WESTMINSTER

18th November 2004

BY virtue of Her Majesty's Commission under the Great Seal, and in obedience to Her Majesty’s Commands, Parliament was prorogued on the above-mentioned day to Tuesday the twenty-third day of this instant November, to be then here holden.
The House met at twenty-five minutes past Eleven o'clock.

PRAYERS.

1 Message to attend Her Majesty,—A Message from Her Majesty was delivered by the Gentleman Usher of the Black Rod.

Mr Speaker,

The Queen commands this Honourable House to attend Her Majesty immediately, in the House of Peers.

Accordingly, the Speaker, with the House, went up to attend Her Majesty:—And having returned,

The Speaker resumed the Chair at half-past Two o'clock.

2 Speaker's Statement,—The Speaker made a Statement to the House, pursuant to the Resolution of 3rd November 2004.

3 Metropolitan Police,—Ordered, That the Commissioner of the Police of the Metropolis do take care that the passages through the streets leading to this House be kept free and open and that no obstruction be permitted to hinder the passage of Members to and from this House during the sitting of Parliament, or to hinder Members by any means in the pursuit of their Parliamentary duties in the Parliamentary Estate; and that the Sermjeat at Arms attending this House do communicate this Order to the Commissioner.

4 Outlawries,—A Bill for the more effectual preventing Clandestine Outlawries was read the first time and ordered to be read a second time.

5 Standing Orders (Public Business),—Ordered, That the Standing Orders relating to Public Business be printed [No. 2].

6 Queen's Speech,—The Speaker reported Her Majesty's Speech and directed that it be entered in the Journal, as follows:

My Lords and Members of the House of Commons

My Government will continue to pursue policies which entrench economic stability and promote growth and prosperity.

My Government will continue to reform the public services to ensure they provide more security and opportunity for all.

My Government attaches the highest importance to extending educational opportunity so that all individuals can realise their full potential and the country can benefit from the talents of all its people. A Bill will be introduced to streamline the regime of school inspections to help raise standards for every child in every school.

A Bill will be introduced to extend financial support for 16 to 19 year olds engaged in training and education.
My Government recognises that we live in a time of global uncertainty with an increased threat from international terrorism and organised crime. Measures to extend opportunity will be accompanied by legislation to increase security for all.

My Government will legislate to introduce an identity cards scheme, and will publish proposals to support the continuing fight against terrorism in the United Kingdom and elsewhere.

Legislation will be introduced to establish the Serious Organised Crime Agency, and the powers the police and others have to fight crime will be strengthened. In particular, the Bill will introduce new measures to deal with harassment by animal rights extremists.

My Government will introduce legislation to tackle the problem of drug abuse and the crime that flows from it, and will tackle the disorder and violence that can arise from the abuse of alcohol.

My Government has always recognised the importance of clean and safe neighbourhoods. There will be further legislation to tackle anti-social behaviour.

A Bill will be introduced to help to reduce further the numbers of those killed or injured on the roads.

My Government will bring forward legislation to reduce re-offending by improving the management of offenders.

A draft Bill will be published to tackle juvenile crime through more effective rehabilitation and sentencing.

Legislation will be introduced to reform the criminal defence service, making better use of legal aid resources. A draft Bill will be published to support those with legitimate civil claims and reform the system of tribunals.

A draft Bill will be published to introduce a new offence of corporate manslaughter.

My Government will continue to take action to secure high levels of employment as it reforms the welfare state.

My Government will continue to provide protection from discrimination and exploitation.

Legislation will be introduced to combat discrimination in the provision of goods and services on the grounds of religion, as well as race, sex and disability. A single Commission for Equality and Human Rights will be established.

My Government will maintain its commitment to social justice and legislate to increase the rights of disabled people.

My Government will continue its reform of the National Health Service, offering more information, power and choice to patients, with equal access for all and free at the point of delivery.

My Government will continue with legislation to provide a statutory framework for dealing with the financial, health and welfare decisions of those people who might lack capacity through mental illness or disability.

Measures to reform the law on mental health will continue to undergo pre-legislative scrutiny.

My Government believes that the welfare of children is paramount. Draft legislation will be published to safeguard the welfare of children in circumstances of parental separation and inter-country adoption.

Consumer credit law will be updated to provide greater protection from unfair lending practices and create a fairer and more competitive credit market.

My Government will also introduce a Bill to improve standards of animal welfare and increase the penalties for abuse.

My Government will continue to modernise the constitution and institutions of our country to ensure they are equipped to meet the challenges of the future.

Legislation will be brought forward to provide a modern and comprehensive framework for statutory inquiries into matters of public concern.

My Government will continue to take forward in this Session the constitutional legislation introduced last year.

A Bill will be introduced to give effect to the Constitutional Treaty for the European Union, subject to a referendum.

My Government is committed to reducing bureaucracy and the costs of Government, and to promoting efficiency. A Bill will be introduced to integrate the Inland Revenue and Her Majesty’s Customs and Excise.

My Government recognises the importance of modern, effective and safe transport to meet the needs of the public and the wider economy.
Legislation will be introduced to streamline the organisation of the national rail system to improve performance.

A Bill will be brought forward to authorise the construction of Crossrail.

The Government will continue to legislate to allow local authorities to provide innovative and safe school transport.

My Government believes that the voluntary sector is a great strength of this country. Charity law will be modernised so that a vibrant, diverse and independent charitable sector can continue to flourish with public confidence.

My Government will introduce legislation to consolidate the distribution of lottery money to good causes.

Proposals will be published to protect the nation’s rural heritage, through draft legislation to modernise the management of common land, and to create new arrangements to deliver rural policy.

Members of the House of Commons
Estimates for the Public Services will be laid before you.

My Lords and Members of the House of Commons
My Government will continue to work closely with the devolved administrations in Scotland and Wales, and will work to bring about the conditions necessary for the restoration of the political institutions in Northern Ireland.

Legislation will be introduced to provide the Welsh Assembly with a range of transport related powers.

Other measures will be laid before you.

The Duke of Edinburgh and I look forward to our visit to Canada. We look forward to receiving the state visit of His Excellency the President of the Republic of Korea and receiving the state visit of His Excellency the President of Italy. To mark the centenary of Norway’s independence, we also look forward to receiving Their Majesties King Harald and Queen Sonja of Norway.

My Government will assume the Presidency of the European Union in July and will use this opportunity to work towards building an increasingly prosperous and secure Europe.

In addition to the European Union Presidency, my Government will hold the G8 Presidency in 2005, which will include working on the important issues of Africa and climate change.

My Government will continue to work with partners around the world to prevent terrorism and the proliferation of nuclear, chemical and biological weapons, and the problems of drug smuggling and international crime.

My Government will work to strengthen commitment on both sides of the Atlantic to the transatlantic relationship and to the continued effectiveness of the North Atlantic Treaty Organisation, and will work with the international community to strengthen the United Nations.

My Government will continue to support the Government of Iraq to provide security and stability and ensure that elections can be held in January.

My Government will continue to support efforts to build peace in the Middle East, to promote democratic reform and reduce conflict and extremism.

I pray that the blessing of Almighty God may rest upon your counsels.
APPENDIX I

Papers presented or laid upon the Table:
Papers presented by Her Majesty’s Command and delivered to the Votes and Proceedings Office during the Prorogation of Parliament pursuant to Standing Order No. 158 (Presentation of command papers):

Monday 22nd November 2004

1 Treaty Series (No. 47, 2004),—Exchange of Notes, done at Kinshasa on 25th February and 9th June 2004, between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Democratic Republic of Congo concerning Certain Commercial Debts (The United Kingdom/Democratic Republic of Congo Debt Agreement No. 10 (2002) Amendment) [Cm. 6400] [Mr Secretary Straw].

Papers presented or laid upon the Table on Tuesday 23rd November 2004:

Papers subject to Negative Resolution:


3 Pensions,—Occupational Pension Schemes (Minimum Funding Requirement and Actuarial Valuations) Amendment Regulations 2004 (S.I., 2004, No. 3031), dated 17th November 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

Other Papers:

4 Air Force (Constitution),—Amendment List 14 to Air Publication 1269: The Royal Air Force—Manual of Medical Management and Administration (Eighth Edition) [by Act] [Mr Secretary Hoon].

5 Foreign Affairs,—Government Response to the Eighth Report from the Foreign Affairs Committee, Session 2003–04, on Foreign and Commonwealth Office Annual Report 2003–04 [by Command] [Cm. 6415] [Mr Secretary Straw].

6 Foreign and Commonwealth Office,—Foreign and Commonwealth Office Minute, dated 23rd November 2004, concerning the gifting of VIP-related equipment to Pakistan [by Command] [Mr Secretary Straw].

7 Government Trading Funds,—Treasury Minute, dated 19th November 2004, on the Driving Standards Agency Trading Fund [by Act] [Mr Paul Boateng].

8 National Audit,—Report by the Comptroller and Auditor General on Department of Health: Reforming NHS Dentistry: Ensuring effective management of risks [by Act]; to be printed [No. 25] [Clerk of the House].

9 Treaty Series (No. 46, 2004),—Rotterdam Convention, done at Rotterdam on 10th September 1998, on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade [by Command] [Cm. 6390] [Mr Secretary Straw].

APPENDIX II

Reports from Select Committees

Foreign Affairs,—Minutes of Evidence taken before the Foreign Affairs Committee [Foreign Policy Aspects of the War against Terrorism]; to be printed [No. 36-i] [Mr Donald Anderson].

CHAIRMEN’S PANEL

In pursuance of Standing Order No. 4 (Chairmen’s Panel) the Speaker nominated Mrs Irene Adams, Mr David Amess, Janet Anderson, Mr Nigel Beard, Miss Anne Begg, Mr Joe Benton, Sir John Butterfill, Mr Martin Caton, Mr David Chidgey, Derek Conway, Frank Cook, Mr James Cran, Mr John Cummings, Mr Eric Forth, Mr Roger Gale, Mr Win Griffiths, Mr Mike Hancock, Mr Jimmy Hood, Mr Kevin Hughes, Mr Alan Hurst, Mr Eric Illsley, Mr John McWilliam, Mr Bill O’Brien, Mr Edward O’Hara, Mr Bill Olner, Mr Peter Pike, Dame Marion Roe, Mr Jonathan Sayeed, Mr George Stevenson, David Taylor, Miss Ann Widdecombe and Sir Nicholas Winterton to be members of the Chairmen’s Panel during this Session.
Wednesday 24th November 2004.

The House met at half-past Eleven o’clock.

PRAYERS.

1 Spoliation Advisory Panel,—Resolved, That an Humble Address be presented to Her Majesty, That she will be graciously pleased to give directions that there will be laid before this House a Return of the Report of the Spoliation Advisory Panel in respect of a painting now in possession of Glasgow City Council by the Right Honourable Sir David Hirst.—(Mr Richard Caborn.)

2 Mental Capacity Bill,—Mr David Lammy, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Blunkett, Mr Secretary Reid, Ms Rosie Winterton and Mr Christopher Leslie, presented a Bill to make new provision relating to persons who lack capacity; to establish a superior court of record called the Court of Protection in place of the office of the Supreme Court called by that name; to make provision in connection with the Convention on the International Protection of Adults signed at the Hague on 13th January 2000; and for connected purposes.

Pursuant to Standing Order No. 80A (Carry-over of bills) and Order [11th October], the Bill was read the first and second time without Question put, and was ordered to be considered to-morrow and to be printed [Bill 1].

Ordered, That the Explanatory Notes relating to the Mental Capacity Bill be printed [Bill 1–EN].

3 Gambling Bill,—Secretary Tessa Jowell, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Blunkett, Mr Secretary Darling, Mr Secretary Reid, Mr Secretary Murphy, Ms Secretary Hewitt, Mr Peter Hain, Margaret Hodge and Mr Richard Caborn, presented a Bill to make provision about gambling.

Pursuant to Standing Order No. 80A (Carry-over of bills) and Order [1st November], the Bill was read the first and second time without Question put, was ordered to be printed [Bill 2], and stood committed to a Standing Committee in respect of Clauses Nos. 33 to 337 and Schedules Nos. 6 to 15.

Ordered, That the Explanatory Notes relating to the Gambling Bill be printed [Bill 2–EN].

4 Serious Organised Crime and Police Bill,—Mr Secretary Blunkett, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Straw, Ms Secretary Hewitt and Caroline Flint, presented a Bill to provide for the establishment and functions of the Serious Organised Crime Agency; to make provision about investigations, prosecutions, offenders and witnesses in criminal proceedings and the protection of persons involved in investigations or proceedings; to provide for the implementation of certain international obligations relating to criminal matters; to amend the Proceeds of Crime Act 2002; to make further provision for combating crime and disorder, including new provision about powers of arrest and search warrants; to make further provision about the police and policing and persons supporting the police; to make provision about criminal records; to provide for the Private Security Industry Act 2001 to extend to Scotland; and for connected purposes: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 5].

Ordered, That the Explanatory Notes relating to the Serious Organised Crime and Police Bill be printed [Bill 5–EN].

5 Commissioners for Revenue and Customs Bill,—Mr Chancellor of the Exchequer, supported by Mr Secretary Blankett, Mr Paul Boateng, Dawn Primarolo, the Solicitor General, John Healey and Mr Stephen Timms, presented a Bill to make provision for the appointment of Commissioners to exercise functions presently vested in the Commissioners of Inland Revenue and the Commissioners of Customs and Excise; for the establishment of a Revenue and Customs Prosecutions Office; and for connected purposes: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 3].

Ordered, That the Explanatory Notes relating to the Commissioners for Revenue and Customs Bill be printed [Bill 3–EN].

6 School Transport Bill,—Mr Secretary Clarke, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Darling, Mr Secretary Johnson, Mr Richard Caborn, Mr Stephen Twigg and Dr Stephen Ladyman, presented a Bill to make provision for school travel schemes; and for connected purposes.
Pursuant to Standing Order No. 80A (Carry-over of bills) and Order [28th October], the Bill was read the first and second time without Question put and was ordered to be considered to-morrow and to be printed [Bill 4].

Ordered, That the Explanatory Notes relating to the School Transport Bill be printed [Bill 4–EN].

7 Queen’s Speech (Motion for an Address).—The Order of the day being read, for resuming the adjourned Debate on the Question proposed yesterday, That an humble Address be presented to Her Majesty, as follows:

Most Gracious Sovereign,

We, Your Majesty’s most dutiful and loyal subjects, the Commons of the United Kingdom of Great Britain and Northern Ireland in Parliament assembled, beg leave to offer our humble thanks to Your Majesty for the Gracious Speech which You Majesty has addressed to both Houses of Parliament;

And the Question being again proposed:—The House resumed the adjourned Debate.

And it being Seven o’clock, the Debate stood adjourned.

Ordered, That the Debate be resumed to-morrow.

8 Welsh Grand Committee,—Ordered, That—

(a) the matter of the Government’s Legislative Programme as outlined in the Queen’s Speech as it relates to Wales and Public Expenditure in Wales be referred to the Welsh Grand Committee for its consideration;

(b) the Committee shall meet at Westminster on Tuesday 7th December at twenty five minutes past Nine o’clock and between Two o’clock and half-past Four o’clock to consider the matter of the Government’s Legislative Programme as outlined in the Queen’s Speech as it relates to Wales and Public Expenditure in Wales, under Standing Order No. 107 (Welsh Grand Committee (matters relating exclusively to Wales)).—(Mr Tom Watson.)

9 Northern Ireland Grand Committee,—Ordered, That—

(1) the matter of a multi-agency approach to tackling racially motivated attacks and harassment in Northern Ireland be referred to the Northern Ireland Grand Committee;

(2) the Committee shall meet at Westminster on Thursday 9th December, at half-past Two o’clock; and

(3) at that sitting—

(a) the Committee shall take questions under Standing Order No. 110 (Northern Ireland Grand Committee (questions for oral answer)), and shall then consider the matter referred to it under paragraph (1) above;

(b) the Chairman shall interrupt proceedings not later than two and a half hours after the commencement of proceedings on the matter referred to the Committee; and

(c) at the conclusion of those proceedings, a motion for the adjournment of the Committee may be made by a Minister of the Crown, pursuant to paragraph (5) of Standing Order No. 116 (Northern Ireland Grand Committee (sittings)).—(Mr Tom Watson.)

10 Business of the House,—Ordered, That Private Members’ Bills shall have precedence over Government business on 4th and 25th February; 4th and 18th March, 8th, 15th and 22nd April; 13th and 20th May; 17th and 24th June; 1st July and 14th October 2005.—(Mr Tom Watson.)

11 Public Petitions,—A Public Petition from residents of central Romford against plans to close the local General Practitioner surgery in South Street was presented and read; and ordered to lie upon the Table and to be printed.

12 Adjournment,—Resolved, That this House do now adjourn.—(Joan Ryan.)

And accordingly, the House, having continued to sit till twenty-six minutes past Seven o’clock, adjourned till to-morrow.

[Adjourned at 7.26 p.m.]
APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1. European Communities,—(1) Draft European Communities (Definition of Treaties) (European Police Office) Order 2004; and
   (2) draft European Communities (Immunities and Privileges of the European Police Office) (Amendment) Order 2004 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Straw].

2. International Immunities and Privileges,—(1) Draft European Police College (Immunities and Privileges) Order 2004; and
   (2) draft International Criminal Court (Immunities and Privileges) Order 2004 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Straw].

3. Northern Ireland,—Draft Agriculture (Northern Ireland) Order 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

4. Terms and Conditions of Employment,—Draft Information and Consultation of Employees Regulations 2004 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

Papers subject to Negative Resolution:

5. Criminal Law,—(1) Burma (Prohibition on Financing) Regulations 2004 (S.I., 2004, No. 3100); and


7. Value Added Tax,—(1) Value Added Tax (Cars) (Amendment) Order 2004 (S.I., 2004, No. 3084); and
   (2) Value Added Tax (Insurance) Order 2004 (S.I., 2004, No. 3083); and

Other Papers:

8. Constitutional Affairs,—Government Response to the Fifth Report from the Constitutional Affairs Committee, Session 2003–04, on the Draft Criminal Defence Service Bill [by Command] [Cm. 6410] [Mr David Lammy].

9. Culture, Media and Sport,—Department for Culture, Media and Sport Minute, dated 24th November 2004, approving the National Museums Liverpool as a borrower under the Government Indemnity Scheme [by Command] [Secretary Tessa Jowell].

10. Defence,—Ministry of Defence Minute, dated 24th November 2004, concerning the gifting of a non-core Ministry of Defence site in Aldershot to the English Churches Housing Group [by Command] [Mr Secretary Hoon].

11. Government Resources and Accounts,—(1) Consolidated Resource Accounts of the Department of Trade and Industry; and
   (2) Resource Accounts of the—
      (i) Office of the Deputy Prime Minister; and
      (ii) Department for Transport
   for 2003–04, with the Reports of the Comptroller and Auditor General thereon [by Act], to be printed [Nos. 26, 4 and 22] [Mr Stephen Timms].
12 National Audit,—Report by the Comptroller and Auditor General on Tackling Congestion by making better use of England's motorways and trunk roads [by Act]; to be printed [No. 15] [Clerk of the House].


14 Police Reform,—National Policing Plan 2005–08 [by Act] [Mr Secretary Blunkett].

15 Spoliation Advisory Panel,—Return to an Address to Her Majesty for a Return of the Report made by the Right Honourable Sir David Hirst on The Spoliation Advisory Panel in respect of a painting now in possession of Glasgow City Council [pursuant to Resolution this day]; to be printed [No. 10] [Secretary Tessa Jowell].

16 Public Petitions,—Observations by the Deputy Prime Minister on:

(1) the Petition [25th October, in the last session of Parliament] from residents of Wincham and Lostock Gralam, Cheshire, against proposals to build an incinerator between Lostock Gralam and Rudheath; and

(2) the Petition [9th November, in the last session of Parliament] from residents of Epping Forest District and others for reconsideration of research underlying plans to build new houses in the Green Belt in the District

[by Standing Order]; to be printed [Clerk of the House].

APPENDIX II

Reports from Select Committees

1 Defence,—Minutes of Evidence taken before the Defence Committee [Future Capabilities]; to be printed [No. 45-i] [Bruce George].

2 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [National Skills Strategy: 14–19 Education]; to be printed [No. 37-i] [Mr Barry Sheerman].

3 Public Accounts,—Minutes of Evidence taken before the Committee of Public Accounts [Department of Trade and Industry: The United Kingdom's Civil Space Activities]; to be printed [No. 47-i] [Mr Edward Leigh].

4 Science and Technology,—(1) First Special Report from the Science and Technology Committee [Research Assessment Exercise: ‘a-re-assessment: Government Response to the Committee’s Eleventh Report, Session 2003–04’]; to be printed [No. 34]; and

(2) Minutes of Evidence taken before the Committee [Human reproductive technologies and the law]; to be printed [No. 7-i] [Dr Ian Gibson].

5 Welsh Affairs,—Minutes of Evidence taken before the Welsh Affairs Committee [Police Service, Crime and Anti-Social Behaviour in Wales]; to be printed [No. 46-i] [Mr Martyn Jones].

6 Work and Pensions,—Minutes of Evidence taken before the Work and Pensions Committee [Pension Credit]; to be printed [No. 43-i] [Sir Archy Kirkwood].

The House met at half-past Eleven o'clock.

PRAYERS.

1 Railways Bill.—Mr Secretary Darling, supported by the Prime Minister, Mr Secretary Prescott, Mr Secretary Johnson, Mr Tony McNulty and Charlotte Atkins, presented a Bill to amend the law relating to the provision and regulation of railway services; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Monday 29th November and to be printed [Bill 6].

Ordered, That the Explanatory Notes relating to the Railways Bill be printed [Bill 6–EN].

2 National Lottery Bill.—Secretary Tessa Jowell, supported by the Prime Minister, Mr Secretary Prescott, Mr Secretary Beckett, Secretary Margaret Beckett, Mr Secretary Darling, Mr Secretary Reid, Mr Secretary Murphy, Mr Secretary Clarke, Mr Peter Hain and Estelle Morris, presented a Bill to make provision about the National Lottery; And the same was read the first time; and ordered to be read a second time on Monday 29th November and to be printed [Bill 7].

Ordered, That the Explanatory Notes relating to the National Lottery Bill be printed [Bill 7–EN].

3 Queen’s Speech (Motion for an Address).—The Order of the day being read, for resuming the adjourned Debate on the Question proposed on 23rd November, That an humble Address be presented to Her Majesty, as follows:

Most Gracious Sovereign,

We, Your Majesty's most dutiful and loyal subjects, the Commons of the United Kingdom of Great Britain and Northern Ireland in Parliament assembled, beg leave to offer our humble thanks to Your Majesty for the Gracious Speech which Your Majesty has addressed to both Houses of Parliament; And the Question being again proposed:—The House resumed the adjourned Debate.

Ordered, That the Debate be now adjourned.—(Mr John Heppell.)

Debate to be resumed on Monday 29th November.

4 Business of the House,—Ordered, That, at the sitting on Thursday 2nd December, proceedings on the Motion for the adjournment of the House in the name of the Prime Minister relating to fisheries may continue, though opposed, for three hours or until Six o’clock, whichever is the later, and shall then lapse if not previously disposed of.—(Mr John Heppell.)

5 Adjournment,—Resolved, That this House do now adjourn.—(Mr John Heppell.)

And accordingly, the House, having continued to sit till twenty-six minutes past Six o’clock, adjourned till Monday 29th November.

[Adjourned at 6.26 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Northern Ireland,—Draft Financial Provisions (Northern Ireland) Order 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

Papers subject to Negative Resolution:

2 Education,—Education (School Organisation Proposals) (Miscellaneous Amendments) (England) Regulations 2004 (S.I., 2004, No. 3052), dated 17th November 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

3 European Communities,—European Communities (Designation) (No. 6) Order 2004 (S.I., 2004, No. 3037), dated 17th November 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Straw].

4 Food,—Contaminants in Food (England) Regulations 2004 (S.I., 2004, No. 3062), dated 18th November 2004 [by Act] [Mr Secretary Reid].

5 Local Government,—Local Authorities (Capital Finance and Accounting) (Amendment) (England) (No. 2) Regulations 2004 (S.I., 2004, No. 3055), dated 18th November 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].

Other Papers:

7 Criminal Appeal,—Report and Accounts of the Criminal Cases Review Commission for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 9] [Mr Secretary Blunkett].

8 Freedom of Information,—Code of Practice on the discharge of public authorities’ functions under Part I of the Freedom of Information Act 2000, issued under section 45 of the Act by the Secretary of State for Constitutional Affairs [by Act]; to be printed [No. 33] [Mr Christopher Leslie].

9 Government Resources and Accounts,—Resource Accounts of—
   (1) the Cabinet Office: Civil Superannuation; and
   (2) the Government Actuary’s Department
   for 2003–04, with the Reports of the Comptroller and Auditor General thereon [by Act], to be printed [Nos. 28 and 11] [Mr Stephen Timms].

10 Human Fertilisation and Embryology,—Report of the Human Fertilisation Embryology Authority for 2003–04, together with a Supplementary Statement by the Comptroller and Auditor General [by Command] [Mr Secretary Reid].


12 Treaty Series (No. 48, 2004),—Exchange of Notes, done at Oslo on 30th September and 4th October 2004, between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Norway concerning the Playfair and Boa Petroleum Fields [by Command] [Cm. 6412] [Mr Secretary Straw].

Papers withdrawn:


APPENDIX II

European Standing Committees

1 The Speaker has appointed Mr Mike Hancock Chairman of European Standing Committee A in respect of European Union Document Nos. 9941/04, 11834/04 and 13300/04 on European Satellite Radio Navigation Programme (Galileo).

2 The Speaker has appointed Mr Jonathan Sayeed Chairman of European Standing Committee C in respect of European Union Document Nos. 9824/03, 7549/04 and 9643/04 on Services of General Interest in place of Janet Anderson.

APPENDIX III

Reports from Select Committees

1 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Admissions to Higher Education]; to be printed [No. 41] [Mr Barry Sheerman].

2 Health,—Minutes of Evidence taken before the Health Committee [The Influence of the Pharmaceutical Industry]; to be printed [No. 42-i] [Mr David Hinchliffe].

3 Public Administration,—Minutes of Evidence taken before the Select Committee on Public Administration [Choice, Voice and Public Services]; to be printed [No. 49-i] [Tony Wright].

4 Treasury,—Minutes of Evidence taken before the Treasury Committee [Bank of England November 2004 Inflation Report]; to be printed [No. 48-i] [Mr John McFall].

MEMORANDUM

Westminster Hall,—In pursuance of paragraph (13) of Standing Order No. 10 (Sittings in Westminster Hall), the Speaker has approved 24th February, 17th March, 21st April, 19th May, 16th June and 14th July 2005 as days when the business taken in Westminster Hall shall be debates on select committee reports chosen by the Liaison Committee.
[No. 4.]

Monday 29th November 2004.

The House met at half-past Two o’clock.

PRAYERS.

1 Selection (Standing Committees),—Mr John McWilliam reported from the Committee of Selection the following Resolution:

That, after a Bill has been under consideration in a Standing Committee, no application for changes in the composition of that Committee in respect of that Bill will be entertained by this Committee except where a Member is incapacitated from attendance by illness, or where he has been appointed or ceased to be a Member of the Government or has changed his office for another, or has acquired other duties, or ceased to hold or changed such duties.

Report to lie upon the Table.

2 Selection (Select Committees),—Mr John McWilliam reported from the Committee of Selection the following Resolution:

That Motions to alter the membership of Select Committees may be tabled on behalf of the Committee of Selection only if previously approved at a meeting of the Committee of Selection.

Report to lie upon the Table.

3 Chairman’s Panel (Parliament Act 1911),—Mr John McWilliam reported from the Committee of Selection, That, in pursuance of section 1(3) of the Parliament Act 1911, it had appointed Mr John McWilliam and Sir Nicholas Winterton to be the two Members whom the Speaker shall consult, if practicable, before certifying a Bill to be a Money Bill.

4 Standing Committee C,—Mr John McWilliam reported from the Committee of Selection, That it had designated Standing Committee C as the Standing Committee on which Government Bills do not have precedence.

5 Message from the Lords,—A Message was brought from the Lords, as follows:

The Lords communicate that they have appointed a Committee of twelve Lords to join with a Committee appointed by this House to consider and report on any draft Mental Health Bill presented to both Houses by a Minister of the Crown;

That the Committee have power to agree with the Commons in the appointment of a Chairman;

That the Committee have leave to report from time to time;

That the Committee have power to appoint specialist advisers;

That the quorum of the Committee shall be two;

That the Committee have power to adjourn from place to place within the United Kingdom;

That the proceedings of the Joint Committee on the draft Mental Health Bill in the last session of Parliament be referred to the Committee;

That the Reports of the Committee from time to time shall be printed, notwithstanding any adjournment of the House; and

That the Committee do report on the draft Bill by 31st March 2005.

6 Identity Cards Bill,—Mr Secretary Blunkett, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Beckett and Mr Desmond Browne, presented a Bill to make provision for a national scheme of registration of individuals and for the issue of cards capable of being used for identifying registered individuals; to make it an offence for a person to be in possession or control of an identity document to which he is not entitled, or of apparatus, articles or materials for making false identity documents; to amend the Consular Fees Act 1980, to make provision facilitating the verification of information provided with an application for a passport; and for connected purposes: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 8].

Ordered, That the Explanatory Notes relating to the Identity Cards Bill be printed [Bill 8–EN].
7 Queen’s Speech (Motion for an Address).—The Order of the day being read, for resuming the adjourned Debate on the Question proposed on 23rd November, That an humble Address be presented to Her Majesty, as follows:

Most Gracious Sovereign,

We, Your Majesty’s most dutiful and loyal subjects, the Commons of the United Kingdom of Great Britain and Northern Ireland in Parliament assembled, beg leave to offer our humble thanks to Your Majesty for the Gracious Speech which Your Majesty has addressed to both Houses of Parliament;

And the Question being again proposed:—The House resumed the adjourned Debate.

Ordered, That the Debate be now adjourned.—(Mr Nick Ainger.)

Debate to be resumed to-morrow.

8 Public Petitions,—A Public Petition from Pamela Rich for justice for Mr Akintayo Akin-Deko was presented; and ordered to lie upon the Table and to be printed.

9 Adjournment,—A Motion was made, and the Question being proposed, That this House do now adjourn—(Mr Nick Ainger);

And the Motion having been made at Ten o’clock, and Debate having continued for half an hour, the Speaker adjourned the House without Question put, pursuant to the Standing Order, till to-morrow.

[Adjourned at 10.30 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers delivered to the Votes and Proceedings Office on Friday 26th November 2004 pursuant to Standing Order No. 159 (Presentation of statutory instruments):

Papers subject to Negative Resolution:

1 Immigration,—Immigration (Leave to Remain) (Fees) (Amendment No. 2) Regulations 2004 (S.I., 2004, No. 3105), dated 23rd November 2004, with an Explanatory Memorandum [Mr Secretary Blunkett].

Papers presented or laid upon the Table on Monday 29th November 2004:

Papers subject to Negative Resolution:


Other Papers:

3 Cereals Marketing,—Report and Accounts of the Home-Grown Cereals Authority for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 3] [Secretary Margaret Beckett].

4 Charities,—Account of the National Army Museum for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 57] [Clerk of the House].

5 Coal Industry,—Memorandum of Agreement, dated 20th January 2004, between the Coal Authority and the Health and Safety Executive [by Act] [Ms Secretary Hewitt].

6 Freedom of Information,—Report under section 87(5) of the Freedom of Information Act 2000 on proposals for bringing fully into force those provisions of the Act which are not yet fully in force [by Act]; to be printed [No. 5] [Mr Christopher Leslie].

7 Insolvency,—Accounts prepared pursuant to section 409(4) of the Insolvency Act 1986 of the sums received and paid by the Secretary of State for Trade and Industry under section 403 and of the sums credited and debited to the Investment Account by the National Debt Commissioners for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 58] [Clerk of the House].
8 Museums and Galleries,—Accounts of—
   (1) the National Museums and Galleries on Merseyside for 2003–04, with the Report of
       the Comptroller and Auditor General thereon [by Statutory Instrument]; and
   (2) the Wallace Collection for 2003–04, with the Report of the Comptroller and
       Auditor General thereon [by Act];
   to be printed [Nos. 55 and 56] [Clerk of the House].

9 National Audit,—Reports by the Comptroller and Auditor General on—
   (1) Inland Revenue: Inheritance Tax; and
   (2) Reducing Crime: The Home Office working with Crime and Disorder Reduction
       Partnerships
       [by Act]; to be printed [Nos. 17 and 16] [Clerk of the House].

APPENDIX II
Standing Committees

1 Gambling Bill:
   (1) The Speaker has allocated the Bill to Standing Committee B and has appointed
       Mr Roger Gale and Mr Peter Pike Chairmen; and
   (2) the Committee of Selection has nominated twenty-three Members to serve on the
       Committee: Mr Tony Banks, Mr Liam Byrne, Mr Richard Caborn, Mr Ben Chapman,
       Jon Cruddas, Clive Efford, Mr Don Foster, Mr Nick Hawkins, Mrs Joan Humble, Mr
       Eric Illesley, Mr Kevan Jones, Miss Julie Kirkbride, Ann McKechin, Estelle Morris, Mr
       Malcolm Moss, Mr Richard Page, Mr Mark Prisk, Dr John Pugh, Bob Russell, Mr Tom
       Watson, Mr John Whittingdale, Mr Shaun Woodward and Iain Wright.

Grand Committees

2 Welsh Grand Committee,—The Committee of Selection has nominated two additional
   Members to serve on the Welsh Grand Committee: Mr Robert Walter and Mr Bill
   Wiggin.

3 Northern Ireland Grand Committee,—The Committee of Selection has nominated
   twenty-three additional Members to serve on the Northern Ireland Grand Committee:
   Mr Harry Barnes, Kevin Brennan, Mr Alistair Carmichael, Mr Vernon Coaker,
   Mrs Louise Ellman, Mr Mark Field, Mr Tom Harris, Mr Andrew Hunter, Huw
   Irranca-Davies, Helen Jackson, Eric Joyce, Mr David Ludington, Mr Peter Luff, Mr Iain
   Luke, Mr Andrew Mackay, Mr Michael Mates, Mr Stephen McCabe, Mr Kevin
   McNamara, Mr Tony McWalter, Mr Bill O'Brien, Lembit Opik, Mr Stephen Pound and
   Gareth Thomas (Clwyd West).

Standing Committee on Regional Affairs

4 Standing Committee on Regional Affairs,—The Committee of Selection has nominated
   thirteen Members representing English constituencies to serve on the Standing
   Committee on Regional Affairs: Mr Henry Bellingham, Ms Karen Buck, Ross Cranston,
   Mrs Louise Ellman, Mr Nigel Evans, Andrew George, Norman Lamb, John Mann, Kali
   Mountford, Mr Denis Murphy, Lawrie Quinn, Mr Anthony Steen and Derek Wyatt.

APPENDIX III
Reports from Select Committees

1 Education and Skills,—Minutes of Evidence taken before the Education and Skills
   Committee [Every Child Matters]; to be printed [No. 40-i] [Mr Barry Sheerman].

2 International Development,—Minutes of Evidence taken before the International
   Development Committee, together with Appendices [Darfur, Sudan: Crisis, Response
   and Lessons]; to be printed [No. 67-i] [Tony Worthington].

3 Modernisation of the House of Commons,—First Special Report from the Select Committee
   on Modernisation of the House of Commons [Connecting Parliament with the Public: the
   House of Commons Commission’s Response to the Committee’s First Report of Session
   2003–04]; to be printed [No. 69] [Mr Peter Hain].

4 Public Accounts,—Minutes of Evidence taken before the Committee of Public Accounts
   [Ministry of Defence: The Rapid Procurement of Capability to Support Operations]; to be
   printed [No. 70-i] [Mr Edward Leigh].
PRAYERS.

1 Sessional Returns.—Ordered, That there be laid before this House Returns for Session 2003–04 of information and statistics relating to—

   (1) Business of the House;
   (2) Closure of Debate, Proposal of Question and Allocation of Time (including Programme Motions);
   (3) Sittings of the House;
   (4) Private Bills and Private Business;
   (5) Public Bills;
   (6) Delegated Legislation and Regulatory Reform Orders;
   (7) European Legislation, etc;
   (8) Grand Committees;
   (9) Chairmen’s Panel; and
   (10) Select Committees.—(The Chairman of Ways and Means.)

2 Message from the Lords,—A Message was brought from the Lords, as follows:

Human Rights (Joint Committee),—The Lords communicate that they have appointed a Select Committee of six Lords to join with a Committee appointed by the Commons as the Joint Committee on Human Rights,

To consider:

(a) matters relating to human rights in the United Kingdom (but excluding consideration of individual cases);
(b) proposals for remedial orders, draft remedial orders and remedial orders made under section 10 of and laid under Schedule 2 to the Human Rights Act 1998; and
(c) in respect of draft remedial orders and remedial orders, whether the special attention of the House should be drawn to them on any of the grounds specified in Standing Order 74 (Joint Committee on Statutory Instruments);

To report to the House:

(a) in relation to any document containing proposals laid before the House under paragraph 3 of the said Schedule 2, its recommendation whether a draft order in the same terms as the proposals should be laid before the House; or
(b) in relation to any draft order laid under paragraph 2 of the said Schedule 2, its recommendation whether the draft Order should be approved;

and to have power to report to the House on any matter arising from its consideration of the said proposals or draft orders; and

To report to the House, in respect of any original order laid under paragraph 4 of the said Schedule 2, its recommendation whether:

(a) the order should be approved in the form in which it was originally laid before Parliament; or
(b) that the order should be replaced by a new order modifying the provisions of the original order; or
(c) that the order should not be approved,

and to have power to report to the House on any matter arising from its consideration of the said order or any replacement order;

That the Committee have power to agree with any Committee appointed by the Commons in the appointment of a Chairman;

That the quorum of the Committee shall be two;

That the Committee have power to adjourn from place to place;

That the Committee have leave to report from time to time;

That the Committee have power to appoint specialist advisers;

That the Minutes of Evidence taken before the Human Rights Committee in the last session of Parliament be referred to the Committee;

That the Minutes of Evidence taken before the Committee from time to time shall, if the Committee think fit, be printed.
3 Income Tax (Trading and Other Income) Bill.—Mr Chancellor of the Exchequer, supported by Ms Secretary Hewitt, Mr Secretary Johnson, Mr Paul Boateng, Dawn Primarolo, Mr Stephen Timms and John Healey, presented a Bill to restate, with minor changes, certain enactments relating to income tax on trading income, property income, savings and investment income and certain other income; and for connected purposes: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 9].

Ordered, That the Explanatory Notes relating to the Income Tax (Trading and Other Income) Bill be printed [Bill 9–EN].

4 Road Safety Bill.—Mr Secretary Darling, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Blunkett, Mr Secretary Reid, Mr Secretary Murphy, Mr Secretary Hoon, Mr Peter Hain, Mr David Lammy, Mr David Jamieson and Charlotte Atkins, presented a Bill to make provision about road traffic, registration plates, vehicle and driver information, motorway picnic areas and private hire vehicles: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 10].

Ordered, That the Explanatory Notes relating to the Road Safety Bill be printed [Bill 10–EN].

5 Queen's Speech (Motion for an Address).—The Order of the day being read, for resuming the adjourned Debate on the Question proposed on 23rd November, That an humble Address be presented to Her Majesty, as follows: 

Most Gracious Sovereign,

We, Your Majesty’s most dutiful and loyal subjects, the Commons of the United Kingdom of Great Britain and Northern Ireland in Parliament assembled, beg leave to offer our humble thanks to Your Majesty for the Gracious Speech which Your Majesty has addressed to both Houses of Parliament;

And the Question being again proposed:—The House resumed the adjourned Debate.

An Amendment was proposed to the Question, at the end, to add the words ‘but deplore the absence of any measures in the Gracious Speech which would reduce the burden of centrally imposed targets, bureaucracy and regulation on the NHS and the Education Service; call on Ministers to implement urgently the action needed to deliver cleaner hospitals and to strengthen school discipline; regret the omission of measures to abolish top up fees; note that legislation to reduce the size of Ofsted will merely reverse part of the huge increases in its staffing levels since 1997; reject the Government’s intention to impose additional fees on those attending further education colleges and deprecate the damage this will cause to adult and vocational education; further regret the carry over of the School Transport Bill, which will impose extra financial burdens on hard working families; are concerned at the failure to take forward legislation on mental health in a form that would protect the rights of people with mental health problems and promote their access to treatment; further regret the lack of any proposals in the Gracious Speech to provide effective public health services; and further deplore the absence of measures to promote freedom and independence for health and education professionals or effective choice of patients and parents.’.—(Mr Andrew Lansley.)

And the Question being put, That the Amendment be made;

The House divided.

Tellers for the Ayes, Andrew Selous, Mr Geoffrey Clifton-Brown: 178.

Tellers for the Noes, Bridget Prentice, Gillian Merron: 305.

So the Question was negatived.

And it being after Seven o’clock, the Debate stood adjourned.

Ordered, That the Debate be resumed to-morrow.

6 Draft Mental Health Bill (Joint Committee).—Ordered, That the Lords Message [29th November] relating to the draft Mental Health Bill be now considered.

That this House concurs with the Lords in the said Resolution.

That, in accordance with the Order of the House of 20th July in the last Session of Parliament, a Select Committee of twelve Members be appointed to join with a Committee appointed by the Lords, as the Joint Committee on the draft Mental Health Bill, with the same terms of reference, powers and membership as in the last Session and that the proceedings of the Joint Committee on the draft Mental Health Bill in the last Session of Parliament be referred to the Committee; and

That the Committee do meet with the Committee appointed by the Lords on Wednesday 1st December at half-past Nine o’clock in the Boothroyd Room.—(Mr Vernon Coaker.)

Message to the Lords to acquaint them therewith.
Section 5 of the European Communities (Amendment) Act 1993,—Ordered, That, for the purposes of its approval under section 5 of the European Communities (Amendment) Act 1993, the Government’s assessment as set out in the Pre-Budget Report 2004 shall be treated as if it were an instrument subject to the provisions of Standing Order No. 118 (Standing Committees on Delegated Legislation).—(Mr Vernon Coaker.)

Public Petitions,—Public Petitions from—

(1) residents of Gidea Park, Romford against the extension of existing railway sidings to accommodate Crossrail; and

(2) Mr Steve Hallam and others against the proposed closure of mental health care facilities at the Riverside Unit in Torbay were presented and read; and ordered to lie upon the Table and to be printed.

Adjournment,—Resolved, That this House do now adjourn.—(Mr Vernon Coaker.)

And accordingly, the House, having continued to sit till seventeen minutes to Eight o’clock, adjourned till to-morrow.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:

1 Constitutional Law,—National Assembly for Wales (Transfer of Records) Order 2004 (S.I., 2004, No. 3137), dated 29th November 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Peter Hain].


(2) Leasehold Houses (Notice of Insurance Cover) (England) Regulations 2004 (S.I., 2004, No. 3097), dated 23rd November 2004; and

(3) Leasehold Valuation Tribunals (Procedure) (Amendment) (England) Regulations 2004 (S.I., 2004, No. 3098), dated 22nd November 2004 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Prescott].

4 Northern Ireland,—Employment Relations (Northern Ireland) Order 2004 (S.I., 2004, No. 3078), dated 17th November 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].

5 Supreme Court of England and Wales,—Civil Procedure (Amendment No. 3) Rules 2004 (S.I., 2004, No. 3129), dated 24th November 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].

6 Supreme Court of England and Wales,—(1) Civil Proceedings Fees Order 2004 (S.I., 2004, No. 3121); and


Other Papers:

7 National Lottery,—Accounts of the National Endowment for Science, Technology and the Arts for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 23] [Secretary Tessa Jowell].

8 Office of the Deputy Prime Minister,—Government Response to the Eleventh Report from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee, Session 2003–04, on the Role of Historic Buildings in Urban Regeneration [by Command] [Cm. 6420] [Mr Secretary Prescott].

9 Public Petitions,—Observations by the Secretary of State for the Home Office on the Petition [11th October, in the last Session of Parliament] from residents of Gloucester for joint working between the Government, police, retail employers and shop workers to tackle retail crime [by Standing Order] [Clerk of the House].
Sessional Returns.—Return to Order this day for information and statistics for Session 2003–04; to be printed [No. 1] [Clerk of the House].

APPENDIX II

Reports from Select Committees

1 Constitutional Affairs.—First Report from the Constitutional Affairs Committee [Freedom of Information Act 2000—progress towards implementation], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [Nos. 79-i and -ii] [Mr A. J. Beith].

2 Culture, Media and Sport.—Minutes of Evidence taken before the Culture, Media and Sport Committee [Public Libraries]; to be printed [No. 81-i] [Sir Gerald Kaufman].

3 Environment, Food and Rural Affairs.—Minutes of Evidence taken before the Sub-Committee on the Government’s Rural Delivery Strategy of the Environment, Food and Rural Affairs Committee [The Government’s Rural Delivery Strategy]; to be printed [No. 83-i] [Mr Michael Jack].

4 Foreign Affairs.—Minutes of Evidence taken before the Foreign Affairs Committee [Western Balkans]; to be printed [No. 87-i] [Mr Donald Anderson].

5 Home Affairs.—Minutes of Evidence taken before the Home Affairs Committee [Anti-Social Behaviour]; to be printed [No. 88-i] [Mr John Denham].

6 International Development.—Minutes of Evidence taken before the International Development Committee, together with Appendices [The European Union’s trade agreements with African, Caribbean and Pacific countries]; to be printed [No. 68-i] [Tony Baldry].

7 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions.—Minutes of Evidence taken before the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [Homelessness]; to be printed [No. 61-i] [Andrew Bennett].

8 Standards and Privileges.—First Report from the Committee on Standards and Privileges [Conduct of Mr Anthony Steen], with an Appendix; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 71] [Sir George Young].

9 Statutory Instruments.—First Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-i] [Mr David Tredinnick].

10 Trade and Industry.—(1) First Report from the Trade and Industry Committee [The Electricity Distribution Networks: Lessons from the storms of October 2002 and Future investment in the networks]; to be printed [No. 89]; and

(2) Minutes of Evidence taken before the Committee [UK Employment Regulation: Crown Post Offices]; to be printed [Nos. 90-i and 91-i] [Mr Martin O’Neill].

11 Treasury.—Minutes of Evidence taken before the Treasury Committee [Bank of England November 2004 Inflation Report]; to be printed [No. 48-ii] [Mr John McFall].

12 Welsh Affairs.—Minutes of Evidence taken before the Welsh Affairs Committee [Police Service, Crime and Anti-Social Behaviour in Wales]; to be printed [No. 46-ii] [Mr Martyn Jones].
Wednesday 1st December 2004.

The House met at half-past Eleven o’clock.

PRAYERS.

1 European Standing Committee C.—Mr Jonathan Sayeed reported from European Standing Committee C the following Resolution:

That the Committee takes note of European Union Documents No. 9824/03, Commission Green Paper on Services of General Interest, No. 7549/04, Commission Staff Working Paper: Report on Public Consultation on the Green Paper on Services of General Interest, and No. 9643/04, Commission Communication, White Paper on Services of General Interest; welcomes the debate on Services of General Interest and supports the Government’s view that, at a European Union level, sector-specific regulation continues to provide a more satisfactory approach than a horizontal framework directive on Services of General Interest.

Minutes of Proceedings of the Resolution Committee to lie upon the Table.

2 Queen’s Speech (Motion for an Address).—The Order of the day being read, for resuming the adjourned Debate on the Question proposed on 23rd November, That an humble Address be presented to Her Majesty, as follows:

Most Gracious Sovereign,

We, Your Majesty’s most dutiful and loyal subjects, the Commons of the United Kingdom of Great Britain and Northern Ireland in Parliament assembled, beg leave to offer our humble thanks to Your Majesty for the Gracious Speech which Your Majesty has addressed to both Houses of Parliament;

And the Question being again proposed:—The House resumed the adjourned Debate.

Another Amendment was proposed to the Question, at the end, to add the words ‘but regret that the Gracious Speech contains nothing that will reduce regulation, cut excessive bureaucracy or give the taxpayer value for money; condemn the Treasury for sponsoring 70 new regulations per working day, for blocking real reform of public services and for the consequent failure to deliver cleaner hospitals, school discipline, controlled immigration, more police on the streets and a lower tax economy, further regret that the Gracious Speech contains no measures to reverse the Chancellor’s punitive taxation of pension funds and reductions in tax incentives to save which have contributed to cutting the savings ratio by one third whilst household debt now exceeds one trillion pounds; are disturbed that more pensioners are means tested than ever before whilst 2 million pensioners live in poverty; note that the Treasury’s failure to provide taxpayer value and the waste of billions of pounds on unnecessary expenditure means that another round of stealth tax rises is inevitable under this Government; and further deplore the fact that there are no measures in the Gracious Speech to reverse the Government’s policy of high levels of regulation and taxation which have resulted in the UK slipping from fourth to eleventh in the international competitiveness league and having a lower GDP per head than Ireland.’.—(Mr Oliver Letwin.)

And the Question being put, That the Amendment be made;

The House divided.

Tellers for the Ayes, Mr Crispin Blunt, Mr Peter Atkinson: 149.

Tellers for the Noes, Mr Nick Ainger, Margaret Moran: 380.

So the Question was negatived.

Another Amendment was proposed to the Question, at the end, to add the words ‘but regret that the Gracious Speech contains no commitment to introduce legislation to clarify the responsibility of the Prime Minister to Parliament, particularly in relation to the prerogative powers and the role of Parliament in matters of war and peace; and call for a special Select Committee of the House to consider these matters.’.—(Mr Andrew Stunell.)

And the Question being put forthwith, pursuant to Standing Order No. 33 (Calling of amendments at end of debate), That the Amendment be made;

The House divided.

