

Trade Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

After Clause 2

LORD PURVIS OF TWEED

Insert the following new Clause—

“Publication of trade agreement progress register

- (1) Parts 1 to 3 of this Act shall not come into effect until a Minister of the Crown has laid a report before both Houses of Parliament relating to the continuing application of EU trade agreements after exit day.
- (2) A report under subsection (1) must—
 - (a) give details of the—
 - (i) number,
 - (ii) type,
 - (iii) scope, and
 - (iv) extent,of the free trade agreements and other international trade agreements the United Kingdom is party to as a member of the European Union;
 - (b) provide an assessment of the importance of each existing free trade agreement and international trade agreement to United Kingdom trade;
 - (c) specify which existing agreements it is intended that the United Kingdom should continue to benefit from after exit day;
 - (d) for each free trade agreement and international trade agreement specified under paragraph (c), specify the consequences for the United Kingdom of failing to replicate the terms of the existing agreement;
 - (e) for each agreement specified under paragraph (c), specify what progress has been made towards ensuring that such an agreement is replicated by exit day, including—
 - (i) whether each third country has notified the Secretariat of the World Trade Organisation that it has agreed to roll over the terms of the existing agreement;
 - (ii) the domestic procedures each third country must apply before a trade deal under section 2 may come into force; and
 - (iii) whether each third country has begun its own domestic procedures to bring such an agreement into effect; and

After Clause 2 - continued

- (f) include an assessment of whether the processes referred to in paragraph (e)(iii) are likely to be completed before 31 December 2020.”

After Clause 5

LORD PURVIS OF TWEED

Insert the following new Clause –

“Parliamentary approval of the future trading relationship between the United Kingdom and the European Union

- (1) An international trade agreement between the United Kingdom and the European Union that gives effect to any or all of the provisions set out in the draft Political Declaration so far as they relate to trade may be signed only if –
- (a) a Minister of the Crown has laid before each House of Parliament –
 - (i) a statement that, in the Minister’s opinion, political agreement has been reached on the terms of a future international trade agreement, and
 - (ii) a copy of the draft international trade agreement as negotiated,
 - (b) the draft international trade agreement has been approved by a resolution of the House of Commons on a motion moved by a Minister of the Crown,
 - (c) a motion for the House of Lords to take note of the draft international trade agreement has been tabled in the House of Lords by a Minister of the Crown and –
 - (i) the House of Lords has debated the motion, or
 - (ii) the House of Lords has not concluded a debate on the motion before the end of the period of five Lords sitting days beginning with the first Lords sitting day after the day on which the House of Commons passes the resolution mentioned in paragraph (b), and
 - (d) an Act of Parliament has been passed that sets out the text of the international trade agreement as negotiated, contains provision (if necessary) for the implementation of the agreement and authorises the Secretary of State to sign the proposed agreement.
- (2) Subsection (3) applies if the House of Commons decides not to pass the resolution mentioned in subsection (1)(b).
- (3) A Minister of the Crown must, within the period of 21 days beginning with the day on which the House of Commons decides not to pass the resolution, make a statement setting out how Her Majesty’s Government proposes to proceed in relation to negotiations on the future relationship between the United Kingdom and the European Union.
- (4) A statement under subsection (3) must –
- (a) be made in writing,
 - (b) be published in such manner as the Minister making it considers appropriate, and
 - (c) specify whether the United Kingdom intends to –

After Clause 5 - continued

- (i) extend the transition period in accordance with Article 132 of the proposed Withdrawal Agreement,
 - (ii) comply with the provisions of the Protocol on Ireland/Northern Ireland to the proposed Withdrawal Agreement,
 - (iii) reopen negotiations on the international trade agreement, or
 - (iv) make other arrangements.
- (5) A Minister of the Crown must make arrangements for –
 - (a) a motion drafted in terms which permit amendment, to the effect that the House of Commons approves the strategy set out in the statement mentioned in subsection (3), to be moved in that House by a Minister of the Crown within the period of seven Commons sitting days beginning with the day on which the statement is made, and
 - (b) a motion for the House of Lords to take note of the statement to be moved in that House by a Minister of the Crown within the period of seven Lords sitting days beginning with the day on which the statement is made.
- (6) Subsection (7) applies if the Prime Minister makes a statement before the end of 21 October 2020 that no agreement in principle can be reached in negotiations on an international trade agreement that gives effect to the provisions, so far as they relate to trade, set out in the draft Political Declaration.
- (7) A Minister of the Crown must, within the period of 14 days beginning with the day on which the statement mentioned in subsection (6) is made –
 - (a) make a statement setting out how Her Majesty’s Government proposes to proceed, and
 - (b) make arrangements for –
 - (i) a motion drafted in terms which permit amendment, to the effect that the House of Commons approves the strategy set out in the statement mentioned in paragraph (a), to be moved in that House by a Minister of the Crown within the period of seven Commons sitting days beginning with the day on which the statement is made, and
 - (ii) a motion for the House of Lords to take note of the statement to be moved in that House by a Minister of the Crown within the period of seven Lords sitting days beginning with the day on which the statement is made.
- (8) A statement under subsection (6) or (7)(a) must –
 - (a) be made in writing, and
 - (b) be published in such manner as the Minister making it considers appropriate.
- (9) A statement under subsection (7)(a) must specify whether the United Kingdom intends to –
 - (a) extend the transition period in accordance with Article 132 of the proposed Withdrawal Agreement,
 - (b) comply with the provisions of the Protocol on Ireland/Northern Ireland to the proposed Withdrawal Agreement,

