

Kew Gardens (Leases) (No. 3) Bill [HL]

MARSHALLED
LIST OF AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

[Amendments marked ★ are new or have been altered]

Amendment
No.

Clause 1

LORD HODGSON OF ASTLEY ABBOTTS
VISCOUNT ECCLES

1 Page 1, line 4, at end insert –

“() The Secretary of State may not grant a lease for more than 31 years under subsection (1) unless he or she has consulted the Charity Commission on the compliance of the proposed lease with the functions of the Royal Botanic Gardens, Kew, under section 24 of the National Heritage Act 1983 and with sections 117 to 123 of the Charities Act 2011 (restrictions on dispositions of land) and the results of that consultation have been published.”

LORD WHITTY
BARONESS JONES OF WHITCHURCH

2 Page 1, line 4, at end insert –

“() Leases granted or extended under this Act shall be subject to the condition that activities on or in the land or buildings leased will contribute to, be supportive of, or be compatible with the core botanical, scientific, environmental, educational and amenity activities of the Royal Botanic Gardens, its World Heritage status and its charitable objectives.”

BARONESS JONES OF WHITCHURCH

3 Page 1, line 5, at end insert –

“() The Secretary of State must prepare and publish an annual report on the balance between income generated by leases granted under this Act and grant funding provided by Her Majesty’s Government to the Royal Botanic Gardens, Kew.”

Clause 1 - continued

4 Page 1, line 5, at end insert—

“() Before granting a lease under this Act the Secretary of State must consult UNESCO on whether the lease would impact the UNESCO World Heritage status of the Royal Botanic Gardens, Kew.”

After Clause 1

BARONESS JONES OF WHITCHURCH

5 Insert the following new Clause—

“Requirement to publish information

Within one month of the day on which this Act is passed, the Secretary of State must publish an impact assessment including information about the property portfolio at Kew affected by the Act, the associated financial liabilities and income projections.”

6 Insert the following new Clause—

“Refurbishment permission

Any refurbishments undertaken by the lessee in respect of a lease granted by the Secretary of State under this Act must receive prior approval from the trustees of the Royal Botanic Gardens, Kew.”

7 Insert the following new Clause—

“Duty to provide information about the criteria for extended leases

Within one month of the day on which this Act is passed, the Secretary of State must prepare and publish guidance setting out the circumstances in which it would be appropriate to grant a lease of more than 31 years.”

8 Insert the following new Clause—

“Forfeiture proceedings

Within one month of the day on which this Act is passed, the Secretary of State must publish information on the conditions that apply to the ending of a lease granted under this Act.”

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17 May 2019