Tellers for the Ayes, Richard Younger-Ross, Mr Alan Reid: 68.

Tellers for the Noes, Margaret Moran, Mr Nick Ainger: 443.

So the Question was negatived.
And the Main Question being put;
The House divided.
Tellers for the Ayes, Mr Nick Ainger, Margaret Moran: 295.
Tellers for the Noes, Mr Peter Atkinson, Mr Crispin Blunt: 200.
So the Question was agreed to.
Resolved, That an humble Address be presented to Her Majesty, as follows:
Most Gracious Sovereign,
We, Your Majesty's most dutiful and loyal subjects, the Commons of the United
Kingdom of Great Britain and Northern Ireland in Parliament assembled, beg leave to
offer our humble thanks to Your Majesty for the Gracious Speech which Your Majesty
has addressed to both Houses of Parliament.
Address to be presented to Her Majesty by such Members of this House as are of Her
Majesty's most honourable Privy Council or of Her Majesty's Household.

3 Public Petitions,—Public Petitions from—
(1) residents of North Essex for transfer to local councils of complete responsibility
for travellers and their activities; and
(2) residents of Stevenage for further consultation on the future of primary education
in Stevenage
were presented and read, and ordered to lie upon the Table and to be printed.

4 Adjournment,—A Motion was made, and the Question being proposed, That this House do
now adjourn—(Bridget Prentice);
And the Motion having been made after Seven o'clock, and Debate having continued
for half an hour, the Deputy Speaker adjourned the House without Question put,
pursuant to the Standing Order, it being then thirteen minutes past Eight o'clock, till
to-morrow.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:
1 Food,—Plastic Materials and Articles in Contact with Food (Amendment) (England)
Regulations 2004 (S.I., 2004, No. 3113), dated 23rd November 2004 [by Act] [Mr
Secretary Reid].

(S.I., 2004, No. 3145), dated 28th November 2004 [by Act], with an Explanatory
Memorandum [by Command] [Mr Secretary Blunkett].

Other Papers:
3 Northern Ireland,—Report and Statement of Accounts of the Fire Authority for Northern
Ireland for 2003–04, with the Report of the Comptroller and Auditor General for
Northern Ireland [by Statutory Instrument]; to be printed [No. 12] [Mr Secretary
Murphy].

4 Public Petitions,—Observations by the Secretary of State for Foreign and Commonwealth
Affairs on the Petition [15th November, in the last Session of Parliament] from Mr Chris
Keen and others for the withdrawal of British military support for military action by the
United States of America in Iraq's cities [by Standing Order] [Clerk of the House].

5 School Standards and Framework,—Accounts of the—
(1) Easington & Seaham Education Action Zone;
(2) East Cleveland Education Action Zone;
(3) Great Yarmouth Education Action Zone;
(4) North Stockton Education Action Zone;
(5) Peterlee Education Action Zone;
(6) South Bradford Education Action Zone; and
(7) South East Sheffield Education Action Zone
for 2003–04, with the Reports of the Comptroller and Auditor General thereon [by Act],
to be printed [Nos. 72, 73, 74, 75, 76, 77 and 78] [Clerk of the House].
APPENDIX II

Standing Committees

1 Draft International Criminal Court (Immunities and Privileges) Order 2004:
   (1) The Speaker has allocated the draft Order to the First Standing Committee on
       Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the
       Committee: John Barrett, Mrs Anne Campbell, Mr Dominic Grieve, Stephen Hesford,
       Mr John Horam, Mr Boris Johnson, Mr Denis MacShane, Mr Michael Moore, Mr Jim
       Murphy, Mr Mark Prisk, Mr Ken Purchase, Mrs Barbara Roche, Geraldine Smith, Dr
       Phyllis Starkey, Mr Michael Wills and Mr Brian Wilson.

2 Draft Agriculture (Northern Ireland) Order 2004:
   (1) The Speaker has allocated the draft Order to the Second Standing Committee on
       Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the
       Committee: Mr John Bercow, Virginia Bottomley, Kevin Brennan, David Burrows, Mr
       Alistair Carmichael, Mr Tom Clarke, Mr Vernon Coaker, Mr Tom Harris, Mr Doug
       Henderson, Glenda Jackson, Mr Peter Luff, Mr John Lyons, Mr Austin Mitchell, Chris
       Mole, Mr Ian Pearson and Mr John Taylor.

3 Draft Double Taxation Relief (Taxes on Income) (Georgia) Order 2004:
   (1) The Speaker has allocated the draft Order to the Third Standing Committee on
       Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the
       Committee: Vera Baird, Mr Nicholas Brown, Mrs Angela Browning, Mr John Burnett,
       Mr David Drew, Jim Fitzpatrick, David Hamilton, Mr Fabian Hamilton, Mr Ivan
       Henderson, Mr David Laws, Dawn Primarolo, Mr Ernie Ross, Mr David Ruffley, Mr
       Clive Soley, Bob Spink and Mr Andrew Tyrie.

4 Draft Electricity and Gas (Energy Efficiency Obligations) Order 2004:
   (1) The Speaker has allocated the draft Order to the Fourth Standing Committee on
       Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the
       Committee: Mr Nick Ainger, Ms Candy Atherton, Mr Robin Cook, Tony Cunningham,
       Mr Adrian Flook, Barbara Follett, Mr Damian Green, Mr Robert Key, Siobhain
       McDonagh, Mr Robert Marshall-Andrews, Mr Elliot Morley, Sir Robert Smith, Mr
       Graham Stringer, Mr Andrew Stunell, Mr David Wilshire and Tony Worthington.

5 Draft Motor Vehicles (Wearing of Seat Belts) (Amendment) Regulations 2005:
   (1) The Speaker has allocated the draft Regulations to the Fifth Standing Committee
       on Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the
       Committee: Mr Peter Ainsworth, Mr Christopher Chope, Mrs Claire Curtis-Thomas, Mr
       John Greenway, Michael Jack, Mr David Jamieson, Alan Keen, Mrs Helen Liddell,
       Mr Khalid Mahmood, Gillian Merron, Mr Gordon Prentice, Dr John Pugh, Mr Chris
       Smik, Llew Smith, John Thurso and Mr David Wilshire.

6 Draft European Police College (Immunities and Privileges) Order 2004, the draft European
   Communities (Definition of Treaties) (European Police College) Order 2004 and the draft
   European Communities (Immunities and Privileges of the European Police College)
   (Amendment) Order 2004:
   (1) The Speaker has allocated the draft Orders to the Sixth Standing Committee on
       Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the
       Committee: Mr Peter Ainsworth, Mr David Atkinson, John Barrett, Mr Graham Brady,
       Mr Ronnie Campbell, Mrs Helen Clark, Mrs Lorna Fitzsimons, Chris McCafferty, Mr
       Denis MacShane, Mr Michael Moore, Mr Jim Murphy, Mr Mark Prisk, Mr Gwyn
       Prosser, Dr Phyllis Starkey, Mark Tami and Mr Robert N. Wareing.

7 Draft Criminal Justice Act 2003 (Categories of Offences) Order 2004:
   (1) The Speaker has allocated the draft Order to the Seventh Standing Committee on
       Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the
       Committee: Mr Geoffrey Clifford-Brown, Mrs Cheryl Gillan, Paul Goggins, Mr David
       Heath, Mr David Heathcoat-Amory, Mr John Heppell, Mr Robert Jackson, Mr Mark
       Ostent, Alberi Owen, John Robinson, Mr Dennis Skinner, Mr Andrew Smith, Mr Gerry
       Steinberg, Ms Dari Taylor, Mr Bill Tynan and Derek Wyatt.
8 Draft Building Societies Act 1986 (International Accounting Standards and Other Accounting Amendments) Order 2004:

(1) The Speaker has allocated the draft Order to the Eighth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Dr Vincent Cable, Valerie Davey, Denzil Davies, Angela Eagle, Jim Fitzpatrick, Mr George Foulkes, Dr Hywel Francis, Norman Lamb, Mr Peter Lilley, Mr John Maples, Mr David Ruffley, Mr Richard Spring, Ian Stewart, Mr Stephen Timms, Keith Vaz and Dr Rudi Vis.

9 Draft Social Security, Child Support and Tax Credits (Decisions and Appeals) Amendment Regulations 2004, and the draft Child Benefit and Guardian’s Allowance (Decisions and Appeals) Regulations 2004:

(1) The Speaker has allocated the draft Regulations to the Ninth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Stephen Byers, Mr David Clelland, Jim Dobbin, Paul Farrelly, Mr Paul Goodman, Paul Holmes, Mr George Howarth, Huw Irranca-Davies, Mr John MacDougall, Margaret Moran, Mr Archie Norman, Mr Chris Pond, Mr John Randall, Mr Richard Shepherd, Steve Webb and Mr Anthony D. Wright (Great Yarmouth).

10 Draft Financial Provisions (Northern Ireland) Order 2004:

(1) The Speaker has allocated the draft Order to the Tenth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Adrian Bailey, David Burnsise, Mr William Cash, Mr Colin Challen, Mr Vernon Coaker, Mr David Lidington, Mr Peter Luff, Mr Michael Matee, Dr Doug Naysmith, Lembit Opik, Sandra Osborne, Mr Ian Pearson, Mr Andy Reed, Mr Siôn Simon, Dr Gavyn Straung and Gareth Thomas (Clwyd West).


(1) The Speaker has allocated the Order to the Eleventh Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Dr Vincent Cable, Mr Michael Connarty, Mr Frank Dobson, Jim Fitzpatrick, Mr Brian Jenkins, Mr David Kidney, Mr David Laws, Mr Michael Meacher, Mr Greg Pope, Joyce Quin, Mr David Ruffley, Mr Richard Spring, Sir John Stanley, Ian Stewart, Mr Ian Taylor and Mr Stephen Timms.

12 Draft Environmental Information Regulations 2004:

(1) The Speaker has allocated the draft Regulations to the Twelfth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Nick Ainger, Norman Baker, Chris Bryant, Tony Cunningham, Sue Doughty, Mr Nigel Evans, Mr Michael Fallon, Mr Lindsay Hoyle, Miss Anne McIntosh, Mr Tony McWalter, John Mann, Mr Elliot Morley, Diana Organ, Mr James Plaskitt, Mr David Wilshire and David Winnick.


(1) The Speaker has allocated the draft Order and draft Regulations to the Thirteenth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Atkinson, Richard Burden, Mr Ian Davidson, Geraint Davies, Mr Jonathan Djanogly, Mr David Heath, Helen Jones, Mr Christopher Leslie, Judy Mallaber, Bridget Prentice, Sir Robert Smith, Ms Gisela Stuart, Paddy Tipping, Mr Michael Trend, Brian White and Ann Winterton.

14 West Northamptonshire Development Corporation (Area and Constitution) Order 2004:

(1) The Speaker has allocated the Order to the Fourteenth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Richard Bacon, Mr Tim Boswell, Ms Karen Buck, Paul Clark, John Cryer, Mr Huw Edwards, Matthew Green, Keith Hill, Dan Norris, Anne Picking, Mr Mark Prisk, Mr Terry Rooney, Mr Brian Sedgemore, Mr Robert Syms, Dr Desmond Turner and Richard Younger-Ross.
15 Draft Institute of Trade Mark Attorneys Order 2004:

(1) The Speaker has allocated the draft Order to the Fifteenth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Atkinson, Mr Bob Blizzard, Mr Michael Clapham, Sir Patrick Cormack, Mr David Crausby, Geraint Davies, Mr Jonathan Djanogly, Paul Flynn, Mike Gapes, Mr Dai Havard, Mr David Heath, Mr David Lammy, Bridget Prentice, Mr Frank Roy, Mr David Tredinnick and Mr Paul Tyler.

European Standing Committees

16 European Standing Committee A.—The Committee of Selection has discharged Sandra Osborne and Lawrie Quinn from European Standing Committee A and nominated in substitution Dr Nick Palmer and Iain Wright.

17 European Standing Committee B.—The Committee of Selection has discharged Dr Nick Palmer from European Standing Committee B and nominated in substitution Liam Byrne.

18 European Standing Committees.—The European Scrutiny Committee has withdrawn its recommendation [9th September, in the last Session of Parliament] that European Union Document No. 6406/1/04, relating to the security features and biometrics in EU passports, be further considered, and the document no longer stands referred to European Standing Committee B.

19 European Union Document No. 10678/04 and Addendum 1, relating to the protection of workers from risks arising from optical radiation, has been referred to European Standing Committee B.

20 European Union Document No. 14223/04, relating to the creation of a Fundamental Rights agency, has been referred to European Standing Committee B.

21 European Union Document No. 15130/04 and Corrigendum 1, relating to the procedure for the adoption of measures relating to visas, asylum and immigration, has been referred to European Standing Committee B, in place of No. 14497/04 referred to the Committee on 17th November, in the last Session of Parliament.

22 European Union Document No. 13931/04, relating to the generalised system of preferences from 2005, has been referred to European Standing Committee C.

Private Business

23 Committee on Unopposed Bills (Panel).—Mr John McWilliam reported from the Committee of Selection, That it had appointed seventeen Members to be the Panel of Members to serve on the Committee on Unopposed Bills under Standing Order 111 relating to Private Business (Reference to committees of opposed and unopposed bills): John Austin, Mr Adrian Bailey, Mr Nigel Beard, Peter Bottomley, Mr John Butterfill, Mr Colin Challen, Mr Parmjit Dhanda, Paul Farrelly, Mr Brian Jenkins, Helen Jones, John Mann, Siobhain McDonagh, Sir Robert Smith, Mr Peter Tapsell, Jon Trickett, Mr Robert Walter and Ann Winterton.

24 Provisional Orders (Scotland) (Panel).—The Committee of Selection, in pursuance of Standing Order 228 relating to Private Business (Parliamentary Panel), has selected thirteen Members to form the Parliamentary Panel of Members of this House to act as Commissioners under the Private Legislation Procedure (Scotland) Act 1936: Miss Anne Begg, David Cairns, Mr Peter Duncan, David Hamilton, Mr Iain Luke, Mr Calum MacDonald, Mr John MacDougall, Rosemary McKenna, Mr Michael Moore, Anne Picking, Mr Alan Reid, John Robertson and Mr Mohammed Sarwar.

APPENDIX III

Reports from Select Committees

1 Defence,—Minutes of Evidence taken before the Defence Committee [Duty of Care]; to be printed [Nos. 63-i and -ii] [Bruce George].

2 Draft Mental Health Bill,—(1) Minutes of Evidence taken before the Joint Committee on the Draft Mental Health Bill; to be printed [No. 95-i]; and

(2) Memoranda laid before the Committee; to be printed [No. 95-ii] [Mr George Howarth].

3 Education and Skills,—(1) First Special Report from the Education and Skills Committee [Government Response to the Fifth Report from the Committee, Session 2003–04, on Secondary Education: Teacher Retention and Recruitment]; to be printed [No. 85]; and
(2) Minutes of Evidence taken before the Committee [Secondary Education]; to be printed [No. 86-i] [Mr Barry Sheerman].

4 Environmental Audit,—Minutes of Evidence taken before the Environmental Audit Committee [The International Challenge of Climate Change: UK leadership in the G8 & EU]; to be printed [No. 105-i] [Mr Peter Ainsworth].

5 Environment, Food and Rural Affairs,—(1) First Report from the Environment, Food and Rural Affairs Committee [The Draft Animal Welfare Bill], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed; with the Minutes of Proceedings of the Committee relating to the Report [No. 52];

(2) First Special Report from the Committee [Government’s Reply to the Fifteenth Report from the Committee, Session 2003–04, on The Departmental Annual Report]; to be printed [No. 100];

(3) Second Special Report from the Committee [Government’s Reply to the Sixteenth Report from the Committee, Session 2003–04, on Climate Change, Water Security and Flooding]; to be printed [No. 101];

(4) Minutes of Evidence taken before the Committee [Waste Policy and the Landfill Directive]; to be printed [No. 102-i]; and

(5) Memoranda laid before the Committee [The draft Animal Welfare Bill] [Mr Michael Jack].

6 European Scrutiny,—First Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-i] [Mr Jimmy Hood].

7 Human Rights,—(1) First Report from the Joint Committee on Human Rights [Protocol No. 14 to the European Convention on Human Rights], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 106]; and

(2) Second Report from the Committee [The draft Criminal Justice Act 2003 (Categories of Offences) Order 2004], together with an Appendix; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 107] [Jean Corston].

8 Northern Ireland Affairs,—(1) Minutes of Evidence taken before the Sub-Committee of the Northern Ireland Affairs Committee on 29th November [Air Transport Services in Northern Ireland]; to be printed [No. 53-i and -ii]; and

(2) Minutes of Evidence taken before the Sub-Committee on 30th November [Air Transport Services in Northern Ireland]; to be printed [No. 53-iii] [Mr Tony Clarke].

9 Public Accounts,—Minutes of Evidence taken before the Committee of Public Accounts [Facing Justice: Tackling defendants’ non-attendance at court]; to be printed [No. 103-i] [Mr Edward Leigh]

10 Science and Technology,—Minutes of Evidence taken before the Science and Technology Committee [OST Scrutiny 2004; The future of the National Institute for Medical Research], to be printed [Nos. 8-i and 6-i] [Dr Ian Gibson].

11 Transport,—Minutes of Evidence taken before the Transport Committee [Disabled People’s Access to Transport: Follow Up]; to be printed [No. 93-i] [Mrs Gwyneth Dunwoody].
Thursday 2nd December 2004.

The House met at half-past Eleven o’clock.

PRAYERS.

1 European Standing Committee A.—Mr Mike Hancock reported from European Standing Committee A the following Resolution:

That the Committee takes note of European Union Documents Nos. 9941/04, 11834/04 and 13300/04 and the unnumbered Explanatory Memorandum dated 26th May 2004 from the Foreign and Commonwealth Office, relating to the European satellite radionavigation programme (Galileo); endorses the Government’s support for the draft Conclusions on the deployment and operational phases of the European Global Navigation Satellite System programmes for the Transport Council on 10th December 2004; and supports the Government’s wider aims in seeking a lead role in the Galileo programme.

Resolution to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the table.

2 Liaison.—Mr Alan Williams reported, pursuant to Standing Order No. 145 (Liaison Committee), That the Liaison Committee had directed him to report the following recommendation for the allocation of time for the consideration of Estimates on an allotted day (being the first allotted day in the present Session):

That a day not later than 6th February be allotted for the consideration of the following Estimates:

Vote on Account for the Department for Work and Pensions for 2005–06 in so far as it relates to the management of IT projects by the Department for Work and Pensions.

Winter Supplementary Estimate for the Department for Education and Skills for 2004–05 in so far as it relates to academies.

Report to lie upon the Table.

3 Adjournment (Fisheries).—A Motion was made, and the Question being proposed, That this House do now adjourn—(Mr Ben Bradshaw);

The Motion was, with leave of the House, withdrawn.

4 Sittings in Westminster Hall.—Ordered, That, on Tuesday 21st December, there shall be no sitting in Westminster Hall.—(Mr Tom Watson.)

5 Adjournment (Christmas).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 25 (Periodic adjournments), That this House, at its rising on Tuesday 21st December, do adjourn till Monday 10th January 2005—(Mr Tom Watson).—It was agreed to.

6 Programme Motions.—Ordered, That Standing Order No. 83A (Programme motions) be amended, as follows:

(1) in paragraph (6) leave out ‘three’ and insert ‘four’;

(2) in paragraph (8) leave out ‘a resolution of a programming committee under paragraph (5) of Standing Order No. 83B (Programming committees) or’; and

(3) after paragraph (9) insert:

‘(9A) The fourth exception is where the motion relates to a resolution of a programming committee.’.—(Mr Tom Watson.)

7 Income Tax (Trading and Other Income) Bill.—Ordered, That the Income Tax (Trading and Other Income) Bill be proceeded with as a tax law rewrite Bill.—(Mr Tom Watson.)

The Bill stood referred to a Second Reading Committee, pursuant to Standing Order No. 60 (Tax Law Rewrite Bills).

8 Adjournment.—A Motion was made, and the Question being proposed, That this House do now adjourn—(Mr Tom Watson);

And the Motion having been made after Six o’clock, and Debate having continued for half an hour, the Deputy Speaker adjourned the House without Question put, pursuant to the Standing Order, it being then ten minutes to Seven o’clock, till Monday 6th December.

[Adjourned at 6.50 p.m.]
APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Customs and Excise,—Excise Duties (Surcharges or Rebates) (Hydrocarbon Oils etc.) (Amendment) Order 2004 (S.I., 2004, No. 3160), dated 2nd December 2004 [by Act], with an Explanatory Memorandum [by Command] [John Healey].

2 Non-Domestic Rating,—Draft Non-Domestic Rating (Chargeable Amounts) (England) Regulations 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].

Papers subject to Negative Resolution:

3 Customs and Excise,—Excise Duties (Surcharges or Rebates) (Bioethanol) Order 2004 (S.I., 2004, No. 3162), dated 2nd December 2004 [by Act], with an Explanatory Memorandum [by Command] [John Healey].

4 Libraries,—Public Lending Right Scheme 1982 (Commencement of Variation) (No. 2) Order 2004 (S.I., 2004, No. 3125), dated 1st December 2004 [by Act], with an Explanatory Memorandum [by Command] [Secretary Tessa Jowell].

5 Race Relations,—(1) Race Relations Act 1976 (General Statutory Duty) Order 2004 (S.I., 2004, No. 3127); and
(2) Race Relations Act 1976 (Statutory Duties) Order 2004 (S.I., 2004, No. 3125), dated 26th November 2004 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Blunkett].

6 Value Added Tax,—(1) Value Added Tax (Amendment) (No. 4) Regulations 2004 (S.I., 2004, No. 3140), dated 30th November 2004 [by Act], with an Explanatory Memorandum [by Command] [Ruth Kelly]; and
(2) Value Added Tax (Imported Gas and Electricity) Relief Order 2004 (S.I., 2004, No. 3147);
(3) Value Added Tax (Place of Supply of Goods) Order 2004 (S.I., 2004, No. 3148);
(4) Value Added Tax (Removal of Gas and Electricity) Order 2004 (S.I., 2004, No. 3150); and

Other Papers:

7 Defence,—Ministry of Defence Minutes, dated 2nd December 2004, concerning—
(1) a contingent liability arising from the provision of certain support services to the Iraqi Interim Government in relation to the opening of Basra Airport; and
(2) the gifting of military equipment to the Iraqi Interim Government
[by Command] [Mr Secretary Hoon].

8 Education and Skills,—Department for Education and Skills: Autumn Performance Report 2004 [by Command] [Cm. 6399] [Mr Secretary Clarke].

9 Environment, Food and Rural Affairs,—Department for Environment, Food and Rural Affairs—
(1) Autumn Performance Report 2004 [by Command] [Cm. 6396]; and
(2) Minutes, dated 2nd December 2004, concerning—
(i) indemnity insurance for personal liability of members of the Flood Defence Committee [by Command]; and
(ii) indemnity insurance for retired Members of the Environment Agency Pension Committee [by Command]
[Secretary Margaret Beckett].

10 Home Office,—Home Office: Autumn Performance Report 2004 [by Command] [Cm. 6423] [Mr Secretary Blunkett].

11 International Development,—Department for International Development: Autumn Performance Report 2004 [by Command] [Cm. 6405] [Secretary Hilary Benn].
12 Northern Ireland.—Accounts of—
   (1) the Northern Ireland Practice and Education Council for Nursing and Midwifery—
       (i) for the period from 7th October 2002 to 31st March 2003;
       (ii) for 2003–04;
   (2) the Northern Ireland Social Care Council for—
       (i) 2002–03;
       (ii) 2003–04; and
   (3) Public Income and Expenditure of Northern Ireland for 2003–04,
   with the Reports of the Comptroller and Auditor General for Northern Ireland thereon [by Statutory Instrument]; to be printed [Nos. 29, 30, 31, 32 and 24] [Mr Secretary Murphy].

13 Office of the Deputy Prime Minister.—Office of the Deputy Prime Minister: Autumn Performance Report 2004 [by Command] [Cm. 6421] [Mr Secretary Prescott].

14 Pre-Budget Report,—Paper, entitled Pre-Budget Report, December 2004: Opportunity for all: the strength to take the long-term decisions for Britain [by Command] [Cm. 6408] [Mr Chancellor of the Exchequer].

15 Public Petitions,—Observations by the Secretary of State for Transport on the Petition [16th November, in the last Session of Parliament] from Mr Michael MacEwen and others for proper maintenance of the Bridleway Bridge No. 9 south of Chieveley, Berkshire [by Standing Order] [Clerk of the House].

16 Transport,—Department for Transport: Autumn Performance Report 2004 [by Command] [Cm. 6403] [Mr Secretary Darling].

APPENDIX II
Standing Committees

1 Draft International Criminal Court (Immunities and Privileges) Order 2004,—The Speaker has appointed Mr Alan Hurst Chairman of the First Standing Committee on Delegated Legislation in respect of the draft Order.

2 Draft Agriculture (Northern Ireland) Order 2004.—The Speaker has appointed Mr Eric Forth Chairman of the Second Standing Committee on Delegated Legislation in respect of the draft Order.

3 Draft Double Taxation Relief (Taxes on Income) (Georgia) Order 2004.—The Speaker has appointed Mr Jonathan Sayeed Chairman of the Third Standing Committee on Delegated Legislation in respect of the draft Order.

4 Draft Electricity and Gas (Energy Efficiency Obligations) Order 2004.—The Speaker has appointed Derek Conway Chairman of the Fourth Standing Committee on Delegated Legislation in respect of the draft Order.

5 Draft Motor Vehicles (Wearing of Seat Belts) (Amendment) Regulations 2005,—The Speaker has appointed Mr John Hain Chairman of the Fifth Standing Committee on Delegated Legislation in respect of the draft Regulations.

6 Draft European Police College (Immunities and Privileges) Order 2004; the draft European Communities (Definition of Treaties) (European Police College) Order 2004 and the draft European Communities (Immunities and Privileges of the European Police College) (Amendment) Order 2004,—The Speaker has appointed Mr Eric Illsley Chairman of the Sixth Standing Committee on Delegated Legislation in respect of the draft Orders.

7 Draft Criminal Justice Act 2003 (Categories of Offence) Order 2004,—The Speaker has appointed Mr Mike Hancock Chairman of the Seventh Standing Committee on Delegated Legislation in respect of the draft Order.

8 Draft Building Societies Act 1986 (International Accounting Standards and Other Accounting Amendments) Order 2004,—The Speaker has appointed Mr Eric Illsley Chairman of the Eighth Standing Committee on Delegated Legislation in respect of the draft Order.

9 Draft Social Security, Child Support and Tax Credits (Decisions and Appeals) Amendment Regulations 2004 and the draft Child Benefit & Guardians Allowance (Decisions and Appeals) Regulations 2004,—The Speaker has appointed Mr Win Griffiths Chairman of the Ninth Standing Committee on Delegated Legislation in respect of the draft Regulations.
10 Draft Financial Provisions (Northern Ireland) Order 2004.—The Speaker has appointed Derek Conway Chairman of the Tenth Standing Committee on Delegated Legislation in respect of the draft Order.

11 Financial Services and Markets Act 2000 (Regulated Activities) (Amendment) (No. 2) Order 2004 (S.I., 2004, No. 2737),—The Speaker has appointed Mr Jimmy Hood Chairman of the Eleventh Standing Committee on Delegated Legislation in respect of the Order.

12 Draft Environmental Information Regulations 2004.—The Speaker has appointed Mr Eric Forth Chairman of the Twelfth Standing Committee on Delegated Legislation in respect of the draft Regulations.

13 Draft Freedom of Information (Removal and Relaxation of Statutory Prohibitions on Disclosure of Information) Order 2004 and the draft Freedom of Information (Time for Compliance with Request) Regulations 2004,—The Speaker has appointed Mr Kevin Hughes Chairman of the Thirteenth Standing Committee on Delegated Legislation in respect of the draft Order and draft Regulations.

14 West Northamptonshire Development Corporation (Area and Constitution) Order 2004,—The Speaker has appointed Mr Martin Caton Chairman of the Fourteenth Standing Committee on Delegated Legislation in respect of the Order.

15 The Speaker has appointed Mr Win Griffiths Chairman of the Welsh Grand Committee in respect of its meetings on 7th December.

16 The Speaker has appointed Janet Anderson Chairman of the Northern Ireland Grand Committee in respect of its meeting on 9th December.

European Standing Committees

17 The Speaker has appointed Mr John Cummings Chairman of European Standing Committee A in respect of European Union Document No. 11422/04 on Flood Prevention.

18 The Speaker has appointed Mr Bill Olner Chairman of European Standing Committee B in respect of European Union Document No. 13244/04 on Turkish Accession to the European Union.

19 The Speaker has appointed Mr David Chidgey Chairman of European Standing Committee B in respect of European Union Document No. 6406/1/04 on Security Features and Biometrics in EU Passports.

APPENDIX III

Reports from Select Committees

1 Health,—Minutes of Evidence taken before the Health Committee [The Influence of the Pharmaceutical Industry]; to be printed [No. 42-ii] [Mr David Hinchliffe].

2 Public Administration,—Minutes of Evidence taken before the Select Committee on Public Administration [Work of the Ombudsman]; to be printed [No. 50-i] [Tony Wright].

3 Work and Pensions,—Minutes of Evidence taken before the Work and Pensions Committee [Pension Credit]; to be printed [No. 43-ii] [Sir Archy Kirkwood].

Thursday 2nd December 2004.

The House sitting in Westminster Hall

The sitting began at half-past Two o’clock.

Adjournment (The Caribbean: supporting development),—Resolved, That the sitting be now adjourned.—(Mr Vernon Coaker.)

And accordingly the sitting was adjourned till Tuesday 7th December.

[Adjourned at 5.18 p.m.]
The House met at half-past Two o’clock.

PRAYERS.

1 Second Standing Committee on Delegated Legislation,—Mr Eric Forth reported from the Second Standing Committee on Delegated Legislation the draft Agriculture (Northern Ireland) Order 2004.

Minutes of Proceedings of the Committee to lie upon the Table.

2 Third Standing Committee on Delegated Legislation,—Mr Jonathan Sayeed reported from the Third Standing Committee on Delegated Legislation the draft Double Taxation Relief (Taxes on Income) (Georgia) Order 2004.

Minutes of Proceedings of the Committee to lie upon the Table.

3 Sixth Standing Committee on Delegated Legislation,—Mr Eric Illsley reported from the Sixth Standing Committee on Delegated Legislation the draft European Police College (Immunities and Privileges) Order 2004, the draft European Communities (Definition of Treaties) (European Police Office) Order 2004 and the draft European Communities (Immunities and Privileges of the European Police Office) (Amendment) Order 2004.

Minutes of Proceedings of the Committee to lie upon the Table.

4 Railways Bill,—The Order of the day being read, for the Second Reading of the Railways Bill; And a Motion being made, and the Question being proposed, That the Bill be now read a second time;

An Amendment was proposed to the Question, to leave out from the word ‘That’ to the end of the Question and add the words ‘this House declines to give a Second Reading to the Railways Bill because it increases the extent to which politicians and civil servants interfere in the running of the railways, gives the Mayor of London power over train services which begin or end beyond the boundaries of the Greater London Authority, perpetuates instability in the rail industry with regard to franchising, fails to encourage additional private investment; offers nothing to improve conditions for passengers and the travelling public; and exposes the Government’s continuing disarray over the strategic direction of the industry’, instead thereof. — (Mr Tim Yeo.)

And the Question being put, That the Amendment be made;

The House divided.

Tellers for the Ayes, Mr Crispin Blunt, Mr David Ruffley: 124.

Tellers for the Noes, Margaret Moran, Mr Jim Murphy: 321.

So the Question was negatived.

And the Main Question being put forthwith, pursuant to Standing Order No. 62 (Amendment on second or third reading)— It was agreed to.

The Bill was accordingly read a second time.

5 Railways Bill (Programme).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Railways Bill:

Committee

1. The Bill shall be committed to a Standing Committee.

Proceedings in Standing Committee

2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on Tuesday 18th January 2005.

3. The Standing Committee shall have leave to sit twice on the first day on which it meets.

Consideration and Third Reading

4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.

5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

Programming of proceedings

7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed—(Mr Nick Ainger);

The House divided.

Tellers for the Ayes, Mr Jim Murphy, Margaret Moran: 312.
Tellers for the Noes, Mr Crispin Blunt, Mr David Ruffley: 131.

So the Question was agreed to.

6 Railways Bill [Money].—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Railways Bill [Money];

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills). That, for the purposes of any Act resulting from the Railways Bill, it is expedient to authorise the payment out of money provided by Parliament of—
(a) any expenditure incurred by the Secretary of State for or in connection with the carrying out of any of his functions under that Act; and
(b) any increase attributable to that Act in the sums which are payable out of money so provided under any other Act—(Mr Nick Ainger).—It was agreed to.

7 Railways Bill [Ways and Means].—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purpose of any Act resulting from the Railways Bill, it is expedient to authorise—
(a) the imposition of charges to corporation tax by provisions relating to transfer schemes; and
(b) the payment of sums into the Consolidated Fund—(Mr Nick Ainger).—It was agreed to.

8 Services of General Interest,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Documents No. 9824/03, Commission Green Paper on Services of General Interest, No. 7549/04, Commission Staff Working Paper, Report on Public Consultation on the Green Paper on Services of General Interest, and No. 9643/04, Commission Communication, White Paper on Services of General Interest; welcomes the debate on Services of General Interest and supports the Government’s view that, at a European Union level, sector-specific regulation continues to provide a more satisfactory approach than a horizontal framework directive on Services of General Interest—(Mr Nick Ainger).—It was agreed to.

9 European Satellite Radionavigation Programme,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Documents Nos. 9941/04, 11834/04 and 13300/04 and the unnumbered Explanatory Memorandum dated 26th May 2004 from the Foreign and Commonwealth Office, relating to the European satellite radionavigation programme (Galileo); endorses the Government’s support for the draft Conclusions on the deployment and operational phases of the European Global Navigation Satellite System programmes for the Transport Council on 10th December 2004; and supports the Government’s wider aims in seeking a lead role in the Galileo programme—(Mr Nick Ainger).—It was agreed to.

10 Estimates,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 145 (Liaison Committee), That this House agrees with the Report [2nd December] of the Liaison Committee—(Mr Nick Ainger).—It was agreed to.

11 Tax Law Rewrite Bills,—Ordered, That Mr Chris Pond be discharged from the Joint Committee on Tax Law Rewrite Bills and Mr Ivan Henderson be added.—(Mr John McWilliam, on behalf of the Committee of Selection.)

12 Adjournment,—Resolved, That this House do now adjourn.—(Mr Nick Ainger.)

And accordingly, the House, having continued to sit till five minutes to Eleven o’clock, adjourned till to-morrow.

[Adjourned at 10.55 p.m.]
APPENDIX I

Papers presented or laid upon the Table:

Papers delivered to the Votes and Proceedings Office on Friday 3rd December 2004 pursuant to Standing Order No. 158 (Presentation of command papers):

1 Constitutional Affairs,—Department for Constitutional Affairs: Autumn Performance Report 2004 [Cm. 6391] [Mr David Lammy].


Papers delivered to the Votes and Proceedings Office on Friday 3rd December 2004 pursuant to Standing Order No. 159 (Presentation of statutory instruments):

Papers subject to Negative Resolution:

3 Criminal Law,—(1) Penalties for Disorderly Behaviour (Amount of Penalty) (Amendment No. 3) Order 2004 (S.I., 2004, No. 3167); and
   (2) Penalties for Disorderly Behaviour (Form of Penalty Notice) (Amendment) Regulations 2004 (S.I., 2004, No. 3169),
   dated 2nd December 2004, with Explanatory Memoranda thereon [Mr Secretary Blunkett].

4 Education,—(1) Tyne Metropolitan College (Government) Regulations 2004 (S.I., 2004, No. 3109); and
   (2) Tyne Metropolitan College (Incorporation) Order 2004 (S.I., 2004, No. 3108),
   dated 25th November 2004, with Explanatory Memoranda thereon [Mr Secretary Clarke].

5 Immigration,—Immigration (Exemption from Control) (Amendment) Order 2004 (S.I., 2004, No. 3171), dated 2nd December 2004, with an Explanatory Memorandum [Mr Secretary Blunkett].

6 Land Drainage,—(1) Anglian Regional Flood Defence Committee (Abolition) Order 2004 (S.I., 2004, No. 3163);
   (2) Southern Regional Flood Defence Committee Order 2004 (S.I., 2004, No. 3165); and
   (3) Wessex Regional Flood Defence Committee Order 2004 (S.I., 2004, No. 3164),
   dated 30th November 2004, with Explanatory Memoranda thereon [Secretary Margaret Beckett].


Papers presented or laid upon the Table on Monday 6th December 2004:

Papers subject to Negative Resolution:

8 Building Societies,—(1) Building Societies (Accounts and Related Provisions) (Amendment) Regulations 2004 (S.I., 2004, No. 3199); and
   dated 6th December 2004 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Stephen Timms].

9 Medicines,—Marketing Authorisations for Veterinary Medicinal Products (Revocation of Confidentiality Provision) Regulations 2004 (S.I., 2004, No. 3193), dated 2nd December 2004 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].


Other Papers:

11 National Audit,—Reports by the Comptroller and Auditor General on—
   (1) Delivering Public Services to a Diverse Society; and
(2) Managing Attendance in the Department for Work and Pensions [by Act]; to be printed [Nos. 19-I and -II and 18] [Clerk of the House].

12 National Lottery,—Report and Financial Statements of the UK Film Council (formerly Film Council) Group and Lottery for 2003-04 [by Act] [Secretary Tessa Jowell].

APPENDIX II

Standing Committees

1 Draft Agriculture (Northern Ireland) Order 2004,—The Committee of Selection has discharged Glenda Jackson from the Second Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution John Robertson.

2 Draft Double Taxation Relief (Taxes on Income) (Georgia) Order 2004,—The Committee of Selection has discharged David Hamilton from the Third Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Hugh Bayley.

APPENDIX III

Reports from Select Committees

1 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Prison Education]; to be printed [No. 114-i] [Mr Barry Sheerman].

2 Foreign Affairs,—(1) Minutes of Evidence taken before the Foreign Affairs Committee [European Council]; to be printed [No. 110-i]; and
   (2) Memoranda laid before the Committee [Overseas Territories]; to be printed [No. 115] [Mr Donald Anderson].

3 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—Minutes of Evidence taken before the Urban Affairs Sub-Committee of the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions [The Role and Effectiveness of the Standards Board for England]; to be printed [No. 60-i] [Chris Mole].

[No. 9.]

Tuesday 7th December 2004.

The House met at half-past Eleven o'clock.

PRAYERS.

1 Regulatory Reform,—Mr Peter Pike reported from the Regulatory Reform Committee the following Resolutions:
   That the proposal for the Regulatory Reform (Joint Nature Conservation Committee) Order 2005, which was laid before to House on 12th October, in the last Session of Parliament, should be amended before an Order is laid before the House.
   That the order-making power under the Regulatory Reform Act 2001 should not be used in respect of the proposals contained in the proposal for the Regulatory Reform (Registration of Births and Deaths) (England and Wales) Order 2004, which was laid before the House on 22nd July, in the last Session of Parliament.

2 First Standing Committee on Delegated Legislation,—Mr Alan Hurst reported from the First Standing Committee on Delegated Legislation the draft International Criminal Court (Immunities and Privileges) Order 2004.
   Minutes of Proceedings of the Committee to lie upon the Table.

3 Fourth Standing Committee on Delegated Legislation,—Derek Conway reported from the Fourth Standing Committee on Delegated Legislation the draft Electricity and Gas (Energy Efficiency Obligations) Order 2004.
   Minutes of Proceedings of the Committee to lie upon the Table.

4 Fifth Standing Committee on Delegated Legislation,—Mr Eric Forth reported from the Fifth Standing Committee on Delegated Legislation the draft Motor Vehicles (Wearing of Seat Belts) (Amendment) Regulations 2005.
   Minutes of Proceedings of the Committee to lie upon the Table.
5 Welsh Grand Committee.—Mr Win Griffiths reported from the Welsh Grand Committee, that it had considered the matter of the Government’s Legislative Programme as outlined in the Queen’s Speech as it relates to Wales and Public Expenditure in Wales, referred to it on 24th November.

Minutes of Proceedings of the Committee to lie upon the Table.

6 European Standing Committee B,—Mr Bill Olner reported from European Standing Committee B the following Resolution:

That the Committee takes note of European Union Document No. 13244/04 and Addenda 1 and 2 on Turkey’s progress towards accession to the European Union; and endorses the Commission’s conclusion that Turkey has sufficiently fulfilled the Copenhagen political criteria and its recommendation that accession negotiations should be opened.

Resolution to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the Table.

7 Clean Neighbourhoods and Environment Bill,—Secretary Margaret Beckett, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Blunkett, Secretary Tessa Jowell, Mr Peter Hain and Alun Michael, presented a Bill to amend section 6 of the Crime and Disorder Act 1998; to make provision for the gating of certain minor highways; to make provision in relation to vehicles parked on roads that are exposed for sale or being repaired; to make provision in relation to abandoned vehicles and the removal and disposal of vehicles; to make provision relating to litter and refuse, graffiti, fly-posting and the display of advertisements; to make provision relating to the transportation, collection, disposal and management of waste; to make provision relating to the control of dogs and to amend the law relating to stray dogs; to make provision in relation to noise; to provide for the Commission for Architecture and the Built Environment and for the making of grants relating to the quality of the built environment; to amend the law relating to abandoned shopping and luggage trolleys; to amend the law relating to statutory nuisances; to amend section 78L of the Environmental Protection Act 1990; to amend the law relating to offences under Schedule 1 to the Pollution Prevention and Control Act 1999; and for connected purposes: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 11].

Ordered, That the Explanatory Notes relating to the Clean Neighbourhoods and Environment Bill be printed [Bill 11–EN].

8 Serious Organised Crime and Police Bill,—The Serious Organised Crime and Police Bill was, according to Order, read a second time.

9 Serious Organised Crime and Police Bill (Programme),—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Serious Organised Crime and Police Bill:

Committal
1. The Bill shall be committed to a Standing Committee.

Proceedings in Standing Committee
2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on Thursday 20th January.
3. The Standing Committee shall have leave to sit twice on the first day on which it meets.

Consideration and Third Reading
4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.

Programming Committee
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.
Programming of proceedings
7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed—
(Derek Twigg);
The House divided.
 Tellers for the Ayes, Bridget Prentice, Mr Vernon Coaker: 275.
 Tellers for the Noes, Andrew Selous, Mr Geoffrey Clifton-Brown: 130.
So the Question was agreed to.
10 Serious Organised Crime and Police Bill [Money].—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Serious Organised Crime and Police Bill [Money];
A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That for the purposes of any Act resulting from the Serious Organised Crime and Police Bill it is expedient to authorise—
(1) the payment out of money provided by Parliament of—
(a) expenditure incurred by the Secretary of State by virtue of the Act;
(b) any increase attributable to the Act in the sums payable out of money so provided under any other Act; and
(2) the payment of sums into the Consolidated Fund—(Mr Nick Ainger)—It was agreed to.
11 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Agriculture (Northern Ireland) Order 2004, which was laid before this House on 24th November, be approved—(Mr Nick Ainger)—It was agreed to.
12 European Communities.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft European Communities (Definition of Treaties) (European Police Office) Order 2004, which was laid before this House on 24th November, be approved—(Mr Nick Ainger)—It was agreed to.
13 European Communities.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft European Communities (Immunities and Privileges of the European Police Office) (Amendment) Order 2004, which was laid before this House on 24th November, be approved—(Mr Nick Ainger)—It was agreed to.
14 International Immunities and Privileges.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft European Police College (Immunities and Privileges) Order 2004, which was laid before this House on 24th November, be approved—(Mr Nick Ainger)—It was agreed to.
15 Regulatory Reform.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 18 (Consideration of draft regulatory reform orders), That the draft Regulatory Reform (Unsolicited Goods and Services Act 1971) (Directory Entries and Demands for Payment) Order 2004, which was laid before this House on 25th October, in the last Session of Parliament, be approved—(Mr Nick Ainger)—It was agreed to.
16 Public Petitions.—A Public Petition from Susan Rankin and others against changes to the Scottish Regiments was presented and read; and ordered to lie upon the Table and to be printed.
17 Adjournment.—Resolved, That this House do now adjourn.—(Mr Nick Ainger.)
And accordingly, the House, having continued to sit till twenty-one minutes to Eight o’clock, adjourned till to-morrow.

[Adjourned at 7.39 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:


3 Consumer Protection,—Recreational Craft (Amendment) Regulations 2004 (S.I., 2004, No. 3201), dated 3rd December 2004 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

4 Patents,—Patents Act 2004 (Commencement No. 2 and Consequential, etc. and Transitional Provisions) Order 2004 (S.I., 2004, No. 3205), dated 29th November 2004 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

5 Taxes,—(1) Mutual Assistance Provisions Order 2004 (S.I., 2004, No. 3207), dated 7th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Dawn Primarolo]; and
(2) Stamp Duty Land Tax (Land Transaction Returns) Regulations 2004 (S.I., 2004, No. 3208), dated 7th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Stephen Timms].

6 Universities of Oxford and Cambridge,—(1) Statute, dated 2nd September 2004, made by Manchester Academy and Harris College, Oxford, amending the Statutes of the College; and
(2) Statute, dated 18th February 2004, made by St John’s College, Oxford, amending the Statutes of the College [by Act] [Mr Christopher Leslie].

7 Water Industry,—(1) Water Mergers (Determination of Turnover) Regulations 2004 (S.I., 2004, No. 3206); and
(2) Water Mergers (Modification of Enactments) Regulations 2004 (S.I., 2004, No. 3202), dated 2nd December 2004 [by Act], with Explanatory Memoranda thereon [by Command] [Ms Secretary Hewitt].

Other Papers:

8 Energy,—Directions to the Nuclear Decommissioning Authority in respect of the—
(1) Berkeley Nuclear Site;
(2) Bradwell Nuclear Site;
(3) Capenhurst Nuclear Site;
(4) Chapelcross Nuclear Site;
(5) Dounreay Nuclear Establishment;
(6) Drigg Nuclear Site;
(7) Dungeness A Nuclear Site;
(8) Harwell Nuclear Establishment;
(9) Hinckley Point A Nuclear Site;
(10) Hunterston A Nuclear Site;
(11) Oldbury Nuclear Site;
(12) Sellafield Nuclear Site;
(13) Sizewell A Nuclear Site;
(14) Springfields Nuclear Site;
(15) Trawsfynydd Nuclear Site;
(16) Windscale Nuclear Establishment;
(17) Winfrith Nuclear Establishment; and
(18) Wylfa Nuclear Site [by Act] [Ms Secretary Hewitt].

9 Environmental Pollution,—Twenty-fifth Report of the Royal Commission on Environmental Pollution, on Turning the Tide: Addressing the Impact of Fisheries on the Marine Environment [by Command] [Cm. 6392] [Mr Christopher Leslie].

10 Northern Ireland,—Northern Ireland Office: Autumn Performance Report 2004 [by Command] [Cm. 6419] [Mr Secretary Murphy].

11 Trade and Industry,—Department of Trade and Industry: Autumn Performance Report 2004 [by Command] [Cm. 6422] [Ms Secretary Hewitt].
APPENDIX II

Standing Committees

1 Draft International Criminal Court (Immunities and Privileges) Order 2004.—The Committee of Selection has discharged Mrs Anne Campbell, Mr Denis MacShane and Dr Phyllis Starkey from the First Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Chris Mullin, Mr Colin Pickthall and Mr Mark Todd.

2 Draft Motor Vehicles (Wearing of Seat Belts) (Amendment) Regulations 2005.—The Committee of Selection has discharged Mrs Helen Liddell and Mr Gordon Prentice from the Fifth Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Ann Coffey and Mr Kelvin Hopkins.

3 Draft Criminal Justice Act 2003 (Categories of Offence) Order 2004.—The Committee of Selection has discharged Mrs Cheryl Gillan from the Seventh Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Dominic Grieve.

APPENDIX III

Reports from Select Committees

1 Constitutional Affairs,—(1) Minutes of Evidence taken before the Constitutional Affairs Committee [Family Justice: The operation of the family courts], to be printed [No. 116-I]; and

(2) Memoranda laid before the Committee [Family Justice: The operation of the family courts], to be printed [No. 116-II] [Mr A. J. Beith].

2 Environment, Food and Rural Affairs,—Minutes of Evidence taken before the Sub-Committee on The Future for UK Fishing of the Environment, Food and Rural Affairs Committee [The Future for UK Fishing], to be printed [No. 122-I] [Mr Michael Jack].

3 Environmental Audit,—Minutes of Evidence taken before the Environmental Education Sub-Committee of the Environmental Audit Committee [Environmental Education: Follow-up to the Learning the Sustainability Lesson Inquiry], to be printed [No. 84-I] [Mr Peter Ainsworth].

4 Home Affairs,—Minutes of Evidence taken before the Home Affairs Committee [Anti-Social Behaviour], to be printed [No. 80-II] [Mr John Denham].

5 International Development,—(1) First Report from the International Development Committee [The Commission for Africa and Policy Coherence for Development: First do no harm], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 123];

(2) Minutes of Evidence taken before the Committee [DFID’s bilateral programme of assistance to India], to be printed [No. 124-I]; and

(3) Memoranda laid before the Committee [The Commission for Africa and Policy Coherence for Development: First do no harm] [Tony Baldry].

6 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—Minutes of Evidence taken before the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [Homelessness], to be printed [No. 61-II] [Andrew Bennett].

7 Regulatory Reform,—(1) First Report from the Regulatory Reform Committee [Proposal for the Regulatory Reform (Joint Nature Conservation Committee) Order 2005], to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 117]; and

(2) Second Report from the Committee [Proposal for the Regulatory Reform (Registration of Births and Deaths) (England and Wales) Order 2004], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 118] [Mr Peter Pike].