After Clause 5 - continued

- (c) continue negotiations on the international trade agreement, or
 - (d) make other arrangements.
- (10) Subsection (11) applies if, at the end of 21 October 2020, there is no agreement in principle in negotiations on an international trade agreement that gives effect to the provisions, so far as they relate to trade, set out in the draft Political Declaration.
- (11) A Minister of the Crown must, within the period of five days beginning with the end of 21 October 2020—
 - (a) make a statement setting out how Her Majesty’s Government proposes to proceed, and
 - (b) make arrangements for—
 - (i) a motion drafted in terms which permit amendment, to the effect that the House of Commons approves the strategy set out in the statement mentioned in paragraph (a), to be moved in that House by a Minister of the Crown within the period of seven Commons sitting days beginning with the day on which the statement is made, and
 - (ii) a motion for the House of Lords to take note of the statement to be moved in that House by a Minister of the Crown within the period of seven Lords sitting days beginning with the day on which the statement is made.
- (12) A statement under subsection (11)(a) must—
 - (a) be made in writing,
 - (b) be published in such manner as the Minister making it considers appropriate, and
 - (c) specify whether the United Kingdom intends to—
 - (i) extend the transition period in accordance with Article 132 of the proposed Withdrawal Agreement,
 - (ii) comply with the provisions of the Protocol on Ireland/Northern Ireland to the proposed Withdrawal Agreement,
 - (iii) reopen negotiations on the international trade agreement, or
 - (iv) make other arrangements.
- (13) For the purposes of this section—
 - (a) a statement made under subsection (3), (7)(a) or (11)(a) may be combined with a statement made under another of those provisions,
 - (b) a motion falling within subsection (5)(a), (7)(b)(i) or (11)(b)(i) may be combined into a single motion with another motion falling within another of those provisions, and
 - (c) a motion falling within subsection (5)(b), (7)(b)(ii) or (11)(b)(ii) may be combined into a single motion with another motion falling within another of those provisions.
- (14) This section does not affect the operation of Part 2 of the Constitutional Reform and Governance Act 2010 (ratification of treaties) in relation to the international trade agreement.
- (15) In this section—

After Clause 5 - continued

“draft Political Declaration” means the draft Political Declaration setting out the framework for the future relationship between the European Union and the United Kingdom, as endorsed by leaders at a special meeting of the European Council on 25 November 2018;

“proposed Withdrawal Agreement” means the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, as endorsed by leaders at a special meeting of the European Council on 25 November 2018.

“Lords sitting day” means a day on which the House of Lords is sitting (and a day is only a day on which the House of Lords is sitting if the House begins to sit on that day);

“Commons sitting day” means a day on which the House of Commons is sitting (and a day is only a day on which the House of Commons is sitting if the House begins to sit on that day).”

Insert the following new Clause—

“Additional review of the impact of the proposed future trading relationship with the EU on the United Kingdom economy

- (1) Within six months of the passing of this Act, the Chancellor of the Exchequer must publish and lay before both Houses of Parliament an additional assessment of the economic impact of the United Kingdom’s future trading relationship with the EU.
- (2) The assessment under subsection (1) must include—
 - (a) an assessment of the short-term economic impact of each of the four scenarios for the United Kingdom’s future trading relationship with the EU that are modelled in the Command Paper of November 2018 “EU Exit: Long-term economic analysis” (Cm 9742),
 - (b) an assessment of the short-term and long-term economic impact should the future trading relationship between the United Kingdom and the EU be based for the long term on the provisions of the Protocol on Ireland/Northern Ireland to the proposed Withdrawal Agreement, and
 - (c) an assessment of the short-term and long-term economic impact of a scenario which, in the Chancellor of the Exchequer’s opinion, represents the most likely outcome of the negotiations on the United Kingdom’s future trading relationship with the EU that is consistent with the draft Political Declaration.
- (3) The assessment under subsection (1) must consider the impact of each of the scenarios specified in subsection (2) on—
 - (a) the economy of the United Kingdom,
 - (b) the different parts of the United Kingdom and different regions of England, and
 - (c) individual economic sectors.
- (4) The assessment under subsection (1) must so far as practicable analyse the expected difference in outcomes between each of the scenarios specified in subsection (2) and continued membership of the EU.

After Clause 5 - continued

(5) In this section—

“long-term” means around 15 years after the United Kingdom’s future trading relationship with the EU comes into effect;

“proposed Withdrawal Agreement” means the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, as endorsed by leaders at a special meeting of the European Council on 25 November 2018;

“draft Political Declaration” means the draft Political Declaration setting out the framework for the future relationship between the European Union and the United Kingdom, as endorsed by leaders at a special meeting of the European Council on 25 November 2018;

“parts of the United Kingdom” means—

- (a) England,
- (b) Scotland,
- (c) Wales, and
- (d) Northern Ireland;

“regions of England” has the same meaning as that used by the Office for National Statistics.”

Clause 15

LORD PURVIS OF TWEED

Page 9, line 8, at beginning insert “Subject to section (*Publication of trade agreement progress register*),”

Trade Bill

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18 December 2018
