WHEATCROFT

Page 7, line 17, at end insert—

- “() Prior to the enactment of the statute provided for in subsection (1), as a further precondition of making regulations under subsection (1), a Minister of the Crown must move a motion in each House of Parliament to provide for the option to hold a referendum on whether the United Kingdom should accept the outcome of the negotiations between the Government and the European Union under Article 50(2) of the Treaty on European Union, or seek to remain in the European Union by revoking the notification of withdrawal from the European Union under Article 50.
- () If such a motion is agreed to, the Secretary of State may not make regulations under subsection (1) but must bring forward proposals to hold such a referendum, and the Government must seek such an extension of the Article 50 period as may be necessary for this purpose.”

Clause 9 - continued

LORD HAMILTON OF EPSOM

Page 7, line 17, at end insert –

- “(3A) Before making regulations under this section to implement any withdrawal agreement, a Minister of the Crown must have –
- (a) conducted an appraisal of the potential benefits of proceeding to leave the European Union without a withdrawal agreement;
 - (b) conducted an appraisal of whether the withdrawal agreement as is offered by the European Union in relation to trade is more to the long-term advantage of the United Kingdom’s freedom of choice and economic prospects than trading on WTO terms; and
 - (c) laid a report of his or her appraisals under paragraphs (a) and (b) before both Houses of Parliament.
- () A Minister of the Crown may not make regulations under this section unless the conclusion of the appraisal under paragraph 3A(b) above is in the affirmative.”

VISCOUNT HAILSHAM

Page 7, line 18, at end insert “or which have any effect after the end of the period of two years beginning with exit day”

After Clause 9

LORD ADONIS

Insert the following new Clause –

“Provisions of the Good Friday Agreement

Before making any regulations under section 9, a Minister of the Crown must publish a strategy which seeks to ensure that the provisions of the Good Friday Agreement and all subsequent agreements agreed between the United Kingdom and Ireland since 1998 continue to remain in force after exit day, including –

- (a) the free movement of people, goods and services on the island of Ireland,
- (b) citizenship rights,
- (c) the preservation of institutions set up relating to strands 1, 2 and 3 of the Good Friday Agreement,
- (d) human rights and equality,
- (e) the principle of consent,
- (f) the status of the Irish language, and
- (g) a Bill of Rights.”

After Clause 9 - continued

Insert the following new Clause—

“Status of Irish citizens in the United Kingdom

Before making any regulations under section 9, a Minister of the Crown must publish a strategy to ensure that Irish citizens lawfully resident in the United Kingdom after exit day are entitled to any status, rights and entitlements available to Irish citizens before exit day, inclusive of, and in addition to, their status, rights and entitlements as EU citizens.”

BARONESS HAYTER OF KENTISH TOWN

Insert the following new Clause—

“Maintenance of rights in the area of insolvency and restructuring law

- (1) Within the period of six months of this Act receiving Royal Assent, a Minister of the Crown must publish a report outlining the extent to which the benefits afforded by EU insolvency and restructuring law will continue to exist in domestic law after exit day.
- (2) The report provided for under subsection (1) must include—
 - (a) the steps, if any, taken by Ministers of the Crown to negotiate the continuation of reciprocal arrangements between the United Kingdom and member States in the field of insolvency and restructuring law;
 - (b) the nature and duration of these reciprocal arrangements, if such arrangements have been negotiated; and
 - (c) a declaration from the Minister of the Crown outlining whether, in their view, the UK’s insolvency and restructuring framework has been weakened.
- (3) The Minister of the Crown must lay the report before both Houses of Parliament.”

Clause 14

VISCOUNT HAILSHAM

Page 11, line 10, leave out from “sentenced” to the end of line 12

Schedule 4

VISCOUNT HAILSHAM

Page 38, line 21, at end insert—

- “ In exercising the powers under this Part, the appropriate authority must, before making any regulations—
- (a) consult the relevant stakeholders; and
 - (b) take steps to ensure that the fees or charges prescribed in the regulations are reasonable, having regard to—
 - (i) the cost of performing the function to which those fees or charges relate;
 - (ii) the nature of the function to be exercised;

Schedule 4 - *continued*

- (iii) the predicted impact on the economy of those fees and charges; and
- (iv) the predicted financial impact on those required to pay them.”

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12 February 2018