8 Statutory Instruments,—Second Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-II] [Mr Brian White].
[No. 9, WH, No. 2]
Tuesday 7th December 2004.
The House sitting in Westminster Hall
The sitting began at half-past Nine o’clock.
Adjournment.—Resolved, That the sitting be now adjourned.—(Mr. Vernon Coaker.)
And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 4.29 p.m.

[No. 10.]
Wednesday 8th December 2004.
The House met at half-past Eleven o’clock.
PRAYERS.

1 Seventh Standing Committee on Delegated Legislation,—Mr Mike Hancock reported from the Seventh Standing Committee on Delegated Legislation the draft Criminal Justice Act 2003 (Categories of Offences) Order 2004.
Minutes of Proceedings of the Committee to lie upon the Table.

2 Eighth Standing Committee on Delegated Legislation,—Mr Eric Illsley reported from the Eighth Standing Committee on Delegated Legislation the draft Building Societies Act 1986 (International Accounting Standards and Other Accounting Amendments) Order 2004.
Minutes of Proceedings of the Committee to lie upon the Table.

3 Ninth Standing Committee on Delegated Legislation,—Mr Win Griffiths reported from the Ninth Standing Committee on Delegated Legislation the draft Social Security, Child Support and Tax Credits (Decisions and Appeals) Amendment Regulations 2004, and the draft Child Benefit and Guardian’s Allowance (Decisions and Appeals) Regulations 2004.
Minutes of Proceedings of the Committee to lie upon the Table.

4 European Standing Committee A,—Mr John Cummings reported from European Standing Committee A the following Resolution:
That the Committee takes note of European Union Document No. 11422/04, Commission Communication on Flood risk management—Flood prevention, protection and mitigation; and supports the Government’s view that cooperation and sharing of good practice with other EU Member States on the issue of flood risk management will be of benefit to the United Kingdom.
Resolution to lie upon the Table.
Minutes of Proceedings of the Committee to lie upon the Table.

5 Commissioners for Revenue and Customs Bill,—The Commissioners for Revenue and Customs Bill was, according to Order, read a second time.

6 Commissioners for Revenue and Customs Bill (Programme),—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Commissioners for Revenue and Customs Bill:

Committal
1. The Bill shall be committed to a Standing Committee.

Proceedings in Standing Committee
2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on 13th January 2005.
3. The Standing Committee shall have leave to sit twice on the first day on which it meets.

Consideration and Third Reading
4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on the day on which proceedings on consideration are commenced.

6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

Other proceedings

7. Any other proceedings on the Bill (including any proceedings on consideration of Lords amendments or on any further message from the Lords) may be programmed—(Mr John Heppell);

The House divided.

Tellers for the Ayes, Mr Tom Watson, Bridget Prentice: 332.
Tellers for the Noes, Andrew Selous, Mr Geoffrey Clifton-Brown: 147.

So the Question was agreed to.

7 Commissioners for Revenue and Customs Bill [Money],—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Commissioners for Revenue and Customs Bill [Money]:

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That for the purposes of any Act resulting from the Commissioners for Revenue and Customs Bill it is expedient to authorise—

1. the payment out of money provided by Parliament of—
   a. expenditure of the Commissioners for Her Majesty’s Revenue and Customs,
   b. payments to or in respect of the Commissioners or their staff,
   c. rewards,
   d. expenditure of the Director of Revenue and Customs Prosecutions,
   e. payments to or in respect of the Director of Revenue and Customs Prosecutions,
   f. payments to or in respect of Her Majesty’s Inspectors of Constabulary,
   g. payments to or in respect of the Independent Police Complaints Commission,
   h. any increase attributable to the Act in sums payable out of money provided by Parliament under any other enactment,

2. payments out of the Consolidated Fund to enable the Commissioners to make payments or disbursements, and

3. the payment of sums into the Consolidated Fund—(Mr John Heppell)—It was agreed to.

8 Income Tax,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That an humble Address be presented to Her Majesty, praying that the Double Taxation Relief (Taxes on Income) (Georgia) Order 2004 be made in the form of the draft laid before this House on 17th November, in the last Session of Parliament—(Mr John Heppell)—It was agreed to.

Address to be presented to Her Majesty by such Members of the House as are of Her Majesty’s Most Honourable Privy Council or of Her Majesty’s Household.

9 Public Petitions,—A Public Petition from residents of Mexborough for a review of Cambian Healthcare’s proposed conversion of former care homes to a hospital for people with mental illnesses was presented and read; and ordered to lie upon the Table and to be printed.

10 Adjournment,—Resolved, That this House do now adjourn.—(Joan Ryan.)

And accordingly, the House, having continued to sit till twenty-six minutes past Six o’clock, adjourned till to-morrow.

[Adjourned at 6.26 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Terms and Conditions of Employment,—Draft Information and Consultation of Employees Regulations 2004 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].
Papers subject to Negative Resolution:


4 Plant Health,—Plant Health (Forestry) (Phytophthora ramorum) (Great Britain) Order 2004 (S.I., 2004, No. 3213), dated 6th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

5 Rating and Valuation,—(1) Non-Domestic Rating (Former Agricultural Premises) (England) Order 2004 (S.I., 2004, No. 3152);
   (2) Non-Domestic Rating (Rural Settlements) (England) (Amendment) Order 2004 (S.I., 2004, No. 3153);
   (3) Non-Domestic Rating (Stud Farms) (England) Order 2004 (S.I., 2004, No. 3151); and

6 Sea Fisheries,—(1) Sea Fishing (Enforcement of Community Satellite Monitoring Measures) Amendment (Revocation) (England) Regulations 2004 (S.I., 2004, No. 3227); and
   (2) Sea Fishing (Enforcement of Community Satellite Monitoring Measures) Order 2004 (S.I., 2004, No. 3226), dated 7th December 2004 [by Act], with Explanatory Memoranda thereon [by Command] [Secretary Margaret Beckett].


Other Papers:

8 Environment, Food and Rural Affairs,—Paper, entitled Delivering the Essentials of Life: Defra’s Five Year Strategy [by Command] [Cm. 6411] [Secretary Margaret Beckett].

9 European Communities (No. 8, 2004).—Treaty, done at Rome on 29th October 2004, establishing a Constitution for Europe, including the Protocols and Annexes, and Final Act with Declarations, with an Explanatory Memorandum [by Command] [Cm. 6429] [Mr Secretary Straw].

Papers withdrawn:

10 Terms and Conditions of Employment,—Draft Information and Consultation of Employees Regulations 2004 [laid 24th November].

APPENDIX II
Standing Committees

1 Railways Bill:
   (1) The Speaker has allocated the Bill to Standing Committee A; and
   (2) the Committee of Selection has nominated twenty-one Members to serve on the Committee: Charlotte Atkins, Mr Christopher Chope, Mr David Clelland, Mr Mark Field, Mr Tom Harris, Mr George Howarth, Andy King, Mr Greg Knight, Mrs Eleanor Laing, Mr John MacDougall, Mrs Anne McGuire, Rosemary McKenna, Mr Tony McNulty, Mr Khalid Mahmood, Gillian Merron, Albert Owen, Dr John Pugh, Mr Graham Stringer, Mr Simon Thomas, John Thurso and Mr David Wilshire.

2 Income Tax (Trading and Other Income) Bill,—The Committee of Selection has nominated sixteen Members to serve on the Second Reading Committee on the Bill: Mr Nicholas Brown, Mr John Burns, Jim Fitzpatrick, John Healey, Alan Keen, Mr David Laws, Mr John Lyons, Alice Mahon, Mr George Mudie, Mr George Osborne, Mr David Ruffley, Ms Debra Shipley, Clare Short, Ian Stewart, Sir Teddy Taylor and Mr Andrew Tyrie.
3 Draft Agency for International Trade Information and Co-operation (Legal Capacities) Order 2004:
(1) The Speaker has allocated the draft Order to the First Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Douglas Alexander, Mr James Arbuthnot, Virginia Bottomley, Tom Cox, Mrs Ann Cryer, Mrs Lorna Fitzsimons, Barbara Follett, Mr Fabian Hamilton, Kate Hoey, Mr Paul Marsden, Mr Jim Murphy, Mr Archie Norman, Mr Gordon Prentice, Mr Mark Prisk, Lawrie Quinn and Sir Robert Smith.

4 Draft Non-Domestic Rating (Chargeable Amounts) (England) Regulations 2004:
(1) The Speaker has allocated the draft Regulations to the Second Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Atkinson, Peter Bottomley, Mrs Anne Campbell, Paul Clark, Mr Edward Davey, Mr Jonathan Djanogly, Jim Dobbin, Linda Gilroy, Phil Hope, Mr Robert Jackson, Mr Andy Reed, Mrs Barbara Roche, Mr Ernie Ross, Mr Adrian Sanders, Geraldine Smith and Mr Gerry Steinberg.

5 Government’s Assessment as set out in the Pre-Budget Report for the purposes of section 5 of the European Communities (Amendment) Act 1993:
(1) The Speaker has allocated the Assessment to the Third Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Norman Baker, Mr Stephen Byers, Dr Vincent Cable, Mr James Clappison, Mr Frank Doran, Clive Efford, Jim Fitzpatrick, Mr George Foulkes, Beverley Hughes, Mr George Osborne, Mr David Ruffley, Ian Stewart, Mr Ian Taylor, Mr Stephen Timms, Jon Trickett and Mr Bill Tynan.

6 Draft Information and Consultation of Employees Regulations 2004:
(1) The Speaker has allocated the draft Regulations to the Fourth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Graham Allen, Gregory Barker, Mr Henry Bellingham, Malcolm Bruce, Brian Cotter, Mr Douglas Hogg, Mr Andrew Love, Mr Alan Meale, Diana Organ, Mr Greg Pope, Christine Russell, Mr Malcolm Savidge, Mr Paul Sinclar, Mr Gerry Sutcliffe, Mr Tom Watson and Mr John Wilkinson.

7 Draft Financial Provisions (Northern Ireland) Order 2004.—The Committee of Selection has discharged Andy Reed from the Tenth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Jonathan Shaw.

8 Financial Services and Markets Act 2000 (Regulated Activities) (Amendment) (No. 2) Order 2004 (S.I., 2004, No. 2737),—The Committee of Selection has discharged Jim Fitzpatrick from the Eleventh Standing Committee on Delegated Legislation (nominated in respect of the Order) and nominated in substitution Joan Ryan.

APPENDIX III
Reports from Select Committees

1 Culture, Media and Sport,—First Report from the Culture, Media and Sport Committee [4 public BBC], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 82] [Sir Gerald Kaufman].

2 Draft Mental Health Bill,—(1) Minutes of Evidence taken before the Joint Committee on the Draft Mental Health Bill; to be printed [No. 95-iii]; and
(2) Memoranda laid before the Committee; to be printed [No. 95-iv] [Mr George Howarth].

3 Education and Skills,—(1) Minutes of Evidence taken before the Education and Skills Committee [Teaching Children to Read; Education Outside the Classroom]; to be printed [Nos. 121-i and 120-i] [Mr Barry Sheerman].

4 Environment, Food and Rural Affairs,—(1) Minutes of Evidence taken before the Environment, Food and Rural Affairs Committee [Climate Change: Looking Forward]; to be printed [No. 130-ii]; and
(2) Minutes of Evidence taken before the Sub-Committee on The Future for UK Fishing of the Committee [The Future for UK Fishing]; to be printed [No. 122-ii] [Mr Michael Jack].
5 Environmental Audit.—Minutes of Evidence taken before the Environmental Audit Committee [The International Challenge of Climate Change: UK Leadership in the G8 & EU]; to be printed [No. 105-ii] [Mr Peter Ainsworth].

6 European Scrutiny.—(1) Second Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-ii]; and

(2) Minutes of Evidence taken before the Committee [The EU's constitutional treaty]; to be printed [No. 132-i]

[Mr Jimmy Hood].

7 Health.—Minutes of Evidence taken before the Health Committee [Public Expenditure 2004]; to be printed [No. 98] [Mr David Hinchcliffe].

8 Human Rights.—Third Report from the Joint Committee on Human Rights [Deaths in Custody], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings relating to the Report [No. 137] [Jean Corston].

9 Northern Ireland Affairs.—(1) First Report from the Northern Ireland Affairs Committee [Electoral Registration in Northern Ireland], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 131]; and

(2) Minutes of Evidence taken before the Committee [The Functions of the Northern Ireland Policing Board]; to be printed [No. 108-i]

[Mr Michael Mates].

10 Procedure.—Minutes of Evidence taken before the Procedure Committee [Sub Judice Rule of the House of Commons]; to be printed [No. 125-i] [Sir Nicholas Winterton].

11 Public Accounts.—Minutes of Evidence taken before the Committee of Public Accounts [Tackling congestion by making better use of England’s motorways and trunk roads]; to be printed [No. 134-i] [Mr Edward Leigh].

12 Regulatory Reform.—Memoranda laid before the Regulatory Reform Committee [Proposals for the Regulatory Reform (Registration of Births and Deaths) (England and Wales) Order 2004] [Mr Peter Pike].

13 Science and Technology.—(1) First Report from the Science and Technology Committee [The Work of the Economic and Social Research Council], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 13]; and

(2) Minutes of Evidence taken before the Committee [Human reproductive technologies and the law]; to be printed [No. 7-ii]

[Dr Ian Gibson].

14 Trade and Industry.—(1) Second Report from the Trade and Industry Committee [Pub Companies], together with Appendices to the Report; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 128]; and

(2) First Special Report from the Committee [Government Response to the Eighth Report from the Committee, Session 2003-04, on The UK Automotive Industry]; to be printed [No. 129]

[Mr Martin O'Neill].

15 Transport.—Minutes of Evidence taken before the Transport Committee [Performance of London Underground]; to be printed [No. 94-i] [Mrs Gwyneth Dunwoody].

16 Treasury.—Minutes of Evidence taken before the Sub-Committee of the Treasury Committee [Excise Duty Fraud]; to be printed [No. 126-i] [Mr John McFall].

17 Work and Pensions.—Minutes of Evidence taken before the Work and Pensions Committee [Pension Credit]; to be printed [No. 43-iii] [Sir Archy Kirkwood].
Wednesday 8th December 2004

The House sitting in Westminster Hall

The sitting began at half-past Nine o'clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Gillian Merron.)

And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 4.28 p.m.]

Thursday 9th December 2004

The House met at half-past Eleven o'clock.

PRAYERS.

1 Tenth Standing Committee on Delegated Legislation,—Derek Conway reported from the Tenth Standing Committee on Delegated Legislation the draft Financial Provisions (Northern Ireland) Order 2004.

Minutes of Proceedings of the Committee to lie upon the Table.

2 Eleventh Standing Committee on Delegated Legislation,—Mr Jimmy Hood reported from the Eleventh Standing Committee on Delegated Legislation the Financial Services and Markets Act 2000 (Regulated Activities)/(Amendment) (No. 2) Order 2004 (S.I., 2004, No. 2737).

Minutes of Proceedings of the Committee to lie upon the Table.

3 Twelfth Standing Committee on Delegated Legislation,—Mr Eric Forth reported from the Twelfth Standing Committee on Delegated Legislation the draft Environmental Information Regulations 2004.

Minutes of Proceedings of the Committee to lie upon the Table.


Minutes of Proceedings of the Committee to lie upon the Table.

5 Fourteenth Standing Committee on Delegated Legislation,—Mr Martin Caton reported from the Fourteenth Standing Committee on Delegated Legislation the West Northamptonshire Development Corporation (Area and Constitution) Order 2004.

Minutes of Proceedings of the Committee to lie upon the Table.

6 Northern Ireland Grand Committee,—Janet Anderson reported from the Northern Ireland Grand Committee, That it had considered the matter of a multi-agency approach to tackling racially motivated attacks and harassment in Northern Ireland, referred to it on 24th November.

Minutes of Proceedings of the Committee to lie upon the Table.

7 Message from the Lords,—A Message was brought from the Lords, as follows:

Tax Law Rewrite Bills (Joint Committee),—The Lords communicate that they have appointed a Committee of six Lords to join with the Committee appointed by the Commons to consider Tax Law Rewrite Bills, and in particular to consider whether each Bill committed to it preserves the effect of the existing law, subject to any minor changes which may be desirable;

That the Committee have power to agree with the Commons in the appointment of a Chairman;

That the quorum of the Committee shall be two;

That the Committee have leave to report from time to time;

That the Committee have power to appoint specialist advisers;
That the Minutes of Evidence taken before the Committee from time to time shall, if the Committee think fit, be printed.

That the procedure of the Joint Committee shall follow the procedure of Select Committees of the House of Commons when such procedure differs from that of Select Committees of this House, and shall include the power of the Chairman to select Amendments.

8 Estimates Day [1st allotted day].—The House proceeded, pursuant to Resolution [6th December], to consider the Estimates appointed for consideration under Standing Order No. 145 (Liaison Committee).

Vote on Account, 2005–06 (Department for Work and Pensions).—A Motion was made, and the Question being proposed, That, for the year ending with 31st March 2006, for expenditure by the Department for Work and Pensions—

(1) resources, not exceeding £26,303,662,000, be authorised on account, for use as set out in House of Commons Paper No. 1235 of Session 2003–04, and

(2) a sum, not exceeding £26,318,077,000, be granted to Her Majesty out of the Consolidated Fund, on account, to meet the costs as so set out.—(Paul Clark.)

The Debate was concluded, and the Question necessary to dispose of the proceedings was deferred, pursuant to paragraph (4) of Standing Order No. 54 (Consideration of Estimates).

Supplementary Estimates, 2004–05 (Department for Education and Skills).—A Motion was made, and the Question being proposed, That, for the year ending with 31st March 2005, for expenditure by the Department for Education and Skills—

(1) further resources, not exceeding £448,598,000, be authorised for use as set out in House of Commons Paper No. 1234 of Session 2003–04,

(2) a further sum, not exceeding £461,594,000, be granted to Her Majesty out of the Consolidated Fund to meet the costs as so set out, and

(3) limits as so set out be set on appropriations in aid.—(Jim Fitzpatrick.)

And it being Six o’clock, the Deputy Speaker interrupted the proceedings, and the Question necessary to dispose of proceedings was deferred, pursuant to paragraph (4) of Standing Order No. 54 (Consideration of Estimates).

The Deputy Speaker, pursuant to paragraph (5) of Standing Order No. 54 (Consideration of Estimates), put the deferred Questions on Vote on Account, 2005–06, and on Supplementary Estimates, 2004–05.

8 Vote on Account, 2005–06: Department for Work and Pensions

Resolved, That, for the year ending with 31st March 2006, for expenditure by the Department for Work and Pensions—

(1) resources, not exceeding £26,303,662,000, be authorised on account, for use as set out in House of Commons Paper No. 1235 of Session 2003–04, and

(2) a sum, not exceeding £26,318,077,000, be granted to Her Majesty out of the Consolidated Fund, on account, to meet the costs as so set out.

Supplementary Estimates, 2004–05: Department for Education and Skills

Resolved, That, for the year ending with 31st March 2005, for expenditure by the Department for Education and Skills—

(1) further resources, not exceeding £448,598,000, be authorised for use as set out in House of Commons Paper No. 1234 of Session 2003–04,

(2) a further sum, not exceeding £461,594,000, be granted to Her Majesty out of the Consolidated Fund to meet the costs as so set out, and

(3) limits as so set out be set on appropriations in aid.

9 Estimates.—The Deputy Speaker then put the Questions required to be put, pursuant to paragraph (2) of Standing Order No. 55 (Questions on Voting of estimates, &c.).

Supplementary Estimates, 2004–05

Resolved, That, for the year ending with 31st March 2005—

(1) further resources, not exceeding £6,294,293,000, be authorised, for use for defence and civil services as set out in House of Commons Paper No. 1234 of Session 2003–04,

(2) a further sum, not exceeding £7,160,331,000, be granted to Her Majesty out of the Consolidated Fund, to meet the costs of defence and civil services as so set out, and

(3) limits as so set out be set on appropriations in aid.
Resolved, That, for the year ending with 31st March 2006—
(1) resources, not exceeding £131,777,005,000, be authorised, on account, for use for
defence and civil services as set out in House of Commons Papers Nos. 1235, 1236,
1237 and 1238, of Session 2003–04, and
(2) a sum, not exceeding £123,221,531,000, be granted to Her Majesty out of the
Consolidated Fund, on account, to meet the costs of defence and civil services as
so set out.

Ordered, That a Bill be brought in upon the foregoing Resolutions; And that the
Chairman of Ways and Means, Mr Chancellor of the Exchequer, Mr Paul Boateng,
Dawn Primarolo, Mr Stephen Timms and John Healey do prepare and bring it in.

10 Consolidated Fund Bill.—Dawn Primarolo accordingly presented a Bill to authorise the use
of resources for the service of the years ending with 31st March 2005 and 31st March
2006 and to apply certain sums out of the Consolidated Fund to the service of the years
ending with 31st March 2005 and 31st March 2006. And the same was read the first time;
and ordered to be read a second time on Monday 13th December and to be printed
[Bill 12].

11 Road Traffic.—A Motion was made, and the Question being put forthwith, pursuant to
Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft
Motor Vehicles (Wearing of Seat Belts) (Amendment) Regulations 2005, which were laid
before this House on 8th November, in the last Session of Parliament, be approved—
(Margaret Moran):—It was agreed to.

12 Electricity.—A Motion was made, and the Question being put forthwith, pursuant to
Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft
Electricity and Gas (Energy Efficiency Obligations) Order 2004, which was laid before
this House on 10th November, in the last Session of Parliament, be approved—
(Margaret Moran):—It was agreed to.

13 International Immunities and Privileges.—A Motion was made, and the Question being put
forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated
Legislation), That the draft International Criminal Court (Immunities and Privileges)
Order 2004, which was laid before this House on 24th November, be approved—
(Margaret Moran):—It was agreed to.

14 Turkey’s Progress Towards Accession.—A Motion was made, and the Question being put
forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That
this House takes note of European Union Document No. 13244/04 and Addenda 1 and
2 on Turkey’s progress towards accession to the European Union; and endorses the
Commission’s conclusion that Turkey has sufficiently fulfilled the Copenhagen political
criteria and its recommendation that accession negotiations should be opened—
(Margaret Moran):—It was agreed to.

15 Adjournment.—A Motion was made, and the Question being proposed, That this House do
now adjourn.—(Margaret Moran);

And the Motion having been made after Six o’clock, and the Debate having continued
for half an hour, the Deputy Speaker adjourned the House without Question put,
pursuant to the Standing Order, it being then twenty-eight minutes to Seven o’clock, till
Monday 13th December.

[Adjourned at 6.32 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

(2) draft Scotland Act 1998 (River Tweed) Order 2005; and
(3) draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.)
Order 2005
[by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Darling].

2 Local Government,—Draft Local Authorities’ Plans and Strategies (Disapplication)
(England) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr
Secretary Prescott].
3 Representation of the People.—Draft Representation of the People (Variation of Limits of Candidates’ Election Expenses) (City of London) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].

Papers subject to Negative Resolution:


5 Consumer Credit,—(1) Consumer Credit Act 1974 (Electronic Communications) Order 2004 (S.I., 2004, No. 3236); and
   (2) Consumer Credit (Enforcement, Default and Termination Notices) (Amendment) Regulations 2004 (S.I., 2004, No. 3237), dated 6th December 2004 [by Act], with Explanatory Memoranda thereon [by Command] [Ms Secretary Hewitt].

6 Disabled Persons,—(1) Rail Vehicle Accessibility (South Central Class 377/4) Exemption Order 2004 (S.I., 2004, No. 3198), dated 2nd December 2004; and
   (2) Rail Vehicle Accessibility (South West Trains Class 444 and Class 450 Vehicles) Exemption (Amendment) Order 2004 (S.I., 2004, No. 3139), dated 30th November 2004 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Darling].

7 Electricity,—Electricity (Exemption from the Requirement for a Generation Licence) (Scotland) Order 2004 (S.I., 2004, No. 3225), dated 7th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

8 Fire and Rescue Services,—Fire and Rescue Services Act 2004 (Consequential Amendments) (England) Order 2004 (S.I., 2004, No. 3168), dated 2nd December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].


10 Protection of Wrecks,—(1) Protection of Wrecks (Designation) (England) (No. 2) Order 2004 (S.I., 2004, No. 3249); and
    (2) Protection of Wrecks (Designation) (England) (No. 3) Order 2004 (S.I., 2004, No. 3243), dated 9th December 2004 [by Act], with Explanatory Memoranda thereon [by Command] [Secretary Tessa Jowell].

11 Public Passenger Transport,—Public Service Vehicle Operators (Qualifications) (Amendment) Regulations 2004 (S.I., 2004, No. 3223), dated 7th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

12 Road Traffic,—Goods Vehicle Operators (Qualifications) (Amendment) Regulations 2004 (S.I., 2004, No. 3222), dated 7th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

Other Papers:

13 Civil Contingencies,—Paper, entitled Civil Contingencies Act 2004: Consultation on the Draft Regulations and Guidance [by Command] [Cm. 6401] [Ruth Kelly].

14 Electoral Commission,—Government Responses to the Reports of the Electoral Commission on—
   (1) Delivering democracy? The future of postal voting [by Command] [Cm. 6436] [Mr Secretary Prescott]; and
   (2) Voting for change—An electoral law modernisation programme [by Command] [Cm. 6426] [Mr Christopher Leslie].

15 Government Resources and Accounts,—Combined Resource Accounts of the United Kingdom Atomic Energy Authority Superannuation Schemes for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act], to be printed [No. 97] [Mr Stephen Timms].

16 International Criminal Court,—International Criminal Court Act 2001 (Elements of Crimes) (No. 2) Regulations 2004 (S.I., 2004, No. 3239), dated 17th November 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Straw].
17 National Lottery,—Report and Accounts and Corporate Plan of the Sports Council for Wales for 2003–04 [by Act] [Mr Peter Hain].

18 Shipman Inquiry,—(1) Fifth Report: Safeguarding Patients: Lessons from the Past—Proposals for the Future; and
(2) Government Response to the Fourth Report of the Shipman Inquiry [by Command] [Cm 6394-I, -II and -III and Cm. 6434] [Mr Secretary Blunkett].

19 Treasury,—HM Treasury: Autumn Performance Report 2004 [by Command] [Cm. 6395] [Mr Paul Boateng].

20 Treaty Series (No. 49, 2004),—Protocols, done at Brussels on 26th March 2003, to the North Atlantic Treaty on the Accession of the Republic of Bulgaria, Republic of Estonia, the Republic of Latvia, the Republic of Lithuania, Romania, the Slovak Republic and the Republic of Slovenia [by Command] [Cm. 6428] [Mr Secretary Straw].

21 Work and Pensions,—Department for Work and Pensions: Autumn Performance Report 2004 [by Command] [Cm. 6397] [Mr Secretary Johnson].

APPENDIX II

Standing Committees

1 Railways Bill (Programming Sub-Committee).—The Speaker has appointed Mr Tom Harris, Mr Greg Knight, Mr Tony McNulty, Mr Khalid Mahmood, Gillian Merron, Dr John Pugh and Mr David Wilshire members of the Programming Sub-Committee of Standing Committee A in respect of the Bill.

2 Railways Bill,—The Speaker has appointed Mr David Amess and Mr Win Griffiths Chairmen of Standing Committee A in respect of the Bill.

3 The Commissioners for Revenue and Customs Bill,—The Speaker has allocated the Bill to Standing Committee E and has appointed Sir John Butterfill and Mr Alan Hurst Chairmen.

4 Income Tax (Trading and Other Income) Bill,—The Speaker has appointed Mr Joe Benton Chairman of the Second Reading Committee on the Bill.

5 Draft Agency for International Trade and Co-operation (Legal Capacities) Order 2004,—The Speaker has appointed Miss Anne Begg Chairman of the First Standing Committee on Delegated Legislation in respect of the draft Order.

6 Draft Non-Domestic Rating (Chargeable Amounts) (England) Regulations 2004,—The Speaker has appointed Derek Conway Chairman of the Second Standing Committee on Delegated Legislation in respect of the draft Regulations.

7 Government’s assessment as set out in the Pre-Budget Report for the purposes of section 5 of the European Communities (Amendment) Act 1993,—The Speaker has appointed Mr Nigel Beard Chairman of the Third Standing Committee on Delegated Legislation in respect of the Government’s assessment as set out in the Pre-Budget Report for the purposes of section 5 of the European Communities (Amendment) Act 1993.

8 Draft Information and Consultation of Employees Regulations 2004,—The Speaker has appointed Mr Jonathan Sayeed Chairman of the Fourth Standing Committee on Delegated Legislation in respect of the draft Regulations.

9 Financial Services and Markets Act 2000 (Regulated Activities) (Amendment) (No. 2) Order 2004 (S.I., 2004, No. 2737),—The Committee of Selection has discharged Mr David Kidney, Mr Greg Pope and Joyce Quin from the Eleventh Standing Committee on Delegated Legislation (nominated in respect of the Order) and nominated in substitution Mr Mike Hall, Linda Perham and Lawrie Quinn.

10 Draft Environmental Information Regulations 2004,—The Committee of Selection has discharged Tony Cunningham and Mr James Plaskitt from the Twelfth Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Alan Keen and Chris Ruane.

11 West Northamptonshire Development Corporation (Area and Constitution) Order 2004,—The Committee of Selection has discharged John Cryer from the Fourteenth Standing Committee on Delegated Legislation (nominated in respect of the Order) and nominated in substitution Mr Tony Clarke.

12 Draft Institute of Trade Mark Attorneys Order 2004,—The Speaker has appointed Mr Kevin Hughes Chairman of the Fifteenth Standing Committee on Delegated Legislation in respect of the draft Order.
European Standing Committees

13 The Speaker has appointed Mrs Irene Adams Chairman of European Standing Committee A in respect of European Union Document No. 11491/04 on Common Agricultural Policy—reform of the Sugar Sector.

14 The Speaker has appointed Mr Bill O’Brien Chairman of European Standing Committee B in respect of European Union Document No. 15130/04 on Procedure for the Adoption of Measures Relating to Visas, Asylum and Immigration.

APPENDIX III

Reports from Select Committees

1 Health,—Minutes of Evidence taken before the Health Committee [The Prevention of Venous Thromboembolism in Hospitalised Patients]; to be printed [No. 99-i] [Mr David Hinchcliffe].

2 Public Administration,—(1) Minutes of Evidence taken before the Select Committee on Public Administration [Government by Inquiry], to be printed [No. 51-i];
   (2) Memoranda laid before the Committee [Government by Inquiry], to be printed [No. 51-II]; and
   (3) Memoranda laid before the Committee [Choice, Voice and Public Services]; to be printed [No. 49-II]
   [Tony Wright].

3 Treasury,—Minutes of Evidence taken before the Committee [2004 Pre-Budget Report], to be printed [No. 138-i] [Mr John McFall].

[No. 11; WH, No. 4]

Thursday 9th December 2004.

The House sitting in Westminster Hall

The sitting began at half-past Two o’clock.

Adjournment (Restoring confidence in long-term savings—Fifth and Eighth Reports from the Treasury Committee and published Memoranda, Session 2003–04, and the Government’s responses thereto),—Resolved, That the sitting be now adjourned.—(Derek Twigg.)

And accordingly the sitting was adjourned till Tuesday 14th December.

[Adjourned at 4.29 p.m.]
PRAYERS.

1 First Standing Committee on Delegated Legislation,—Miss Anne Begg reported from the First Standing Committee on Delegated Legislation the draft Agency for International Trade Information and Cooperation (Legal Capacities) Order 2004.

Minutes of Proceedings of the Committee to lie upon the Table.

2 Second Standing Committee on Delegated Legislation,—Derek Conway reported from the Second Standing Committee on Delegated Legislation the draft Non-Domestic Rating (Chargeable Amounts) (England) Regulations 2004.

Minutes of Proceedings of the Committee to lie upon the Table.

3 Fifteenth Standing Committee on Delegated Legislation,—Mr Kevin Hughes reported from the Fifteenth Standing Committee on Delegated Legislation the draft Institute of Trade Mark Attorneys Order 2004.

Minutes of Proceedings of the Committee to lie upon the Table.

4 European Standing Committee B,—Mr Bill O’Brien reported from European Standing Committee B the following Resolution:

That the Committee takes note of European Union Document No. 15130/04 and Corrigendum 1; notes that the draft Council Decision is one of the final steps in the arrangements to move asylum and immigration measures to QMV and co-decision, as agreed at Amsterdam and Nice; and supports the Government’s position that the procedure will provide for more efficient decision-making in the Council.

Resolution to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the Table.

5 Child Benefit Bill,—Mr Chancellor of the Exchequer, supported by Mr Secretary Clarke, Mr Paul Boateng, Mr Secretary Johnson, Dawn Primarolo, Mr Stephen Timms and John Healey, presented (under Standing Order No. 50 (Procedure upon bills whose main object is to create a charge upon the public revenue)) a Bill to make provision for and in connection with altering the descriptions of persons in respect of whom a person may be entitled to child benefit: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 13].

Ordered, That the Explanatory Notes relating to the Child Benefit Bill be printed [Bill 13–EN].

6 Opposition Day [1st allotted day],—It being an allotted day at the disposal of the Leader of the Opposition in pursuance of Standing Order No. 14 (Arrangement of public business), the House proceeded to consider Opposition business.

School Discipline,—A Motion was made, and the Question being proposed, That this House notes that the vast majority of pupils are well-behaved and eager to learn but is concerned that their ability to do so is increasingly undermined by a disruptive minority; regrets the fact that an assault takes place on a teacher every seven minutes, as reported by teaching unions; further notes that incidents involving poor behaviour, intimidation, violence, guns and drugs in schools are all increasing; depletes the announcement by the Government that it will force every state school, irrespective of the wishes of its head teacher, to take a share of pupils with disruptive or even violent backgrounds; believes that head teachers should be given, unequivocally, the final say on expulsions by abolishing independent appeals panels; calls for a six-fold increase in the number of places to be provided for high-quality, intensive but separate education of those whose behavioural difficulties make them unsuitable for inclusion in mainstream schools; is confident that the ability of teachers to exercise discipline would be greatly enhanced by protecting them from the fear of false allegations of abuse, and urges swift legislation to guarantee anonymity for teachers facing accusations at least up to the point where a formal criminal charge is brought; recognises that teachers, parents and pupils all, overwhelmingly, want to see stronger action on discipline and have the right to expect it, and consequently, further believes that it is time for the rights of the majority of pupils, parents and teachers to be given greater weight—(Mr Tim Collins).

An Amendment was proposed to the Question, in line 2, to leave out from the word ‘House’ to the end of the Question and add the words ‘welcomes the high priority the Government gives to improving behaviour and discipline in schools; supports Government measures to promote positive behaviour by empowering headteachers to deal with badly behaved pupils; celebrates the success that is evident, including attendance being at its highest ever level and Ofsted reporting behaviour satisfactory or
better in 99 per cent. of primary schools and 95 per cent. of secondary schools, affirms the Government’s commitment to tackle problems that remain; further supports the Government’s reform of exclusions to strengthen the power of headteachers; deprecates attempts to destroy that system, which would expose headteachers to litigation; welcomes the fact that headteachers, local education authorities and staff are endorsing Government plans for Foundation Partnerships which help schools co operate to put pupils back on the right track; notes that capacity of pupil referral units has almost doubled under this Government to 13,000 places; considers that to multiply this capacity by six would not represent cost effective spending on behaviour; deprecates the suggestion that privatised borstals are the answer to every problem; endorses the action that the Government is taking to keep drugs and knives out of schools; further endorses the Government’s drive to ensure that parents play their part in ensuring that children attend school regularly and behave well; further supports the Government’s reforms for dealing with allegations against teachers swiftly and fairly; and agrees with the Government that no pupil has the right to disrupt the education of others and that every pupil, not just the few, should have the opportunity to succeed in life and to contribute.’, instead thereof.— (Mr Stephen Twigg)

And the Question being put, That the original words stand part of the Question;

The House divided.

Tellers for the Ayes, Mr David Ruffley, Mr Crispin Blunt: 134.

Tellers for the Noes, Margaret Moran, Derek Twigg: 290.

So the Question was negatived.

And the Question, That the proposed words be there added, being put forthwith, pursuant to Standing Order No. 31 (Questions on amendments):—It was agreed to.

Resolved, That this House welcomes the high priority the Government gives to improving behaviour and discipline in schools; supports Government measures to promote positive behaviour by empowering headteachers to deal with badly behaved pupils; celebrates the success that is evident, including attendance being at its highest ever level and Ofsted reporting behaviour satisfactory or better in 99 per cent. of primary schools and 95 per cent. of secondary schools; affirms the Government’s commitment to tackle problems that remain; further supports the Government’s reform of exclusions to strengthen the power of headteachers; deprecates attempts to destroy that system, which would expose headteachers to litigation; welcomes the fact that headteachers, local education authorities and staff are endorsing Government plans for Foundation Partnerships which help schools co operate to put pupils back on the right track; notes that capacity of pupil referral units has almost doubled under this Government to 13,000 places; considers that to multiply this capacity by six would not represent cost effective spending on behaviour; deprecates the suggestion that privatised borstals are the answer to every problem; endorses the action that the Government is taking to keep drugs and knives out of schools; further endorses the Government’s drive to ensure that parents play their part in ensuring that children attend school regularly and behave well; further supports the Government’s reforms for dealing with allegations against teachers swiftly and fairly; and agrees with the Government that no pupil has the right to disrupt the education of others and that every pupil, not just the few, should have the opportunity to succeed in life and to contribute.

Family Justice.—A Motion was made, and the Question being proposed, That this House, upon the separation of parents, priority should be given to the interests of the children; believes that it is in the best interests of all children for both parents to be fully involved in their upbringing and hence that separated parents should each have a legal presumption of reasonable contact with their children, except where a child’s safety would be at risk, so that children are able to benefit from being parented by both their parents, as well as from contact with any grandparents and extended family members able and willing to play a role in their upbringing; regrets the Government’s opposition to such a legal presumption, which will lead to yet more children being denied access to both their parents and their extended families; views with concern the Government’s failure to implement the Early Intervention Project; and calls on the Government to replace the legal term ‘contact’ with ‘parenting time’, to introduce a legal presumption of co-parenting and to introduce early intervention in parental separation, with court-backed mediation and guidelines on parenting time.—(Mrs Theresa May);

An Amendment was proposed to the Question, in line 2, to leave out from the word ‘House’ to the end of the Question and add the words ‘believes that, on the separation of parents, the welfare of the children should be the paramount consideration in any family court proceedings concerning the upbringing of a child, and recognises that children benefit from a meaningful relationship with both parents after separation, so long as it is safe; congratulates the Government on the proposals in its consultation document Parental Separation: Children’s Needs and Parents’ Responsibilities, which
addresses the realities of the reform that is needed in family justice, including its commitment to legislate to improve facilitation of contact and enforcement of contact orders; notes that the use of the term 'parenting time' in place of 'contact' fails to recognise the important role of the extended family, including children's siblings, in children's upbringing and that contact orders are not only made in relation to parents; and deeply regrets the official Opposition's view that any presumption is needed in law beyond the principle that the welfare of the child is paramount'. instead thereof.— (Margaret Hodge.)

And the Question being put, That the original words stand part of the Question;

The House divided.

Tellers for the Ayes, Mr David Ruffley, Mr Crispin Blunt: 168.

Tellers for the Noes, Paul Clark, Margaret Moran: 283.

So the Question was negatived.

And the Question, That the proposed words be there added, being put forthwith, pursuant to Standing Order No. 31 (Questions on amendments)—It was agreed to.

The Speaker forthwith declared the Main Question, as amended, to be agreed to.

Resolved, That this House believes that, on the separation of parents, the welfare of the children should be the paramount consideration in any family court proceedings concerning the upbringing of a child, and recognises that children benefit from a meaningful relationship with both parents after separation, so long as it is safe; congratulates the Government on the proposals in its consultation document Parental Separation: Children’s Needs and Parents’ Responsibilities, which addresses the realities of the reform that is needed in family justice, including its commitment to legislate to improve facilitation of contact and enforcement of contact orders; notes that the use of the term ‘parenting time’ in place of ‘contact’ fails to recognise the important role of the extended family, including children’s siblings, in children’s upbringing and that contact orders are not only made in relation to parents; and deeply regrets the official Opposition’s view that any presumption is needed in law beyond the principle that the welfare of the child is paramount.

7 Consolidated Fund Bill,—The Order of the day being read, for the Second Reading of the Consolidated Fund Bill;

And a Motion being made, and the Question being put forthwith pursuant to Standing Order No. 56 (Consolidated Fund Bills), That the Bill be now read a second time:—It was agreed to.

The Bill was accordingly read a second time.

And the Question being put forthwith, That the Bill be now read the third time:—It was agreed to.

The Bill was accordingly read the third time, and passed.

8 Criminal Law,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Criminal Justice Act 2003 (Categories of Offences) Order 2004, which was laid before this House on 15th November, in the last Session of Parliament, be approved—(Mr Jim Murphy):—It was agreed to.

9 Social Security,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Social Security, Child Support and Tax Credits (Decisions and Appeals) Amendment Regulations 2004, which were laid before this House on 11th November, in the last Session of Parliament, be approved—(Mr Jim Murphy):—It was agreed to.

10 Social Security,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Child Benefit and Guardian’s Allowance (Decisions and Appeals) (Amendment) Regulations 2004, which were laid before this House on 16th November, in the last Session of Parliament, be approved—(Mr Jim Murphy):—It was agreed to.

11 Building Societies,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Building Societies Act 1986 (International Accounting Standards and Other Accounting Amendments) Order 2004, which was laid before this House on 11th October, in the last Session of Parliament, be approved—(Mr Jim Murphy):—It was agreed to.
12 Flood Risk Management—Flood Prevention, Protection and Mitigation,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Document No. 11422/04, Commission Communication on Flood risk management—Flood prevention, protection and mitigation; and supports the Government’s view that cooperation and sharing of good practice with other EU Member States on the issue of flood risk management will be of benefit to the United Kingdom—(Mr Jim Murphy):—

It was agreed to.

13 Information,—Ordered, That Jim Sheridan be discharged from the Information Committee and Chris Mole be added.—(Mr John McWilliam, on behalf of the Committee of Selection.)

14 Public Petitions,—Public Petitions from—

(1) supporters of Stop Gateway College Expansion against the expansion of Gateway College in Leicester, and

(2) supporters of the campaign to restrict fireworks to licensed displays for changes to legislation that would restrict the use of fireworks were presented and read, and ordered to lie upon the Table and to be printed.

15 Adjournment,—Resolved, That this House do now adjourn.—(Mr Jim Murphy.)

And accordingly, the House, having continued to sit till thirteen minutes to Eleven o’clock, adjourned till to-morrow.

[Adjourned at 10.47 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers delivered to the Votes and Proceedings Office on Friday 10th December 2004 pursuant to Standing Order No. 159 (Presentation of statutory instruments):

Papers subject to Negative Resolution:

1 Agriculture,—Feeding Stuffs (Safety Requirements for Feed for Food-Producing Animals) Regulations 2004 (S.I., 2004, No. 3254), dated 9th December 2004 [Mr Secretary Reid].


3 Companies,—Companies (1986 Order) (International Accounting Standards and Other Accounting Amendments) Regulations (Northern Ireland) 2004 (S.R. (N.I.), 2004, No. 496), dated 2nd December 2004, with an Explanatory Memorandum [Mr Secretary Murphy].

4 Environmental Protection,—(1) Controls on Pentabromodiphenyl Ether and Octabromodiphenyl Ether (No. 2) Regulations 2004 (S.I., 2004, No. 3278), dated 9th December 2004;

(2) Joint Municipal Waste Management Strategies (Disapplication of Duties) (England) Regulations 2004 (S.I., 2004, No. 3242), dated 8th December 2004; and

(3) Pollution Prevention and Control (England and Wales) (Amendment) and Connected Provisions Regulations 2004 (S.I., 2004, No. 3276), dated 9th December 2004, with Explanatory Memoranda thereon [Secretary Margaret Beckett].

5 Fireworks,—Fireworks (Amendment) Regulations 2004 (S.I., 2004, No. 3262), dated 8th December 2004, with an Explanatory Memorandum [Ms Secretary Hewitt].

6 Food,—General Food Regulations 2004 (S.I., 2004, No. 3279), dated 9th December 2004 [Mr Secretary Reid].


8 Immigration,—Immigration (Claimant’s Credibility) Regulations 2004 (S.I., 2004, No. 3263), dated 8th December 2004, with an Explanatory Memorandum [Mr Secretary Blunkett].


(4) Finance Act 2004, Sections 38 to 45 and Schedule 6 (Consequential Amendment of Enactments No. 2) Order 2004 (S.I., 2004, No. 3269), dated 9th December 2004, with an Explanatory Memorandum [Dawn Primarolo];


(7) Insurance Companies (Reserves) (Tax) (Amendment) Regulations 2004 (S.I., 2004, No. 3260), dated 9th December 2004, with an Explanatory Memorandum [Mr Stephen Timms];


(9) Loan Relationships and Derivative Contracts (Disregard and Bringing into Account of Profits and Losses) Regulations 2004 (S.I., 2004, No. 3256), dated 9th December 2004, with an Explanatory Memorandum [Dawn Primarolo];

(10) Overseas Insurers (Tax Representatives) (Amendment) Regulations 2004 (S.I., 2004, No. 3272), dated 10th December 2004, with an Explanatory Memorandum [Mr Stephen Timms]; and


12 Medicines,—(1) Medicines (Marketing Authorisations and Miscellaneous Amendments) Regulations 2004 (S.I., 2004, No. 3224), dated 7th December 2004, and

(2) Medicines (Pharmacies) (Applications for Registration and Fees) Amendment Regulations 2004 (S.I., 2004, No. 3197), dated 3rd December 2004 [Mr Secretary Reid].

13 Police,—Police (Amendment) Regulations 2004 (S.I., 2004, No. 3216), dated 7th December 2004, with an Explanatory Memorandum [Mr Secretary Blunkett].


15 Road Traffic,—(1) Motor Cars (Driving Instruction) (Amendment) (No. 2) Regulations 2004 (S.I., 2004, No. 3159), dated 29th November 2004;

(2) Motorways Traffic (England and Wales) (Amendment) Regulations 2004 (S.I., 2004, No. 3258), dated 9th December 2004; and

(3) Motorways Traffic (Scotland) (Amendment) (No. 2) Regulations 2004 (S.I., 2004, No. 3261), dated 9th December 2004, with Explanatory Memoranda thereon [Mr Secretary Darling].


Papers presented or laid upon the Table on Monday 13th December 2004:

Papers subject to Negative Resolution:


20 National Health Service,—National Health Service (General Medical Services Contracts) (Prescription of Drugs etc.) (Amendment) Regulations 2004 (S.I., 2004, No. 3215), dated 7th December 2004 [by Act] [Mr Secretary Reid].

Other Papers:

21 Cabinet Office,—Cabinet Office: Autumn Performance Report 2004 [by Command] [Cm. 6414] [Ruth Kelly].

22 National Audit,—Report by the Comptroller and Auditor General on Skills for Life: Improving adult literacy and numeracy [by Act]; to be printed [No. 20] [Clerk of the House].

23 National Lottery,—Account of the Sports Council for Northern Ireland Lottery Distribution for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 143] [Clerk of the House].

24 School Standards and Framework,—Account of Gloucester Education Action Zone for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 127] [Clerk of the House].

APPENDIX II

Standing Committees

1 Income Tax (Trading and Other Income) Bill,—The Committee of Selection has discharged Ms Debra Shipley from the Second Reading Committee (nominated in respect of the Bill) and nominated in substitution Lorna Fitzsimons.

European Standing Committees

2 The Speaker has appointed Mr Eric Forth Chairman of European Standing Committee A in respect of European Union Document No. 11491/04 on Common Agricultural Policy—reform of the Sugar Sector in place of Mrs Irene Adams.

APPENDIX III

Reports from Select Committees

1 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Every Child Matters]; to be printed [No. 40-ii] [Mr Barry Sheerman].

2 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—Minutes of Evidence taken before the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Urban Affairs Sub-Committee [The Role and Effectiveness of the Commission for Architecture and the Built Environment]; to be printed [No. 59-i] [Clive Betts].

3 Public Accounts,—(1) First Report from the Committee of Public Accounts [The management of sickness absence in the Prison Service]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 146]; and (2) Minutes of Evidence taken before the Committee [Reducing Crime: the Home Office working with Crime and Disorder Reduction Partnerships]; to be printed [No. 147-i] [Mr Edward Leigh]

THE SPEAKER’S CERTIFICATE

The Speaker certified that the Consolidated Fund Bill is a Money Bill within the meaning of the Parliament Act 1911.
The House met at half-past Eleven o’clock.

PRAYERS.

1 Regulatory Reform,—Mr Peter Pike reported from the Regulatory Reform Committee the following Resolution:

That the proposal for the Regulatory Reform (Prison Officers) (Industrial Action) Order 2004, which was laid before the House on 18th October, should be amended before a draft Order is laid before the House.

2 Income Tax (Trading and Other Income) Bill,—Mr Joe Benton reported from the Second Reading Committee on the Income Tax (Trading and Other Income) Bill, That it had come to the following Resolution, which it had directed him to report to the House: That the Committee recommends that the Income Tax (Trading and Other Income) Bill ought to be read a second time.

Report to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the Table.

3 Mental Capacity Bill (Programme) (No. 3),—Ordered, That the Order of 11th October 2004 (Mental Capacity Bill (Programme)) (as amended by the Order of 12th October 2004 (Mental Capacity Bill (Programme) (No. 2)) be varied as follows—

<table>
<thead>
<tr>
<th>Consideration and Third Reading</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Paragraphs 4 and 5 of the Order of 11th October 2004 shall be omitted.</td>
</tr>
<tr>
<td>2. The proceedings shown in the first column of the following table shall (so far as not previously concluded) be brought to a conclusion at the time specified in the second column—</td>
</tr>
<tr>
<td>New Clauses relating to life-sustaining treatment and best interests</td>
</tr>
<tr>
<td>New Clauses relating to research and to independent consultees</td>
</tr>
<tr>
<td>Remaining proceedings on consideration</td>
</tr>
<tr>
<td>3. Proceedings on Third Reading shall, so far as not previously concluded, be brought to a conclusion at 7 p.m. on that day.—(Mr David Lammy.)</td>
</tr>
</tbody>
</table>

4 Mental Capacity Bill,—The House, according to Order, proceeded to consider the Mental Capacity Bill.

A Clause (NC1) (Excluded decisions)—(Jim Dobbin)—brought up, and read the first time.

Question proposed, That the Clause be read a second time.

And it being half-past Three o’clock, the Deputy Speaker put the Question, pursuant to Order [this day].

The House divided.

Tellers for the Ayes, Miss Ann Widdecombe, Ann Winterton: 203.

Tellers for the Noes, Mr Nick Ainger, Paul Clark: 297.

The Deputy Speaker then put the Question on a new Clause selected for separate decision.

Another Clause (NC2) (Excluded decisions (No. 2))—(Ann Winterton)—brought up.

Question put, That the Clause be added to the Bill.

The House divided.

Tellers for the Ayes, Ann Winterton, Mr Kerry Pollard: 198.

Tellers for the Noes, Mr Nick Ainger, Paul Clark: 296.

Another Clause (NC3) (Non-therapeutic procedures)—(Mr Kevin Barron)—brought up, and read the first time.

Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.

Another Clause (NC5) (Appointment of Independent Advocates (No. 2))—(Paul Holmes)—brought up, and read the first time.
Question proposed, That the Clause be read a second time.
And it being half-past Five o’clock, the Deputy Speaker put the Question.
The House divided.
Tellers for the Ayes, Richard Younger-Ross, Bob Russell: 106.
Tellers for the Noes, Mr Nick Ainger, Paul Clark: 345.
Amendments (Nos. 3 and 4) made to the Bill.
Another Amendment (No. 1) proposed to the Bill, in page 2, line 41, at the end, to insert the words—
‘(3A) Where the determination concerns or affects the person’s personal welfare, he must consider the person’s life and health as basic to that welfare.’.—(Mr Iain Duncan Smith.)
Question put, That the Amendment be made.
The House divided.
Tellers for the Ayes, Miss Ann Widdecombe, Andrew Rosindell: 174.
Tellers for the Noes, Mr Nick Ainger, Paul Clark: 326.
Another Amendment (No. 2) proposed to the Bill, in page 3, line 3, at the end, to insert the words—
‘(4A) He must, where the determination relates to life-sustaining treatment, begin by assuming that it will be in the person’s best interests for his life to continue.’.—(Mr George Howarth.)
Question proposed, That the Amendment be made.
Amendment (a) made to the proposed Amendment, in line 2, by leaving out the word ‘best’.—(Mr David Lammy.)
Proposed Amendment, as amended, made to the Bill.
It being Six o’clock, the Deputy Speaker put the Questions on Amendments selected for separate decision.
Another Amendment (No. 32) proposed to the Bill, in page 14, line 10, to leave out Clause No. 24.—(Dr Brian Iddon.)
Question put, That the Amendment be made.
The House divided.
Tellers for the Ayes, Miss Ann Widdecombe, Ann Winterton: 110.
Tellers for the Noes, Mr Tom Watson, Mr Vernon Coaker: 366.
Another Amendment (No. 43) proposed to the Bill, in page 17, line 24, at the end, to insert the words—
‘(c) be in the best interests of P.’.—(Mr Dominic Grieve.)
Question put, That the Amendment be made.
The House divided.
Tellers for the Ayes, Mr Paul Goodman, Mr Adrian Flook: 148.
Tellers for the Noes, Mr Tom Watson, Mr Vernon Coaker: 321.
The Deputy Speaker then put the Question on the remaining Amendments moved by a Minister of the Crown.
Other Amendments (Nos. 5, 37, 38, 6 to 25, 39 and 26 to 31) made to the Bill.
A Motion was made, and the Question being proposed, That the Bill be now read the third time;
And it being Seven o’clock, the Deputy Speaker put the Question, pursuant to Order [this day].
The House divided.
Tellers for the Ayes, Mr Jim Murphy, Jim Fitzpatrick: 354.
Tellers for the Noes, Miss Ann Widdecombe, Ann Winterton: 118.
So the Question was agreed to.
The Bill was accordingly read the third time, and passed.

5 Freedom of Information,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Freedom of Information (Removal and Relaxation of Statutory Prohibitions on Disclosure of Information) Order 2004, which was laid before this House on 4th November, in the last Session of Parliament, be approved—(Derek Twigg)—It was agreed to.
6 Freedom of Information.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Freedom of Information (Time for Compliance with Request) Regulations 2004, which were laid before this House on 4th November, in the last Session of Parliament, be approved—(Derek Twigg):—It was agreed to.

7 Legal Services.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Institute of Trade Mark Attorneys Order 2004, which was laid before this House on 3rd November, in the last Session of Parliament, be approved—(Derek Twigg):—It was agreed to.

8 Freedom of Information.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Environmental Information Regulations 2004, which were laid before this House on 27th October, in the last Session of Parliament, be approved—(Derek Twigg):—It was agreed to.

9 Urban Development.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the West Northamptonshire Development Corporation (Area and Constitution) Order 2004, dated 4th May 2004, a copy of which was laid before this House on 13th May, in the last Session of Parliament, be approved—(Derek Twigg):—It was agreed to.

10 Financial Services and Markets.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the Financial Services and Markets Act 2000 (Regulated Activities) (Amendment) (No. 2) Order 2004 (S.I., 2004, No. 2737), dated 16th November 2004, a copy of which was laid before this House on 16th November, in the last Session of Parliament, be approved—(Derek Twigg):—It was agreed to.

11 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Financial Provisions (Northern Ireland) Order 2004, which was laid before this House on 25th November, be approved—(Derek Twigg):—It was agreed to.

12 International Immunities and Privileges.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Agency for International Trade Information and Co-operation (Legal Capacities) Order 2004, which was laid before this House on 16th September, in the last Session of Parliament, be approved—(Derek Twigg):—It was agreed to.

13 Non-Domestic Rating.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Non-Domestic Rating (Chargeable Amounts) (England) Regulations 2004, which were laid before this House on 2nd December, be approved—(Derek Twigg):—It was agreed to.

14 Procedure for the Adoption of Measures Relating to Visas, Asylum and Immigration.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Document No. 15130/04, and Corrigendum 1; notes that the draft Council Decision is one of the final steps in the arrangements to move asylum and immigration measures to QMV and co-decision, as agreed at Amsterdam and Nice; and supports the Government's position that the procedure will provide for more efficient decision-making in the Council—(Derek Twigg):—It was agreed to.

15 Public Petitions.—A Public Petition from Anne Crabtree and other pensioners for the retention of the order book system for paying pensions was presented and read; and ordered to lie upon the Table and to be printed.

16 Public Petitions.—Public Petitions from—

(1) members of the Bromley Baptist Church against the proposed deportation of Adela Nawaki and Mohammed Yasin Nawaki; and

(2) residents of Crown Rue, Maesteg, South Wales, for a meeting regarding the safety of the culvert alongside Crown Rise

were presented, and ordered to lie upon the Table and to be printed.

17 Adjournment.—Resolved, That this House do now adjourn.—(Derek Twigg.)

And accordingly, the House, having continued to sit till sixteen minutes to Eight o'clock, adjourned till to-morrow.
APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Representation of the People,—Draft Parliamentary Constituencies (Scotland) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

Papers subject to Negative Resolution:

2 Fire and Rescue Services,—Fire and Rescue Services (National Framework) (England) Order 2004 (S.I., 2004, No. 3217), dated 7th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].

3 Non-Domestic Rating,—Non-Domestic Rating (Small Business Rate Relief) (England) Order 2004 (S.I., 2004, No. 3315), dated 14th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].

4 Road Traffic,—(1) Road Traffic (Permitted Parking Area and Special Parking Area) (County of Hertfordshire) (District of East Hertfordshire) Order 2004 (S.I., 2004, No. 3310); and (2) Road Vehicles (Registration and Licensing) (Amendment) (No. 5) Regulations 2004 (S.I., 2004, No. 3298), dated 9th December 2004 [by Act], with Explanatory Memorandum thereon [by Command] [Mr Secretary Darling].

Other Papers:

5 Air Force Constitution,—Amendment to the Rates of Pay, Bounties and Allowances of the Royal Air Force Reserve and Royal Auxiliary Air Force [by Act] [Mr Secretary Hoon].

6 Boundary Commission for Scotland,—Fifth Periodical Report of the Boundary Commission for Scotland [by Command] [Cm. 6427] [Mr Secretary Darling].

7 Foreign and Commonwealth Office,—Foreign and Commonwealth Office: Autumn Performance Report 2004 [by Command] [Cm. 6409] [Mr Secretary Straw].

8 Health,—Department of Health: Autumn Performance Report 2004 [by Command] [Cm. 6417] [Mr Secretary Reid].

9 Law Commission,—Report of the Law Commission, entitled Towards a Compulsory Purchase Code: (2) Procedure Final Report [by Command] [Cm. 6406] [Mr Christopher Leslie].

10 Police (Northern Ireland),—Twelfth Report of the Oversight Commissioner [by Act] [Secretary Paul Murphy].

APPENDIX II

Standing Committees

Railways Bill.—The Speaker has appointed Mr Eric Forth as an additional Chairman of Standing Committee A in respect of the Bill.

APPENDIX III

Reports from Select Committees

1 Constitutional Affairs,—Minutes of Evidence taken before the Constitutional Affairs Committee [Family Justice: The operation of the family courts], to be printed [No. 116-11] [Mr A. J. Beith].

2 Culture, Media and Sport,—Minutes of Evidence taken before the Culture, Media and Sport Committee [Public Libraries], to be printed [No. 81-11] [Sir Gerald Kaufman].

3 Environment, Food and Rural Affairs,—Minutes of Evidence taken before the Sub-Committee on The Future for UK Fishing of the Environment, Food and Rural Affairs Committee [The Future for UK Fishing], to be printed [No. 122-11] [Mr Michael Jack].

4 Environmental Audit,—Minutes of Evidence taken before the Environmental Education Sub-Committee of the Environmental Audit Committee [Environmental Education: Follow-up to the Learning the Sustainability Lesson Inquiry], to be printed [No. 84-11] [Mr Peter Ainsworth].

5 Foreign Affairs,—Minutes of Evidence taken before the Foreign Affairs Committee [Foreign Policy Aspects of the War against Terrorism], to be printed [No. 36-11] [Mr Donald Anderson].
6 Home Affairs,—(1) Minutes of Evidence taken before the Home Affairs Committee [Terrorism and Community Relations]; to be printed [No. 165-i]; and
   (2) Memoranda laid before the Committee [Terrorism and Community Relations]; to be printed [No. 165-II]
   [Mr John Denham].

7 International Development,—(1) First Special Report from the International Development Committee [Government Response to the Sixth Report from the Committee, Session 2003-04, on Migration and Development: How to make migration work for poverty reduction]; to be printed [No. 163]; and
   (2) Part of the Minutes of Evidence taken before the Committee [Darfur, Sudan: Crisis, Response and Lessons]; to be printed [No. 67-ii]
   [Tony Baldry].

8 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—(1) First Report from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [The Draft Regional Assemblies Bill], with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 62-I];
   (2) Second Report from the Committee [The Work of the Committee in 2004], with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 149]; and
   (3) Minutes of Evidence taken before the Committee [Homelessness]; to be printed
   [No. 61-iii]
   [Andrew Bennett].

9 Public Accounts,—(1) Second Report from the Committee of Public Accounts [Tackling cancer in England: saving more lives], to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 166]; and
   (2) Minutes of Evidence taken before the Committee [Department of Health—Reforming NHS Dentistry: Ensuring effective management of risks]; to be printed [No. 167-i]
   [Mr Edward Leigh].

10 Public Administration,—Minutes of Evidence taken before the Select Committee on Public Administration [Government by Inquiry?]; to be printed [No. 51-ii] [Tony Wright].

11 Regulatory Reform,—Third Report from the Regulatory Reform Committee [Proposal for the Regulatory Reform (Prison Officers) (Industrial Action) Order 2004], to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 148] [Mr Peter Pike].

12 Statutory Instruments,—Third Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-ii] [Mr David Tredinnick].

13 Trade and Industry,—Minutes of Evidence taken before the Trade and Industry Committee [The Competitiveness of the UK Aerospace Industry: Crown Post Offices]; to be printed [Nos. 151-i and 91-ii] [Mr Martin O’Neill].

14 Treasury,—Minutes of Evidence taken before the Treasury Committee [The 2004 Pre-Budget Report]; to be printed [No. 138-i] [Mr John McFall].
Wednesday 15th December 2004.

The House met at half-past Eleven o’clock.

PRAYERS.

1 Queen’s Speech (Answer to Address),—The Vice-Chamberlain of the Household reported to the House, That Her Majesty, having been attended with its Address of 1st December, was pleased to receive the same very graciously and give the following Answer:

I have received with great satisfaction the dutiful and loyal expression of your thanks for the speech with which I opened the present Session of Parliament.

2 Income Tax,—The Vice-Chamberlain of the Household reported to the House, That its Address of 8th December had been presented to Her Majesty; and that Her Majesty had been pleased to receive the same very graciously and to give the following Answer:

I have received your Address praying that the Double Taxation Relief (Taxes on Income) (Georgia) Order 2004 be made in the form of the draft laid before your House on 17th November, in the last Session of Parliament.

I will comply with your request.

3 Third Standing Committee on Delegated Legislation,—Mr Nigel Beard reported from the Third Standing Committee on Delegated Legislation the Government’s Assessment as set out in the Pre-Budget Report for the purposes of section 5 of the European Communities (Amendment) Act 1993.

Minutes of Proceedings of the Committee to lie upon the Table.

4 European Standing Committee A,—Mr Eric Forth reported from European Standing Committee A the following Resolution:

That the Committee takes note of European Union Document No. 11491/04, Commission Communication on accomplishing a sustainable agricultural model for Europe through the reformed Common Agricultural Policy—sugar sector reform; and supports the Government’s objective of achieving a more sustainable, market-based approach, in line with the reforms already agreed in June 2003 and April 2004 in other sectors, and consistent with the EU’s wider trade and development objectives.

Resolution to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the Table.

5 Criminal Defence Service Bill,—Mr David Lammy, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Blunkett, Mr Peter Hain and Mr Christopher Leslie, presented a Bill to make provision about representation funded as part of the Criminal Defence Service: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 14].

Ordered, That the Explanatory Notes relating to the Criminal Defence Service Bill be printed [Bill 14–EN].

6 Transport (Wales) Bill,—Mr Peter Hain, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Blunkett, Mr Secretary Darling, Mr Secretary Murphy, Ms Secretary Hewitt, Mr Paul Boateng, Ruth Kelly, Mr David Lammy and Mr Don Touhig, presented a Bill to make provision about transport to, from and within Wales: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 15].

Ordered, That the Explanatory Notes relating to the Transport (Wales) Bill be printed [Bill 15–EN].

7 Adjournment (European affairs),—A Motion was made, and the Question being proposed, That this House do now adjourn—(Mr Jim Murphy); The Motion was, with leave of the House, withdrawn.

8 Public Petitions,—Public Petitions from—

(1) constituents of Rochdale and others for consideration of the implications of the proposed cancellation of the Manchester Metrolink extension;

(2) parents, pupils, teachers and governors of Draycott Manor School, Staffordshire, against proposals to close the School;

(3) parents, pupils, teachers and governors of St Mildred’s School, Whiston, Staffordshire, against proposals to close the School; and
APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Contracting Out,—Draft Local Authorities (Contracting Out of BID Levy Billing, Collection and Enforcement Functions) Order 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].

Papers subject to Negative Resolution:

2 Health Care and Associated Professions,—Health Professions Council (Election Scheme) Rules Order of Council 2004 (S.I., 2004, No. 3318), dated 17th November 2004 [by Statutory Instrument], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].

Other Papers:

3 Defence,—Ministry of Defence Minute, dated 15th December 2004, concerning the gifting of military equipment to the Iraqi Interim Government [by Command] [Mr Secretary Hoon].

4 Immigration,—Immigration (Designation of Travel Bans) (Amendment) Order 2004 (S.I., 2004, No. 3316), dated 13th December 2004 [by Act] [Mr Secretary Blunkett].

   (2) Report and Accounts of the Labour Relations Agency for Northern Ireland for 2003–04, with the Report of the Comptroller and Auditor General for Northern Ireland; and
   (3) Report of Proceedings of the Agricultural Wages Board for Northern Ireland for the two years ending 31st December 2003 [by Statutory Instrument]; to be printed [Nos. 27, 14 and 92] [Mr Secretary Murphy].

6 Public Accounts,—Treasury Minutes on the Thirty-fifth and Fortieth to Forty-third Reports from the Committee of Public Accounts, Session 2003–04 [by Command] [Cm. 6416] [Mr Stephen Timms].

APPENDIX II

Standing Committees

1 Serious Organised Crime and Police Bill:
   (1) The Speaker has allocated the Bill to Standing Committee D; and
   (2) the Committee of Selection has nominated twenty Members to serve on the Committee: Mr Adrian Bailey, Vera Baird, Ms Hazel Blears, Mr Russell Brown, David Cairns, Mr Alan Campbell, Mr James Clappison, Mr Geoffrey Clifton-Brown, Mr Jonathan Djanogly, Paul Farrelly, Caroline Flint, Mr Dominic Grieve, Dr Evan Harris, Mr David Heath, Mr John Heppell, John Mann, Mr Andrew Mitchell, Ms Dari Taylor, Claire Ward and Brian White.

2 Commissioners for Revenue and Customs Bill,—The Committee of Selection has nominated sixteen Members to serve on Standing Committee E in respect of the Bill: Mrs Irene Adams, Mr Adrian Bailey, Mr Roger Berry, Mr John Burnett, Mrs Helen Clark, Mr Michael Fallon, Jim Fitzpatrick, John Healey, Mr David Heathcoat-Amory, Mr Ivan Henderson, Mr David Laws, Linda Perham, Dawn Primarolo, Mr David Ruffley, Mr Andrew Tyrie and Mrs Betty Williams.

3 Commissioners for Revenue and Customs Bill (Programming Sub-Committee),—The Speaker has appointed Mr Adrian Bailey, Jim Fitzpatrick, Mr Ivan Henderson, Mr David Laws, Dawn Primarolo, Mr David Ruffley and Mr Andrew Tyrie members of the Programming Sub-Committee of Standing Committee E in respect of the Bill.
4 Excise Duties (Surcharges or Rebates) (Hydrocarbon Oils etc.) (Amendment) Order 2004 (S.I., 2004, No. 3160):

(1) The Speaker has allocated the Order to the First Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Tony Baldry, Mrs Helen Clark, Mr David Crausby, Clive Efford, Jim Fitzpatrick, Mr Mark Francois, Jane Griffiths, John Healey, Dr Brian Iddon, Mr David Laws, Rob Morris, Mr Geoffrey Robinson, Mr David Rutley, Ian Stewart, Mr Andrew Stunell and Sir Teddy Taylor.


(1) The Speaker has allocated the Order to the Second Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated twenty-one Members to serve on the Committee: Mr Alistair Carmichael, Mr Vernon Coaker, Mr Robin Cook, Mr Jim Cousins, Ross Cranston, Barbara Follett, Mr Tom Harris, Lady Hermon, Mr David Kidney, Mr David Lidington, Mr Peter Luff, Mr Andrew Mackay, Lembit Opik, Mr Ian Pearson, Mr James Plaskitt, Mr Andrew Robathan, Mr Peter Robinson, Phil Sawford, Mr Bill Tynan and Joan Walley.

6 Government’s Assessment as set out in the Pre-Budget Report for the purposes of section 5 of the European Communities (Amendment) Act 1993.—The Committee of Selection has discharged Norman Baker, Mr Stephen Byers and Clive Efford from the Third Standing Committee on Delegated Legislation (nominated in respect of the Assessment) and nominated in substitution Norman Lamb, Mr Tony McWalter and Diana Organ.

APPENDIX III

Reports from Select Committees

1 Defence,—Minutes of Evidence taken before the Defence Committee [Duty of Care]; to be printed [No. 63-iii] [Bruce George].

2 Defence, Foreign Affairs, International Development and Trade and Industry,—Part of Minutes of Evidence taken before the Defence, Foreign Affairs, International Development and Trade and Industry Committees [Strategic Export Controls]; to be printed [No. 145-i] [Mr Roger Berry].

3 Draft Mental Health Bill,—(1) Minutes of Evidence taken before the Joint Committee on the Draft Mental Health Bill; to be printed [No. 95-v]; and

(2) Memoranda laid before the Committee; to be printed [No. 95-vi] [Mr David Hinchliffe].

4 Education and Skills,—First Report from the Education and Skills Committee [Public Expenditure on Education and Skills]; to be printed [No. 168] [Mr Barry Sheerman].

5 Environment, Food and Rural Affairs,—Minutes of Evidence taken before the Environment, Food and Rural Affairs Committee [Waste Policy and the Landfill Directive]; to be printed [No. 102-ii] [Mr Michael Jack].

6 Environmental Audit,—Minutes of Evidence taken before the Environmental Audit Committee [The International Challenge of Climate Change: UK leadership in the G8 and EU]; to be printed [No. 105-iii] [Mr Peter Ainsworth].

7 Modernisation of the House of Commons,—First Report from the Select Committee on Modernisation of the House of Commons [Sitting Hours], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 88] [Mr Peter Hain].

8 Northern Ireland Affairs,—(1) Second Report from the Northern Ireland Affairs Committee [The Parades Commission and Public Processions (Northern Ireland) Act 1998], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 172] [Mr Michael Mates];

(2) Third Report from the Committee [Northern Ireland Departments’ 2002-03 Resource Accounts], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 173] [Mr Michael Mates]; and

(3) Minutes of Evidence taken before the Sub-Committee of the Committee [Air Transport Services in Northern Ireland], to be printed [No. 53-iv] [Mr Tony Clarke].
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15th—16th December 2004

9 Public Accounts,—Minutes of Evidence taken before the Committee of Public Accounts [Inland Revenue: Inheritance Tax]; to be printed [No. 174-i] [Mr Alan Williams].

10 Science and Technology,—Minutes of Evidence taken before the Science and Technology Committee [Forensic Science]; to be printed [No. 96-i] [Dr Ian Gibson].

11 Transport,—Minutes of Evidence taken before the Transport Committee [Rural Rail]; to be printed [No. 169-i] [Mrs Gwyneth Dunwoody].

12 Welsh Affairs,—Minutes of Evidence taken before the Welsh Affairs Committee [Police Services, Crime and Anti-Social Behaviour in Wales]; to be printed [No. 46-iii] [Mr Martyn Jones].

[No. 14; WH, No. 6]

Wednesday 15th December 2004.

The House sitting in Westminster Hall

The sitting began at half-past Nine o'clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Mr Nick Ainger.)

And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 4.21 p.m.

[No. 15.]

Thursday 16th December 2004.

The House met at half-past Eleven o'clock.

PRAYERS.

1 Fourth Standing Committee on Delegated Legislation,—Mr Jonathan Sayeed reported from the Fourth Standing Committee on Delegated Legislation the draft Information and Consultation of Employees Regulations 2004.

Minutes of Proceedings of the Committee to lie upon the Table.

2 Disorderly Conduct,—Annabelle Ewing, Member for Perth, having used a grossly disorderly expression, was ordered by the Deputy Speaker to withdraw the same, but she declined to comply with that direction.

Whereupon, the Deputy Speaker, pursuant to Standing Order No. 43 (Disorderly Conduct), ordered her to withdraw immediately for the remainder of this day's sitting:—

And she withdrew accordingly.

3 Consumer Credit Bill,—Ms Secretary Hewitt, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Johnson, Mr Secretary Darling, Mr Secretary Murphy, Mr Peter Hain, Mr Gerry Sutcliffe and Mr Christopher Leslie, presented a Bill to amend the Consumer Credit Act 1974; to extend the ombudsman scheme under the Financial Services and Markets Act 2000 to cover licensees under the Consumer Credit Act 1974; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Monday 20th December and to be printed [Bill 16].

Ordered, That the Explanatory Notes relating to the Consumer Credit Bill be printed [Bill 16–EN].

4 Drugs Bill,—The Prime Minister, supported by Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Darling, Mr Secretary Reid, Mr Secretary Murphy, Mr Secretary Clarke, Mr Peter Hain and Caroline Flint, presented a Bill to make provision in connection with controlled drugs and for the making of orders to supplement anti-social behaviour orders in cases where behaviour is affected by drug misuse or other prescribed factors: And the same was read the first time; and ordered to be read a second time on Monday 20th December and to be printed [Bill 17].

Ordered, That the Explanatory Notes relating to the Drugs Bill be printed [Bill 17–EN].

5 Section 5 of the European Communities (Amendment) Act 1993,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation) and Order [30th November], That this House takes note with approval of the Government's Assessment as set out in the Pre-Budget Report 2004 for the purposes of section 5 of the European Communities (Amendment) Act 1993—(Mr John Heppell),
The House divided.
Tellers for the Ayes, Mr John Heppell, Joan Ryan: 233.
Tellers for the Noes, Andrew Selous, Mr Geoffrey Clifton-Brown: 123.
So the Question was agreed to.
Resolved, That this House takes note with approval of the Government’s assessment as set out in the Pre-Budget Report 2004 for the purposes of section 5 of the European Communities (Amendment) Act 1993.

6 School Transport Bill.—The House according to Order, proceeded to consider the School Transport Bill.

Amendment (No. 6) proposed to the Bill, in page 1, line 15, at the end, to insert the words ‘either by itself or in conjunction with another local authority’.—(Dr John Pugh.)

Question proposed, That the Amendment be made:—Amendment, by leave, withdrawn.

Another Amendment (No. 8) proposed to the Bill, in page 2, line 3, at the end, to insert the words ‘or,

(d) at independent schools or academies where such provision can be made at no net cost to the authority.’—(Dr John Pugh.)

Question proposed, That the Amendment be made:—Amendment, by leave, withdrawn.

Another Amendment (No. 12) proposed to the Bill, in page 2, line 12, at the end, to insert the words—

‘2A (1) Scheme authorities shall, prior to the submission of a proposed school travel scheme to the appropriate national authority, undertake a consultation process in accordance with regulations made by—

(a) in England, the Secretary of State, and
(b) in Wales, the Assembly for Wales.

(2) Regulations under subparagraphs (1)(a) or (b) may, in particular, include a list of statutory consultees to be asked for comments on the proposed scheme and provide for the nature of the consultation process.

(3) Power to make regulations under subparagraph (1) is exercisable by statutory instrument.

(4) Regulations under subparagraph (1)(a) shall be subject to annulment in pursuance of a resolution of either House of Parliament.’.—(Mr Mark Hoban.)

Question put, That the Amendment be made.

The House divided.
Tellers for the Ayes, Andrew Selous, Mr Geoffrey Clifton-Brown: 131.
Tellers for the Noes, Mr John Heppell, Mr Nick Ainger: 229.

Another Amendment (No. 9) proposed to the Bill, in page 2, line 28, at the end, to insert the words—

‘(2A) A school travel scheme may not—

(a) reduce the current entitlement of the parent of any child who attends primary school and who lives more than two miles from that school,
(b) reduce the current entitlement of the parent of any child who attends secondary school and who lives more than three miles from that school, or
(c) remove an existing entitlement to free transport of the parent of any child in special education.’.—(Mr Phil Willis.)

Question proposed, That the Amendment be made.

And it being Five o’clock, the Deputy Speaker put the Question, pursuant to Order [28th October, in the last Session of Parliament].

The House divided.
Tellers for the Ayes, Mr Andrew Stunell, Sir Robert Smith: 147.
Tellers for the Noes, Paul Clark, Mr Nick Ainger: 233.

The Deputy Speaker then put the Question on an Amendment selected for separate decision.
Another Amendment (No. 1) proposed to the Bill, in page 2, to leave out lines 32 to 39.—(Mr Mark Hoban.)

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr Peter Atkinson, Andrew Selous: 139.

Tellers for the Noes, Paul Clark, Mr Nick Ainger: 230.

The Deputy Speaker then put the Question on the Amendments moved by a Minister of the Crown.

Amendments (Nos. 19 to 24, 5, 25 and 26) made to the Bill.

7 Royal Assent,—The Deputy Speaker notified the House, in accordance with the Royal Assent Act 1967, That Her Majesty had signified her Royal Assent to the following Act, agreed upon by both Houses:


8 School Transport Bill,—A Motion was made, and the Question being put, That the Bill be now read the third time;

The House divided.

Tellers for the Ayes, Mr Nick Ainger, Paul Clark: 229.

Tellers for the Noes, Mr David Wilshire, Mr Geoffrey Clifton-Brown: 135.

So the Question was agreed to.

The Bill was accordingly read the third time, and passed.

9 Public Petitions,—A Public Petition from the Reverend David Skinner, Harriet Townsend and the congregations of churches in East Reading against the forced return to Kosovo of young people suffering from post-traumatic stress disorder was presented and read; and ordered to lie upon the Table and to be printed.

10 Adjournment,—Resolved, That this House do now adjourn.—(Paul Clark.)

And accordingly, the House, having continued to sit till thirteen minutes past Six o'clock, adjourned till Monday 20th December.

[Adjourned at 6.13 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Employment and Training,—(1) Draft Industrial Training Levy (Construction Board) Order 2005; and

(2) draft Industrial Training Levy (Engineering Construction Board) Order 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Secretary Ruth Kelly].

2 Investigatory Powers,—(1) Draft Regulation of Investigatory Powers (Communications Data) (Amendment) Order 2005; and

(2) draft Regulation of Investigatory Powers (Directed Surveillance and Covert Human Intelligence Sources) (Amendment) Order 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Clarke].

3 Value Added Tax,—Value Added Tax (Food) Order 2004 (S.I., 2004, No. 3343), dated 16th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Dawn Primarolo].

Papers subject to Negative Resolution:


5 Proceeds of Crime,—Proceeds of Crime Act 2002 (References to Financial Investigators) (Amendment No. 2) Order 2004 (S.I., 2004, No. 3339), dated 14th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].
6 Road Traffic.—Road Traffic (Permitted Parking Area and Special Parking Area) (County of Hertfordshire) (District of North Hertfordshire) Order 2004 (S.I., 2004, No. 3246), dated 8th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

Other Papers:

7 Broadcasting.—Statement of Principles and Administrative Arrangements for Qualifying Revenue and Multiplex Revenue by the Office of Communications (Fifth Edition) [by Act] [Secretary Tessa Jowell].

8 Criminal Defence Service.—Paper, entitled Criminal Defence Service Bill Framework Document [by Command] [Cm. 6439] [Mr David Lammy].

9 Disability Discrimination.—Paper, entitled Disability Discrimination Bill: Consultation on private clubs; premises; the definition of disability and the questions procedure [by Command] [Cm. 6402] [Mr Secretary Johnson].

10 Export of Works of Art.—Report of the Reviewing Committee on Export of Works of Art for 2003–04 [by Command] [Cm. 6404] [Secretary Tessa Jowell].

11 Government Resources and Accounts.—(1) Report and Accounts of the Commissioners of Her Majesty's Customs and Excise for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 119] [Dawn Primarolo]; and

(2) Resource Accounts of the Judicial Pensions Scheme for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 152] [Mr Stephen Timms].

12 Health.—Government Response to the Third Report from the Health Committee, Session 2003–04, on Obesity [by Command] [Cm. 6438] [Mr Secretary Reid].

13 Health and Social Care.—Report and Accounts of Monitor: the Independent Regulator of Foundation Trusts for the period 5th January 2004 to 31st March 2004, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 104] [Mr Secretary Reid].

14 Health Service Commissioner.—First Report of the Health Service Ombudsman for England for 2004–05, on NHS funding for long term care: follow up report [by Act], to be printed [No. 144] [Mr Secretary Reid].

15 Metropolitan Police.—Account of the Metropolitan Police Fund: Inner London Magistrates' Courts Service and Inner London Probation Service for 2000–01, with the Report of the Comptroller and Auditor General thereon [by Command] [Cm. 6432] [Mr Secretary Clarke].

16 National Health Service.—Accounts of the NHS Professionals Special Health Authority for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 142] [Mr Secretary Reid].

17 Northern Ireland.—Reports and Financial Statements of—

(1) Enterprise Ulster for 2003–04; and

(2) the Loughs Agency for 2000,

with the Reports of the Comptroller and Auditor General for Northern Ireland thereon [by Statutory Instrument]; to be printed [Nos. 35 and 140] [Mr Secretary Murphy].

18 Public Petitions.—Observations by the Secretary of State for Transport on the Petition [30th November] from residents of Gidea Park, Romford, against the extension of existing railway sidings to accommodate Crossrail [by Standing Order] [Clerk of the House].


APPENDIX II

Standing Committees

1 Serious Organised Crime and Police Bill (Programming Sub-Committee).—The Speaker has appointed David Cairns, Mr Geoffrey Clifton-Brown, Mr Jonathan Djanogly, Caroline Flint, Mr David Heath, Mr John Heppell and Ms Dari Taylor members of the Programming Sub-Committee of Standing Committee D in respect of the Bill.

2 Serious Organised Crime and Police Bill.—The Speaker has appointed Dame Marion Roe and Mr Bill O'Brien Chairmen of Standing Committee D in respect of the Bill.
3 Excise Duties (Surcharge or Rebates) (Hydrocarbons Oils etc.) (Amendment) Order 2004 (S.I., 2004, No. 3160),—The Speaker has appointed Mr Nigel Beard Chairman of the First Standing Committee on Delegated Legislation in respect of the Order.

4 Northern Ireland (Sentences) Act 1998 (Specified Organisations) Order 2004 (S.I., 2004, No. 3009),—The Speaker has appointed Mr Martin Caton Chairman of the Second Standing Committee on Delegated Legislation in respect of the Order.

5 Draft Information and Consultation of Employees Regulations 2004,—The Committee of Selection has discharged Diana Organ, Mr Greg Pope and Mr Malcolm Savidge from the Fourth Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Paul Farrelly, Rob Marris and Mr Síon Simon.

European Standing Committees

6 The Speaker has appointed Mr Jonathan Sayeed Chairman of European Standing Committee A in respect of European Union Document No. 12200/04 on Humane Trapping Standards.

7 The Speaker has appointed Mr David Chidgey Chairman of European Standing Committee C in respect of European Union Document No. 9675/04 and Addenda 1 and 2 on eEurope 2005 Action Plan.

APPENDIX III

Reports from Select Committees

1 Health,—Minutes of Evidence taken before the Health Committee [The Influence of the Pharmaceutical Industry], to be printed [No. 42-ii] [Mr David Hinchliffe].

2 Treasury,—Minutes of Evidence taken before the Treasury Committee [The 2004 Pre-Budget Report], to be printed [No. 138-ii] [Mr John McFall].

No. 15; WH, No. 7

Thursday 16th December 2004

The House sitting in Westminster Hall

The sitting began at half-past Two o’clock.

Adjournment (Twenty-sixth Annual Report from the House of Commons Commission, Session 2003–04),—Resolved, That the sitting be now adjourned.—(Mr Peter Hain.)

And accordingly the sitting was adjourned till Tuesday 11th January, pursuant to Order [2nd December].

[Adjourned at 5.56 p.m.]
The House met at half-past Two o’clock.

PRAYERS.

1 Private Bill Petitions,—The Speaker laid upon the Table a Report from the Examiners of Petitions for Private Bills, That, in the case of the Petitions for the following Bills, the Standing Orders have been complied with:
   Liverpool City Council (Prohibition of Smoking in Places of Work)
   London Local Authorities
   London Local Authorities and Transport for London
   London Local Authorities (Prohibition of Smoking in Places of Work)
   Whitstable Oyster Fishery Company.

2 Private Bill Petitions (Standing Orders not complied with),—The Speaker laid upon the Table a Report from one of the Examiners of Petitions for Private Bills, That, in the case of the Petition for the HBOS Group Reorganisation Bill, Standing Orders 4, 4A and 11 have not been complied with.

   Report referred to the Standing Orders Committee.

3 Private Bills,—The Chairman of Ways and Means reported, That, in accordance with Standing Order 81 relating to Private Business (Division of bills between this House and the House of Lords), he had conferred with the Chairman of Committees of the House of Lords, for the purpose of determining in which House of Parliament the respective Private Bills should be first considered, and they had determined that the Bills contained in the following list should originate in the House of Lords:
   Liverpool City Council (Prohibition of Smoking in Places of Work)
   London Local Authorities
   London Local Authorities (Prohibition of Smoking in Places of Work)

   and that the Bills contained in the following list should originate in the House of Commons:
   HBOS Group Reorganisation (subject to the decisions of the Standing Orders Committees)
   London Local Authorities and Transport for London
   Whitstable Oyster Fishery Company.

4 First Standing Committee on Delegated Legislation,—Mr Nigel Beard reported from the First Standing Committee on Delegated Legislation the Excise Duties (Surcharges or Rebates) (Hydrocarbon Oils etc.) (Amendment) Order 2004 (S.I., 2004, No. 3160).

   Minutes of Proceedings of the Committee to lie upon the Table.

5 Sir Michael John Austin Cummins,—Resolved, nemine contradicente, That this House expresses its gratitude to Sir Michael John Austin Cummins, on his retirement from the Office of Serjeant at Arms, for his 23 years in the service of this House, including five years as Serjeant at Arms, which was preceded by 24 years of distinguished military service, and for his unfailing courtesy, good humour and helpfulness to individual honourable Members; and extends to him its best wishes for his retirement.—(Mr Peter Hain.)

6 Identity Cards Bill,—The Order of the day being read, for the Second Reading of the Identity Cards Bill;

   And a Motion being made, and the Question being proposed, That the Bill be now read a second time;

   An Amendment was proposed to the Question, to leave out from the word ‘That’ to the end of the Question and add the words ‘this House declines to give a Second Reading to the Identity Cards Bill because it would lead to an unreasonable intrusion into the liberties and privacy of the citizen; it would not achieve benefits proportionate to the cost, as the underlying technology is likely to prove unreliable; and the introduction of such cards is likely to lead to a requirement that they be carried at all times and such a requirement would be objectionable in principle and would lead to serious tension between the police and the citizen’, instead thereof.—(Mr Douglas Hogg.)

   And the Question being put, That the Amendment be made;

   The House divided.

   Tellers for the Ayes, Andrew Bennett, Mr Douglas Hogg: 93.
   Tellers for the Noes, James Purnell, Mr Nick Ainger: 306.

   So the Question was negatived.
And the Main Question being put forthwith, pursuant to Standing Order No. 62 (Amendment on second or third reading),
The House divided.
Tellers for the Ayes, James Purnell, Mr Nick Ainger: 385.
So the Question was agreed to.
The Bill was accordingly read a second time.

7 Identity Cards Bill (Programme).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Identity Cards Bill:

Commitment
1. The Bill shall be committed to a Standing Committee.

Proceedings in Standing Committee
2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on Thursday 27th January 2005.
3. The Standing Committee shall have leave to sit twice on the first day on which it meets.

Consideration and Third Reading
4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.

Programming Committee
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

Programming of proceedings
7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed—
(Paul Clark);
The House divided.
Tellers for the Ayes, James Purnell, Mr Nick Ainger: 300.
Tellers for the Noes, Mr Roger Williams, Mr Geoffrey Clifton-Brown: 163.
So the Question was agreed to.

8 Identity Cards Bill [Money].—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Identity Cards Bill [Money];
A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Identity Cards Bill, it is expedient to authorise the payment out of money provided by Parliament of—
(a) such allowances to be paid to the National Identity Scheme Commissioner as the Treasury may determine;
(b) any sums authorised or required to be paid by the Secretary of State for or in connection with the carrying out of his functions under that Act; and
(c) any increase attributable to that Act in the sums which are payable out of money so provided under any other Act—(Paul Clark);
The House divided.
Tellers for the Ayes, Gillian Merron, Mr John Heppell: 276.
Tellers for the Noes, Richard Younger-Ross, Bob Russell: 64.
So the Question was agreed to.

9 Identity Cards Bill [Ways and Means].—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Identity Cards Bill, it is expedient to authorise—
(a) the charging of fees in respect of functions carried out under that Act;
(b) the charging of fees in respect of consular functions within the meaning of section 1 of the Consular Fees Act 1980; and
(c) the payment of sums into the Consolidated Fund—(Paul Clark);—It was agreed to.
10 Business of the House.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 15 (Exempted business), That, at this day’s sitting, the Second Reading of the Income Tax (Trading and Other Income) Bill may be proceeded with, though opposed, until any hour—(Paul Clark)—It was agreed to.

11 Income Tax (Trading and Other Income) Bill.—The Order of the day being read, for the Second Reading of the Income Tax (Trading and Other Income) Bill;

And a Motion being made, and the Question being put forthwith, pursuant to Standing Order No. 90 (Second reading committees), That the Bill be now read a second time—It was agreed to.

The Bill was accordingly read a second time and stood committed to the Joint Committee on Tax Law Rewrite Bills, pursuant to Standing Order No. 60 (Tax law rewrite bills).

12 Income Tax (Trading and Other Income) Bill [Ways and Means].—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Income Tax (Trading and Other Income) Bill, it is expedient to authorise any incidental or consequential charges to tax which may arise from provisions restating, with minor changes, certain enactments relating to income tax on trading income, property income, savings and investment income and certain other income—(Paul Clark)—It was agreed to.

13 Terms and Conditions of Employment.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Information and Consultation of Employees Regulations 2004, which were laid before this House on 8th December, be approved—(Paul Clark)—It was agreed to.

14 Common Agricultural Policy: Reform of the Sugar Sector.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Document No. 11491/04, Commission Communication on accomplishing a sustainable agricultural model for Europe through the reformed Common Agricultural Policy—sugar sector reform; and supports the Government’s objective of achieving a more sustainable, market-based approach, in line with the reforms already agreed in June 2003 and April 2004 in other sectors, and consistent with the EU’s wider trade and development objectives—(Paul Clark)—It was agreed to.

15 Tax Law Rewrite Bills.—Ordered, That Dawn Primarolo be discharged from the Joint Committee on Tax Law Rewrite Bills and John Healey be added.—(Mr John McWilliam, on behalf of the Committee of Selection.)

16 Public Petitions.—A Public Petition from June Tagg and the organisation ‘Carers Unite’ for legislation to increase the invalid care allowance and for the carer’s premium to be payable to all carers was presented and read; and ordered to lie upon the Table and to be printed.

17 Adjournment.—Resolved, That this House do now adjourn.—(Paul Clark.)

And accordingly, the House, having continued to sit till twenty-one minutes past Eleven o’clock, adjourned till to-morrow.

[Adjourned at 11.21 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers delivered to the Votes and Proceedings Office on Friday 17th December 2004 pursuant to Standing Order No. 159 (Presentation of statutory instruments):

Papers subject to Negative Resolution:

1 Financial Services and Markets.—(1) Financial Services and Markets Act 2000 (Transitional Provisions) (General Insurance Intermediaries) Order 2004 (S.I., 2004, No. 3351); and

(2) Financial Services and Markets Act 2000 (Designated Professional Bodies) (Amendment) Order 2004 (S.I., 2004, No. 3352),
dated 16th December 2004, with Explanatory Memoranda thereon [Mr Stephen Timms]

Papers presented or laid upon the Table on Monday 20th December 2004:

Papers subject to Affirmative Resolution:

3 Political Parties,—Draft Political Parties, Elections and Referendums Act 2000 (Disapplication of Part IV for Northern Ireland Parties, etc) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

Papers subject to Negative Resolution:

4 Competition,—Enterprise Act 2002 (Bodies Designated to make Super-complaints) (Amendment) Order 2004 (S.I., 2004, No. 3366), dated 16th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

5 Immigration,—Statement of Changes in Immigration Rules [by Act], to be printed [No. 164] [Mr Secretary Clarke].


Other Papers:

7 Broadcasting,—Accounts of the—

(1) Independent Television Commission Additional Payments and Financial Penalties by Licensees; and

(2) Radio Authority Additional Payments by Radio Programme Licensees for 2003–04, with the Reports of the Comptroller and Auditor General thereon [by Act], to be printed [Nos. 186 and 185] [Clerk of the House].

8 Communications,—Account of the Office of Communications Licence Fees and Penalties for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 187] [Clerk of the House].

9 Culture, Media and Sport,—Department for Culture, Media and Sport: Autumn Performance Report [by Command] [Cm. 6435] [Secretary Tessa Jowell].

10 Defence,—Ministry of Defence Minute, dated 20th December 2004, concerning the gifting of non-lethal military equipment to the Palestinian Authority [by Command] [Mr Secretary Hoon].

11 Education and Skills,—Government’s Response to the Voluntary Giving Task Force Report [by Command] [Cm. 6431] [Secretary Ruth Kelly].

12 Foreign and Commonwealth Office,—Report of the Global Opportunities Fund for 2003–04 [by Command] [Cm. 6413] [Mr Secretary Straw].

13 Government Resources and Accounts,—Resource Accounts of the Department of Health for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 150] [Mr Stephen Timms].

14 Inland Revenue,—Inland Revenue: Autumn Performance Report 2004 [by Command] [Cm. 6437] [Dawn Primarolo].

15 National Heritage,—Report and Accounts of English Heritage for 2003–04 [by Act] [Secretary Tessa Jowell].

16 Police,—(1) Code of Practice on the Police National Computer [by Act]; and

(2) Report of Her Majesty’s Chief Inspector of Constabulary for 2003–04 [by Act], to be printed [No. 171] [Mr Secretary Clarke].

17 Public Petitions,—Observations by the Chancellor of the Exchequer on the Petition [29th November] from Pamela Rich for justice for Mr Akintayo Akin-Deko [by Standing Order]; to be printed [Clerk of the House].

18 School Standards and Framework,—Account of Kent and Somerset Education Action Zone for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act], to be printed [No. 177] [Clerk of the House].
Papers withdrawn:

19 Employment and Training.—Draft Industrial Training Levy (Engineering Construction Board) Order 2005 [laid 16th December].

APPENDIX II
Standing Committees
Excise Duties (Surcharges or Rebates) (Hydrocarbon Oils etc.) (Amendment) Order 2004 (S.I., 2004, No. 3160),—The Committee of Selection has discharged Mr Geoffrey Robinson from the First Standing Committee on Delegated Legislation (nominated in respect of the Order) and nominated in substitution Phil Sawford.

APPENDIX III
Reports from Select Committees

1 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Every Child Matters]; to be printed [No. 40-iii] [Ms Valerie Davey].

2 Science and Technology,—Minutes of Evidence taken before the Science and Technology Committee [The future of the National Institute for Medical Research]; to be printed [No. 6-ii] [Dr Ian Gibson].

3 Standards and Privileges,—Second Report from the Committee on Standards and Privileges [Conduct of Mr David Blankett], with an Appendix; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 189] [Sir George Young].

4 Trade and Industry,—(1) Third Report from the Trade and Industry Committee [Crown Post Offices], with Appendices; to be printed, with the Minutes of Proceedings relating to the Report [No. 91]; and
(2) Minutes of Evidence taken before the Committee [UK Employment Regulation], to be printed [No. 90-ii]
[Mr Martin O’Neill].

[No. 17.]

Tuesday 21st December 2004.
The House met at half-past Eleven o’clock.

PRAYERS.

1 Inquiry into an application for Indefinite Leave to Remain.—Resolved, That an Humble Address be presented to Her Majesty, That she will be graciously pleased to give directions that there be laid before this House a Return of the Report of an inquiry into an application for Indefinite Leave to Remain.—(Mr Desmond Browne.)

2 Message from the Lords,—A Message was brought from the Lords, as follows:

Constitutional Reform Bill [Lords].—The Lords have passed a Bill to make provision for modifying the office of Lord Chancellor, and to make provision relating to the functions of that office; to establish a Supreme Court of the United Kingdom, and to abolish the appellate jurisdiction of the House of Lords; to make provision about the jurisdiction of the Judicial Committee of the Privy Council and the judicial functions of the President of the Council; to make other provision about the judiciary, their appointment and discipline; and for connected purposes; to which the Lords desire the concurrence of this House.

Constitutional Reform Bill [Lords].—The Constitutional Reform Bill [Lords] was read the first time, and ordered to be read a second time on Monday 10th January and to be printed [Bill 18].

Ordered, That the Explanatory Notes relating to the Constitutional Reform Bill [Lords] be printed [Bill 18–EN].

4 Adjournment (Matters to be considered before the forthcoming adjournment).—A Motion was made, and the Question being proposed, That this House do now adjourn—(Bridget Prentice);
The Motion was, with leave of the House, withdrawn.

5 Electoral Commission,—Ordered, That the Motion in the name of Mr Peter Hain relating to the Electoral Commission shall be treated as if it related to an instrument subject to the provisions of Standing Order No. 118 (Standing Committees on Delegated Legislation) in respect of which notice has been given that the instrument be approved.—(Mr Fraser Kemp.)
Northern Ireland Grand Committee.—Ordered, That—

(1) the proposal for a draft Higher Education (Northern Ireland) Order 2005 be referred to the Northern Ireland Grand Committee;

(2) the Committee shall meet at Westminster on Thursday 20th January at half-past Two o’clock; and

(3) at that sitting—

(a) the Committee shall take questions under Standing Order No. 110 (Northern Ireland Grand Committee (questions for oral answer)), and shall then consider the legislative proposal referred to it under paragraph (1) above;

(b) the Chairman shall interrupt proceedings not later than two and a half hours after the commencement of proceedings on the legislative proposal referred to the Committee; and

(c) at the conclusion of those proceedings, a motion for the adjournment of the Committee may be made by a Minister of the Crown, pursuant to paragraph (5) of Standing Order No. 116 (Northern Ireland Grand Committee (sittings)).—(Mr Fraser Kemp.)

Public Petitions,—A Public Petition from the residents of Leighton Buzzard, Linslade and the surrounding area against Luton Airport’s flight path proposals was presented and read; and ordered to lie upon the Table and to be printed.

Adjournment,—Resolved, That this House do now adjourn.—(Mr Fraser Kemp.)

And accordingly, the House, having continued to sit till twenty-nine minutes past Seven o’clock, adjourned till Monday 10th January, pursuant to Resolution [2nd December].

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Child Trust Funds,—Draft Child Trust Funds (Amendment) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Stephen Timms].

2 Employment and Training,—Draft Industrial Training Levy (Engineering Construction Board) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

Papers subject to Negative Resolution:


4 Child Trust Funds,—Child Trust Funds (Amendment No. 2) Regulations 2004 (S.I., 2004, No. 3382), dated 21st December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Stephen Timms].

5 Children and Young Persons,—Protection of Children and Vulnerable Adults and Care Standards Tribunal (Amendment No. 2) Regulations 2004 (S.I., 2004, No. 3354), dated 14th December 2004 [by Act] [Mr Secretary Reid].

6 Consumer Protection,—Biofuel (Labelling) Regulations 2004 (S.I., 2004, No. 3349), dated 14th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

7 Criminal Law,—Penalties for Disorderly Behaviour (Amount of Penalty) (Amendment No. 4) Order 2004 (S.I., 2004, No. 3371), dated 20th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

8 Education,—Education (School Performance Targets) (England) (Amendment) Regulations 2004 (S.I., 2004, No. 3323), dated 14th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].


10 Food,—(1) Food with Added Phytosterols or Phytostanols (Labelling) (England) Regulations 2004 (S.I., 2004, No. 3344), dated 15th December 2004; and
(2) Sweeteners in Food (Amendment) (England) Regulations 2004 (S.I., 2004, No. 3348), dated 14th December 2004

[by Act] [Mr Secretary Reid].


Other Papers:

12 Children,—Report for 2003 by the Secretary of State for Health on the Children Act 1989 pursuant to section 83 of that Act [by Act] [Secretary Ruth Kelly].

13 Government Resources and Accounts,—Security and Intelligence Agencies Financial Statement for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 39] [Mr Stephen Timms].

14 Home Affairs,—(1) Government Reply to the Report from the Joint Committee on the Draft Charities Bill, Session 2003–04 [by Command] [Cm. 6440]; and

(2) Return to an Address to Her Majesty for a Return of the Report made by Sir Alan Budd of an inquiry into an application for Indefinite Leave to Remain [pursuant to Resolution this day]; to be printed [No. 175] [Mr Secretary Clarke].

15 Kent County Council,—Report under the Kent County Council Act 2001 and the Medway Council Act 2001 by the Council Trading Standards Departments and the Kent Police [by Act] [Mr Secretary Clarke].

16 National Lottery,—Accounts of the Scottish Screen National Lottery Distribution Fund for 2003–04 [by Act]; to be printed [No. 176] [Mr Secretary Darling].

17 Public Processions (Northern Ireland),—Report of the Parades Commission for Northern Ireland for 2003–04 [by Act] [Mr Secretary Murphy].

18 Registration Service,—Mortality Statistics: Review of the Registrar General on deaths by cause, sex and age in England and Wales for 2003 [by Act] [Mr Stephen Timms].

Papers withdrawn:


APPENDIX II

Standing Committees

Commissioners for Revenue and Customs Bill,—The Committee of Selection has discharged Mrs Irene Adams from the Standing Committee E (nominated in respect of the Bill); and nominated in substitution Kate Hoey.

APPENDIX III

Reports from Select Committees

1 Foreign Affairs,—Minutes of Evidence taken before the Foreign Affairs Committee [FCO Human Rights Annual Report 2004], to be printed [No. 109-i] [Mr Donald Anderson].

2 Home Affairs,—(1) First Report from the Home Affairs Committee [Rehabilitation of Prisoners], together with Appendices to the Minutes of Evidence taken before the Committee, to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 193];

(2) Minutes of Evidence taken before the Committee [Anti-Social Behaviour], to be printed [No. 80-ii]; and

(3) Memoranda laid before the Committee [Anti-Social Behaviour]; to be printed [No. 80-II] [Mr John Denham].

3 International Development,—Minutes of Evidence taken before the International Development Committee [Darfur, Sudan: Crisis, Response and Lessons], to be printed [No. 67-iii] [Tony Baldry].

4 Treasury,—Minutes of Evidence taken before the Treasury Committee [Cash machine charges], to be printed [No. 191-i] [Mr John McFall].
Monday 10th January 2005.

The House met at half-past Two o’clock.

PRAYERS.

1 Clean Neighbourhoods and Environment Bill.—The Order of the day being read, for the Second Reading of the Clean Neighbourhoods and Environment Bill;

And a Motion being made, and the Question being proposed, That the Bill be now read a second time;

An Amendment was proposed to the Question, to leave out from the word ‘That’ to the end of the Question and add the words ‘this House declines to give the Clean Neighbourhoods and Environment Bill a Second Reading because the Bill focuses predominantly on urban issues while neglecting rural areas, creates another unnecessary quango and brings local authorities into conflict with police and other authorities which currently exercise powers in relation to abandoned vehicles and stray dogs, because the Bill introduces provisions, such as clearing up chewing gum as extensively and frequently as litter, which will be prohibitively expensive yet fail to take account of producer responsibility, and because the Bill contains many unnecessary provisions which would not be needed if existing legislation were properly enforced’, instead thereof.—(Mr Tim Yeo.)

And the Question being put, That the Amendment be made;

The House divided.

Tellers for the Ayes, Mr David Ruffley, Mr Crispin Blunt: 151.

Tellers for the Noes, Mr John Heppell, Mr Vernon Coaker: 356.

So the Question was negatived.

And the Main Question being put forthwith, pursuant to Standing Order No. 62 (Amendment on second or third reading)—It was agreed to.

The Bill was accordingly read a second time.

2 Clean Neighbourhoods and Environment Bill (Programme),—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Clean Neighbourhoods and Environment Bill:

Committal

1. The Bill shall be committed to a Standing Committee.

Proceedings in Standing Committee

2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on Tuesday 1st February 2005.

3. The Standing Committee shall have leave to sit twice on the first day on which it meets.

Consideration and Third Reading

4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.

5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.

Programming Committee

6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

Other proceedings

7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed—(Mr Jim Murphy).

The House divided.

Tellers for the Ayes, Mr John Heppell, Mr Vernon Coaker: 345.

Tellers for the Noes, Mr David Ruffley, Mr Crispin Blunt: 153.

So the Question was agreed to.
3 Clean Neighbourhoods and Environment Bill [Money].—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Clean Neighbourhoods and Environment Bill [Money];

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Clean Neighbourhoods and Environment Bill, it is expedient to authorise the payment out of money provided by Parliament of—

(a) any expenditure incurred by the Secretary of State under the Act, and

(b) any increase attributable to the Act in the sums payable out of money so provided under any other Act—(Mr Jim Murphy).—It was agreed to.

4 Commissioners for Revenue and Customs Bill (Programme) (No. 2).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the Order of 8th December 2004 shall be varied by the substitution for ‘13th January’ of ‘18th January’—(Mr Jim Murphy);
The House divided.

Tellers for the Ayes, Mr John Heppell, Mr Vernon Coaker: 291.

Tellers for the Noes, Mr David Ruffley, Mr Crispin Blunt: 165.

So the Question was agreed to.

5 Customs and Excise.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the Excise Duties (Surcharge or Rebates) (Hydrocarbon Oils etc.) (Amendment) Order 2004 (S.I., 2004, No. 3160), dated 2nd December 2004, a copy of which was laid before this House on 2nd December, be approved—(Mr Jim Murphy)—It was agreed to.

6 Adjournment.—Resolved, That this House do now adjourn.—(Mr Jim Murphy.)

And accordingly, the House, having continued to sit till six minutes past Eleven o’clock, adjourned till to-morrow.

[Adjourned at 11.06 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers presented by Her Majesty’s Command and delivered to the Votes and Proceedings Office on the undermentioned dates during the adjournment pursuant to Standing Order No. 158 (Presentation of command papers):

Thursday 23rd December 2004

1 Foreign and Commonwealth Office.—Foreign and Commonwealth Office Minute, dated 23rd December 2004, concerning the gifting of equipment for Palestinian Central Intervention Forces [Mr Secretary Straw].

Friday 7th January 2005

2 France (No. 1, 2005).—Agreement, done at Le Touquet on 4th February 2003, between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the French Republic concerning the carrying of Service Weapons by French Officers on the territory of the United Kingdom of Great Britain and Northern Ireland, with an Explanatory Memorandum [Cm. 6444] [Mr Secretary Straw].

Papers delivered to the Votes and Proceedings Office on the undermentioned dates during the adjournment pursuant to Standing Order No. 159 (Presentation of statutory instruments):

Papers subject to Negative Resolution:

Wednesday 22nd December 2004


7 National Health Service,—National Health Service (Appointment of Consultants) Amendment Regulations 2004 (S.I., 2004, No. 3365), dated 16th December 2004 [Mr Secretary Reid].

8 Pensions,—Local Government Pension Scheme (Amendment) (No. 2) Regulations 2004 (S.I., 2004, No. 3372), dated 17th December 2004, with an Explanatory Memorandum [Mr Secretary Prescott].

9 Town and Country Planning,—(1) Planning (Listed Buildings and Conservation Areas) (Amendment) (No. 2) (England) Regulations 2004 (S.I., 2004, No. 3341); and

Thursday 23rd December 2004


(3) Financing of Maintained Schools (England) Regulations 2004 (S.I., 2004, No. 3313), dated 9th December 2004; and

12 Health and Safety,—Control of Substances Hazardous to Health (Amendment) Regulations 2004 (S.I., 2004, No. 3386), dated 20th December 2004, with an Explanatory Memorandum [Mr Secretary Johnson].

13 Sea Fisheries,—South-west Territorial Waters (Prohibition of Pair Trawling) Order 2004 (S.I., 2004, No. 3397), dated 22nd December 2004, with an Explanatory Memorandum [Secretary Margaret Beckett].

Friday 31st December 2004

14 Health Care and Associated Professions,—Postgraduate Medical Education and Training Board (Members—Removal from Office) Rules Order 2004 (S.I., 2004, No. 3410), dated 21st December 2004 [Mr Secretary Reid].

15 Supreme Court of England and Wales,—(1) Civil Procedure (Amendment No. 4) Rules 2004 (S.I., 2004, No. 3419); and
(2) High Court (Distribution of Business) Order 2004 (S.I., 2004, No. 3418), dated 30th December 2004, with Explanatory Memoranda thereon [Mr David Lammy].

Thursday 6th January 2005


Papers presented or laid upon the Table on Monday 10th January 2005:

Papers subject to Affirmative Resolution:

17 Employment and Training,—(1) Draft Industrial Training Levy (Construction Board) Order 2005; and
(2) draft Industrial Training Levy (Engineering Construction Board) Order 2005 [by Act], with Explanatory Memoranda thereon [by Command][Secretary Ruth Kelly].

18 Local Government,—Draft Local Authorities’ Plans and Strategies (Disapplication) (England) Order 2005 [by Act] [Mr Secretary Prescott].

Papers subject to Negative Resolution:

19 Civil Aviation,—Air Navigation (Overseas Territories) (Environmental Standards) Order 2004 (S.I., 2004, No. 3337), dated 16th December 2004 [by Act], with an Explanatory Memorandum [Mr Secretary Straw].
20 Electricity,—Energy (Amendment) Order (Northern Ireland) 2004 (S.R. (N.I.), 2004, No. 524), dated 22nd December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

21 European Communities,—European Communities (Designation) (No. 7) Order 2004 (S.I., 2004, No. 3328), dated 16th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Straw].


23 Freedom of Information,—(1) Information Tribunal (Enforcement Appeals) Rules 2005 (S.I., 2005, No. 14); and
   (2) Information Tribunal (National Security Appeals) Rules 2005 (S.I., 2005, No. 13), dated 7th January 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Christopher Leslie].

24 National Health Service,—Retained Organs Commission (Abolition) Order 2005 (S.I., 2005, No. 6), dated 7th January 2005 [by Act] [Mr Secretary Reid].

25 Overseas Territories,—Burma (Restrictive Measures) (Overseas Territories) (Amendment) Order 2004 (S.I., 2004, No. 3333), dated 16th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Straw].

26 Patents,—Patents (Convention Countries) Order 2004 (S.I., 2004, No. 3335), dated 16th December 2004 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

Other Papers:

27 Air Force (Constitution).—Amendments to the Queen’s Regulations for the Royal Air Force in respect of Retired Pay and Pensions [by Act] [Mr Secretary Hoon].

28 National Audit,—Reports by the Comptroller and Auditor General on—
   (1) English Partnerships: Regeneration of the Millennium Dome and Associated Land;
   (2) Helping those in financial hardship: the running of the Social Fund; and
   (3) HM Customs and Excise: Gambling Duties
 [by Act]; to be printed [Nos. 178, 179 and 188] [Clerk of the House].

29 Public Petitions,—Observations by—
   (1) the Secretary of State for Education and Skills on the Petition [1st December] from residents of Stevenage for further consultation on the future of primary education in Stevenage;
   (2) the Secretary of State for Environment, Food and Rural Affairs on the Petition [21st July, in the last Session of Parliament] from supporters of The Causeway Campaign for the inclusion of The Causeway, London SW19, in the jurisdiction of the Wimbledon and Putney Commons Conservators and its continued use as a free parking area; and
   (3) the Secretary of State for Transport on the Petition [15th December] from constituents of Rochdale and others for consideration of the implications of the proposed cancellation of the Manchester Metrolink extension
 [by Standing Order]; to be printed [Clerk of the House].

30 Reserve Forces,—Report under section 54(7) of the Reserve Forces Act 1996 on the making of a call-out order under section 54(1) of that Act [by Act] [Mr Secretary Hoon].

31 School Standards and Framework,—Account of Camborne Pool and Redruth Education Action Zone for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 190] [Clerk of the House].

32 Social Security Administration,—Account of the National Insurance Fund for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 197] [Clerk of the House].

33 Transport,—Government Response to the Sixteenth Report from the Transport Committee, Session 2003–04, on Traffic Law and its Enforcement [by Command] [Cm. 6442] [Mr Secretary Darling].
Papers withdrawn:

34 Employment and Training,—(1) Draft Industrial Training Levy (Construction Board) Order 2005 [laid 16th December]; and
(2) draft Industrial Training Levy (Engineering Construction Board) Order 2005 [laid 21st December].

35 Local Government,—Draft Local Authorities’ Plans and Strategies (Disapplication) (England) Order 2005 [laid 9th December].

APPENDIX II

Standing Committees

1 Serious Organised Crime and Police Bill,—The Committee of Selection has discharged Mr Adrian Bailey and Brian White from Standing Committee D (nominated in respect of the Bill); and nominated in substitution Jane Griffiths and Mr Tony McWalter.

2 Northern Ireland (Sentences) Act 1998 (Specified Organisations) Order 2004 (S.I., 2004, No. 3009),—The Committee of Selection has discharged Mr David Kidney, Mr Eddie McGrady, Phil Sawford and Joan Walley from the Second Standing Committee on Delegated Legislation (nominated in respect of the Order); and nominated in substitution Mrs Liz Blackman, Seamus Mallon, Gareth Thomas (Clwyd West) and Mr Neil Turner.

APPENDIX III

Reports from Select Committees

1 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Every Child Matters]; to be printed [No. 40-iv] [Mr Barry Sheerman].

2 International Development,—Memorandum laid before the International Development Committee [Migration and Development: How to make migration work for poverty reduction] [Tony Baldry].

3 Science and Technology,—Minutes of Evidence taken before the Science and Technology Committee [The future of the National Institute for Medical Research]; to be printed [No. 6-iii] [Dr Ian Gibson].

[No. 19.]

Tuesday 11th January 2005.
The House met at half-past Eleven o’clock.

PRAYERS.

1 Gambling Bill,—Mr Roger Gale reported from Standing Committee B, That it had gone through the Gambling Bill and made Amendments thereunto.

Bill, as amended in the Standing Committee, to be considered to-morrow; and to be printed [Bill 19].

Minutes of Proceedings of the Committee to lie upon the Table.


Minutes of Proceedings of the Committee to lie upon the Table.

3 Road Safety Bill,—The Road Safety Bill was, according to Order, read a second time.

4 Road Safety Bill (Programme),—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Road Safety Bill:

Committal

1. The Bill shall be committed to a Standing Committee.

Proceedings in Standing Committee

2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on Thursday 3rd February 2005.

3. The Standing Committee shall have leave to sit twice on the first day on which it meets.
Consideration and Third Reading

4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.

5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.

Programming Committee

6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

Other proceedings

7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed—

(Mr Tom Watson);

The House divided.

Tellers for the Ayes, Mr Nick Ainger, Mr Vernon Coaker: 330.

Tellers for the Noes, Mr John Randall, Mr Crispin Blunt: 161.

So the Question was agreed to.

5 Road Safety Bill [Money],—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Road Safety Bill [Money];

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Road Safety Bill, it is expedient to authorise the payment out of money provided by Parliament of—

(1) expenditure incurred by the Secretary of State in consequence of the Act, and

(2) any increase attributable to the Act in the sums payable out of money so provided in consequence of any other Act—(Mr Jim Murphy)—It was agreed to.

6 Road Safety Bill [Ways and Means],—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Road Safety Bill, it is expedient to authorise—

(1) the making of provision for financial penalty deposits and provision for imposing fees and charges, and

(2) the making of payments into the Consolidated Fund—(Mr Jim Murphy)—It was agreed to.

7 Public Petitions,—A Public Petition from residents of Warden Bay, Leysdown and Bayview and holiday home owners on the Isle of Sheppey for the protection of cliffs from coastal erosion and flooding was presented and read; and ordered to lie upon the Table and to be printed.

8 Adjournment,—Resolved, That this House do now adjourn.—(Mr Jim Murphy.)

And accordingly, the House, having continued to sit till twelve minutes to Eight o’clock, adjourned till to-morrow.

[Adjourned at 7.48 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Regulatory Reform,—Draft Regulatory Reform (Prison Officers) (Industrial Action) Order 2005 [by Act], with a Statement by the Home Office [by Act] [Mr Secretary Clarke].

Papers subject to Negative Resolution:

2 Food,—Charges for Inspections and Controls (Amendment) Regulations 2005 (S.I., 2005, No. 12), dated 8th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

3 Gas,—Gas Act 1986 (Exemption) Order 2005 (S.I., 2005, No. 16), dated 10th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].
4 Immigration,—(1) Immigration (Procedure for Marriage) Regulations 2005 (S.I., 2005, No. 15), dated 10th January 2005 [by Act], with an Explanatory Memorandum [by Command]; and
(2) Statement of Changes in Immigration Rules [by Act]; to be printed [No. 194] [Mr Secretary Clarke].

5 National Health Service,—National Health Service (Travel Expenses and Remission of Charges) Amendment Regulations 2005 (S.I., 2005, No. 26), dated 11th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Reid].

6 Sea Fisheries,—Incidental Catches of Cetaceans in Fisheries (England) Order 2005 (S.I., 2005, No. 17), dated 10th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

Other Papers:

7 Crown Agents,—Account of the Crown Agents Holding and Realisation Board for 2003, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 203] [Clerk of the House].

8 Health,—Government Response to the Sixth Report from the Health Committee, Session 2003–04, on the Provision of Allergy Services [by Command] [Cm. 6433] [Mr Secretary Reid].

9 Public Petitions,—Observations by the Deputy Prime Minister on the Petition [1st December] from residents of North Essex for transfer to local councils of complete responsibility for travellers and their activities [by Standing Order]; to be printed [Clerk of the House].

Papers withdrawn:

10 Constitutional Law,—Draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005 [laid 9th December].

APPENDIX II

Reports from Select Committees

1 Constitutional Affairs,—(1) Second Report from the Constitutional Affairs Committee [Work of the Committee in 2004], to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 207];
(2) Minutes of Evidence taken before the Committee [Family Justice: The operation of the family courts]; to be printed [No. 116-iii]; and
(3) Memorandum laid before the Committee [Family Justice: The operation of the family courts]
[Mr A. J. Beith].

2 Environmental Audit,—Minutes of Evidence taken before the Environmental Education Sub-Committee of the Environmental Audit Committee [Environmental Education: Follow-up to the Learning the Sustainability Lesson Inquiry]; to be printed [No. 84-iii] [Mr Peter Ainsworth].

3 Foreign Affairs,—Minutes of Evidence taken before the Foreign Affairs Committee [FCO Human Rights Annual Report 2004]; to be printed [No. 109-ii] [Mr Donald Anderson].

4 Home Affairs,—Minutes of Evidence taken before the Home Affairs Committee [Terrorism and Community Relations]; to be printed [No. 165-ii] [Mr John Denham].

5 Statutory Instruments,—Fourth Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-iv]; and
(2) First Report from the Select Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 217-i]
[Mr David Tredinnick].

6 Trade and Industry,—(1) Fourth Report from the Trade and Industry Committee [The Work of the Committee in 2004]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 214];
(2) Second Special Report from the Committee [Government Response to the Tenth Report from the Committee, Session 2003–04, on Post Office Urban Network Reinvention Revisited]; to be printed [No. 215]; and
(3) Minutes of Evidence taken before the Committee [The Competitiveness of the UK Aerospace Industry]; to be printed [No. 151-ii]
[Mr Martin O’Neill].
Tuesday 11th January 2005.
The House sitting in Westminster Hall.
The sitting began at half-past Nine o'clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Mr. Nick Ainger.)
And accordingly the sitting was adjourned till to-morrow.

Adjourned at 4.29 p.m.

[No. 20.]

Wednesday 12th January 2005.
The House met at half-past Eleven o'clock.

PRAYERS.

1 European Standing Committee A,—Mr Jonathan Sayeed reported from European Standing Committee A the following Resolution:
That the Committee takes note of European Union Document No. 12200/04, draft Directive on introducing humane trapping standards for certain animal species; and supports the Government’s view that the humane trapping standards should be implemented and adopted in the United Kingdom.
Resolution to lie upon the Table.
Minutes of Proceedings of the Committee to lie upon the Table.

2 Criminal Law (Amendment) (Householder Protection) Bill,—Patrick Mercer, supported by David Davis, Mr Frank Field, Mr Roger Gale, Chris Grayling, Mr Dominic Grieve, Mr Mike Hancock, Lady Hermon, Mr Humfrey Malins, Mr Mark Prisk, Mr Hugo Swire and Dr Richard Taylor, presented a Bill to amend section 3 of the Criminal Law Act 1967 in relation to the use of force in the prevention of crime or in the defence of persons or property: And the same was read the first time; and ordered to be read a second time on Friday 4th February and to be printed [Bill 20].

3 Drugs (Sentencing and Commission of Inquiry) Bill,—Mr Nigel Evans, supported by Mr Nigel Jones, Jane Griffiths, Mrs Cheryl Gillan, Kate Hoey, Mrs Angela Browning, Dr Julian Lewis, Bob Spink, Mr Robert Syms, Mr David Amess, Andrew Rosindell and Mr Julian Brazier, presented a Bill to make provision about sentencing for persons guilty of an offence in connection with the supply or an offer to supply Class A drugs; and to establish a commission of inquiry into the effects and classification of cannabis: And the same was the first time; and ordered to be read a second time on Friday 25th February and to be printed [Bill 21].

4 Health and Safety (Directors’ Duties) Bill,—Mr Stephen Hepburn, supported by Vera Baird, Tony Baldry, Mr Nicholas Brown, Mr Michael Clapham, Mr Tony Clarke, Ross Cranston, Mr Frank Dobson, Mrs Joan Humble, Helen Jackson, Mr Michael Meacher and Dr Jenny Tonge, presented a Bill to impose duties upon company directors in relation to health and safety; to give powers to the Health and Safety Commission to issue and approve codes of practice in connection with the performance of those duties; to require large companies to appoint a director as health and safety information director; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 4th March and to be printed [Bill 22].

5 Smoking in Public Places (Wales) Bill,—Julie Morgan, supported by Mr Kevin Barron, Paul Flynn, Dr Ian Gibson, Mr Win Griffiths, Mr David Hinchcliffe, Dr Doug Naysmith, David Taylor, Mrs Betty Williams, Hywel Williams, Mr Roger Williams and Sir George Young, presented a Bill to enable the National Assembly for Wales to prohibit or restrict the smoking of tobacco products by any person in a public place in Wales; to enable functions to be transferred to the National Assembly for Wales in that connection; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 18th March and to be printed [Bill 23].

6 Stamp Duty (Lower Rate for Energy Efficiency Measures) Bill,—Mr Kevin Barron, supported by Mr Peter Ainsworth, Mr Richard Allan, Mr David Amess, Mr John Battle, Mr A. J. Beith, Sir Sydney Chapman, Mr David Chaytor, Mr David Drew, Mr Neil Gerrard, Mr Martin O’Neill and Brian White, presented a Bill to make provision for a lower rate of stamp duty land tax to be charged on residential properties where energy efficiency measures are undertaken by or on behalf of the purchaser: And the same was read the first time; and ordered to be read a second time on Friday 8th April and to be printed [Bill 24].
7 Mobile Telephones (Re-programming) Bill.—Mr Kevan Jones, supported by Ms Dari Taylor, Mark Tami, Mr Liam Byrne, Iain Wright, Jon Cruddas, Helen Jones, Ann McKechin, Mr George Howarth, Mrs Joan Humble, Mr Stephen Pound and Mr Frank Roy, presented a Bill to amend the Mobile Telephones (Re-programming) Act 2002: And the same was read the first time; and ordered to be read a second time on Friday 15th April and to be printed [Bill 25].

8 Sexual Offences Act 2003 (Amendment) Bill.—Sir Paul Beresford, supported by Vera Baird, Mr Dominic Grieve, Mr Humfrey Malins, Mr John Randall, John Cryer and Mr Neil Gerrard, presented a Bill to amend the Sexual Offences Act 2003 to give the police powers to enter specified premises in order to ascertain whether a person subject to the notification requirements of Part 2 of that Act is residing at or staying on those premises and to search those premises for information relevant to section 67 of the Criminal Justice and Court Services Act 2000, and to create offences in connection with the exercise of those powers: And the same was read the first time; and ordered to be read a second time on Friday 4th March and to be printed [Bill 26].

9 Renewable Heat Bill.—Mr Michael Weir, supported by Hywel Williams, Annabelle Ewing, Pete Wishart, Mr Andrew Stunell, Norman Baker, Paddy Tipping, Brian White, Mr Peter Ainsworth and Mr Simon Thomas, presented a Bill to make provision to increase the proportion of heating fuel derived from renewable sources; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 4th February and to be printed [Bill 27].

10 Employment Tribunals (Representation and Assistance in Discrimination Proceedings) Bill.—Mr Marsha Singh, supported by Peter Bottomley, Mr Michael Clapham, Mrs Ann Cryer, Mr John Grogan, Mr Fabian Hamilton, Mr Mike Hancock, Mr Eric Illesley, Alice Mahon, Mr Terry Rooney, Brian White and Mrs Betty Williams, presented a Bill to make provision about representation of and assistance to complainants in discrimination proceedings before employment tribunals and the Employment Appeal Tribunal; to establish and confer functions upon the Tribunal Representation and Assistance Board; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 18th March and to be printed [Bill 28].

11 Trespassers on Land (Liability for Damage and Eviction) Bill.—Mr Gerald Howarth, supported by Mr Philip Hammond, Dr Julian Lewis, Mr Mark Tami, Mr Nick Hawkins, Mr Peter Ainsworth, Mr Humfrey Malins, Mr James Arbuthnot and Sir George Young, presented a Bill to make a person liable for damage caused to land, or property on that land, on which he is trespassing with the purpose of residing there; to amend the Criminal Justice and Public Order Act 1994 in respect of the removal of trespassers from land, the seizure of property of trespassers and payments to occupiers of land in respect of damages arising from trespass; to establish a register of persons whose identity has been given to a constable after the giving of a direction under Part 5 of the Criminal Justice and Public Order Act 1994; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 8th April and to be printed [Bill 29].

12 Telecommunications Masts (Planning Control) Bill.—Mr Andrew Stunell, supported by Mr Richard Spring, Derek Wyatt, Mr Phil Willis, Mr Gary Streeter, Brian White, Annette Brooke, Mr John Bercow, Mr Paul Burstow, Mrs Patsy Calton, Mark Oaten and Mr Paul Burstow, presented a Bill to amend the law relating to planning in connection with telecommunications masts and associated apparatus; to amend the electronic communications code in connection with telecommunications apparatus and make further provision about that code; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 18th March and to be printed [Bill 30].

13 Armed Forces (Parliamentary Approval for Participation in Armed Conflict) Bill.—Mr Neil Gerrard, supported by Tony Wright, Mr William Hague, Sir Menzies Campbell, Mr Andrew Dismore, Mr Simon Thomas, Andrew Bennett, Mr Gordon Prentice, Mr Douglas Hogg, Mr Richard Allan, Mr Kelvin Hopkins and Brian White, presented a Bill to require parliamentary approval for the participation of Her Majesty’s armed forces in armed conflict and for a declaration of war; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 18th March and to be printed [Bill 31].

14 Human Tissue Act 2004 (Amendment) Bill.—Mr Stephen Pound, supported by Dr Evan Harris, David Cairns, Mrs Gwynthun Dunwoody, Mr Kelvin Hopkins, Mrs Patsy Calton, Mr Tam Dalyell, Chris Bryant, Lembit Opik, Jane Griffiths, Siobhain McDonagh and Mr Andrew Dismore, presented a Bill to amend the Human Tissue Act 2004 in relation to the removal of organs for the purpose of transplantation from adults who have died: And the same was read the first time; and ordered to be read a second time on Friday 22nd April and to be printed [Bill 32].
15 Council Tax Benefit (Entitlement Information) Bill,—Tony Baldry, supported by Hugh Bayley, Dr Hywel Francis, Mr John Burnett, Dr Evan Harris, Mr Robert Jackson and Mr John Bercow, presented a Bill to require billing authorities and local authorities to contact pensioners who may be entitled to council tax benefit: And the same was read the first time; and ordered to be read a second time on Friday 4th February and to be printed [Bill 33].

16 Humber Bridge Bill,—Mr Ian Cawsey, supported by Shona McIsaac, Mr Austin Mitchell, Mr Greg Knight, David Davis, Mr Kevin McNamara, Mr James Cran, Mr Edward Leigh, Mr John Grogan, Mr Kevin Hughes, Mr Phil Willis and Kevin Brennan, presented a Bill to amend the Humber Bridge Acts 1959 to 1973; to require the Secretary of State to review the exercise of his power under the Humber Bridge (Debts) Act 1996; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 15th April and to be printed [Bill 34].

17 Local Services and Facilities Bill,—Mr Roger Williams, supported by Andrew George, Sue Doughty, Mr Simon Thomas, Mr David Drew, Mr Don Foster, Alan Simpson, Dr Ian Gibson, Mr Huw Edwards, Jim Dowd, Mr David Chaytor and Matthew Green, presented a Bill to require public authorities to undertake a social and environmental impact assessment and to consult persons or bodies affected before closing premises that provide services or ceasing to provide services from particular premises; to amend the Town and Country Planning Act 1990 in relation to material changes in use affecting services to or amenities for the public; to confer powers on local authorities in connection with the proposed closure of leisure and sports facilities; to make provision about local food strategies; to make provision in connection with the delivery of beer to public houses from local breweries; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 25th February and to be printed [Bill 35].

18 Succession to the Crown (No. 2) Bill,—Ann Taylor, supported by Joyce Quin, Paddy Topping, Sandra Osborne, Mr Mike Hall, Mr Gwyn Prosser, Ms Candy Atherton, Tony Wright, Mr Khalid Mahmood, Mrs Betty Williams, Kali Mounford and Judy Mallaber, presented a Bill to make provision about succession to the Crown and about Royal marriages: And the same was read the first time; and ordered to be read a second time on Friday 4th March and to be printed [Bill 36].

19 School Meals and Nutrition Bill,—Geraint Davies, supported by Ms Debra Shipley, Ms Karen Buck, Julia Drown, Dr Howard Stoate, Harry Cohen, Ms Oona King, Sohbaan McDonagh, Mrs Janet Dean, John Austin and Julie Morgan, presented a Bill to make further provision about nutritional standards, and other nutritional requirements, for school meals; to regulate food vending machines in schools; to provide for restrictions on the whereabouts of pupils during school hours for the purpose of controlling the supply of food to them; to require the inclusion of information about nutritional standards of food in schools in reports of school inspections; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Saturday 25th February and to be printed [Bill 37].

20 Estate Agents (Independent Redress Scheme) Bill,—Mr Alan Williams, supported by Mr Clive Betts, Andrew Bennett, Mr Adrian Sanders, Mr Kevin McNamara, Mr David Clelland, John Barrett, Mr Jon Owen Jones and Claire Ward, presented a Bill to amend the Estate Agents Act 1979 to make provision for independent consumer redress in connection with the sale and purchase of residential property: And the same was read the first time; and ordered to be read a second time on Friday 4th March and to be printed [Bill 38].

21 Right of Reply and Press Standards Bill,—Peter Bradley, supported by Mr Clive Soley, Ann Clwyd, Tony Wright, Angela Eagle, Tony Worthington, Sir Sydney Chapman, Mr Paul Tyler, Mr Robert Walter, Martin Linton, Dr Alan Whitehead and Mr Siôn Simon, presented a Bill to give persons a right of reply to correct factual inaccuracies in the press in specified circumstances; to establish and confer functions upon the Press Standards Board and the Press Standards Adjudicator; to create an offence in connection with non-compliance with an enforcement notice served by the Press Standards Board; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 25th February and to be printed [Bill 39].

22 Child Benefit Bill,—The Child Benefit Bill was, according to Order, read a second time.

23 Child Benefit Bill (Programme).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Child Benefit Bill:

Committal

1. The Bill shall be committed to a Standing Committee.
Proceedings in Standing Committee

2. Proceedings in the Standing Committee shall be brought to a conclusion on Thursday 20th January 2005.

3. The Standing Committee shall have leave to sit twice on that day.

Consideration and Third Reading

4. Proceedings on consideration (so far as not previously concluded) shall be brought to a conclusion two and a half hours after their commencement.

5. Proceedings on Third Reading (so far as not previously concluded) shall be brought to a conclusion half an hour after their commencement.

Programming Committee

6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

Other proceedings

7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed—(Margaret Moran);

The House divided.

Tellers for the Ayes, Jim Fitzpatrick, Margaret Moran: 312.

Tellers for the Noes, Gregory Barker, Mr Mark Prisk: 183.

So the Question was agreed to.

24 Child Benefit Bill [Money].—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Child Benefit Bill [Money];

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Child Benefit Bill, it is expedient to authorise the payment out of money provided by Parliament of any increase attributable to the Act in the sums which under any other Act are payable out of money so provided—(Jim Fitzpatrick).—It was agreed to.

25 Public Petitions.—Public Petitions from—

(1) residents of Caersws, Llanwnog and the surrounding area for the removal of the radio mast in Manthrig Lane, Caersws, Powys; and

(2) Mr and Mrs Cribbs and others against the proposed closure of public halls in the Borough of Castle Point, Essex

were presented and read; and ordered to lie upon the Table and to be printed.

26 Adjournment.—A Motion was made, and the Question being proposed, That this House do now adjourn—(Mr Jim Murphy);

And it being Seven o’clock, the Motion for the adjournment of the House lapsed, without Question put.

27 Adjournment.—Resolved, That this House do now adjourn.—(Mr Tom Watson.)

And accordingly, the House, having continued to sit till twenty-nine minutes past Seven o’clock, adjourned till to-morrow.

[Adjourned at 7.29 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Companies.—Draft Companies Act 1985 (Operating and Financial Review and Directors’ Report etc.) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

Papers subject to Negative Resolution:

2 Competition.—Supply of Extended Warranties on Domestic Electrical Goods Order 2005 (S.I., 2005, No. 37), dated 11th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

3 National Health Service.—National Health Service (General Medical Services Contracts) (Personal Medical Services Agreements) and (Pharmaceutical Services) (Amendment) Regulations 2005 (S.I., 2005, No. 28), dated 11th January 2005 [by Act] [Mr Secretary Reid].
4 Social Security.—Social Security (Incapacity Benefit Work-focused Interviews) Amendment Regulations 2005 (S.I., 2005, No. 3), dated 5th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

Other Papers:
5 Bolivia (No. 1, 2005),—Agreement, done at La Paz on 13th and 17th September 2004, between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Republic of Bolivia concerning Development Assistance and the Status of the United Kingdom Department for International Development in the Republic of Bolivia, with an Explanatory Memorandum [by Command] [Cm. 6445] [Mr Secretary Straw].

6 Government Resources and Accounts,—Report and Accounts of the Warship Support Agency for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 192] [Mr Secretary Hoon].

7 Police,—Code of Practice on the National Intelligence Model [by Act] [Mr Secretary Clarke].

8 School Standards and Framework,—Account of the Wakefield Education Action Zone for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 196] [Clerk of the House].

APPENDIX II

European Standing Committees
1 European Union Document No. 9050/04, relating to the European Agency for Safety and Health at Work, has been referred to European Standing Committee B.

2 European Union Document No. 14549/04, relating to the European Anti-Fraud Office (OLAF), has been referred to European Standing Committee B, together with European Union Documents Nos. 11890/04 and 11981/04 and Addenda 1 and 2, relating to the fight against fraud, already referred to the Committee on 13th October 2004.

3 European Union Document No. 6174/04 and Addendum 1, relating to an internal market for services, has been referred to European Standing Committee C.

APPENDIX III

Reports from Select Committees
1 Defence,—Minutes of Evidence taken before the Defence Committee [Future Capabilities]; to be printed [No. 45-ii] [Bruce George].

2 Defence, Foreign Affairs, International Development and Trade and Industry,—Part of Minutes of Evidence taken before the Defence, Foreign Affairs, International Development and Trade and Industry Committees [Strategic Export Controls]; to be printed [No. 145-ii] [Mr Roger Berry].

3 Draft Mental Health Bill,—(1) Minutes of Evidence taken before the Joint Committee on the Draft Mental Health Bill; to be printed [Nos. 95-vi and -vi]; and
(2) Memoranda laid before the Committee; to be printed [No. 95-viii] [Mr George Howarth].

4 Education and Skills,—(1) Second Special Report from the Education and Skills Committee [Government and Ofsted’s Response to the Sixth Report from the Committee, Session 2003–04, on The Work of Ofsted]; to be printed [No. 206]; and
(2) Minutes of Evidence taken before the Committee [UK e-University]; to be printed [No. 205-ii] [Mr Barry Sheerman].

5 Environment, Food and Rural Affairs,—(1) Third Special Report from the Environment, Food and Rural Affairs Committee [Government’s Reply to the Seventeenth Report from the Committee, Session 2003–04, on Agriculture and EU Enlargement]; to be printed [No. 221]; and
(2) Minutes of Evidence taken before the Committee [Climate Change: Looking Forward]; to be printed [No. 130-i] [Mr Michael Jack].

6 Environmental Audit,—Minutes of Evidence taken before the Environmental Audit Committee [The International Challenge of Climate Change: UK leadership in the G8 and EU]; to be printed [No. 105-vi] [Mr Peter Ainsworth].

7 European Scrutiny,—(1) Third Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-iii]; and
(2) Minutes of Evidence taken before the Committee [The EU’s constitutional treaty]; to be printed [No. 132-ii] [Mr Jimmy Hood].

8 Human Rights.—Fourth Report from the Joint Committee on Human Rights [Scrutiny: First Progress Report], together with Appendices; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 224] [Jean Corston].

9 Public Accounts.—Minutes of Evidence taken before the Committee of Public Accounts [Managing National Lottery Distribution Fund balances]; to be printed [No. 223-1] [Mr Edward Leigh].

10 Public Administration.—Minutes of Evidence taken before the Select Committee on Public Administration [Government by Inquiry]; to be printed [No. 51-iii] [Tony Wright].

11 Science and Technology.—(1) Second Report from the Science and Technology Committee [Annual Report 2004]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 199]; and

(2) Minutes of Evidence taken before the Committee [Forensic Science]; to be printed [No. 96-ii] [Dr Ian Gibson].

12 Transport.—Minutes of Evidence taken before the Transport Committee [Road Pricing]; to be printed [No. 218-i] [Mrs Gwynthyn Dunwoody].

13 Treasury.—Minutes of Evidence taken before the Sub-Committee of the Treasury Committee [Excise Duty Fraud]; to be printed [No. 126-ii] [Mr John McFall].

14 Welsh Affairs.—Minutes of Evidence taken before the Welsh Affairs Committee [Police Service, Crime and Anti-Social Behaviour in Wales]; to be printed [No. 46-iv] [Mr Martyn Jones].

15 Work and Pensions.—First Report from the Work and Pensions Committee [The Committee’s Work in 2004], to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 133] [Sir Archy Kirkwood].
3 Consumer Credit Bill,—The Consumer Credit Bill was, according to Order, read a second time.

4 Consumer Credit Bill (Programme),—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Consumer Credit Bill:

   **Committee**
   1. The Bill shall be committed to a Standing Committee.

   **Proceedings in Standing Committee**
   2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on Thursday 3rd February 2005.

   3. The Standing Committee shall have leave to sit twice on the first day on which it meets.

   **Consideration and Third Reading**
   4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.

   5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.

   **Programming Committee**
   6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

   **Programming of proceedings**
   7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed—(Mr Gerry Sutcliffe);

   The House divided.

   Tellers for the Ayes, Joan Ryan, James Purnell: 273.

   Tellers for the Noes, Mr Mark Prisk, Gregory Barker: 83.

   So the Question was agreed to.

5 Consumer Credit Bill [Money],—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Consumer Credit Bill [Money];

   A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Consumer Credit Bill, it is expedient to authorise the payment out of money provided by Parliament of—

   (1) any expenditure incurred by a Minister of the Crown or the Office of Fair Trading by virtue of the Act, and

   (2) any increase attributable to the Act in the sums payable out of money so provided by virtue of any other Act—(Mr Tom Watson).—It was agreed to.

6 Consumer Credit Bill [Ways and Means],—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Consumer Credit Bill, it is expedient to authorise—

   (1) the imposition of charges on persons who hold licences under the Consumer Credit Act 1974 or who apply or have applied for the issue or renewal of such licences, and

   (2) the payment of sums into the Consolidated Fund—(Mr Tom Watson).—It was agreed to.

7 Adjournment,—Resolved, That this House do now adjourn.—(Mr Tom Watson.)

   And accordingly, the House, having continued to sit till twenty-one minutes to Seven o’clock, adjourned till Monday 17th January.

   [Adjourned at 6.39 p.m.]
APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Extradition,—Draft Extradition Act 2003 (Amendment to Designations) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

2 Pensions,—Draft Pensions Appeal Tribunals (Armed Forces and Reserve Forces Compensation Scheme) (Rights of Appeal) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Hoon].

Papers subject to Negative Resolution:

3 Charities,—Draft Charities (National Trust) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

4 Licences and Licensing,—(1) Licensing Act 2003 (Hearings) Regulations 2005 (S.I., 2005, No. 44);
   (2) Licensing Act 2003 (Licensing authority’s register) (other information) Regulations 2005 (S.I. 2005, No. 43);
   (3) Licensing Act 2003 (Personal licences) Regulations 2005 (S.I., 2005, No. 41);
   (4) Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005 (S.I., 2005, No. 42); and

Other Papers:

5 Development of Tourism,—Report of the England Marketing Advisory Board for 2003–04 [by Act] [Secretary Tessa Jowell].

6 Northern Ireland,—Account of the Northern Ireland Social Security Agency Social Fund for 2000–01, with the Report of the Comptroller and Auditor General for Northern Ireland [by Statutory Instrument]; to be printed [No. 201] [Mr Secretary Murphy].

7 Nursing and Midwifery,—Accounts of the Nursing and Midwifery Council for 2003–04, with the Certificate of the Comptroller and Auditor General thereon [by Statutory Instrument] [Mr David Lammy].

APPENDIX II

Standing Committees

1 Road Safety Bill:

   (1) The Speaker has allocated the Bill to Standing Committee A and has appointed Mr Peter Pike and Mr Kevin Hughes Chairmen; and
   (2) the Committee of Selection has nominated nineteen Members to serve on the Committee: Charlotte Atkins, Mr Liam Byrne, Mr Christopher Chope, Mr Wayne David, Mrs Louise Ellman, Mr Mark Fisher, Mr Adrian Flook, Mr David Heyes, Mr David Jamieson, Mr David Kidney, Mr Greg Knight, Mr Khalid Mahmood, Gillian Merron, Mr Andy Reed, Mr Andrew Rosindell, Mr Paul Stinchcombe, John Thurso, Mr David Wilshire and Richard Younger-Ross.

2 Identity Cards Bill (Programming Sub-Committee).—The Speaker has appointed Mr Richard Allan, Mr Desmond Brown, Mr Geoffrey Clifton-Brown, Mr Humfrey Malins, Kali Mountford, Mr Gwyn Prosser and Joan Ryan members of the Programming Sub-Committee of Standing Committee B in respect of the Bill.

3 Identity Cards Bill:

   (1) The Speaker has allocated the Bill to Standing Committee B and has appointed Mr Jimmy Hood and Mr Derek Conway Chairmen; and
   (2) the Committee of Selection has nominated twenty Members to serve on the Committee: Mr Richard Allan, Mr Desmond Browne, Mr Alistair Carmichael, Roger Casale, Mr Geoffrey Clifton-Brown, Mr David Curry, Kate Hoey, Mr Jon Owen Jones, Mr Stephen McCabe, Mr Humfrey Malins, Patrick Mercer, Chris Mole, Kali Mountford, Mr Gwyn Prosser, John Robertson, Christine Russell, Joan Ryan, Mr Martin Salter, Mr John Taylor and Mr Bill Tynan.
4 Child Benefit Bill (Programming Sub-Committee).—The Speaker has appointed Tony Cunningham, Mr Mark Francois, Mr Ivan Henderson, Mr David Laws, Dawn Primarolo, James Purnell and Mr David Ruffley members of the Programming Sub-Committee of Standing Committee F in respect of the Bill.

5 Child Benefit Bill:

(1) The Speaker has allocated the Bill to Standing Committee F and has appointed Miss Anne Begg Chairman; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Richard Bacon, Mr John Burnett, Tony Cunningham, Mr Parmjit Dhanda, Mr Mark Francois, Mr Ivan Henderson, Mr Brian Jenkins, Mr David Laws, Judy Mallaber, Rob Marris, Mr Stephen Pound, Dawn Primarolo, James Purnell, Mr David Ruffley, Mr Andrew Tyrie and Mr Anthony D. Wright.

6 Clean Neighbourhoods and Environment Bill (Programming Sub-Committee).—The Speaker has appointed Mr Nick Ainger, Peter Bradley, Sue Doughty, Miss Anne McIntosh, Alun Michael, Mr David Ruffley and Mr Neil Turner members of the Programming Sub-Committee of Standing Committee G in respect of the Bill.

7 Clean Neighbourhoods and Environment Bill:

(1) The Speaker has allocated the Bill to Standing Committee G and has appointed Mr David Taylor and Mr Eric Forth Chairmen; and

(2) the Committee of Selection has nominated seventeen Members to serve on the Committee: Mr Nick Ainger, Peter Bradley, Sue Doughty, Mr David Drew, Mr Nigel Evans, Barbara Follett, Matthew Green, Patrick Hall, Siobhain McDonagh, Miss Anne McIntosh, Alun Michael, Mr Elliot Morley, Mr David Ruffley, Mr Mark Simmonds, Paddy Tipping, Mr Neil Turner and Iain Wright.

8 Motion in respect of the Electoral Commission in the name of Mr Peter Hain:

(1) The Speaker has allocated the Motion to the First Standing Committee on Delegated Legislation and has appointed Mrs Irene Adams Chairman; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Nick Ainger, John Austin, Tony Baldry, Mr Kevin Barron, John Cryer, Mr Stephen Dorrell, Mrs Lorna Fitzsimons, Mr Neil Gerrard, Ms Sally Keeble, Mr Piara S. Khabra, Martin Linton, Mr Mark Prisk, Mr Andrew Stunell, Mr Robert Syms, Mr Paul Tyler and Mr Phil Woolas.

9 Draft Local Authorities’ Plans and Strategies (Disapplication) (England) Order 2005:

(1) The Speaker has allocated the draft Order to the Second Standing Committee on Delegated Legislation and has appointed Janet Anderson Chairman; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Harold Best, Colin Burgen, Jeremy Corbyn, Mr Edward Davey, Linda Gilroy, Matthew Green, Mr John Gummer, Phil Hope, Lynne Jones, Mr Eric Pickles, Bridget Prentice, Mr Mark Prisk, Joan Ruddock, Mr Malcolm Savidge, Mr Marsha Singh and Mr Ian Taylor.

10 Draft Representation of the People (Variation of Limits of Candidates’ Election Expenses) (City of London) Order 2005:

(1) The Speaker has allocated the draft Order to the Third Standing Committee on Delegated Legislation and has appointed Mrs Irene Adams Chairman; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Keith Bradley, Mr Nicholas Brown, Julia Drown, Mr Bill Etherington, Mr Mark Field, Linda Gilroy, Phil Hope, Simon Hughes, Mr David Marshall, Mr Richard Page, Mr Mark Prisk, Mrs Gillian Shephard, Ms Debra Shipley, Llew Smith, Mr Paul Tyler and Mr Tom Watson.


(1) The Speaker has allocated the Order to the Fourth Standing Committee on Delegated Legislation and has appointed Mr Nigel Beard Chairman; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Harold Best, Mr John Burnett, Mr Frank Dobson, Jim Fitzpatrick, Mr Nick Gibb, Mr Ivan Henderson, Glenda Jackson, Mr Peter Kilfoyle, Mr David Laws, Dawn Primarolo, Joyce Quin, Mr David Ruffley, Mr Brian Sedgemore, Bob Spink, Mr Richard Spring and Mr Paul Truswell.

Grand Committees

12 The Speaker has appointed Mr Eric Illsley Chairman of the Northern Ireland Grand Committee in respect of its meeting on 20th January.

APPENDIX III

Reports from Select Committees

1 Foreign Affairs,—Minutes of Evidence taken before the Foreign Affairs Committee [Western Balkans]; to be printed [No. 87-ii] [Mr Donald Anderson].

2 Health,—Minutes of Evidence taken before the Health Committee [The Influence of the Pharmaceutical Industry]; to be printed [No. 42-iv] [Mr John Austin].

3 Northern Ireland.—(1) First Special Report from the Northern Ireland Affairs Committee [Government’s Response to the Sixth Report from the Committee, Session 2003–04, on Social Housing Provision in Northern Ireland]; to be printed [No. 225] [Mr Michael Mates]; and

(2) Minutes of Evidence taken before the Sub-Committee of the Committee on 12th January [Air Transport Services in Northern Ireland]; to be printed [No. 53-v] [Mr Tony Clarke].

4 Public Administration,—Minutes of Evidence taken before the Select Committee on Public Administration [Choice, Voice and Public Services]; to be printed [No. 49-ii] [Tony Wright].

5 Welsh Affairs,—Memorandum laid before the Welsh Affairs Committee [Transcript of hearings held on 13th January by the Local Government and Public Services Committee, National Assembly for Wales enlarged by the Welsh Affairs Committee on the Public Services Ombudsman (Wales) Bill [Lords]] [Mr Martyn Jones].

[No. 21; WH, No. 10]

Thursday 13th January 2005

The House sitting in Westminster Hall

The sitting began at half-past Two o’clock.

Adjournment (Environmental Crime—Sixth and Ninth Reports from the Environmental Audit Committee, Session 2003–04, and the Government Responses thereto),—Resolved, That the sitting be now adjourned.—(Jim Fitzpatrick.)

And accordingly the sitting was adjourned till Tuesday 18th January.

[Adjourned at 5.29 p.m.]
Monday 17th January 2005.

The House met at half-past Two o’clock.

PRAYERS.

1 First Standing Committee on Delegated Legislation,—Mrs Irene Adams reported from the First Standing Committee on Delegated Legislation the Motion in respect of the Electoral Commission in the name of Mr Peter Hain.

Minutes of Proceedings of the Committee to lie upon the Table.

2 Second Standing Committee on Delegated Legislation,—Janet Anderson reported from the Second Standing Committee on Delegated Legislation the draft Local Authorities’ Plans and Strategies (Disapplication) (England) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

3 Crown Employment (Nationality) Bill,—Mr Andrew Dismore, supported by Ms Karen Buck, Mr Andrew Love, Mr Andrew Wright, Sir Sydney Chapman, Linda Perham, John Austin, Annette Brooke, Keith Vaz, and Mr Stephen Pound, presented a Bill to make provision for and in connection with the removal of general restrictions as to nationality which apply to persons employed or holding office in any civil capacity under the Crown; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 13th May and to be printed [Bill 40].

Ordered, That the Explanatory Notes relating to the Crown Employment (Nationality) Bill be printed [Bill 40–EN].

4 Constitutional Reform Bill [Lords],—The Order of the day being read, for the Second Reading of the Constitutional Reform Bill [Lords];

And a Motion being made, That the Bill be now read a second time;

Estelle Morris acquainted the House, That she had it in command from the Queen to acquaint the House that Her Majesty, having been informed of the purport of the Bill, has consented to place Her prerogative and interest, so far as they are affected by the Bill, at the disposal of Parliament for the purposes of the Bill.

And the Question being proposed;

An Amendment was proposed to the Question, to leave out from the word ‘That’ to the end of the Question and add the words ‘this House declines to give the Constitutional Reform Bill a second reading because it creates a costly and unnecessary Supreme Court exercising the same functions as the current Law Lords; is based on the false premise that the separation of powers between the judiciary and legislature requires the physical removal of the Law Lords from Parliament; fails to demonstrate how the proposed Supreme Court would exercise its functions with any greater degree of impartiality, independence and integrity than the Appellate Committee of the House of Lords; will deny Parliament the experience and expertise that the Law Lords bring to debates and legislation; and notwithstanding the benefits of a Judicial Appointments Commission, offers no convincing justification for replacing a system that works well’, instead thereof.—(Mr Dominic Grieve.)

And the Question being put, That the Amendment be made;

The House divided.

Tellers for the Ayes, Mr Crispin Blunt, Mr David Ruffley: 126.

Tellers for the Noes, Gillian Merron, Mr John Heppell: 329.

So the Question was negatived.

And the Main Question being put forthwith, pursuant to Standing Order No. 62 (Amendment on second or third reading)—It was agreed to.

The Bill was accordingly read a second time.

5 Constitutional Reform Bill [Lords] (Programme),—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Constitutional Reform Bill [Lords]:

Committal

1. The following shall be committed to a Committee of the whole House—

(a) Clauses Nos. 1 to 7, 20, 21, 37, 94, 95 and 105 to 109;
(b) Schedule No. 8;
(c) any new Clauses amending section 12 of the Justice (Northern Ireland) Act 2002;
(d) any new Clauses relating to matters connected with the Supreme Court of the
United Kingdom as reserved or excepted matters under the Northern Ireland

2. The remainder of the Bill shall be committed to a Standing Committee.

**Proceedings in Committee**

3. (1) Proceedings in Committee of the whole House shall be completed in two days.
(2) Those proceedings shall be taken on each of those days as shown in the following
schedule and shall be taken in the order shown there.
(3) Proceedings on each of those days shall (so far as not previously concluded) be
brought to a conclusion at the time specified in the second column of the table.
(4) Standing Order No. 83B (Programming committees) shall not apply to
proceedings in Committee of the whole House.

<table>
<thead>
<tr>
<th>Proceedings</th>
<th>Time for conclusion of proceedings</th>
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<tbody>
<tr>
<td>First day</td>
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<tr>
<td>Clauses Nos. 1, 4, 6 and 7</td>
<td>Three hours after the commencement of proceedings on the Bill</td>
</tr>
<tr>
<td>Clause No. 5, any new Clauses amending section 12 of the Justice (Northern Ireland) Act 2002, Clauses Nos. 2 and 3</td>
<td>The moment of interruption or three hours after the commencement of proceedings on Clause No. 5, whichever is the later</td>
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<tr>
<td>Second day</td>
<td></td>
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<tr>
<td>Clauses Nos. 20 and 21, any new Clauses relating to matters connected with the Supreme Court of the United Kingdom as reserved or excepted matters under the Northern Ireland Act 1998, Clause No. 37, Schedule No. 8, Clause No. 109</td>
<td>Three hours after the commencement of proceedings on the Bill</td>
</tr>
<tr>
<td>Clauses Nos. 105 to 108, 94 and 95</td>
<td>The moment of interruption or three hours after the commencement of proceedings on Clause No. 105, whichever is the later</td>
</tr>
</tbody>
</table>

4. (1) Proceedings in the Standing Committee shall (so far as not previously
concluded) be brought to a conclusion on Thursday 24th February 2005.
(2) The Standing Committee shall have leave to sit twice on the first day on which it
meets.

5. When the provisions of the Bill considered, respectively, by the Committee of the
whole House and by the Standing Committee have been reported to the House, the Bill
shall be proceeded with as if it had been reported as a whole to the House from the
Standing Committee.

**Consideration and Third Reading**

6. Proceedings on consideration shall (so far as not previously concluded) be brought
to a conclusion one hour before the moment of interruption on the day on which those
proceedings are commenced.

7. Proceedings on Third Reading shall (so far as not previously concluded) be brought
to a conclusion at the moment of interruption on that day.

8. Standing Order No. 83B (Programming committees) shall not apply to proceedings
on consideration and Third Reading.

**Other proceedings**

9. Any other proceedings on the Bill (including any proceedings on consideration of
any Message from the Lords) may be programmed—(Mr Tom Watson);

The House divided.

Tellers for the Ayes, Gillian Merron, Mr John Heppell: 297.
Tellers for the Noes, Mr David Ruffley, Mr Crispin Blunt: 161.
So the Question was agreed to.
6 Constitutional Reform Bill [Lords] [Money].—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Constitutional Reform Bill [Lords] [Money],

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills). That for the purposes of any Act resulting from the Constitutional Reform Bill [Lords], it is expedient to authorise—

(1) the payment out of money provided by Parliament of—
   (a) any expenses of a Minister of the Crown in connection with the Act;
   (b) any increase attributable to the Act in sums payable out of money provided by Parliament under any other enactment;

(2) the payment out of the Consolidated Fund of—
   (a) salaries of judges of the Supreme Court of the United Kingdom;
   (b) any increase attributable to the Act in sums payable out of that Fund under any other enactment—(Mr Tom Watson)—It was agreed to.

7 Constitutional Reform Bill [Lords] [Ways and Means].—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills). That, for the purposes of any Act resulting from the Constitutional Reform Bill [Lords], it is expedient to authorise the levying of fees prescribed under the Act in respect of anything dealt with by the Supreme Court of the United Kingdom—(Mr Tom Watson)—It was agreed to.

8 Humane Trapping Standards.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Document No. 12200/04, draft Directive on introducing humane trapping standards for certain animal species; and supports the Government’s view that the humane trapping standards should be implemented and adopted in the United Kingdom—(Mr Tom Watson)—It was agreed to.

9 Adjournment,—Resolved, That this House do now adjourn.—(Mr Tom Watson.)

And accordingly, the House, having continued to sit till four minutes to Eleven o’clock, adjourned till to-morrow.

[Adjourned at 10.56 p.m.

APPENDIX I
Papers presented or laid upon the Table:
Papers delivered to the Votes and Proceedings Office on Friday 14th January 2005 pursuant to Standing Order No. 159 (Presentation of statutory instruments):

Papers subject to Negative Resolution:


3 Immigration.—(1) Asylum Seekers (Reception Conditions) Regulations 2005 (S.I., 2005, No. 7); and
   (2) Asylum Support (Amendment) Regulations 2005 (S.I., 2005, No. 11), dated 10th January 2005, with Explanatory Memoranda [Mr Secretary Clarke].

4 Sea Fisheries.—South-west Territorial Waters (Prohibition of Pair Trawling) (Amendment) Order 2005 (S.I., 2005, No. 49), dated 13th January 2005, with an Explanatory Memorandum [Secretary Margaret Beckett].

Papers presented or laid upon the Table on Monday 17th January 2005:

Papers subject to Affirmative Resolution:

5 Regulatory Reform.—(1) Draft Regulatory Reform (Joint Nature Conservation Committee) Order 2005, with a Statement by the Department for Environment, Food and Rural Affairs [by Act] [Secretary Margaret Beckett]; and
   (2) draft Regulatory Reform (Trading Stamps) Order 2005, with a Statement by the Department of Trade and Industry [by Act] [Ms Secretary Hewitt].
6 Security Industry.—Draft Private Security Industry Act 2001 (Amendments to Schedule 2) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

Papers subject to Negative Resolution:

7 Education (Northern Ireland),—Education (Student Support) (No. 2) Regulations 2002 (Amendment) Regulations 2005 (S.I., 2005, No. 5), dated 7th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

8 Employment,—Employment (Northern Ireland) Order 2003 (Dispute Resolution) Regulations (Northern Ireland) 2004 (S.R. (N.I.), 2004, No. 521), dated 21st December 2004 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

9 Immigration,—Immigration (European Economic Area) (Amendment) Regulations 2005 (S.I., 2005, No. 47), dated 11th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

10 Social Security,—Social Security (Claims and Payments and Payments on account, Overpayments and Recovery) Amendment Regulations 2005 (S.I., 2005, No. 34), dated 11th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

Other Papers:

11 Air Force (Constitution),—Amendment List 26 to Air Publication 1269A—The Royal Air Force Manual of Assessment of Medical Fitness (Third Edition) [by Act] [Mr Secretary Hoon].

12 Foreign and Commonwealth Office,—Foreign and Commonwealth Office Minute, dated 17th January 2005, concerning the gifting of body armour to Indonesia [by Command] [Mr Secretary Straw].

13 House of Commons Members Estimate,—First Report from the House of Commons Members Estimate Committee, together with the provisions of the Resolutions of this House relating to expenditure charged to the Estimate for House of Commons Members, as codified and modified pursuant to paragraph (3) of Standing Order No. 152D; to be printed [No. 240-I and -II] [The Speaker].

14 National Audit,—(1) Report by the Comptroller and Auditor General on Department of Health: Patient Choice at the Point of GP Referral [by Act]; to be printed [No. 180] [Clerk of the House]; and

(2) Twelfth Report of the Public Accounts Commission [by Act]; to be printed [No. 216] [Mr Alan Williams].

15 National Lottery,—Report of the Arts Council of Wales for 2003–04 [by Act] [Mr Peter Hain].

16 Public Petitions,—Observations by the Secretary of State for Work and Pensions on the Petition [14th December] from Anne Crabtree and other pensioners for the retention of the order book system for paying pensions [by Standing Order]; to be printed [Clerk of the House].

APPENDIX II

Standing Committees

1 Road Safety Bill (Programming Sub-Committee),—The Speaker has appointed Mr Christopher Chope, Mr David Heyes, Mr David Jamieson, Mr Khalid Mahmood, Gillian Merron, John Thurso and Mr David Wilshire members of the Programming Sub-Committee of Standing Committee A in respect of the Bill.

2 Clean Neighbourhoods and Environment Bill (Programming Sub-Committee),—The Speaker has appointed Iain Wright in place of Mr Neil Turner as a member of the Programming Sub-Committee of Standing Committee G in respect of the Bill.

3 Identity Cards Bill:

(1) The Speaker has appointed Janet Anderson as an additional Chairman of Standing Committee B in respect of the Bill; and

(2) The Committee of Selection has discharged Mr Alistair Carmichael from Standing Committee B (nominated in respect of the Bill), and nominated in substitution Mr Mark Oaten.
APPENDIX III

Reports from Select Committees

1 Environment, Food and Rural Affairs,—Minutes of Evidence taken before the Sub-Committee on The Future for UK Fishing of the Environment, Food and Rural Affairs Committee [The Future for UK Fishing]; to be printed [No. 122-iv and -v] [Mr Michael Jack].

2 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—Minutes of Evidence taken before the Urban Affairs Sub-Committee of the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [The Role and Effectiveness of the Standards Board for England]; to be printed [No. 66-ii] [Chris Mole].

3 Public Accounts,—(1) Third Report from the Committee of Public Accounts [The BBC’s investment in Freeview]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 237];

   (2) Fourth Report from the Committee [Improving the speed and quality of asylum decisions]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 238]; and

   (3) Minutes of Evidence taken before the Committee [English Partnerships: Regeneration of the Millennium Dome and Associated Land]; to be printed [No. 239-i] [Mr Edward Leigh].

4 Treasury,—First Report from the Treasury Committee [The 2004 Pre-Budget Report], with Appendices to the Minutes of Evidence taken before the Committee; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 138] [Mr John McFall].

5 Welsh Affairs,—Minutes of Evidence taken before the Welsh Affairs Committee (enlarged by the Local Government and Public Services Committee, National Assembly for Wales) [Public Services Ombudsman (Wales) Bill [Lords]]; to be printed [No. 234-i] [Mr Martyn Jones].

[No. 23.]

Tuesday 18th January 2005.

The House met at half-past Eleven o’clock.

PRAYERS.

1 Contingencies Fund, 2003–04,—Ordered, That there be laid before this House Accounts of the Contingencies Fund, 2003–04, showing—

   (1) the receipts and payments in connection with the Fund in the year ended 31st March 2004; and

   (2) the distribution of the capital of the Fund at the commencement and close of the year; together with the Report of the Comptroller and Auditor General thereon.—[Joan Ryan.]

2 Railways Bill,—Mr David Amess reported from Standing Committee A, That it had gone through the Railways Bill, and made Amendments thereunto.

   Bill, as amended in the Standing Committee, to be considered to-morrow; and to be printed [Bill 41].

   Minutes of Proceedings of the Committee to lie upon the Table.

3 Commissioners for Revenue and Customs Bill,—Sir John Butterfill reported from Standing Committee E, That it had gone through the Commissioners for Revenue and Customs Bill, and made Amendments thereunto.

   Bill, as amended in the Standing Committee, to be considered to-morrow; and to be printed [Bill 42].

   Minutes of Proceedings of the Committee to lie upon the Table.

4 Child Benefit Bill,—Miss Anne Begg reported from Standing Committee F, That it had gone through the Child Benefit Bill, and made Amendments thereunto.

   Bill, as amended in the Standing Committee, to be considered to-morrow; and to be printed [Bill 43].

   Minutes of Proceedings of the Committee to lie upon the Table.
5 Message from the Lords,—A Message was brought from the Lords, as follows:

Borough Freedom (Family Succession) Bill [Lords].—The Lords have passed a Bill to make new provision relating to admission to borough freedom, to which the Lords desire the concurrence of this House.

6 Drugs Bill.—The Drugs Bill was, according to Order, read a second time.

7 Drugs Bill (Programme).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Drugs Bill:

Committal
1. The Bill shall be committed to a Standing Committee.

Proceedings in Standing Committee
2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on Thursday 3rd February 2005.

3. The Standing Committee shall have leave to sit twice on the first day on which it meets.

Consideration and Third Reading
4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.

5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.

Programming Committee
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

Programming of proceedings
7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed—(Bridget Prentice)—It was agreed to.

8 Drugs Bill [Money].—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Drugs Bill [Money]:

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Drugs Bill, it is expedient to authorise the payment out of money provided by Parliament of—

(a) expenditure incurred by the Secretary of State by virtue of the Act;

(b) any increase attributable to the Act in the sums payable out of money so provided under any other Act—(Bridget Prentice)—It was agreed to.

9 eEurope 2005 Action Plan.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Document No. 9675/04 and Addenda 1 and 2, Commission Communication on an update to the eEurope 2005 Action Plan; welcomes the actions proposed by the Commission as a follow-up to the mid-term review of the Plan; and supports the Government’s objective, during its Presidency of the EU, of ensuring that the 2006–2010 Action Plan contributes positively to the enhanced deployment of Information and Communications Technology (ICT) in business and in the public sector, thereby contributing to the goals of the Lisbon Agenda—(Bridget Prentice)—It was agreed to.

10 Public Administration,—Ordered, That Kevin Brennan be discharged from the Select Committee on Public Administration and Ian Wright be added.—(Mr John McWilliam, on behalf of the Committee of Selection.)

11 Administration,—Ordered, That Caroline Flint be discharged from the Administration Committee and Kali Mountford be added.—(Mr John McWilliam, on behalf of the Committee of Selection.)

12 Public Petitions,—A Public Petition from residents of Pudsey Constituency and others for a ban on doorstep cold calling by those offering property improvement, repair or maintenance was presented and read; and ordered to lie upon the Table and to be printed.

13 Adjournment,—Resolved, That this House do now adjourn.—(Mr Tom Watson.)

And accordingly, the House, having continued to sit till twenty-eight minutes past Seven o’clock, adjourned till to-morrow. [Adjourned at 7.28 p.m.]
APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Constitutional Law,—Draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

2 Immigration,—Draft Asylum (Designated States) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

Papers subject to Negative Resolution:


5 Health and Safety,—Blood Safety and Quality Regulations 2005 (S.I. 2005, No. 50), dated 13th January 2005 [by Act] [Mr Secretary Reid].

6 Professional Qualifications,—European Communities (Recognition of Professional Qualifications) (First General System) Regulations 2005 (S.I., 2005, No. 18), dated 10th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

7 Tax Credits,—Tax Credits (Provision of Information) (Function Relating to Employment and Training) Regulations 2005 (S.I., 2005, No. 66), dated 17th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Dawn Primarolo].

Other Papers:

8 Contingencies Fund, 2003–04,—Accounts of the Contingencies Fund for 2003–04, with the Report of the Comptroller and Auditor General thereon [pursuant to Order this day]; to be printed [No. 213] [Mr Stephen Timms].

9 Education and Skills,—Paper, entitled Parental Separation: Children’s Needs and Parents’ Responsibilities: Next Steps [by Command] [Cm. 6452] [Secretary Ruth Kelly].

10 Foreign and Commonwealth Office,—Paper, entitled Iran’s Nuclear Programme: A Collection of Documents [by Command] [Cm. 6443] [Mr Secretary Straw].


12 Public Petitions,—Observations by the Secretary of State for Defence on the Petition [16th November, in the last Session of Parliament] from residents of Gloucester for the retention of the ‘Back Badge’ of the Royal Gloucestershire, Berkshire and Wiltshire Regiment [by Standing Order]; to be printed [Clerk of the House].

13 Utilities,—Memorandum of Understanding, dated December 2004, between the Gas and Electricity Markets Authority and the Gas and Electricity Consumer Council [by Act] [Ms Secretary Hewitt].

Papers withdrawn:

14 Regulatory Reform,—Draft Regulatory Reform (Joint Nature Conservation Committee) Order 2005 [laid 17th January].

APPENDIX II

Reports from Select Committees

1 Constitutional Affairs,—Minutes of Evidence taken before the Constitutional Affairs Committee [Family Justice: The operation of the family courts]; to be printed [No. 116-iv] [Mr A. J. Beith].

2 Constitutional Affairs and Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—Memoranda laid before the Constitutional Affairs and Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committees [Electoral registration]; to be printed [No. 243-II] [Mr A. J. Beith and Andrew Bennett].
3 Environment, Food and Rural Affairs,—Minutes of Evidence taken before the Sub-Committee on the Future for UK Fishing of the Environment, Food and Rural Affairs Committee [The Future for UK Fishing]; to be printed [No. 122-vi] [Mr Michael Jack].

4 Environmental Audit,—Minutes of Evidence taken before the Environmental Education Sub-Committee of the Environmental Audit Committee [Environmental Education: Follow-up to the Learning the Sustainability Lesson Inquiry]; to be printed [No. 84-iv] [Mr Peter Ainsworth].

5 Home Affairs,—Minutes of Evidence taken before the Home Affairs Committee [Anti-Social Behaviour]; to be printed [No. 80-iv] [David Winnick].

6 International Development,—Minutes of Evidence taken before the International Development Committee [Development Assistance in Iraq]; to be printed [No. 244-i] [Tony Baldry].

7 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—(1) Third Report from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [Homelessness], with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 61-I]; and (2) Fourth Report from the Committee [ODPM Annual Report and Accounts 2004], with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 58-I] [Andrew Bennett].

8 Public Administration,—Minutes of Evidence taken before the Select Committee on Public Administration [Choice, Voice and Public Services]; to be printed [No. 49-iii] [Tony Wright].

9 Statutory Instruments,—Fifth Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-v] [Mr David Tredinnick].

10 Trade and Industry,—(1) Minutes of Evidence taken before the Trade and Industry Committee [UK Employment Regulation]; to be printed [No. 90-iii] [Mr Martin O’Neill]; and (2) Minutes of Evidence taken before the Committee [UK Employment Regulation: The Competitiveness of the UK Aerospace Industry]; to be printed [Nos. 90-iv and 151-iii] [Mr Roger Berry].

Tuesday 18th January 2005.
The House sitting in Westminster Hall
The sitting began at half-past Nine o’clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Mr Elliot Morley.)
And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 4.27 p.m.]
Wednesday 19th January 2005.

The House met at half-past Eleven o'clock.

PRAYERS.

1 Third Standing Committee on Delegated Legislation,—Mrs Irene Adams reported from the Third Standing Committee on Delegated Legislation the draft Representation of the People (Variation of Limits of Candidates' Election Expenses) (City of London) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

2 Fourth Standing Committee on Delegated Legislation,—Mr Nigel Beard reported from the Fourth Standing Committee on Delegated Legislation the Value Added Tax (Food) Order 2004 (S.I., 2004, No. 3343).

Minutes of Proceedings of the Committee to lie upon the Table.

3 Opposition Day [2nd allotted day].—It being an allotted day at the disposal of the Leader of the Opposition in pursuance of Standing Order No. 14 (Arrangement of public business), the House proceeded to consider Opposition business.

Value for Taxpayers' Money,—A Motion was made, and the Question being proposed, That this House notes that the Government has increased taxes 66 times and has failed to give value for taxpayers' money; is concerned that independent commentators believe that taxes will have to be increased under the Government's spending plans; and calls for a change of direction away from the path of more waste and higher taxes to a path of value for money and lower taxes—(Mr George Osborne);

An Amendment was proposed to the Question, in line 2, to leave out from the word 'House' to the end of the Question and add the words 'believes that economic stability is the foundation for continued investment in public services; welcomes therefore the lowest inflation since the 1960s, lowest interest rates for 40 years and the longest period of economic growth for 200 years; further welcomes this Government's record investment in public services; believes that it is important to ensure taxpayer value for money and therefore welcomes the fact that the Government is making efficiency savings to release resources into frontline services; further welcomes the fact that Sir Peter Gershon has identified over £20 billion efficiency savings across the public sector and notes that he said that to go further than the efficiencies he identified would put at risk the delivery of frontline public services; and further believes that any proposal to make cuts in public spending would not only damage frontline public services but the economy as a whole', instead thereof.—(Mr Paul Boateng.)

And the Question being put, That the original words stand part of the Question;

The House divided.

Tellers for the Ayes, Gregory Barker, Mr Peter Atkinson: 147.

Tellers for the Noes, Bridget Prentice, Mr Jim Murphy: 358.

So the Question was negatived.

And the Question, That the proposed words be there added, being put forthwith, pursuant to Standing Order No. 31 (Questions on amendments)—It was agreed to.

The Deputy Speaker forthwith declared the Main Question, as amended, to be agreed to.

Resolved, That this House believes that economic stability is the foundation for continued investment in public services; welcomes therefore the lowest inflation since the 1960s, lowest interest rates for 40 years and the longest period of economic growth for 200 years; further welcomes this Government's record investment in public services; believes that it is important to ensure taxpayer value for money and therefore welcomes the fact that the Government is making efficiency savings to release resources into frontline services; further welcomes the fact that Sir Peter Gershon has identified over £20 billion efficiency savings across the public sector and notes that he said that to go further than the efficiencies he identified would put at risk the delivery of frontline public services; and further believes that any proposal to make cuts in public spending would not only damage frontline public services but the economy as a whole.

Needs of farming and rural communities,—A Motion was made, and the Question being proposed, That this House regrets that self-sufficiency in indigenous food and drink products has fallen significantly since 1997; supports the principle in CAP reform of decoupling support from production but believes that the Government has failed to consider the implications for the countryside and food security of its inept implementation of this reform by creating a complex system of entitlements and cross compliance wholly contrary to the objective of simplification whilst failing to reduce the current burden of regulation or to enable farmers to compete with imported food not
produced to British standards; laments the fact that there are now more officials in the Department for Environment, Food and Rural Affairs than there are dairy farmers in Britain, and that the workforce in agriculture has fallen by 15 per cent; recognises that many landscape features of the English countryside were created by historic farming practices and believes that the promotion of biodiversity and care of the countryside is best achieved by a profitable agricultural industry; and considers that the continued attacks on the countryside through unacceptable levels of development, an obsession with wind farms and the closure of rural services are the actions of a Government with no instinctive understanding of the needs of farming and rural communities—(Mr James Paice).

An Amendment was proposed to the Question, in line 2, to leave out from the word ‘House’ to the end of the Question and add the words ‘welcomes the Government’s commitment to farming and rural communities set out in the Strategy for Sustainable Farming and Food and Rural Strategy 2004, applauds the Government’s commitment to invest more than £500 million over three years in sustainable food and farming, commends the reforms of the Common Agricultural Policy secured by the Government in June 2003, which will be implemented at the earliest possible opportunity in 2005, congratulates the Government’s record on public service delivery in rural areas; further commends the £239 million allocated over six years to 2003–04 through the Rural Bus Subsidy Grant for new and improved rural transport services; further applauds the increase in the resources available for regional development agencies to regenerate the rural economy; further welcomes schemes in place to provide affordable housing in rural areas; praises the efforts to retain the rural post office network; further congratulates the Government’s action to protect and enhance the rural environment; and calls upon the Government to continue pursuing a strategy based on long term policies to regenerate British agriculture, improve rural services and revitalise the rural economy as a whole’, instead thereof.—(Alun Michael.)

And the Question being proposed, That the original words stand part of the Question; David Maclean rose in his place and claimed to move, That the Question be now put. And the Question being put, That the Question be now put:—It was agreed to.

And the Question being accordingly put;
The House divided.

Tellers for the Ayes, Gregory Barker, Mr Peter Atkinson: 189.

Tellers for the Noes, Mr Nick Ainger, Mr Vernon Coaker: 322.

So the Question was negatived.

And the Question, That the proposed words be there added, being put forthwith, pursuant to Standing Order No. 31 (Questions on amendments),
The House divided.

Tellers for the Ayes, Mr Nick Ainger, Mr Vernon Coaker: 308.

Tellers for the Noes, Mr Peter Atkinson, Gregory Barker: 182.

So the Question was agreed to.

The Deputy Speaker forthwith declared the Main Question, as amended, to be agreed to.

Resolved, That this House welcomes the Government’s commitment to farming and rural communities set out in the Strategy for Sustainable Farming and Food and Rural Strategy 2004; applauds the Government’s commitment to invest more than £500 million over three years in sustainable food and farming; commends the reforms of the Common Agricultural Policy secured by the Government in June 2003, which will be implemented at the earliest possible opportunity in 2005; congratulates the Government’s record on public service delivery in rural areas; further commends the £239 million allocated over six years to 2003–04 through the Rural Bus Subsidy Grant for new and improved rural transport services; further applauds the increase in the resources available for regional development agencies to regenerate the rural economy; further welcomes schemes in place to provide affordable housing in rural areas; praises the efforts to retain the rural post office network; further congratulates the Government’s action to protect and enhance the rural environment; and calls upon the Government to continue pursuing a strategy based on long term policies to regenerate British agriculture, improve rural services and revitalise the rural economy as a whole.

4 Deferred Divisions.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 41A (Deferred divisions), That, at this day’s sitting, Standing Order No. 41A (Deferred divisions) shall not apply to the Question on the Motion in the name of Mr Peter Hain relating to the Electoral Commission—(Mr Tom Watson):—It was agreed to.
5 Electoral Commission,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation) and Order [21st December], That an Humble Address be presented to Her Majesty, praying that Her Majesty will re-appoint as Electoral Commissioners, with effect from 19th January 2005:

(1) Pamela Joan Gordon for the period of two years; and
(2) Sir Neil William David McIntosh KBE for the period of three years—(Mr Tom Watson).—It was agreed to.

Address to be presented to Her Majesty by such Members of the House as are of Her Majesty's Most Honourable Privy Council or of Her Majesty's Household.

6 Local Government,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Local Authorities’ Plans and Strategies (Disapplication) (England) Order 2005, which was laid before this House on 10th January, be approved—(Mr Tom Watson).—It was agreed to.

7 Public Petitions,—Resolved, That this House approves the recommendations in paragraphs 5 and 8 of the Fifth Report from the Procedure Committee, Session 2003–04, on Public Petitions, House of Commons Paper No. 1248.—(Mr Tom Watson).

8 Fire and Rescue Services,—Ordered, That the Fire and Rescue Services (National Framework) (England) Order 2004 (S.I., 2004, No. 3217), dated 7th December 2004, be referred to a Standing Committee on Delegated Legislation.—(Mr Tom Watson.)

9 Non-Domestic Rating,—Ordered, That the Non-Domestic Rating (Small Business Rate Relief) (England) Order 2004 (S.I., 2004, No. 3315), dated 14th December 2004, be referred to a Standing Committee on Delegated Legislation.—(Mr Tom Watson.)

10 Adjournment,—Resolved, That this House do now adjourn.—(Mr Tom Watson.)

And accordingly, the House, having continued to sit till nine minutes to Eight o'clock, adjourned till to-morrow.

[Adjourned at 7.51 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:


2 Social Security,—Social Security Pensions (Home Responsibilities) (Amendment) Regulations 2005 (S.I., 2005, No. 48), dated 12th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

3 Water Industry,—Water Industry (Charges) (Vulnerable Groups) (Amendment) Regulations 2005 (S.I., 2005, No. 59), dated 16th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

Other Papers:

4 Marshall Aid Commemoration,—Report of the Marshall Aid Commemoration Commission for 1st October 2003 to 30th September 2004 [by Command] [Cm. 6418] [Mr Secretary Straw].

5 Miscellaneous (No. 15, 2000),—Revised Explanatory Memorandum to the Convention, done at Aarhus (Denmark) on 25th June 1998 [Cm. 4736], on Access to Information, Public Participation in Decision-making and Access to Justice in Environmental Matters [by Command] [Mr Secretary Straw].

6 Standards in Public Life,—Tenth Report of the Committee on Standards in Public Life: Getting the Balance Right, Implementing Standards of Conduct in Public Life [by Command] [Cm. 6407] [The Prime Minister].

APPENDIX II

Standing Committees

1 Consumer Credit Bill:

(1) The Speaker has allocated the Bill to Standing Committee E; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Gregory Barker, Mr John Battle, Malcolm Bruce, Chris Bryant, Alistair Burt, Mr James Clappison, Paul Farrelly, Mr Mark Lazarowicz, Sir Brian Mawhinney, Mr James Plaskitt, Lawrie Quinn, Mr Sion Simon, Mr Gerry Sutcliffe, Mark Tami, Dr Jenny Tonge and Mr Tom Watson.

2 Drugs Bill:
(1) The Speaker has allocated the Bill to Standing Committee F; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Ms Hazel Blears, Mr Crispin Blunt, Mr Alistair Carmichael, Mr Michael Clapham, Mr Nigel Evans, Caroline Flint, Mrs Cheryl Gillan, Mr Tom Harris, Mr John Heppell, Dr Brian Iddon, Mr John MacDougall, John Mann, Mr Mark Oaten, Ms Dari Taylor, Mr Mark Todd and Angela Watkinson.

3 Draft Parliamentary Constituencies (Scotland) Order 2005:
(1) The Speaker has allocated the draft Order to the First Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mrs Angela Browning, Mr Frank Doran, Clive Efford, Mr David Heathcoat-Amory, Mr Ian Liddell-Grainger, Mr Calum MacDonald, Mrs Anne McIntyre, Rosemary McKenna, Anne Pickering, Bridget Prentice, Mr Ernie Ross, Andrew Selous, Sir Robert Smith, Mr David Stewart, Dr Gavin Strang and Pete Wishart.

4 Draft Child Trust Funds (Amendment) Regulations 2005:
(1) The Speaker has allocated the draft Regulations to the Second Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr John Burnett, Mrs Janet Dean, Mr Michael Fallon, Jim Fitzpatrick, Mr Nick Gibb, Mr Piara S. Khabra, Mr David Laws, Ian Lucas, Julie Morgan, Dr Doug Naysmith, Mr George Osborne, Mr Geoffrey Robinson, Mr David Ruffley, Jonathan Shaw, Ian Stewart and Mr Stephen Timms.

5 Draft Local Authorities (Contracting Out of BID Levy Billing, Collection and Enforcement Functions) Order 2004:
(1) The Speaker has allocated the draft Order to the Third Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Atkinson, Virginia Bottomley, Paul Clark, Mr Edward Davey, Mr Brian H. Donohoe, Jeff Ennis, Mrs Lorna Fitzsimons, Matthew Green, Mr Philip Hammond, Phil Hope, Mr John Lyons, Mr Greg Pope, Mr Terry Rooney, Mr Mohammad Sarwar, Mr John Taylor and Joan Walley.

6 Draft Representation of the People (Variation of Limits of Candidates’ Election Expenses) (City of London) Order 2005,—The Committee of Selection has discharged Ms Debra Shipley from the Third Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Liam Byrne.

European Standing Committees
7 European Union Documents Nos. 7170/04, 7147/04, 7172/04, 7149/04, 7148/04 and 7150/04, relating to the Third Railway Package, have been referred to European Standing Committee A.

8 European Union Documents Nos. 15237/04 and 15390/04, relating to fishing opportunities for certain fish stocks in 2005 and 2006, have been referred to European Standing Committee A.

APPENDIX III
Reports from Select Committees
1 Culture, Media and Sport,—Second Report from the Culture, Media and Sport Committee [Work of the Committee in 2004], to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 253] [Sir Gerald Kaufman].

2 Draft Mental Health Bill,—(1) Minutes of Evidence taken before the Joint Committee on the Draft Mental Health Bill, to be printed [No. 95-x]; and
(2) Memoranda laid before the Committee, to be printed [No. 95-xi] [Mr George Howarth].
3 Environment, Food and Rural Affairs,—(1) Second Report from the Environment, Food and Rural Affairs Committee [Dismantling Defunct Ships in the UK: Government Response], to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 257];
   (2) Minutes of Evidence taken before the Committee [Climate Change: Looking Forward], to be printed [No. 130-ii];
   (3) Minutes of Evidence taken before the Progress on Pesticides Sub-Committee of the Committee [Progress on Pesticides], to be printed [No. 258-i]; and
   (4) Memorandum laid before the Committee [Badgers and Bovine TB] [Mr Michael Jack].

4 Environmental Audit,—(1) First Report from the Environmental Audit Committee [Housing: Building a Sustainable Future?], together with Appendices to the Minutes of evidence taken before the Committee, to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 135];
   (2) Minutes of Evidence taken before the Committee [The International Challenge of Climate Change: UK leadership in the G8 and EU], to be printed [No. 105-v];
   (3) Minutes of Evidence taken before the Committee [Pre-Budget 2004: the road ahead], to be printed [No. 261-i]; and
   (4) Minutes of Evidence taken before the Environmental Education Sub-Committee of the Committee [Environmental Education: Follow-up to the Learning the Sustainability Lesson Inquiry]: to be printed [No. 84-v] [Mr Peter Ainsworth].

5 European Scrutiny,—Fourth Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-iv] [Mr Michael Connarty].

6 Human Rights,—(1) Minutes of Evidence taken before the Joint Committee on Human Rights [International Convention on the Elimination of all forms of Racial Discrimination], to be printed [No. 263-i]; and
   (2) Minutes of Evidence taken before the Committee [Review of International Human Rights Instruments]; to be printed [No. 264-i] [Jean Corston].

7 Northern Ireland Affairs,—(1) Fourth Report from the Northern Ireland Affairs Committee [The work of the Committee in 2004], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 262]; and
   (2) Minutes of evidence taken before the Committee [The Functions of the Northern Ireland Policing Board]; to be printed [No. 108-ii] [Mr Michael Mates]; and
   (3) Minutes of Evidence taken before the Sub-Committee of the Committee [Air Transport Services in Northern Ireland], to be printed [No. 53-vi] [Mr Tony Clarke].

8 Procedure,—Minutes of Evidence taken before the Procedure Committee [Sub Judice Rule of the House of Commons]: to be printed [No. 125-ii] [Sir Nicholas Winterton].

9 Public Accounts,—Minutes of Evidence taken before the Committee of Public Accounts [Energywatch and Postwatch: Helping and protecting consumers], to be printed [No. 260-i] [Mr Edward Leigh].

10 Science and Technology,—(1) Second Special Report from the Science and Technology Committee [The Use of Science in UK International Development Policy: Government Response to the Committee’s Thirteenth Report, Session 2003–04]; to be printed [No. 235];
   (2) Third Report from the Committee [Office of Science and Technology: Scrutiny Report 2004], together with Appendices to the Minutes of Evidence taken before the Committee, to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 8]; and
   (3) Minutes of Evidence taken before the Committee [Human reproductive technologies and the law], to be printed [No. 7-iii] [Dr Ian Gibson].

11 Scottish Affairs,—Minutes of Evidence taken before the Scottish Affairs Committee [Meeting Scotland’s Future Energy Needs], to be printed [No. 259-i] [Mrs Irene Adams].
Transport,—(1) First Report from the Transport Committee [Work of the Committee in 2004]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 251]; and
(2) Minutes of Evidence taken before the Committee [Road Pricing]; to be printed [No. 218-ii] [Mrs Gwyneth Dunwoody].

Welsh Affairs,—First Report from the Welsh Affairs Committee [Work of the Committee in 2004]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 256] [Mr Martyn Jones].

Work and Pensions,—Second Report from the Work and Pensions Committee [The Performance of the Child Support Agency], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 44-I and -II] [Sir Archy Kirkwood].
Papers subject to Negative Resolution:

4 Licences and Licensing.—(1) Licensing Act 2003 (Fees) Regulations 2005 (S.I., 2005, No. 79), dated 20th January 2005 [by Act], with an Explanatory Memorandum [by Command]; and
(2) Licensing Act 2003 (Hearings) (Amendment) Regulations 2005 (S.I., 2005, No. 78), dated 20th January 2005 [by Act]; and
(3) Licensing Act 2003 (Transitional conversions fees) Order 2005 (S.I., 2005, No. 80), dated 20th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Tessa Jowell].

Other Papers:

5 Defence,—Ministry of Defence Minute, dated 20th January 2005, concerning the gifting of non-lethal military equipment to the Government of Nepal [by Command] [Mr Secretary Hoon].

6 Learning and Skills,—Report and Accounts of the Learning and Skills Council for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 236] [Secretary Ruth Kelly].

7 Public Petitions,—Observations by—
(1) the Chancellor of the Exchequer on the Petition [29th November] from Pamela Rich for justice for Mr Akintayo Akin-Deko;
(2) the Secretary of State for Education and Skills on the Petition [15th December] from parents, pupils, teachers and governors of Draycott Manor School, Staffordshire, against proposals to close the School;
(3) the Secretary of State for Education and Skills on the Petition [15th December] from parents, pupils, teachers and governors of St John's School, Alton, Staffordshire against proposals to close the School;
(4) the Secretary of State for Education and Skills on the Petition [15th December] from parents, pupils, teachers and governors of St Mildred’s School, Whiston, Staffordshire, against proposals to close the School; and
(5) the Secretary of State for Education and Skills on the Petition [13th December] from supporters of Stop Gateway College Expansion against the expansion of Gateway College in Leicester;
[by Standing Order]; to be printed [Clerk of the House].

8 Terrorism,—Report on the Operation in 2004 of Part VII of the Terrorism Act 2000 [by Act] [Mr Secretary Clarke].

Papers withdrawn:

9 Public Petitions,—Observations by the Chancellor of the Exchequer on the Petition [29th November] from Pamela Rich for justice for Mr Akintayo Akin-Deko [laid 20th December].

APPENDIX II
Standing Committees

1 Consumer Credit Bill (Programming Sub-Committee).—The Speaker has appointed Gregory Barker, Chris Bryant, Malcolm Bruce, Lawrie Quinn, Mr Laurence Robertson, Mr Gerry Sutcliffe and Mr Tom Watson members of the Programming Sub-Committee of Standing Committee E in respect of the Bill.

2 Consumer Credit Bill:
(1) The Speaker has appointed Sir John Butterfill and Mr Joe Benton Chairmen of Standing Committee E in respect of the Bill; and
(2) The Committee of Selection has discharged Mr James Clappison, Sir Brian Mawhinney and Mr Sion Simon from Standing Committee E (nominated in respect of the Bill); and nominated in substitution Ms Sally Keeble, Mr Ian Liddell-Grainger and Mr Laurence Robertson.

3 Drugs Bill (Programming Sub-Committee).—The Speaker has appointed Mr Crispin Blunt, Mr Alistair Carmichael, Caroline Flint, Mrs Cheryl Gillan, Mr Tom Harris, Mr John Heppell and Ms Dari Taylor members of the Programming Sub-Committee of Standing Committee F in respect of the Bill.
4 Drugs Bill.—The Speaker has appointed Mr Roger Gale and Mr Eric Illsley Chairmen of Standing Committee F in respect of the Bill.

5 Draft Parliamentary Constituencies (Scotland) Order 2005:
   (1) The Speaker has appointed Mr Nigel Beard Chairman of the First Standing Committee on Delegated Legislation in respect of the draft Order; and
   (2) The Committee of Selection has discharged Pete Wishart from the First Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Angus Robertson.

6 Draft Child Trust Funds (Amendment) Regulations 2005.—The Speaker has appointed Mrs Irene Adams Chairman of the Second Standing Committee on Delegated Legislation in respect of the draft Regulations.

7 Draft Local Authorities (Contracting Out of BID Levy Billing, Collection and Enforcement Functions) Order 2004.—The Speaker has appointed Mr Bill Olner Chairman of the Third Standing Committee on Delegated Legislation in respect of the draft Order.

European Standing Committees

8 The Speaker has appointed Mr Martin Caton Chairman of European Standing Committee B in respect of European Union Document No. 10678/04 on Protection of Workers from Risks Arising from Optical Radiation.

APPENDIX III
Reports from Select Committees

1 Health,—Minutes of Evidence taken before the Health Committee [The Influence of the Pharmaceutical Industry]; to be printed [No. 42-v] [Mr David Hinchliffe].

2 Public Administration,—Minutes of Evidence taken before the Select Committee on Public Administration [Choice, Voice and Public Services]; to be printed [No. 49-iv] [Tony Wright].

3 Welsh Affairs,—Minutes of Evidence taken before the Welsh Affairs Committee [Police Service, Crime and Anti-Social Behaviour in Wales]; to be printed [No. 46-v] [Mr Martyn Jones].

[No. 25; WH, No. 13]
Thursday 20th January 2005.
The House sitting in Westminster Hall
The sitting began at half-past Two o’clock.


[Adjourned at 5.30 p.m.]
PRAYERS.

1 Serious Organised Crime and Police Bill.—Dame Marion Roe reported from Standing Committee D, that it had gone through the Serious Organised Crime and Police Bill, and made Amendments thereunto, and had amended the Title as follows:

A Bill to provide for the establishment and functions of the Serious Organised Crime Agency; to make provision about investigations, prosecutions, offenders and witnesses in criminal proceedings and the protection of persons involved in investigations or proceedings; to provide for the implementation of certain international obligations relating to criminal matters; to amend the Proceeds of Crime Act 2002; to make further provision for combating crime and disorder, including new provision about powers of arrest and search warrants and about parental compensation orders; to make further provision about the police and policing and persons supporting the police; to make provision about criminal records; to provide for the Private Security Industry Act 2001 to extend to Scotland; and for connected purposes.

Bill, as amended in the Standing Committee, to be considered to-morrow; and to be printed [Bill 44].

Minutes of Proceedings of the Committee to lie upon the Table.

2 First Standing Committee on Delegated Legislation.—Mr Nigel Beard reported from the First Standing Committee on Delegated Legislation the draft Parliamentary Constituencies (Scotland) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

3 European Standing Committee B.—Mr Martin Caton reported from European Standing Committee B the following Resolution:

That the Committee takes note of European Union Document No. 10678/04 and Addendum 1, a draft Directive to protect workers from the effects of optical radiation; and supports the Government’s position that the proposed Directive is broadly acceptable and that the Government will work with Member States to secure a Directive that achieves adequate worker protection with minimal burdens on business.

Resolution to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the Table.

4 Northern Ireland Grand Committee.—Ordered, That the Minutes of the Proceedings of the Northern Ireland Grand Committee on 20th January do lie upon the Table.

5 Health and Safety (Directors’ Duties) Bill.—Ordered, That the Explanatory Notes relating to the Health and Safety (Directors’ Duties) Bill be printed [Bill 22–EN].

6 Gambling Bill (Programme) (No. 2).—Ordered, That the Order of 1st November 2004 be varied by the substitution for paragraphs 4 and 5 of the following:

1. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption.

2. Those proceedings shall be taken in the order shown in the first column of the following table, and each part of those proceedings shall (so far as not previously concluded) be brought to a conclusion at the time shown in the second column.

3. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption.—(Mr Richard Caborn.)

7 Gambling Bill.—The House, according to Order, proceeded to consider the Gambling Bill, as amended in the Standing Committee.

Amendment (No. 102) proposed to the Bill, in page 4, line 2, at the end, to insert the words—

‘(2A) In this Act “casino premises” means premises in respect of which a casino premises licence has been granted under section 146(1)(a).’.—(Mr Don Foster.)

Question, That the Amendment be made, put and negatived.
It being two hours after the commencement of proceedings on the Motion for the Order relating to Gambling Bill (Programme) (No. 2), the Deputy Speaker, pursuant to Order [this day], put the Question on an Amendment selected for separate decision.

Another Amendment (No. 116) proposed to the Bill, in page 73, line 29, at the end, to insert the words—

‘(4) Each casino premises licence shall by virtue of this subsection be subject to the mandatory conditions that the licensee—

(a) shall not operate gaming tables or gaming machines of Categories A or B outside a designated gaming area prescribed in relation to the relevant casino premises under section 147;

(b) shall not permit any person other than the licensee or a person employed by the licensee to perform any function within the casino to enter a designated gaming area whilst the same is being used in reliance of the casino premises licence without the production at the entrance thereto of satisfactory evidence of identity; and

(c) shall maintain a condition of door supervision in respect of the designated gaming area at all times whilst the same is being used in reliance of the casino premises licence; and

(5) Regulations under this section may, in particular, add or exclude gaming machines of a particular category or categories from gaming machines which are the subject of subsection (4) of this section provided that such regulations shall not permit gaming machines of Category A to be so excluded.

(6) In subsection (4) “satisfactory evidence of identity” means evidence which is reasonably capable of establishing (and does in fact establish to the satisfaction of the person who obtains it) (a) the name, address and a photographic likeness of the person producing the evidence, (b) establishing that such person is over the age of 18 years on each occasion that satisfactory evidence of identity is required to be produced under this Act (including the presenting on a second or subsequent occasion of entry of a card or token issued to them by the licensee of the casino premises) for the purpose of verifying the identity of such person by reference to a photographic image.

(7) For the purposes of subsection (6) a photographic image may be an image stored (a) visually or electronically upon the card or (b) upon a system maintained by the licensee of the premises for such a purpose.’.—[Mr Don Foster.]’

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr David Ruffley, Bob Russell: 148.

Tellers for the Noes, Gillian Merron, Jim Fitzpatrick: 235.

The Deputy Speaker then put the Question on the Amendments moved by a Minister of the Crown to be disposed of at that hour.

Amendments (Nos. 2, 8, 13, 9 to 11, 21 to 27 and 40) made to the Bill.

Another Amendment (No. 110) proposed to the Bill, in page 24, line 34, to leave out Clause No. 58.—[Mr John Whittingdale.]

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr Crispin Blunt, Mr David Ruffley: 139.

Tellers for the Noes, Mr John Heppell, James Purnell: 211.

A Clause (NC1) (Prize gaming permit)—[Mr Richard Caborn]—brought up, read the first and second time, and added to the Bill.

Another Clause (NC2) (Delegation of functions under Part 8: Scotland)—[Mr Richard Caborn]—brought up, read the first and second time, and added to the Bill.

Another Clause (NC3) (Delegation of functions under Part 9: Scotland)—[Mr Richard Caborn]—brought up, read the first and second time, and added to the Bill.

Another Clause (NC4) (Permits: special provision for Scotland)—[Mr Richard Caborn]—brought up, read the first and second time, and added to the Bill.

Another Clause (NC5) (Operating and personal licences: appeals: enforcement)—[Mr Richard Caborn]—brought up, read the first and second time, and added to the Bill.

Another Clause (NC6) (Operating licences: Rules for particular kinds of licence: betting on the National Lottery)—[Mr Richard Caborn]—brought up, read the first and second time, and added to the Bill.

Another Clause (NC7) (Days on which gaming and gambling shall not take place)—[Mr Win Griffiths]—brought up, and read the first time.

Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.
Another Clause (NC10) (Gaming machine permit held by on-premises alcohol licence holders)—(Mr Don Foster)—brought up, and read the first time.

Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.

It being Nine o'clock, the Deputy Speaker put the Questions on Amendments selected for separate decision.

Another Amendment (No. 143) proposed to the Bill, in page 77, line 2, to leave out the word ‘eight’ and insert the word ‘four’, instead thereof.—(Mr John Whittingdale.)

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr David Ruffley, Mr Crispin Blunt: 131.

Tellers for the Noes, Mr Nick Ainger, Paul Clark: 271.

Another Amendment (No. 142) proposed to the Bill, in page 77, line 7, at the end, to insert the words—

“(3A) In calculating for the purpose of subsection (1) the number of casino premises licences which have effect at any time, no account shall be taken of any established casino but—

(a) an established casino which meets the requirements of regulations made under section 7(5) as to the classification of large casinos shall for the purposes of section 167 be treated as if it is a large casino;

(b) an established casino which meets the requirements of regulations made under section 7(5) as to the classification of small casinos shall for the purposes of section 167 be treated as if it is a small casino; and

(c) an established casino which is below the minimum size for a licensed casino shall for the purposes of section 167 be treated as if it is a small casino.

(3B) In this section ‘established casino’ means any casino premises which are in use for the operation of a casino under the Gaming Act 1968 when this part of this Act comes into force.”.—(Mr Malcolm Moss.)

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr David Ruffley, Mr Crispin Blunt: 152.

Tellers for the Noes, Mr Nick Ainger, Paul Clark: 249.

Another Amendment (No. 109) proposed to the Bill, in page 105, line 19, at the end, to insert the words ‘provided that regulations shall not reduce the level of stakes and prizes from those already in existence at the date of Royal Assent to this Act.’.—(Mr Don Foster.)

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr Crispin Blunt, Mr Roger Williams: 163.

Tellers for the Noes, Mr Nick Ainger, Paul Clark: 240.

The Deputy Speaker then put the Question on the remaining Amendments moved by a Minister of the Crown.

Other Amendments (Nos. 60, 3 to 7, 49, 50, 88, 51 to 55, 12, 47, 14 to 18, 89 to 91, 19, 20, 46, 36 to 38, 61, 39, 62, 63, 41, 64, 42, 65 to 68, 43, 69, 44, 28, 92, 29, 45, 56, 57, 30, 70, 58, 59, 31 to 33, 71 to 74, 34, 75 to 85, 35 and 86) made to the Bill.

A Motion being made, That the Bill be now read the third time;

Secretary Tessa Jowell, by Her Majesty's Command, acquainted the House, That Her Majesty, having been informed of the purport of the Bill, gives her Consent, as far as Her Majesty's interest is concerned, That the House may do therein as it shall think fit.

Secretary Tessa Jowell, by Command of the Prince of Wales, acquainted the House, That His Royal Highness, having been informed of the purport of the Bill, gives his Consent, as far as the Prince of Wales's interest is concerned, That the House may do therein as it shall think fit.

And the Question being put;

The House divided.

Tellers for the Ayes, Mr Nick Ainger, Paul Clark: 236.

Tellers for the Noes, Mr Kelvin Hopkins, Mr Harry Barnes: 38.

So the Question was agreed to.

The Bill was accordingly read the third time, and passed.
8 Representation of the People,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Representation of the People (Variation of Limits of Candidates' Election Expenses) (City of London) Order 2005, which was laid before this House on 9th December, be approved—(Joan Ryan)—It was agreed to.

9 Value Added Tax,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the Value Added Tax (Food) Order 2004 (S.I., 2004, No. 3343), dated 16th December 2004, a copy of which was laid before this House on 16th December, be approved—(Joan Ryan)—It was agreed to.

10 Land Drainage,—Ordered, That the Southern Regional Flood Defence Committee Order 2004 (S.I., 2004, No. 3165), dated 30th November 2004, be referred to a Standing Committee on Delegated Legislation.—(Joan Ryan.)

11 Business of the House,—Ordered, That, at the sitting on Wednesday 26th January, the Speaker shall put the Questions necessary to dispose of proceedings on the Motions in the name of Mr Peter Hain relating to sitting hours, connecting Parliament with the public, and car mileage allowance not later than three hours after the commencement of proceedings on the first Motion; such Questions shall include the Questions on any Amendments selected by the Speaker which may then be moved, except that the Speaker shall put a single Question on any Amendments which are consequential on an Amendment to which the House has already agreed; proceedings may continue after the moment of interruption; and Standing Order No. 41A (Deferred divisions) shall not apply.—(Joan Ryan.)

12 Education and Skills,—Ordered, That Mr Robert Jackson be discharged from the Education and Skills Committee and Mr John Greenway be added.—(Mr John McWilliam, on behalf of the Committee of Selection.)

13 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—Ordered, That Mrs Eleanor Laing be discharged from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee and Mr Richard Page be added.—(Mr John McWilliam, on behalf of the Committee of Selection.)

14 Adjournment,—Resolved, That this House do now adjourn.—(Joan Ryan.)

And accordingly, the House, having continued to sit till twenty-nine minutes to Eleven o'clock, adjourned till to-morrow.

[Adjourned at 10.31 p.m.

APPENDIX I

Papers presented or laid upon the Table:
Papers delivered to the Votes and Proceedings Office on Friday 21st January 2005 pursuant to Standing Order No. 158 (Presentation of command papers):

1 Mexico (No. 1, 2005),—Treaty, done at Mexico City on 5th November 2004, between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the United Mexican States on the Enforcement of Criminal Sentences, with an Explanatory Memorandum [Cm. 6453] [Mr Secretary Straw].

Papers delivered to the Votes and Proceedings Office on Friday 21st January 2005 pursuant to Standing Order No. 159 (Presentation of statutory instruments):
Papers subject to Negative Resolution:


Papers presented or laid upon the Table on Monday 24th January 2005:
Papers subject to Affirmative Resolution:

4 Northern Ireland,—Draft Insolvency (Northern Ireland) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].
5 Regulatory Reform,—Draft Regulatory Reform (Joint Nature Conservation Committee) Order 2005, with a Statement by the Department for Environment, Food and Rural Affairs [by Act] [Secretary Margaret Beckett].

Papers subject to Negative Resolution:

6 Education,—Education (School Attendance Targets)(England) Regulations 2005 (S.I., 2005, No. 58), dated 17th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

7 Salaries,—Salaries (Comptroller and Auditor General) Order (Northern Ireland) 2005 (S.R. (N.I.), 2005, No. 11), dated 9th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

Other Papers:

8 Government Resources and Accounts,—Resource Accounts of the Crown Estate for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 226] [Mr Stephen Timms].

9 National Audit,—Reports by the Comptroller and Auditor General on—
   (1) Accommodation Services for the Department for Work and Pensions: Transfer of property to the private sector under the expansion of the PRIME Contract;
   (2) Home Office: Reducing Vehicle Crime;
   (3) Northern Ireland Policing Board: Best Value Performance Plan for 2004–05; and
   (4) UK Sport: Supporting elite athletes [by Act]; to be printed [Nos. 181, 183, 248 and 182] [Clerk of the House].

10 Office of the Deputy Prime Minister,—Paper, entitled Sustainable Communities: Homes for All—A Five Year Plan from the Office of the Deputy Prime Minister [by Command] [Cm. 6424] [Mr Secretary Prescott].

11 Public Petitions,—Observations by the Secretary of State for Wales on the Petition [14th December] from residents of Crown Rise, Maesteg, South Wales, for a meeting regarding the safety of the culvert alongside Crown Rise [by Standing Order]; to be printed [Clerk of the House].

12 School Standards and Framework,—Accounts of Dudley Education Action Zone for the period 1st April 2004 to 30th November 2004, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 265] [Clerk of the House].

Papers withdrawn:

13 Public Petitions,—Observations by the Secretary of State for Transport on the Petition [15th December] from constituents of Rochdale and others for consideration of the implications of the proposed cancellation of the Manchester Metrolink extension [laid 10th January].

APPENDIX II

Standing Committees

1 Drugs Bill.—The Committee of Selection has discharged Mr Nigel Evans from Standing Committee F (nominated in respect of the Bill); and nominated in substitution Mr Henry Bellingham.

2 Draft Parliamentary Constituencies (Scotland) Order 2005.—The Committee of Selection has discharged Mr Clive Efford from the First Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Jim Dowd.

APPENDIX III

Reports from Select Committees

1 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Every Child Matters]; to be printed [No. 40-v] [Mr Barry Sheerman].

2 Public Accounts,—Minutes of Evidence taken before the Committee of Public Accounts [Tax Credits, Stamp Duty Land Tax and Deleted Tax Cases]; to be printed [No. 269-i] [Mr Edward Leigh].
Tuesday 25th January 2005.

The House met at half-past Eleven o’clock.

PRAYERS.

1 London Local Authorities and Transport for London Bill.—A Bill to confer further powers upon local authorities in London and upon Transport for London; and for related purposes, was read the first time; and ordered to be read a second time.

2 Regulatory Reform.—Mr Peter Pike reported from the Regulatory Reform Committee the following Resolutions:

- That the draft Regulatory Reform (Joint Nature Conservation Committee) Order 2005, which was laid before this House on 24th January, should be approved.
  
  The Committee came to this Resolution without a Division.

- That the draft Regulatory Reform (Prison Officers) (Industrial Action) Order 2005, which was laid before this House on 11th January, should be approved.
  
  The Committee came to this Resolution without a Division.

- That the draft Regulatory Reform (Trading Stamps) Order 2005, which was laid before this House on 17th January, should be approved.
  
  The Committee came to this Resolution without a Division.

3 Second Standing Committee on Delegated Legislation.—Mrs Irene Adams reported from the Second Standing Committee on Delegated Legislation the draft Child Trust Funds (Amendment) Regulations 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

4 European Union Bill.—Mr Secretary Straw, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Secretary Margaret Beckett, Mr Secretary Hoon, Ms Secretary Hewitt, Mr Secretary Clarke, Mr Peter Hain, the Solicitor General, Mr Denis MacShane and Mr Christopher Leslie, presented a Bill to make provision in connection with the Treaty signed at Rome on 29th October 2004 establishing a Constitution for Europe; and to require a referendum to be held about it: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 45].

Ordered, That the Explanatory Notes relating to the European Union Bill be printed [Bill 45–EN].

5 Cystic Fibrosis (Exemption from Prescription Charges) Bill.—Mr Archie Norman, supported by Bob Russell, presented a Bill to exempt persons with cystic fibrosis from charges for drugs, medicines, appliances and pharmaceutical services: And the same was read the first time; and ordered to be read a second time on Friday 8th April and to be printed [Bill 46].

6 Succession to the Crown and Retirement of the Sovereign.—A Motion was made, and the Question being proposed, That leave be given to bring in a Bill to provide for Sovereigns to be chosen by the House of Commons from among the immediate family of the preceding Sovereign; to provide that all Sovereigns so chosen shall cease to be Sovereign upon reaching the age of 75; to make consequential provision relating to Regencies, succession to the Duchies of Lancaster and Cornwall, and the private estates of the Crown; and for connected purposes—(Mr Jonathan Sayeed);

And the Motion being opposed, after a brief explanatory statement from the Member who made the Motion and from a Member who opposed it, the Speaker put the Question, pursuant to Standing Order No. 23 (Motions for leave to bring in bills and nomination of select committees at commencement of public business):—It was negatived.

7 Opposition Day [3rd allotted day].—It being an allotted day at the disposal of the Leader of the Opposition in pursuance of Standing Order No. 14 (Arrangement of public business), the House proceeded to consider Opposition business.

Implementation of the Licensing Act 2003.—A Motion was made, and the Question being proposed, That this House calls for a delay in the implementation of the Licensing Act 2003 in the light of concerns expressed by doctors, senior police officers and members of the judiciary that the Act will lead to increased health and policing problems; is concerned about the increase in violent crimes since 1998, half of which are attributed to alcohol misuse; recognises that drunken revellers are turning town and city centres into
no go areas, thus putting an increasing burden on health and police resources, and predicts that the implementation of the Act will exacerbate these problems; is further concerned about increased alcohol consumption and believes that extended opening hours will have an adverse serious effect on health of the nation; and regrets that the Government has fundamentally failed to deal with the problem of binge drinking before proceeding with the implementation of the Licensing Act 2003—(David Davis).

An Amendment was proposed to the Question, in line 2, to leave out from the word ‘House’ to the end of the Question and add the words ‘considers that failure to implement the Licensing Act 2003 without delay would deny the local community increased powers of intervention and improved democratic accountability with regard to licensing, deny the police the expanded powers that are vital to their efforts to tackle alcohol related crime and would prevent licensing authorities from receiving income from licensing fees needed to recover ongoing expenditure in preparing for the new regime; believes that any delay in the implementation of the Act would undermine the prevention of crime and disorder and public nuisance, damage public safety and hinder the protection of children from harm; further believes that the Act will complement the delivery of the Alcohol Harm Reduction Strategy for England which aims to reduce excessive drinking and the harms that causes; and, furthermore, commends the proposals for Alcohol Disorder Zones and the extension of fixed penalty notices and other measures set out in ‘Drinking Responsibly’, the consultation paper published jointly by the Home Office, the Department for Culture, Media and Sport and the Office of the Deputy Prime Minister on 21st January 2005’, instead thereof.—(Mr Secretary Clarke.)

And the Question being put, That the original words stand part of the Question;

The House divided.

Tellers for the Ayes, Mr Crispin Blunt, Andrew Selous: 174.

Tellers for the Noes, Paul Clark, Margaret Moran: 270.

So the Question was negatived.

And the Question, That the proposed words be there added, being put forthwith, pursuant to Standing Order No. 31 (Questions on amendments)—It was agreed to.

The Deputy Speaker forthwith declared the Main Question, as amended, to be agreed to.

Resolved, That this House considers that failure to implement the Licensing Act 2003 without delay would deny the local community increased powers of intervention and improved democratic accountability with regard to licensing, deny the police the expanded powers that are vital to their efforts to tackle alcohol related crime and would prevent licensing authorities from receiving income from licensing fees needed to recover ongoing expenditure in preparing for the new regime; believes that any delay in the implementation of the Act would undermine the prevention of crime and disorder and public nuisance, damage public safety and hinder the protection of children from harm; further believes that the Act will complement the delivery of the Alcohol Harm Reduction Strategy for England which aims to reduce excessive drinking and the harms that causes; and, furthermore, commends the proposals for Alcohol Disorder Zones and the extension of fixed penalty notices and other measures set out in ‘Drinking Responsibly’, the consultation paper published jointly by the Home Office, the Department for Culture, Media and Sport and the Office of the Deputy Prime Minister on 21st January 2005.

Food Supplements Directive.—A Motion was made, and the Question being proposed, That this House regrets the passing of the Food Supplements Regulations (England) 2003; mandates the Government to use the UK Presidency to renegotiate the Food Supplements Directive with the European Union; and indicates a willingness to repeal the regulations if the renegotiation does not reach a satisfactory compromise to protect the interests of consumers and manufacturers in the United Kingdom—(Chris Grayling).

An Amendment was proposed to the Question, in line 2, to leave out from the word ‘House’ to the end of the Question and add the words ‘congratulates the Government on successfully negotiating a final text of the Directive that works in the interests of UK consumers and industry by ensuring that products are safe, properly labelled, and can be freely traded across EU member states; notes that UK legislation gives maximum flexibility that ensures that as many products as possible can continue to be marketed after the Directive comes into effect on 1st August, and that all of the vitamins and most of the minerals currently on sale in the UK will still be available; agrees with the Government’s assessment that re-opening discussion on the Directive at this point runs the risk of making its effects more restrictive and is thus against UK interests; and welcomes the Government’s continued commitment to working with the industry on assessing the safety of individual food supplements, and to facilitating negotiations with the European Food Standards Agency’, instead thereof.—(Miss Melanie Johnson.)
And the Question being proposed, That the original words stand part of the Question;
Mr Patrick McLoughlin rose in his place and claimed to move, That the Question be now put.
And the Question being put, That the Question be now put:—It was agreed to.
And the Question being accordingly put;
The House divided.
Tellers for the Ayes, Andrew Selous, Mr Geoffrey Clifton-Brown: 189.
Tellers for the Noes, James Purnell, Mr Jim Murphy: 283.
So the Question was negatived.
And the Question, That the proposed words be there added, being put forthwith, pursuant to Standing Order No. 31 (Questions on amendments);
The House divided.
Tellers for the Ayes, Mr Jim Murphy, James Purnell: 279.
Tellers for the Noes, Andrew Selous, Mr Geoffrey Clifton-Brown: 172.
So the Question was agreed to.
The Deputy Speaker forthwith declared the Main Question, as amended, to be agreed to.
Resolved, That this House congratulates the Government on successfully negotiating a final text of the Directive that works in the interests of UK consumers and industry by ensuring that products are safe, properly labelled, and can be freely traded across EU member states; notes that UK legislation gives maximum flexibility that ensures that as many products as possible can continue to be marketed after the Directive comes into effect on 1st August, and that all of the vitamins and most of the minerals currently on sale in the UK will still be available; agrees with the Government’s assessment that re-opening discussion on the Directive at this point runs the risk of making its effects more restrictive and is thus against UK interests; and welcomes the Government’s continued commitment to working with the industry on assessing the safety of individual food supplements, and to facilitating negotiations with the European Food Standards Agency.

8 Representation of the People,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Parliamentary Constituencies (Scotland) Order 2005, which was laid before this House on 14th December, be approved—(Joan Ryan):—It was agreed to.

9 Protecting Workers from Risks Arising from Optical Radiation,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Document No. 10678/04 and Addendum 1, a draft Directive to protect workers from the effects of optical radiation; and supports the Government’s position that the proposed Directive is broadly acceptable and that the Government will work with Member States to secure a Directive that achieves adequate worker protection with minimal burdens on business—(Joan Ryan)—It was agreed to.

10 Business of the House,—Ordered, That, at the sitting on Wednesday 2nd February, notwithstanding the provisions of Standing Order No. 16 (Proceedings under an Act or on European Union documents), the Speaker shall put the Questions necessary to dispose of proceedings on the Motion in the name of Mr Secretary Clarke relating to Police Grant Report (England and Wales) not later than three hours after their commencement, and shall put the Questions necessary to dispose of proceedings on the Motions in the name of Mr Secretary Prescott relating to Local Government Finance (England) not later than six hours after the commencement of proceedings on the Motion relating to Police Grant Report (England and Wales); proceedings may continue after the moment of interruption; and Standing Order No. 41A (Deferred divisions) shall not apply.—(Joan Ryan.)

11 Public Petitions,—A Public Petition from the residents of High Wycombe, Marlow and the surrounding areas against the proposed closure of the current maternity special care baby unit, children’s unit and other services provided at Wycombe General Hospital was presented and read; and ordered to lie upon the Table and to be printed.

12 Adjournment,—Resolved, That this House do now adjourn.—(Joan Ryan.)

And accordingly, the House, having continued to sit till one minute to Eight o’clock, adjourned till to-morrow.

[Adjourned at 7.59 p.m.]
APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

   (2) draft Education (Additional Support for Learning) (Scotland) Act 2004 (Consequential Modifications) Order 2005; and
   (3) draft Scotland Act 1998 (Modifications of Schedule 5) (No. 2) Order 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Darling].

Papers subject to Negative Resolution:

2 Pensions,—Occupational Pension Schemes (Winding Up, Deficiency on Winding Up and Transfer Values) (Amendment) Regulations 2005 (S.I., 2005, No. 72), dated 19th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

Other Papers:

3 Defence,—Ministry of Defence Minute, dated 25th January 2005, concerning the gifting of Military Equipment to the Iraqi Interim Government [by Command] [Mr Secretary Hoon].

4 Licences and Licensing,—Explanatory Memorandum to the Licensing Act 2003 (Hearings) (Amendment) Regulations 2005 (S.I., 2005, No. 78) [by Command] [Secretary Tessa Jowell].

APPENDIX II

Standing Committees

Drugs Bill.—The Committee of Selection has discharged Ms Hazel Blears from Standing Committee F (nominated in respect of the Bill); and nominated in substitution Shona McIsaac.

APPENDIX III

Reports from Select Committees

1 Constitutional Affairs,—(1) Third Report from the Constitutional Affairs Committee [Constitutional Reform Bill [Lords]: the Government's proposals]; together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 275-I and -II]; and
   (2) Memoranda laid before the Committee [Legal aid: asylum appeals]; to be printed [No. 276-II]
   [Mr A. J. Beith].


3 Culture, Media and Sport,—Minutes of Evidence taken before the Culture, Media and Sport Committee [Arts Development: Theatre]; to be printed [No. 254-I][Sir Gerald Kaufman]

4 European Scrutiny,—Minutes of Evidence taken before the European Scrutiny Committee [The EU’s constitutional treaty]; to be printed [No. 132-iii][Mr Michael Connarty].

5 Foreign Affairs,—First Report from the Foreign Affairs Committee [Work of the Committee in 2004]; together with Annexes; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 112] [Mr Donald Anderson].

6 Home Affairs,—(1) Second Report from the Home Affairs Committee [Work of the Committee in 2004]; with an Appendix; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 280]; and
   (2) Minutes of Evidence taken before the Committee [Terrorism and Community Relations]; to be printed [No. 165-iii]
   [Mr John Denham].

7 Regulatory Reform,—(1) Fourth Report from the Regulatory Reform Committee [Draft Regulatory Reform (Joint Nature Conservation Committee) Order 2003]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 270].
(2) Fifth Report from the Committee [Draft Regulatory Reform (Prison Officers) (Industrial Action) Order 2005], to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 271];
(3) Sixth Report from the Committee [Draft Regulatory Reform (Trading Stamps) Order 2005], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 272]; and
(4) First Special Report from the Committee [Operation of the Regulatory Reform Act 2001], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 273]
[Mr Peter Pike].

8 Scottish Affairs.—(1) First Report from the Scottish Affairs Committee [Work of the Committee in 2004], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 277]; and
(2) Minutes of Evidence taken before the Committee [Implications for Grangemouth of BP’s plans for its petrochemicals business], to be printed [No. 278-i]
[Mrs Irene Adams].

9 Statutory Instruments.—(1) Sixth Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-6i]; and
(2) Second Report from the Select Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 217-ii]
[Mr Brian White].

10 Trade and Industry.—Minutes of Evidence taken before the Trade and Industry Committee [Fuel Prices]; to be printed [No. 279-i and -ii] [Mr Martin O’Neill].

11 Treasury.—Second Report from the Treasury Committee [Credit card charges and marketing], with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 274] [Mr John McFall].

[No. 27; WH, No. 14]
Tuesday 25th January 2005.
The House sitting in Westminster Hall
The sitting began at half-past Nine o’clock.

Adjournment.—Resolved, That the sitting be now adjourned.—(Mr Jim Murphy.)
And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 3.57 p.m.

[No. 28.]
Wednesday 26th January 2005.
The House met at half-past Eleven o’clock

PRAYERS.
1 Standing Orders.—The Chairman of Ways and Means reported from the Standing Orders Committee the following Resolution:
That, in the case of the HBOS Group Reorganisation Bill, the Standing Orders ought to be dispensed with: That the parties be permitted to proceed with their Bill.
The Resolution was agreed to.

2 Third Standing Committee on Delegated Legislation.—Mr Bill Olner reported from the Third Standing Committee on Delegated Legislation the draft Local Authorities (Contracting Out of BID Levy Billing, Collection and Enforcement Functions) Order 2004.
Minutes of Proceedings of the Committee to lie upon the Table.

3 Regulation of Financial Services (Land Transactions).—Ordered, That leave be given to bring in a Bill to enable activities relating to certain arrangements involving the acquisition or disposal of land to be regulated under the Financial Services and Markets Act 2000: And that Mr David Stewart, Angus Robertson, Sandra Osborne, Mr Andrew Dismore, Julia Drown, Sir Archy Kirkwood, Miss Anne Begg, Mr Andrew Mitchell, Mr Bill Tynan, Glenda Jackson, John Robertson and Mr Alistair Carmichael do prepare and bring it in.
4 Regulation of Financial Services (Land Transactions) Bill.—Mr David Stewart accordingly presented a Bill to enable activities relating to certain arrangements involving the acquisition or disposal of land to be regulated under the Financial Services and Markets Act 2000: And the same was read the first time; and ordered to be read a second time on Friday 22nd April and to be printed [Bill 47].

5 Sitting Hours.—A Motion was made, and the Question being proposed, That the following Amendments to Standing Orders be made with effect from the beginning of the next Parliament:

Standing Order No. 9 (Sittings of the House)
Line 1, at beginning insert 'Subject to the provisions of Standing Order No. 1B (Election of Speaker by secret ballot),'.
Line 1, leave out from 'Mondays' to 'o'clock' in line 3 and insert 'at half-past two o’clock, on Tuesdays and Wednesdays at half-past eleven o’clock and on Thursdays at half-past ten'.
Line 5, at end insert 'Provided that, when the House sits on a Tuesday or Wednesday which immediately follows a periodic adjournment of more than two days or is the first day of a Session, references to specific times in the Standing Orders of this House shall apply as if that day were a Monday'.
Line 16, leave out 'Tuesdays and Wednesdays and at seven' and insert 'at seven o’clock on Tuesdays and Wednesdays and at six'.

Standing Order No. 10 (Sittings in Westminster Hall)
Line 4, after 'Wednesdays', insert 'beginning at half-past nine o’clock, which shall be suspended from half-past eleven o’clock until half-past two o’clock and may then continue for up to a further two and a half hours, except that if the Tuesday or Wednesday immediately follows a periodic adjournment of the House of more than two days, the sitting shall be'.
Line 8, leave out 'that period' and insert 'the periods of two and a half or three hours'.

Standing Order No. 11 (Friday sittings)
Line 1, at beginning insert 'Subject to Standing Order No. 12 (House not to sit on certain Fridays),'.

Standing Order No. 12 (House not to sit on certain Fridays)
Line 1, leave out paragraphs (1) and (2) and insert
'(1) Unless the House otherwise orders, the House shall not sit on any Friday other than those on which private Members’ bills have precedence.'.
Line 7, leave out 'each of the Fridays so appointed' and insert 'a Friday on which the House is not sitting'.
Line 13, leave out 'so appointed' and insert 'on which the House does not sit'.
Line 24, after 'amendments', insert 'and notices of motions relating to proceedings on bills committed to a standing committee,'.

Standing Order No. 14 (Arrangement of public business)
Line 20, leave out 'Tuesday or Wednesday or four' and insert 'four o’clock on Tuesday or Wednesday or three'.
Line 23, leave out from 'at' to 'but' in line 22 and insert 'lessthan half an hour before the time specified in paragraph (1) of this order,'.

Standing Order No. 15 (Exempted business)
Line 23, leave out 'Tuesday or Wednesday or eight' and insert 'eight o’clock on Tuesday or Wednesday or seven'.
Standing Order No. 24 (Adjournment on specific and important matter that should have urgent consideration)
Line 24, leave out ‘Tuesday or Wednesday or four’ and insert ‘four o’clock if it is a Tuesday or Wednesday or three’.
Line 29, leave out ‘Tuesday or Wednesday or half-past ten’ and insert ‘half-past ten o’clock on a Tuesday or Wednesday or half-past nine’.
Line 55, leave out ‘or four’ and insert ‘four o’clock or three’.
Standing Order No. 41A (Deferred divisions)
Lines 38 and 45, leave out ‘three’ and insert ‘twelve’.
Standing Order No. 54 (Consideration of estimates)
Line 18, leave out ‘Tuesday or Wednesday or four’ and insert ‘four o’clock on Tuesday or Wednesday or three’.
Line 23, leave out from ‘at’ to ‘and’ in line 25 and insert ‘the hour specified in sub-paragraph (a) above’.
Line 27, leave out ‘or four’ and insert ‘four o’clock or three’.
Standing Order No. 83I (Programme orders: supplementary provision)
Line 5, leave out ‘ten o’clock (or on Thursday, seven o’clock)’ and insert ‘the moment of interruption’.
Line 15, at end insert ‘, four o’clock or three o’clock’.
Standing Order No. 88 (Meetings of standing committees)
Line 13, leave out from ‘Mondays’ to second ‘in’ in line 15 and insert ‘between the hours of twenty-five minutes past eleven o’clock in the morning and half-past one o’clock in the afternoon on Tuesdays or Wednesdays or between the hours of twenty-five minutes past ten o’clock in the morning and half-past twelve o’clock’.
Line 20, leave out ‘or’.
Line 21, after ‘o’clock’, insert ‘or twenty-five minutes past ten o’clock’.
Standing Order No. 100 (Scottish Grand Committee (sittings))
Line 45, leave out from ‘at’ to the end of line 48 and insert ‘the time specified in paragraph (2) of Standing Order No. 88 (Meetings of standing committees), subject to the proviso to that paragraph’.
Standing Order No. 108 (Welsh Grand Committee (sittings))
Line 44, leave out from ‘at’ to the end of line 47 and insert ‘the time specified in paragraph (2) of Standing Order No. 88 (Meetings of standing committees), subject to the proviso to that paragraph’,—(Mr George Howarth.)
Standing Order No. 116 (Northern Ireland Grand Committee (sittings))
Line 57, leave out from ‘at’ to end of line 60 and insert ‘the time specified in paragraph (2) of Standing Order No. 88 (Meetings of standing committees), subject to the proviso to that paragraph’—(Mr Peter Hain);
An Amendment ((a)) was proposed to the Question, in line 7, to leave out the words ‘at half-past two o’clock, on Tuesdays and’ and insert ‘and Tuesdays at half-past two o’clock, on’, instead thereof.—(Mr George Howarth.)
And the Question being put, That the Amendment be made;
The House divided.
Tellers for the Ayes, Bridget Prentice, Mr Nick Ainger: 292.
Tellers for the Noes, Margaret Moran, James Purnell: 225.
So the Question was agreed to.
It being more than three hours after the commencement of proceedings on the Motion, the Deputy Speaker, pursuant to Order [24th January], put the remaining Questions necessary to dispose of proceedings on the Motion and on the Motions relating to Connecting Parliament with the Public and Car Mileage Allowance.
Other Amendments were made to the Question:
(b) in line 10, by leaving out the words ‘Tuesday or’;
(c) in line 14, by leaving out the words ‘at seven o’clock on Tuesdays and’ and inserting the words ‘and Tuesdays, at seven o’clock on’, instead thereof;
(d) in line 17, by leaving out from the word ‘after’ to the word ‘Wednesday’ in line 20 and inserting the words “Tuesdays” insert ‘between half-past nine o’clock and two o’clock;
(aa) on Wednesdays beginning at half-past nine o’clock, which shall be suspended from half-past eleven o’clock until half-past two o’clock and may then continue for up to a further two and a half hours; except that if the’, instead thereof;
(e) in line 37, by leaving out the words ‘, four o’clock on Tuesday or’ and inserting the words ‘or Tuesday, four o’clock on’, instead thereof;
(f) in line 43, by leaving out the words ‘, eight o’clock on Tuesday or’ and inserting the words ‘or Tuesday, eight o’clock on’, instead thereof;
(g) in line 46, by leaving out the words ‘, half-past eight o’clock on Tuesday or’ and inserting the words ‘or Tuesday, half-past eight o’clock on’, instead thereof;

(h) in line 52, by leaving out the words ‘four o’clock on any specified Tuesday or’ and inserting the words ‘or Tuesday, four o’clock on any specified’, instead thereof;

(i) in line 57, by leaving out the words ‘four o’clock if it is a Tuesday or’ and inserting the words ‘or Tuesday, four o’clock if it is a’, instead thereof;

(j) in line 59, by leaving out the words ‘half-past ten o’clock on a Tuesday or’ and inserting the words ‘or Tuesday, half-past ten o’clock on a’, instead thereof;

(k) in line 65, by leaving out the words ‘four o’clock on Tuesday or’ and inserting the words ‘or Tuesday, four o’clock on’, instead thereof; and

(l) in line 75, by leaving out from the word ‘insert’ to the word ‘Wednesdays’ in line 77 and inserting the words ‘or Tuesdays, between the hours of twenty-five minutes past eleven o’clock in the morning and half-past one o’clock in the afternoon on’, instead thereof.

Another Amendment ((m)) was proposed to the Question, in line 62, at the end, to insert the words—

‘Line 6, at beginning insert “Subject to paragraph (2A) below,”.

Line 28, at end insert—

“(2A) Sub-paragraphs (a), (c), (d) and (e) of paragraph (2) above shall not apply to sittings of the House on Thursdays.”.—(Mr Brian H. Donohoe.)

And the Question being put, That the Amendment be made;

The House divided.

Tellers for the Ayes, John Robertson, Sandra Osborne: 80.

Tellers for the Noes, Mr Nick Ainger, Bridget Prentice: 388.

So the Question was negatived.

And the Main Question, as amended, being put;

Ordered, That the following Amendments to Standing Orders be made with effect from the beginning of the next Parliament:

Standing Order No. 9 (Sittings of the House)

Line 1, at beginning insert ‘Subject to the provisions of Standing Order No. 1B (Election of Speaker by secret ballot),’.

Line 1, leave out from ‘Mondays’ to ‘o’clock’ in line 3 and insert ‘and Tuesdays at half-past two o’clock, on Wednesdays at half-past eleven o’clock and on Thursdays at half-past ten’.

Line 5, at end insert ‘Provided that, when the House sits on a Wednesday which immediately follows a periodic adjournment of more than two days or is the first day of a Session, references to specific times in the Standing Orders of this House shall apply as if that day were a Monday’.

Line 16, leave out ‘Tuesdays and Wednesdays and at seven’ and insert ‘and Tuesdays, at seven o’clock on Wednesdays and at six’.

Standing Order No. 10 (Sittings in Westminster Hall)

Line 4, after ‘Tuesdays’, insert ‘between half-past nine o’clock and two o’clock;

(aa) on Wednesdays beginning at half-past nine o’clock, which shall be suspended from half-past eleven o’clock until half-past two o’clock and may then continue for up to a further two and a half hours, except that if the Wednesday immediately follows a periodic adjournment of more than two days, the sitting shall be’.

Line 8, leave out ‘that period’ and insert ‘the periods of two and a half or three hours’.

Standing Order No. 11 (Friday sittings)

Line 1, at beginning insert ‘Subject to Standing Order No. 12 (House not to sit on certain Fridays),’.

Standing Order No. 12 (House not to sit on certain Fridays)

Line 1, leave out paragraphs (1) and (2) and insert

‘(1) Unless the House otherwise orders, the House shall not sit on any Friday other than those on which private Members’ bills have precedence.’.

Line 7, leave out ‘each of the Fridays so appointed’ and insert ‘a Friday on which the House is not sitting’.
Line 13, leave out ‘so appointed’ and insert ‘on which the House does not sit’.
Line 24, after ‘amendments’, insert ‘and notices of motions relating to proceedings on bills committed to a standing committee’.

Standing Order No. 14 (Arrangement of public business)
Line 20, leave out ‘Tuesday or Wednesday or four’ and insert ‘or Tuesday, four o’clock on Wednesday or three’.
Line 23, leave out from ‘at’ to ‘and’ in line 25 and insert ‘the hour specified in sub-paragraph (i) above’.
Line 32, leave out ‘or four’ and insert ‘, four o’clock or three’.

Standing Order No. 15 (Exempted business)
Line 23, leave out ‘Tuesday or Wednesday or eight’ and insert ‘or Tuesday, eight o’clock on Wednesday or seven’.

Standing Order No. 17 (Delegated legislation (negative procedure))
Line 3, leave out ‘Tuesday or Wednesday or half-past eight’ and insert ‘or Tuesday, half-past eight o’clock on Wednesday or half-past seven’.
Line 5, leave out from ‘at’ to ‘the’ in line 7 and insert ‘that hour’.
Line 20, leave out from ‘resumed’ to ‘but’ in line 22 and insert ‘less than half an hour before the time specified in paragraph (1) of this order’.

Standing Order No. 20 (Time for taking private business)
Line 28, leave out ‘Tuesday or Wednesday or four’ and insert ‘or Tuesday, four o’clock on any specified Wednesday or three’.
Line 38, leave out ‘or four’ and insert ‘, four o’clock or three’.

Standing Order No. 24 (Adjournment on specific and important matter that should have urgent consideration)
Line 24, leave out ‘Tuesday or Wednesday or four’ and insert ‘or Tuesday, four o’clock if it is a Wednesday or three’.
Line 29, leave out ‘Tuesday or Wednesday or half-past ten’ and insert ‘or Tuesday, half-past ten o’clock on a Wednesday or half-past nine’.
Line 55, leave out ‘or four’ and insert ‘, four o’clock or three’.

Standing Order No. 41A (Deferred divisions)
Lines 38 and 45, leave out ‘three’ and insert ‘twelve’.

Standing Order No. 54 (Consideration of estimates)
Line 18, leave out ‘Tuesday or Wednesday or four’ and insert ‘or Tuesday, four o’clock on Wednesday or three’.
Line 23, leave out from ‘at’ to ‘and’ in line 25 and insert ‘the hour specified in sub-paragraph (a) above’.
Line 27, leave out ‘or four’ and insert ‘, four o’clock or three’.

Standing Order No. 83I (Programme orders: supplementary provision)
Line 5, leave out ‘ten o’clock (or on Thursday, seven o’clock)’ and insert ‘the moment of interruption’.
Line 15, at end insert ‘, four o’clock or three o’clock’.

Standing Order No. 88 (Meetings of standing committees)
Line 13, leave out from ‘Mondays’ to second ‘in’ in line 15 and insert ‘or Tuesdays, between the hours of twenty-five minutes past eleven o’clock in the morning and half-past one o’clock in the afternoon on Wednesdays or between the hours of twenty-five minutes past ten o’clock in the morning and half-past twelve o’clock’.
Line 20, leave out ‘or’.
Line 21, after ‘o’clock’, insert ‘or twenty-five minutes past ten o’clock’.

Standing Order No. 100 (Scottish Grand Committee (sittings))
Line 45, leave out from ‘at’ to the end of line 48 and insert ‘the time specified in paragraph (2) of Standing Order No. 88 (Meetings of standing committees), subject to the proviso to that paragraph’.

Standing Order No. 108 (Welsh Grand Committee (sittings))
Line 44, leave out from ‘at’ to the end of line 47 and insert ‘the time specified in paragraph (2) of Standing Order No. 88 (Meetings of standing committees), subject to the proviso to that paragraph’.

Standing Order No. 116 (Northern Ireland Grand Committee (sittings))
Line 57, leave out from ‘at’ to end of line 60 and insert ‘the time specified in paragraph (2) of Standing Order No. 88 (Meetings of standing committees), subject to the proviso to that paragraph’.
6 Connecting Parliament with the Public.—A Motion was made, and the Question being put, That this House notes with approval the First Report of the Select Committee on Modernisation of the House of Commons of Session 2003–04, on Connecting Parliament with the Public (House of Commons Paper No. 368) and the First Special Report from the Committee containing the House of Commons Commission’s response thereto (House of Commons Paper No. 69); agrees that the House should make itself more accessible, make it easier for people to understand the work of Parliament and do more to communicate its activity to the general public; welcomes the steps taken or planned as set out in the Commission’s response, including those planned to bring about the radical upgrade of the website envisaged by the Modernisation Committee; endorses the Committee’s conclusion that further consideration should be given to facilities such as a Parliamentary roadshow in the light of evaluation of other outreach initiatives; authorises the House of Commons Commission to fund the publication and distribution of a new voters’ guide; and would welcome more proactive promotion to the media and the public of the House and its work—(Mr Peter Hain);

The House divided.

Tellers for the Ayes, Mr Nick Ainger, Bridget Prentice: 375.

Tellers for the Noes, Mr Eric Forth, Ann Winterton: 14.

So the Question was agreed to.

Resolved, That this House notes with approval the First Report of the Select Committee on Modernisation of the House of Commons of Session 2003–04, on Connecting Parliament with the Public (House of Commons Paper No. 368) and the First Special Report from the Committee containing the House of Commons Commission’s response thereto (House of Commons Paper No. 69); agrees that the House should make itself more accessible, make it easier for people to understand the work of Parliament and do more to communicate its activity to the general public; welcomes the steps taken or planned as set out in the Commission’s response, including those planned to bring about the radical upgrade of the website envisaged by the Modernisation Committee; endorses the Committee’s conclusion that further consideration should be given to facilities such as a Parliamentary roadshow in the light of evaluation of other outreach initiatives; authorises the House of Commons Commission to fund the publication and distribution of a new voters’ guide; and would welcome more proactive promotion to the media and the public of the House and its work.

7 Car Mileage Allowance.—A Motion was made, and the Question being put, That, in the opinion of this House, the reduction in the rates at which the car mileage allowance is payable till they are the same as the car mileage rates approved by the Inland Revenue, which was agreed by the House on 3rd November 2004, should be phased in between 1st April 2005 and 1st April 2009, or the day after the general election after next, whichever is the later; and the rates to be in effect for each year should be determined by the Members Estimate Committee; and the higher rate of the allowance should continue to be payable up to a total of 20,000 miles and the lower rate thereafter—(Mr Peter Hain);

The House divided.

Tellers for the Ayes, Mr Mike Hall, Mr Ken Purchase: 111.

Tellers for the Noes, Mr Nick Ainger, Bridget Prentice: 249.

So the Question was negatived.

8 Commissioners for Revenue and Customs Bill (Programme) (No. 3).—Ordered, That the Order of 8th December 2004, as varied on 10th January 2005, in relation to the Commissioners for Revenue and Customs Bill be further varied by the substitution for paragraphs 4 and 5 of the following:

1. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion two hours after the commencement of proceedings on the Motion for this Order at this day’s sitting.

2. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion three hours after the commencement of proceedings on the Motion for this Order at this day’s sitting—(Dawn Primarolo.)

9 Commissioners for Revenue and Customs Bill.—The House, according to Order, proceeded to consider the Commissioners for Revenue and Customs Bill, as amended in the Standing Committee.

A Clause (NC3) (Declaration of confidentiality)—(Dawn Primarolo)—brought up, read the first and second time, and added to the Bill.

Another Clause (NC4) (Freedom of information)—(Dawn Primarolo)—brought up, read the first and second time, and added to the Bill.

Another Clause (NC1) (Report on establishment of Commissioners)—(Mr Andrew Tyrie)—brought up, and read the first time.
Question put, That the Clause be read a second time.

The House divided.

Tellers for the Ayes, Mr Mark Prisk, Mr Peter Atkinson: 128.

Tellers for the Noes, Gillian Merron, Mr Tom Watson: 246.

Amendment (No. 19) proposed to the Bill, in page 8, line 19, to leave out the words ‘or the Scottish’ and insert the words ‘, the Scottish inspectors or the Northern Ireland’, instead thereof.—(John Healey.)

Question proposed, That the Amendment be made.

And it being two hours after the commencement of proceedings on the Motion for the Order relating to Commissioners for Revenue and Customs Bill (Programme) (No. 3), the Deputy Speaker put the Question, pursuant to Order [this day]:—It was agreed to.

The Deputy Speaker then put the Question on the remaining Amendments moved by a Minister of the Crown.

Other Amendments (Nos. 20 to 27, 33, 28, 34, 29 to 32, 12 to 16, 6, 17, 18 and 7 to 11) made to the Bill.

The Bill was read the third time, and passed.


11 Adjournment,—Resolved, That this House do now adjourn.—(Mr John Heppell.)

And accordingly, the House, having continued to sit till eighteen minutes past Eight o’clock, adjourned till to-morrow.

[Adjourned at 8.18 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Data Protection,—Draft Data Protection (Subject Access Modification) (Social Work) (Amendment) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].

2 Employment,—Draft Gangmasters (Licensing Authority) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

3 Northern Ireland,—(1) Draft Drainage (Amendment) (Northern Ireland) Order 2005; and (2) draft Northern Ireland Arms Decommissioning Act 1997 (Amnesty Period) Order 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Murphy].

4 Social Security,—Draft Pneumoconiosis etc. (Workers’ Compensation) (Payment of Claims) (Amendment) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

Papers subject to Negative Resolution:

5 Education,—Education (Student Support) Regulations 2005 (S.I., 2005, No. 52), dated 13th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

Other Papers:

6 Prisons,—Report of HM Chief Inspector of Prisons for England and Wales for 2003–04 [by Act]: to be printed [No. 204] [Mr Secretary Clarke].

7 Public Accounts,—Treasury Minutes on the Forty-fourth to Forty-ninth Reports from the Committee of Public Accounts, Session 2003–04 [by Command][Cm. 6441][Mr Stephen Timms].

8 Treaty Series (No. 50, 2004),—Third Supplementary List of Ratifications, Accessions, Withdrawals, etc., for 2004 [by Command][Cm. 6454] [Mr Secretary Straw].
APPENDIX II

Standing Committees

1 Drugs Bill.—The Committee of Selection has discharged Mr John MacDougall and Shona McIsaac from Standing Committee F (nominated in respect of the Bill); and nominated in substitution Mr Eric Joyce and Mr Greg Pope.

2 Draft Private Security Industry Act 2001 (Amendment to Schedule 2) Order 2005:
   (1) The Speaker has allocated the draft Order to the First Standing Committee on Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Virginia Bottomley, Mr Desmond Browne, Colin Burgon, Mr David Chaytor, Mr Geoffrey Clifton-Brown, Mr Hilton Dawson, Mr Jonathan Djanogly, Nick Harvey, Mr Doug Henderson, Mr John Heppell, John McDonnell, Shona McIsaac, Mr Archie Norman, Mr Mark Oaten, Sandra Osborne and Ms Debra Shipley.

3 Draft Companies Act 1985 (Operating and Financial Review and Directors’ Report etc.) Regulations 2005:
   (1) The Speaker has allocated the draft Regulations to the Second Standing Committee on Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Gregory Barker, Mr Henry Bellingham, Peter Bottomley, Malcolm Bruce, Richard Burden, Brian Cotter, Mr Jim Cunningham, Mr Nigel Evans, Glenda Jackson, Mr Andrew Love, Mr Kevin McNamara, Margaret Moran, Mr Kerry Pollard, Jim Sheridan, Jacqui Smith and Derek Wyatt.

   (1) The Speaker has allocated the Order to the Third Standing Committee on Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Graham Allen, Ms Candy Atherton, Mr Richard Bacon, Mr William Cash, Paul Clark, Mr Geoffrey Clifton-Brown, Mr Edward Davey, Mr Derek Foster, Linda Gilroy, Mr Philip Hammond, Phil Hope, Alan Howarth, Mr Eric Martle, Dan Norris, Joyce Quin and Richard Younger-Ross.

5 Draft Political Parties, Elections and Referendums Act 2000 (Disapplication of Part IV for Northern Ireland Parties, etc.) Order 2005:
   (1) The Speaker has allocated the draft Order to the Fourth Standing Committee on Delegated Legislation; and
   (2) the Committee of Selection has nominated twenty Members to serve on the Committee: Mr Vernon Coaker, Jeff Ennis, Mrs Lorna Fitzsimons, Mr George Foukes, Mr Nick Gibb, Mr Tom Harris, Mrs Joan Humble, Mr Boris Johnson, Mr David Lidington, Mr Peter Luff, Mr Eddie McGrady, Judy Mallaber, Lembit Opik, Mr Gwyn Prosser, Mr Peter Robinson, Christine Russell, Mr Andrew Smith, Mr John Spellar, Mr David Trimble and Joan Walley.

European Standing Committees

6 The Committee of Selection has discharged Mr Elwyn Llwyd from European Standing Committee B; and nominated in substitution Pete Wishart.

APPENDIX III

Reports from Select Committees

1 Defence.—Minutes of Evidence taken before the Defence Committee [Iraq], to be printed [No. 65-i] [Bruce George].

2 Draft Mental Health Bill.—(1) Minutes of Evidence taken before the Joint Committee on the Draft Mental Health Bill, to be printed [No. 95-xii] [Mr George Howarth].
   (2) Minutes of Evidence taken before the Committee; to be printed [No. 95-xiv] [Mr David Hinchliffe]; and
   (3) Memoranda laid before the Committee; to be printed [No. 95-xiii] [Mr George Howarth].
3 Environment, Food and Rural Affairs,—(1) Third Report from the Environment, Food and Rural Affairs Committee [The Work of the Committee in 2004]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 281]; and
(2) Memoranda laid before the Committee [Correspondence on video of Burnside Farm]
[Mr Michael Jack].

4 Environmental Audit,—(1) Second Report from the Environmental Audit Committee [Corporate Environmental Crime], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 136]; and
(2) Minutes of Evidence taken before the Committee [Pre-Budget 2004: the road ahead]; to be printed [No. 261-ii]
[Mr Peter Ainsworth].

5 European Scrutiny,—(1) Fifth Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-v]; and
(2) Sixth Report from the Committee [The Committee’s work in 2004]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-vi]
[Mr Jimmy Hood].

6 Human Rights,—(1) Fifth Report from the Joint Committee on Human Rights [Identity Cards Bill], together with an Appendix; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 283]; and
(2) Minutes of Evidence taken before the Committee [International Convention on the Elimination of all forms of Racial Discrimination]; to be printed [No. 263-ii]
[Jean Corston].

7 Public Accounts,—Minutes of Evidence taken before the Committee of Public Accounts [Helping those in financial hardship: the running of the social fund], to be printed [No. 282-i][Mr Alan Williams].

8 Science and Technology,—(1) Fourth Report from the Science and Technology Committee [The Medical Research Council’s Review of the Future of the National Institute for Medical Research], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 6];
(2) Third Special Report from the Committee [Responses to the Committee’s Tenth Report, Session 2003–04, Scientific Publications: Free for all?: Responses to the Committee’s Fourteenth Report, Session 2003–04]; to be printed [No. 249]; and
(3) Minutes of Evidence taken before the Committee [Forensic Science]; to be printed [No. 96-iii]
[Dr Ian Gibson].

9 Trade and Industry,—Minutes of Evidence taken before the Trade and Industry Committee [Fuel Prices]; to be printed [No. 279-iii][Mr Martin O’Neill].

10 Transport,—Minutes of Evidence taken before the Transport Committee [Road Pricing], to be printed [No. 218-iii][Mrs Gwyneth Dunwoody].

[No. 28; WH, No. 15]

Wednesday 26th January 2005.

The House sitting in Westminster Hall

The sitting began at half-past Nine o’clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Gillian Merron.)

And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 4.29 p.m.]
Thursday 27th January 2005.

The House met at half-past Eleven o’clock.

PRAYERS.

1 Identity Cards Bill.—Derek Conway reported from Standing Committee B, That it had gone through the Identity Cards Bill, and made Amendments thereunto.

   Bill, as amended in the Standing Committee, to be considered on Monday 31st January; and to be printed [Bill 49].

   Minutes of Proceedings of the Committee to lie upon the Table.

2 Consumer Credit Bill.—Mr Joe Benton reported from Standing Committee E, That it had gone through the Consumer Credit Bill, and made Amendments thereunto.

   Bill, as amended in the Standing Committee, to be considered on Monday 31st January; and to be printed [Bill 48].

   Minutes of Proceedings of the Committee to lie upon the Table.

3 Railways Bill.—The House, according to Order, proceeded to consider the Railways Bill, as amended in the Standing Committee.

   A Clause (NC1) (Provision of first class passenger accommodation)—(Mr Christopher Chope)—brought up, and read the first time.

   Question put, That the Clause be read a second time.

   The House divided.

   Tellers for the Ayes, Mr John Randall, Mr Mark Prisk: 123.

   Tellers for the Noes, Margaret Moran, Mr Jim Murphy: 220.

   Another Clause (NC3) (Railway functions of Passenger Transport Executives in Scotland)—(Mr Ian Davidson)—brought up, and read the first time.

   Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.

   Another Clause (NC5) (Railway efficiency report)—(Mr Greg Knight)—brought up, and read the first time.

   Question put, That the Clause be read a second time.

   The House divided.

   Tellers for the Ayes, Mr Mark Prisk, Andrew Selous: 129.

   Tellers for the Noes, James Purnell, Bridget Prentice: 222.

   Another Clause (NC9) (Railway strategy for Wales)—(Mr Elfyn Llwyd)—brought up, and read the first time.

   Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.

   Another Clause (NC12) (Office of Rail Regulation safety report)—(Mr Elfyn Llwyd)—brought up, and read the first time.

   Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.

   Another Clause (NC13) (Code of practice for disabled rail users in England and Wales)—(Mr Christopher Chope)—brought up, and read the first time.

   Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.

Amendment (No. 35) proposed to the Bill, in page 11, line 6, at the end, to insert the words—

   ‘(2A) The appropriate national authority may make a scheme for the transfer, before the end of the franchise period, if the authority considers, after consultation with the Office of Rail Regulation, that the safety record of the franchisee is such as to warrant a transfer on the grounds of passenger safety.’—(Mr Elfyn Llwyd.)
Question proposed, That the Amendment be made.

And it being Five o’clock, the Deputy Speaker put the Question, pursuant to Order [6th December]—It was negatived.

The Deputy Speaker then put the Questions on Amendments selected for separate decision.

Another Amendment (No. 17) proposed to the Bill, in page 11, line 14, at the end, to insert the words—

‘(3A) The appropriate national authority shall not make a scheme for the transfer of relevant franchise assets to a franchise company, at the end of the franchise period, if an independent assessment, which must be authorised by the national authority, demonstrates that the assets could be operated more economically and efficiently by a person identified in subsection (3)(a), (b), (c) or (d).’—(John McDonnell.)

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr Robert N. Wareing, Jeremy Corbyn: 49.

Tellers for the Noes, James Purnell, Margaret Moran: 208.

Another Amendment (No. 38) proposed to the Bill, in page 21, line 2, at the end, to insert the words—

‘(aa) in relation to a proposal relating to services all of which are Wales-only services, means the National Assembly for Wales; and’—(Mr Elfyn Llwyd.)

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr Michael Weir, Hywel Williams: 22.

Tellers for the Noes, Margaret Moran, Mr Tom Watson: 215.

The Deputy Speaker then put the Question on the Amendments moved by a Minister of the Crown.

Amendments (Nos. 14, 9 to 11, 13, 15, 16, 12 and 19 to 21) made to the Bill.

The Bill was read the third time, and passed.

4 Child Trust Funds,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Child Trust Funds (Amendment) Regulations 2005, which were laid before this House on 21st December, be approved—(James Purnell):—It was agreed to.

5 Public Petitions,—A Public Petition from residents of Doddington, Erriottwood, Kingsdown and Lynsted in Kent for an extension of resurfacing work on the M2 as far as Faversham was presented and read; and ordered to lie upon the Table and to be printed.

6 Adjournment,—Resolved, That this House do now adjourn.—(James Purnell.)

And accordingly, the House, having continued to sit till twenty-eight minutes past Six o’clock, adjourned till Monday 31st January.

[Adjourned at 6.28 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Audit Commission,—Codes of Audit Practice—

(1) for local government bodies (2005); and
(2) for local NHS bodies (2005)

[by Act] [Mr Secretary Prescott].


[by Act]; to be printed [Nos. 241 and 242] [Mr Secretary Prescott].
3 Police,—(1) Police Grant Report (England and Wales) 2003–04: Amending Report 2004–05; and (2) Police Grant Report (England and Wales) 2005–06 [by Act]; to be printed [Nos. 247 and 246] [Mr Secretary Clarke].

4 Prevention and Suppression of Terrorism,—Draft Anti-terrorism, Crime and Security Act 2001 (Continuance in force of sections 21 to 23) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

Papers subject to Negative Resolution:

5 Agriculture,—Fees for Assessment of Active Substances (Third Stage Review) Regulations 2005 (S.I., 2005, No. 117), dated 24th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

6 Marine Pollution,—Merchant Shipping (Prevention of Pollution) (Drilling Rigs and Other Platforms) Order 2005 (S.I., 2005, No. 74), dated 19th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

Other Papers:

7 Environmental Protection,—Report by the Secretary of State for Environment, Food and Rural Affairs under the Environmental Protection Act 1990 for the period 1st April 2003 to 31st March 2004 [by Act] [Secretary Margaret Beckett].

8 Forestry,—Reports and Accounts of— (1) the Forestry Commission Great Britain and England; and (2) Forest Research for 2003–04, with the Reports of the Comptroller and Auditor General thereon [by Act]; to be printed [Nos. 208 and 222] [Secretary Margaret Beckett].

9 Government Resources and Accounts,—(1) Report and Accounts of the Criminal Records Bureau for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 141] [Mr Secretary Clarke]; and (2) Resource Accounts of— (i) the Department for Education and Skills; (ii) the Home Office; (iii) the Northern Ireland Office; (iv) the Scotland Office; and (v) the Teachers' Pension Scheme (England and Wales) for 2003–04, with the Reports of the Comptroller and Auditor General thereon [by Act]; to be printed [Nos. 227, 230, 232, 229 and 228] [Mr Stephen Timms].

10 Office of the Deputy Prime Minister,—Government Response to the Thirteenth Report from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee, Session 2003–04, on Gypsy and Traveller Sites [by Command] [Cm. 6465] [Mr Secretary Prescott].

11 Political Parties, Elections and Referendums,—First Report from the Speaker’s Committee, Session 2004–05 [by Act]; to be printed [No. 255] [The Speaker].

12 Public Petitions,—Observations by the Secretary of State for Transport on the Petition [21st December] from residents of Leighton Buzzard, Linslade and the surrounding area against Luton Airport’s flight path proposals [by Standing Order]; to be printed [Clerk of the House].

APPENDIX II
Standing Committees

1 Draft Private Security Industry Act 2001 (Amendments to Schedule 2) Order 2005.—The Speaker has appointed Miss Ann Widdecombe Chairman of the First Standing Committee on Delegated Legislation in respect of the draft Order.

2 Draft Companies Act 1985 (Operating and Financial Review and Directors’ Report etc.) Regulations 2005.—The Speaker has appointed Mr Bill O’Brien Chairman of the Second Standing Committee on Delegated Legislation in respect of the draft Regulations.

3 Fire and Rescue Services (National Framework) (England) Order 2004 (S.I., 2004, No. 3217).—The Speaker has appointed Mr David Amess Chairman of the Third Standing Committee on Delegated Legislation in respect of the Order.
4 Draft Political Parties, Elections and Referendums Act 2000 (Disapplication of Part IV for Northern Ireland Parties, etc) Order 2005.—The Speaker has appointed Mr Nigel Beard Chairman of the Fourth Standing Committee on Delegated Legislation in respect of the draft Order.

APPENDIX III

Reports from Select Committees

1 Defence.—Minutes of Evidence taken before the Defence Committee on 26th January [Iraq] to be printed [No. 65-ii] [Bruce George].

2 Health.—(1) First Report from the Health Committee [The Work of the Health Committee 2004]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 284]; and

   (2) Minutes of Evidence taken before the Committee [New Developments in HIV/AIDS and Sexual Health Policy]; to be printed [No. 252-i]
   [Mr David Hinchliffe].

3 Public Administration.—(1) First Report from the Select Committee on Public Administration [Government by Inquiry]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 51-I]; and

   (2) Minutes of Evidence taken before the Committee [Choice, Voice and Public Services]; to be printed [No. 49-v]
   [Tony Wright].

[No. 29; WH, No. 16]

Thursday 27th January 2005.

The House sitting in Westminster Hall

The sitting began at twenty-five minutes to Three o’clock.

Adjournment (Fire safety).—A Motion was made, and the Question being proposed, That the sitting be now adjourned—(James Purnell);

And the sitting having continued for three hours, it was adjourned without Question put, till Tuesday 1st February.

[Adjourned at 6.09 p.m.]

The House met at half-past Two o’clock.

PRAYERS.

1 Constitutional Reform Bill [Lords] (Programme) (No. 2),—Ordered, That the Programme Order of 17th January 2005 in relation to the Constitutional Reform Bill [Lords] be amended as follows:

1. For paragraphs 1, 2 and 3(1) there shall be substituted the following—

‘1. The Bill shall be committed to a Committee of the whole House.

2. Proceedings in the Committee, any proceedings on consideration and proceedings on Third Reading shall be completed in three days.

3.—(1) The following shall apply to proceedings in the Committee.’

2. In the Table, at the end there shall be inserted—

<table>
<thead>
<tr>
<th>Proceedings</th>
<th>Time for conclusion of proceedings</th>
</tr>
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<tbody>
<tr>
<td>Third day</td>
<td></td>
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<tr>
<td>Clauses Nos. 8 to 10, Schedule No. 1, Clause No. 11, Schedule No. 2, Clause No. 12, Schedule No. 3, Clause No. 13, Schedule No. 4, Clauses Nos. 14 and 15, Schedule No. 5, Clause No. 16, Schedule No. 6, Clauses Nos. 17 to 19, any remaining new Clauses relating to Part 2, any new Schedules relating to Part 2, Clauses Nos. 22 and 23, Schedule No. 7, Clauses Nos. 24 to 36 and 38 to 53, Schedule No. 9, Clause No. 54, any remaining new Clauses relating to Part 3, any new Schedules relating to Part 3, Clause No. 55, Schedule No. 10, Clause No. 56, Schedule No. 11, Clauses Nos. 57 to 74, Schedule No. 12, Clauses Nos. 75 to 93 and 96 to 104, any new Clauses relating to Part 4, any new Schedules relating to Part 4, Clause No. 110, Schedule No. 13, Clauses Nos. 111 to 117, Schedule No. 14, Clause No. 118, Schedule No. 15, Clauses Nos. 119 to 121, remaining new Clauses, remaining new Schedules, remaining proceedings on the Bill</td>
<td></td>
</tr>
<tr>
<td>Five hours after the commencement of proceedings on the Bill</td>
<td></td>
</tr>
</tbody>
</table>

3. For paragraphs 4 to 7 there shall be substituted—

‘4.—(1) This paragraph applies to any proceedings on consideration and proceedings on Third Reading (together referred to as “remaining proceedings”).

(2) Remaining proceedings shall (so far as not previously concluded) be brought to a conclusion—

(a) at the moment of interruption on the third day, or

(b) one and a half hours after the commencement of remaining proceedings,

whichever is the later.’.—(Mr Christopher Leslie.)

2 Constitutional Reform Bill [Lords] [1st allotted day],—The House, according to Order, resolved itself into a Committee on the Constitutional Reform Bill [Lords].

(In the Committee)

Clause No. 1 (The rule of law).

Amendment (No. 364) proposed, in page 1, line 7, at the end, to add the words—

‘(2) In this section “the rule of law” means in particular the sovereignty of the Queen in Parliament in making the law and the sovereignty of the Queen’s courts in interpreting and applying both that law and the common law.’.—(Mr William Cash.)

Question put, That the Amendment be made.

The Committee divided.

Tellers for the Ayes, Mr David Ruffley, Mr Peter Atkinson: 127.

Tellers for the Noes, James Purnell, Jim Fitzpatrick: 283.

Clause agreed to.
Clause No. 4 (Guarantee of continued judicial independence).
Amendment (No. 18) made.
Another Amendment (No. 7) proposed, in page 2, to leave out lines 35 to 42.—(Mr William Cash.)
Question proposed, That the Amendment be made.—Amendment, by leave, withdrawn.
Question proposed, That the Clause, as amended, stand part of the Bill.
And it being three hours after the commencement of proceedings on the Bill, the Chairman put the Question, pursuant to Order [17th January].
Clause, as amended, agreed to.
The Chairman then put the remaining Questions necessary to dispose of the business to be concluded at that hour.
Clause No. 6 (Representations to Parliament).
Amendments (Nos. 1 and 2) made.
Clause, as amended, agreed to.
Clause No. 7 (President of the Courts of England and Wales).
Amendments (Nos. 19 and 20) made.
Clause, as amended, agreed to.
Clause No. 5 agreed to.
A Clause (NC1A) (Lord Chief Justice for Northern Ireland)—(Mr Christopher Leslie)—brought up, read the first and second time and added.
Clause No. 2 (Requirement of membership of the House of Lords).
Question put, That the Clause stand part of the Bill.
The Committee divided.
Tellers for the Ayes, Mr David Ruffley, Mr Crispin Blunt: 119.
Tellers for the Noes, Joan Ryan, Bridget Prentice: 272.
Clause No. 3 (Legal qualifications).
Question put, That the Clause stand part of the Bill.
The Committee divided.
Tellers for the Ayes, Mr David Ruffley, Mr Crispin Blunt: 126.
Tellers for the Noes, Mr Nick Ainger, Joan Ryan: 272.
The Chairman left the Chair to report progress and ask leave to sit again.

The Deputy Speaker resumed the Chair; and Gillian Merron reported, That the Committee had made progress in the Bill, and moved, That the Committee may have leave to sit again.
Committee again to-morrow.

3 Contracting Out.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Local Authorities (Contracting Out of BID Levy Billing, Collection and Enforcement Functions) Order 2004, which was laid before this House on 15th December, be approved—(Gillian Merron).—It was agreed to.

4 Adjournment.—Resolved, That this House do now adjourn.—(Gillian Merron.)
And accordingly, the House, having continued to sit till one minute past Eleven o’clock, adjourned till to-morrow.

[Adjourned at 11.01 p.m.]

APPENDIX I

Papers presented or laid upon the Table:
Papers delivered to the Votes and Proceedings Office on Friday 28th January 2005 pursuant to Standing Order No. 159 (Presentation of statutory instruments):
Papers subject to Negative Resolution:

1 Registration of Political Parties,—Registration of Political Parties (Prohibited Words and Expressions) (Amendment) Order 2005 (S.I., 2005, No. 147), dated 26th January 2005, with an Explanatory Memorandum [Mr Christopher Leslie].
Papers presented or laid upon the Table on Monday 31st January 2005:

Papers subject to Affirmative Resolution:

2 Government Resources and Accounts.—Draft Government Resources and Accounts Act 2000 (Audit of Public Bodies) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Stephen Timms].

3 Pensions.—(1) Draft Pension Protection Fund (Pension Compensation Cap) Order 2005; and (2) draft Pension Protection Fund (PPF Ombudsman) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

4 Social Security.—(1) Draft Child Benefit and Guardian’s Allowance Up-rating Order 2005; (2) draft Child Benefit and Guardian’s Allowance Up-rating (Northern Ireland) Order 2005; (3) draft Tax Credits Up-rating Regulations 2005 [by Act]; with Explanatory Memoranda thereon [by Command] [Dawn Primarolo]; and (4) draft Social Security (Inherited SERPS) (Amendment) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

Papers subject to Negative Resolution:


6 Road Traffic.—Road Traffic (Permitted Parking Area and Special Parking Area) (Metropolitan Borough of Stockport) Order 2005 (S.I., 2005, No. 81), dated 19th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].


Other Papers:

9 Government Resources and Accounts.—Resource Accounts of the NHS Pension Scheme and NHS Compensation for Premature Retirement Scheme for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 231] [Mr Stephen Timms].

10 National Audit.—Reports by the Comptroller and Auditor General on— (1) Department for Environment, Food and Rural Affairs: Foot and Mouth Disease: Applying the Lessons; and (2) Improving school attendance in England [by Act]; to be printed [Nos. 184 and 212] [Clerk of the House].

11 Office of the Deputy Prime Minister.—Paper entitled, Sustainable Communities: People, Places and Prosperity—a Five Year Plan from the Office of the Deputy Prime Minister [by Command] [Cm. 6425] [Mr Secretary Prescott].

APPENDIX II
Reports from Select Committees

1 Education and Skills.—Second Report from the Education and Skills Committee [Education outside the Classroom], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 120] [Mr Barry Sheerman].

2 Public Accounts.—Part of the Minutes of Evidence taken before the Committee of Public Accounts [Ministry of Defence: Major Projects Report 2004], to be printed [No. 294-i] [Mr Edward Leigh].

3 Science and Technology.—Minutes of Evidence taken before the Science and Technology Committee [Forensic Science]; to be printed [No. 96-iv] [Dr Ian Gibson].
The House met at half-past Eleven o’clock.

PRAYERS.

1 London Local Authorities and Transport for London Bill,—Ordered, That the London Local Authorities and Transport for London Bill be read a second time on Tuesday 8th February.

2 Income Tax (Trading and Other Income) Bill,—Mr Kenneth Clarke reported from the Joint Committee on Tax Law Rewrite Bills, to which the Income Tax (Trading and Other Income) Bill was committed, That it had gone through the Bill, and made Amendments thereunto.

Ordered, That the Bill, as amended in the Joint Committee, be printed [Bill 51].

Bill, as amended in the Joint Committee, re-committed to a Committee of the whole House, pursuant to Standing Order No. 60 (Tax law rewrite bills).

Committee to-morrow.

3 Clean Neighbourhoods and Environment Bill,—Mr Eric Forth reported from Standing Committee G, That it had gone through the Clean Neighbourhoods and Environment Bill, and made Amendments thereunto.

Bill, as amended in the Standing Committee, to be considered to-morrow; and to be printed [Bill 52].

Minutes of Proceedings of the Committee to lie upon the Table.

4 First Standing Committee on Delegated Legislation,—Miss Ann Widdecombe reported from the First Standing Committee on Delegated Legislation the draft Private Security Industry Act 2001 (Amendments to Schedule 2) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

5 Pharmaceutical Labelling (Warning of Cognitive Function Impairment),—Ordered, That leave be given to bring in a Bill to make provision for a warning symbol to be prominently displayed on the packaging of pharmaceuticals which act on the brain and central nervous system so as to impair dangerously the consumer’s ability to carry out certain activities, and for connected purposes: And that Mr Andrew Dismore, Ms Karen Buck, Mr Stephen Pound, Mr Martin Salter, Sir Archy Kirkwood, David Hamilton, Dr Alan Whitehead, Angela Eagle, Miss Anne Beeg, Ann Keen and Mr Neil Gerrard do prepare and bring it in.

6 Pharmaceutical Labelling (Warning of Cognitive Function Impairment) Bill,—Mr Andrew Dismore accordingly presented a Bill to make provision for a warning symbol to be prominently displayed on the packaging of pharmaceuticals which act on the brain and central nervous system so as to impair dangerously the consumer’s ability to carry out certain activities, and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 20th May and to be printed [Bill 50].

7 Constitutional Reform Bill [Lords] [2nd allotted day],—The House, according to Order, again resolved itself into a Committee on the Constitutional Reform Bill [Lords].

(In the Committee)

Clause No. 20 (The Supreme Court).

Amendment (No. 350) proposed, in page 9, line 15, at the end, to insert the words ‘situated in the Palace of Westminster’—(Mr Dominic Grieve.)

Question put, That the Amendment be made.

The Committee divided.

Tellers for the Ayes, Andrew Selous, Mr Peter Atkinson: 114.

Tellers for the Noes, Margaret Moran, James Purnell: 285.

Clause agreed to.

Clause No. 21 agreed to.

Another Clause (NC4) (Representations to the Northern Ireland Assembly)—(Mr Christopher Leslie)—brought up, read the first and second time, and added.
Another Clause (NC5) (Northern Ireland Act 1998: excepted and reserved matters relating to Supreme Court)—(Mr Christopher Leslie)—brought up, read the first and second time, and added.

Clause No. 37 (Jurisdiction).

Amendment (No. 366) proposed, in page 17, line 23, to leave out the word ‘An’ and insert the word ‘No’.—(Annabelle Ewing.)

Question put, That the Amendment be made.

The Committee divided.

Tellers for the Ayes, Mr Elwyn Llwyd, Mr Simon Thomas: 4.

Tellers for the Noes, Mr Tom Watson, Mr Vernon Coaker: 411.

Clause agreed to.

Schedule No. 8 agreed to.

Clause No. 109 (Parliamentary disqualification).

Amendment (No. 339) proposed, in page 48, line 27, to leave out subsections (1) and (2).—(Mr Jonathan Djanogly.)

Question proposed, That the Amendment be made.

And it being three hours after the commencement of proceedings on the Bill, the Chairman put the Question, pursuant to Order [17th January].

The Committee divided.

Tellers for the Ayes, Mr Geoffrey Clifton-Brown, Mr John Randall: 122.

Tellers for the Noes, Mr Tom Watson, Mr Vernon Coaker: 315.

The Chairman then put the remaining Question to be disposed of at that hour.

Clause agreed to.

Clause No. 105 (Removal from most senior judicial offices).

Amendments (Nos. 3 and 4) made.

Question put, That the Clause, as amended, stand part of the Bill.

The Committee divided.

Tellers for the Ayes, Mr Tom Watson, Mr Vernon Coaker: 277.

Tellers for the Noes, Andrew Selous, Mr Geoffrey Clifton-Brown: 162.

Clause No. 106 (Removal from listed judicial offices).

Amendment (No. 351) proposed, in page 47, line 7, to leave out the words ‘except after consultation with’ and insert the words ‘without the agreement of’.—(Mr Dominic Grieve.)

Question put, That the Amendment be made.

The Committee divided.

Tellers for the Ayes, Andrew Selous, Mr Geoffrey Clifton-Brown: 168.

Tellers for the Noes, Bridget Prentice, Jim Fitzpatrick: 276.

Clause agreed to.

Clauses Nos. 107 and 108 agreed to.

Clause No. 94 (Disciplinary powers).

Amendments (Nos. 21 to 23, 11, 12, 24, 13 and 14) made.

Clause, as amended, agreed to.

Clause No. 95 (Disciplinary powers: interpretation).

Amendment (No. 15) made.

Clause, as amended, agreed to.

The Chairman left the Chair to report progress and ask leave to sit again.

The Deputy Speaker resumed the Chair; and Paul Clark reported, That the Committee had made progress in the Bill, and moved, That the Committee may have leave to sit again.

Committee again to-morrow.
8 Adjournment (February).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 23 (Periodic adjournments), That this House, at its rising on Thursday 10th February, do adjourn till Monday 21st February—(Paul Clark).—It was agreed to.

9 Adjournment,—A Motion was made, and the Question being proposed, That this House do now adjourn—(Paul Clark);

And it being Seven o’clock, the Motion for the adjournment of the House lapsed, without Question put.

10 Adjournment,—Resolved, That this House do now adjourn.—(Paul Clark.)

And accordingly, the House, having continued to sit till twenty-nine minutes past Seven o’clock, adjourned till to-morrow.

[Adjourned at 7.29 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Pensions,—Draft Guaranteed Minimum Pensions Increase Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

2 Social Security,—(1) Draft Social Security Benefits Up-rating Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson]; and (2) draft Social Security (Contributions) (Re-rating and National Insurance Funds Payments) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Dawn Primarolo].

Papers subject to Negative Resolution:

3 Agriculture,—Hill Farm Allowance Regulations 2005 (S.I., 2005, No. 154), dated 29th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

4 Disabled Persons,—Rail Vehicle Accessibility (Heathrow Express Class 360/2) Exemption Order 2005 (S.I., 2005, No. 86), dated 21st January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

5 Education,—Tynemouth College and North Tyneside College (Dissolution) Order 2005 (S.I., 2005, No. 94), dated 24th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].


7 Tax Credits,—Tax Credits (Approval of Child Care Providers) Scheme 2005 (S.I., 2005, No. 93), dated 24th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

Other Papers:

8 Social Security,—Report by the Government Actuary on the drafts of the Social Security Benefits Up-rating Order 2005 and the Social Security (Contributions) (Re-rating and National Insurance Funds Payments) Order 2005 [by Command] [Cm. 6457] [Mr Secretary Johnson].

APPENDIX II

Standing Committees

Draft Private Security Industry Act 2001 (Amendments to Schedule 2) Order 2005.—The Committee of Selection has discharged Mr Desmond Browne and Mr John Heppell from the First Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Paul Goggins and Mr Jim Murphy.
APPENDIX III

Reports from Select Committees


2 Culture, Media and Sport,—Minutes of Evidence taken before the Culture, Media and Sport Committee [Arts Development: Theatre]; to be printed [No. 254-ii] [Sir Gerald Kaufman].

3 Foreign Affairs,—(1) Second Report from the Foreign Affairs Committee [Cyprus], together with an Annex and Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 113];

(2) Third Report from the Committee [Western Balkans], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 87]; and

(3) Minutes of Evidence taken before the Committee [Foreign Policy Aspects of the War Against Terrorism]; to be printed [No. 36-ii]
[Mr Donald Anderson].

4 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—Memoranda submitted to the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [Empty Homes and Low-demand Pathfinders]; to be printed [No. 295-II] [Andrew Bennett].

5 Scottish Affairs,—Minutes of Evidence taken before the Scottish Affairs Committee [Meeting Scotland’s Future Energy Needs]; to be printed [No. 259-ii] [Mrs Irene Adams].

6 Statutory Instruments,—Seventh Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-vi] [Mr David Tredinnick].

7 Tax Law Rewrite Bills (Joint Committee),—First Report from the Joint Committee on Tax Law Rewrite Bills [Income Tax (Trading and other Income) Bill], together with Minutes of Evidence taken before the Committee and Appendices thereto; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 285] [Mr Kenneth Clarke].

8 Trade and Industry,—(1) Fifth Report from the Trade and Industry Committee [Debt and Disconnection: Gas and electricity supply companies and their domestic customers], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 297]; and

(2) Minutes of Evidence taken before the Committee [Fuel Prices]; to be printed [No. 279-iv]
[Mr Martin O’Neill].

9 Treasury,—Minutes of Evidence taken before the Treasury Committee [Cash machine charges]; to be printed [No. 191-ii] [Mr John McFall].

[No. 31; WH, No. 17]
Tuesday 1st February 2005.

The House sitting in Westminster Hall

The sitting began at half-past Nine o’clock.

Adjournment,—Resolved, That the sitting be now adjourned.—[Mr Vernon Coaker.] And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 5.24 p.m.]
The House met at half-past Eleven o’clock.

PRAYERS.

1 Message from the Lords.—A Message was brought from the Lords, as follows:

The Lords have come to the following Resolution, to which they desire the agreement of this House:

That it is expedient that a Joint Committee of Lords and Commons be appointed to consider and report on any draft Children (Contact) and Adoption Bill presented to both Houses by a Minister of the Crown, and that the Committee should report on the draft Bill by 26th May 2005.

2 Public Service (Bank Holiday).—A Motion was made, and the Question being proposed, That leave be given to bring in a Bill to introduce a bank holiday on the third Monday in October in recognition of public service—(Claire Ward).

And the Motion being opposed, after a brief explanatory statement from the Member who made the Motion and from a Member who opposed it, the Deputy Speaker put the Question, pursuant to Standing Order No. 23 (Motions for leave to bring in bills and nomination of select committees at commencement of public business).—It was agreed to.

Ordered, That Claire Ward, Andy Burnham, Mr Parmjit Dhanda, Mr Andrew Dismore, Janet Anderson, Mr Kevin Barron, Shona McIsaac and Mr Martin Salter do prepare and bring in the Bill.

3 Public Service (Bank Holiday) Bill.—Claire Ward accordingly presented a Bill to introduce a bank holiday on the third Monday in October in recognition of public service: And the same was read the first time; and ordered to be read a second time on Friday 18th March and to be printed [Bill 53].

4 Business of the House.—Ordered, That—

(1) the Order of 25th January relating to Business of the House be discharged; and

(2) at this day’s sitting, notwithstanding the provisions of Standing Order No. 16 (Proceedings under an Act or on European Union documents), the Speaker shall put the Questions necessary to dispose of proceedings on the Motions in the name of Mr Secretary Clarke relating to Police Grant Report (England and Wales) not later than three hours after the commencement of proceedings on the first Motion, and shall put the Questions necessary to dispose of proceedings on the Motions in the name of Mr Secretary Prescott relating to Local Government Finance (England) not later than three hours after the commencement of proceedings on the first Motion relating to Local Government Finance (England), or six hours after the commencement of proceedings on the first Motion relating to Police Grant Report (England and Wales), whichever is later; proceedings may continue after the moment of interruption; and Standing Order No. 41A (Deferred divisions) shall not apply.—(Ms Hazel Blears.)

5 Police.—Resolved, That the Police Grant Report (England and Wales) 2003–04: Amending Report 2004–05, House of Commons Paper No. 247, a copy of which was laid before this House on 27th January 2005, be approved.—(Ms Hazel Blears.)

6 Police.—Resolved, That the Police Grant Report (England and Wales) 2005–06, House of Commons Paper No. 246, a copy of which was laid before this House on 27th January 2005, be approved.—(Jim Fitzpatrick.)

7 Local Government Finance.—A Motion was made, and the Question being proposed, That the Local Government Finance Report (England) 2003–04: Amending Report 2005, House of Commons Paper No. 241, a copy of which was laid before this House on 27th January, be approved.—(Mr Nick Raynsford;)

And it being six hours after the commencement of proceedings on the first Motion relating to the Police Grant Report (England and Wales), the Deputy Speaker put the Questions necessary to dispose of proceedings on the Motions relating to Local Government Finance (England), pursuant to Order [this day].

Question put and agreed to.

8 Local Government Finance.—A Motion was made, and the Question being put forthwith, pursuant to Order [this day], That the Local Government Finance Report (England) 2005–06, House of Commons Paper No. 242, a copy of which was laid before this House on 27th January, be approved—(Gillian Merron)—It was agreed to.

9 Adjournment.—A Motion was made, and the Question being proposed, That this House do now adjourn—(Gillian Merron);

And the Motion having been made after Seven o’clock, and Debate having continued for half an hour, the Deputy Speaker adjourned the House without Question put, pursuant to the Standing Order, it being then twenty-nine minutes past Eight o’clock, till to-morrow.

[Adjourned at 8.29 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Family Law,—Draft Child Support (Miscellaneous Amendments) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

2 Pensions,—Draft Occupational Pension Scheme (Levies) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

3 Social Security,—(1) Draft Social Security (Intensive Activity Period 50 to 59 Pilot) Regulations 2005; and

(2) draft Social Security (Intensive Activity Period 50 to 59 Pilot) (No. 2) Regulations 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Johnson].

Papers subject to Negative Resolution:

4 Income Tax,—(1) Controlled Foreign Companies (Excluded Countries) (Amendment) Regulations 2005 (S.I., 2005, No. 185); and

(2) Controlled Foreign Companies (Excluded Countries) (Amendment No. 2) Regulations 2005 (S.I., 2005, No. 186), dated 1st February 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Dawn Primarolo].

5 Legal Services Commission,—Community Legal Service (Funding) (Counsel in Family Proceedings) (Amendment) Order 2005 (S.I., 2005, No. 184), dated 31st January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].

6 Pensions,—Draft Code of Practice No. 1 by the Pensions Regulator on Reporting breaches of the law [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

7 Road Traffic,—Road Traffic (Permitted Parking Area and Special Parking Area) (Metropolitan District of Leeds) Order 2005 (S.I., 2005, No. 95), dated 24th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

Other Papers:

8 Criminal Justice and Court Services,—Accounts of the National Probation Service: Consolidated Accounts of the Local Probation Boards Account for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 293] [Clerk of the House].

9 Education and Skills,—Paper, entitled Draft Children (Contact) and Adoption Bill [by Command] [Cm. 6462] [Secretary Ruth Kelly].

10 Government Resources and Accounts,—Account of the Fleet Air Arm Museum for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 292] [Clerk of the House].

11 Northern Ireland,—Northern Ireland Department of Finance and Personnel Memorandum on the Fiftieth Report from the Committee of Public Accounts, Session 2003–04 [by Command] [Cm. 6466] [Mr Secretary Murphy].
1.2 Public Petitions,—Observations by the Deputy Prime Minister on the Petition [12th January] from Mr and Mrs Cribbs and others against the proposed closure of public halls in the Borough of Castle Point, Essex [by Standing Order] [Clerk of the House].

13 School Inspections,—Report of Her Majesty’s Chief Inspector of Schools for 2003–04 [by Act]: to be printed [No. 195] [Secretary Ruth Kelly].

14 Work and Pensions,—Paper, entitled Department for Work and Pensions Five Year Strategy: Opportunity and security throughout life [by Command] [Cm. 6447] [Mr Secretary Johnson].

APPENDIX II
Standing Committees

1 Draft Terrorism Act 2000 (Continuance of Part VII) Order 2005:
   (1) The Speaker has allocated the draft Order to the First Standing Committee on Delegated Legislation; and
   (2) the Committee of Selection has nominated twenty Members to serve on the Committee: Mr David Atkinson, David Burnside, Mr Stephen Byers, Mr Alistair Carmichael, Mr David Chaytor, Ann Clwyd, Mr Vernon Coaker, Clive Efford, Mr Tom Harris, Mr Stephen Hepburn, Mr Andrew Hunter, Mr David Lidington, Mr Peter Luff, Mr Eddie McGrady, Mr Michael Mates, Chris Mole, Mr Ian Pearson, Mr Mike Wood, Iain Wright and Derek Wyatt.

2 Draft Companies Act 1985 (Operating and Financial Review and Directors’ Report etc.) Regulations 2005.—The Committee of Selection has discharged Mr Jim Cunningham, Glenda Jackson, Margaret Moran and Derek Wyatt from the Second Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Mr Kevan Jones, Mr Siôn Simon, Mark Tami and Mr Tom Watson.

3 Southern Regional Flood Defence Committee Order 2004 (S.I., 2004, No. 3165):
   (1) The Speaker has allocated the Order to the Second Standing Committee on Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Nick Ainger, Norman Baker, Tony Baldry, Mr John Bercow, Tony Cunningham, Sue Doughty, Mr Frank Field, Lynne Jones, Andy King, Miss Anne McIntosh, Mr Elliot Morley, Rachel Squire, Dr Rudi Vis, Mr David Wilshire, Mr Shaun Woodward and Tony Worthington.

4 Draft Extradition Act 2003 (Amendment to Designations) Order 2005:
   (1) The Speaker has allocated the draft Order to the Third Standing Committee on Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Roger Berry, Colin Burgon, Mr Ronnie Campbell, Mr Alistair Carmichael, Mr David Chвладand, Mr Geoffrey Clifton-Brown, Jon Cruddas, Mr Parmjit Dhandha, Mr Michael Fallon, Mr John Greenway, Mr Dominic Grieve, Mr John Heppell, Fiona Mactaggart, Mr Mark Oaten, Miss Anne McIntosh, Mr Mark Prisk, Keith Vaz and Dr Alan Whitehead.

   (1) The Speaker has allocated the Order to the Fourth Standing Committee on Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Tony Banks, Malcolm Bruce, Paul Clark, Harry Cohen, Brian Cotter, Linda Gilroy, Mr John Grogan, Mr Philip Hammond, Phil Hope, Helen Jackson, Mr Edward Leigh, Mr Francis Maude, Mr Stephen Pound, Mr Mark Prisk, Keith Vaz and Dr Alan Whitehead.

6 Draft Asylum (Designated States) Order 2005:
   (1) The Speaker has allocated the draft Order to the Fifth Standing Committee on Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Vera Baird, Mr Clive Betts, Mr Desmond Browne, Mr Geoffrey Clifton-Brown, Mr Brian H. Donohoe, Mr David Heath, Mr David Heathcoat-Amory, Mr John Heppell, Mr Terry Lewis, Tony Lloyd, Rosemary McKenna, Mr Humfrey Malins, Kali Mountford, Mr Mark Oaten, Mr Richard Page and Mrs Betty Williams.

7 Draft Northern Ireland Arms Decommissioning Act 1997 (Amnesty Period) Order 2005:
   (1) The Speaker has allocated the draft Order to the Sixth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated twenty Members to serve on the Committee: Hugh Bayley, Mr Michael Clapham, Mr Tony Clarke, Mr Vernon Coaker, Mrs Lorna Fitzsimons, Mr Tom Harris, Lady Hermon, Mr David Heyes, Alan Howarth, Mr David Lidington, Mr Peter Luff, Mr Eddie McGrady, Mr John Maples, Lembit Öpik, Albert Owen, Mr Ian Pearson, Mr Andy Reed, Mr Peter Robinson, Jonathan Shaw and Mr Richard Shepherd.

8 Draft Gender Recognition (Approved Countries and Territories) Order 2005:
(1) The Speaker has allocated the draft Order to the Seventh Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Richard Allan, Mr Peter Atkinson, Mr Tim Boswell, Geraint Davies, Mr Roger Goddard, Dr Evan Harris, Mr David Lammy, Mrs Helen Liddell, Chris McCafferty, Bridget Prentice, Mr Martin Salter, Mr Clive Soley, Sir John Stanley, Mr Graham Stringer, Sir Peter Tapsell and Mr Michael Wills.

9 Draft Industrial Training Levy (Engineering Construction Board) Order 2005 and the draft Industrial Training Levy (Construction Board) Order 2005:
(1) The Speaker has allocated the draft Orders to the Eighth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Atkinson, Andy Burnham, Mr Vernon Coaker, Mr Michael Connarty, Mrs Claire Curtis-Thomas, Mr Tam Dalyell, Dr Hywel Francis, Chris Grayling, Mr Kelvin Hopkins, Mr Ivan Lewis, Mr Austin Mitchell, Dr John Pugh, Mr David Rendel, Mr John Smith, Sir Teddy Taylor and Ann Winterton.

(1) The Speaker has allocated the Regulations to the Ninth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Atkinson, Ms Karen Buck, Mr Alistair Carmichael, Mr Ian Davidson, Geraint Davies, Mr Jonathan Djanogly, Mike Gapes, Mr Christopher Leslie, Alice Mallon, Mr Mark Oaten, Diana Organ, Linda Perham, Bridget Prentice, Mr Simon Simon, Mr Michael Trend and Mr John Wilkinson.

11 Draft Pensions Appeal Tribunals (Armed Forces and Reserve Forces Compensation Scheme) (Rights of Appeal) Regulations 2005:
(1) The Speaker has allocated the draft Regulations to the Tenth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Gregory Barker, Mr Julian Brazier, Kevin Brennan, Mr John Burnett, Mr Alan Campbell, Mr Ivor Caplin, Mr Neil Gerrard, Mr Gerald Howarth, Mr Gordon Prentice, James Purnell, Mr Frank Roy, Joan Ruddock, Bob Russell, Phil Sawford, Mr Peter Viggers and Mr Brian Wilson.

European Standing Committees

European Union Document Nos. 11607/04, 11741/1/04, 11745/04 and 11752/04, relating to future European Union finances, have been referred to European Standing Committee B.

APPENDIX III

Reports from Select Committees

1 Culture, Media and Sport,—Minutes of Evidence taken before the Maritime Heritage and Historic Ships Sub-Committee of the Culture, Media and Sport Committee [Maritime Heritage and Historic Ships], to be printed [No. 296-i] [Sir Gerald Kaufman].

2 Defence,—(1) First Report from the Defence Committee [Work of the Committee in 2004], to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 290]; and
(2) Minutes of Evidence taken before the Committee [Iraq; Tri-Service Armed Forces Bill], to be printed [Nos. 65-iii and 64-i] [Bruce George].

3 Draft Mental Health Bill,—(1) Minutes of Evidence taken before the Joint Committee on the Draft Mental Health Bill; to be printed [No. 95-xvi];
(2) Memoranda laid before the Committee; to be printed [No. 95-xvi] [Mr George Howarth]; and
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(3) Minutes of Evidence taken before the Committee; to be printed [No. 95-xvii] [Dr Howard Stoate].

4 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Every Child Matters]; to be printed [No. 40-vi] [Mr Barry Sheerman].

5 Environmental Audit,—Minutes of Evidence taken before the Environmental Audit Committee [Pre-Budget 2004: the road ahead]; to be printed [No. 261-iii] [Mr Peter Ainsworth].

6 European Scrutiny,—(1) Seventh Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-vii]; and

(2) Memoranda laid before the Committee [Ministerial Correspondence]

[Mr Jimmy Hood].

7 Human Rights,—Sixth Report from the Joint Committee on Human Rights [Scrutiny: Second Progress Report], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 303] [Jean Corston].

8 Northern Ireland Affairs,—Minutes of Evidence taken before the Northern Ireland Affairs Committee [Reconciliation: Ways of dealing with Northern Ireland’s past]; to be printed [No. 303-1] [Mr Michael Mates].

9 Public Accounts,—Minutes of Evidence taken before the Committee of Public Accounts [HM Customs and Excise: Standard Report 2003-04]; to be printed [No. 304-i] [Mr Edward Leigh].

10 Science and Technology,—Minutes of Evidence taken before the Science and Technology Committee [Research Councils UK: Scrutiny Session]; to be printed [No. 219-i] [Dr Ian Gibson].

11 Standards and Privileges,—Third Report from the Committee on Standards and Privileges [Conduct of Mr Jonathan Sayeed], together with Appendices and part of the Minutes of Evidence taken before the Committee on 25th January, to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 233] [Sir George Young].

12 Trade and Industry,—Minutes of Evidence taken before the Trade and Industry Committee [Occupational segregation and the gender pay gap]; to be printed [No. 300-i] [Mr Martin O’Neill].

13 Transport,—(1) Second Report from the Transport Committee [Tonnage Tax], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 299]; and

(2) Minutes of Evidence taken before the Committee [Road Pricing]; to be printed [No. 218-iv] [Mrs Gwyneth Dunwoody].

14 Treasury,—Minutes of Evidence taken before the Sub-Committee of the Treasury Committee [Excise Duty Fraud]; to be printed [No. 126-iii] [Mr John McFall].

15 Work and Pensions,—Minutes of Evidence taken before the Work and Pensions Committee [Staffing Efficiencies]; to be printed [No. 298] [Sir Archy Kirkwood].

[No. 32; WH, No. 18]

Wednesday 2nd February 2005.

The House sitting in Westminster Hall

The sitting began at half-past Nine o’clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Mr Nick Anger.)

And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 4 22 p.m.]
Thursday 3rd February 2005.

The House met at half-past Eleven o’clock.

PRAYERS.

1 Road Safety Bill.—Mr Peter Pike reported from Standing Committee A, That it had gone through the Road Safety Bill, and made Amendments thereunto, and had amended the Title, as follows:

A Bill to make provision about road traffic, registration plates, vehicle and driver information, trunk road picnic areas and private hire vehicles.

Bill, as amended in the Standing Committee, to be considered to-morrow; and to be printed [Bill 54].

Minutes of Proceedings of the Committee to lie upon the Table.

2 Second Standing Committee on Delegated Legislation.—Mr Bill O’Brien reported from the Second Standing Committee on Delegated Legislation the draft Companies Act 1985 (Operating and Financial Review and Directors’ Report etc.) Regulations 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

3 Third Standing Committee on Delegated Legislation.—Mr David Amess reported from the Third Standing Committee on Delegated Legislation the Fire and Rescue Services (National Framework) (England) Order 2004 (S.I., 2004, No. 3217).

Minutes of Proceedings of the Committee to lie upon the Table.

4 Fourth Standing Committee on Delegated Legislation.—Mr Nigel Beard reported from the Fourth Standing Committee on Delegated Legislation the draft Political Parties, Elections and Referendums Act 2000 (Disapplication of Part IV for Northern Ireland Parties, etc.) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

5 Serious Organised Crime and Police Bill (Programme) (No. 2).—A Motion was made, and the Question being proposed, That the Programme Order of 7th December 2004 relating to the Serious Organised Crime and Police Bill be varied as follows—

1. Paragraphs 4 and 5 of the Order shall be omitted.

2. Proceedings on consideration shall be taken in the order shown in the first column of the following Table.

3. The proceedings shown in the first column of the Table shall (so far as not previously concluded) be brought to a conclusion at the time specified in the second column.

<table>
<thead>
<tr>
<th>Proceedings</th>
<th>Time for conclusion of proceedings</th>
</tr>
</thead>
<tbody>
<tr>
<td>New Clauses, Amendments and new Schedules relating to Clause No. 122 and</td>
<td>One and a half hours after the</td>
</tr>
<tr>
<td>Schedule No. 10, new Clauses, Amendments and new Schedules relating to</td>
<td>commencement of proceedings on</td>
</tr>
<tr>
<td>blasphemy.</td>
<td>consideration.</td>
</tr>
<tr>
<td>New Clauses, Amendments and new Schedules relating to the use of intercept</td>
<td>Two and a half hours after the</td>
</tr>
<tr>
<td>evidence in legal proceedings.</td>
<td>commencement of proceedings on</td>
</tr>
<tr>
<td>New Clauses, Amendments and new Schedules relating to the protection of</td>
<td>Three and a half hours after the</td>
</tr>
<tr>
<td>organisations from economic damage or other interference with their</td>
<td>commencement of proceedings on</td>
</tr>
<tr>
<td>activities.</td>
<td>consideration.</td>
</tr>
<tr>
<td>New Clauses, Amendments and new Schedules relating to the status and powers</td>
<td>Four and a half hours after the</td>
</tr>
<tr>
<td>of staff of the Serious Organised Crime Agency.</td>
<td>commencement of proceedings on</td>
</tr>
<tr>
<td>New Clauses, Amendments and new Schedules relating to behaviour in vicinity</td>
<td>Five and a half hours after the</td>
</tr>
<tr>
<td>of Parliament Square; remaining proceedings on consideration.</td>
<td>commencement of proceedings on</td>
</tr>
</tbody>
</table>

4. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion six and a half hours after the commencement of proceedings on consideration—(Fiona Mactaggart);
An Amendment (a) was proposed to the Question, in the Table, in the entry relating to the use of intercept evidence in legal proceedings, in column 2, to leave out from the word 'Two' to the word 'New' in column 1 in the entry relating to protection of organisations from economic damage or other interference with their activities, and insert the words—

hours after the commencement of proceedings on consideration.

Amendments relating to the abolition of the Royal Parks Constabulary Two and a half hours after the commencement of proceedings on consideration', instead thereof.

—(John McDonnell.)

And the Question being proposed, That the Amendment be made;

The Amendment was, with leave of the House, withdrawn.

And the Main Question being put;

The House divided.

Tellers for the Ayes, Margaret Moran, Mr Tom Watson: 255.
Tellers for the Noes, Mr John Randall, Andrew Selous: 124.

So the Question was agreed to.

6 Child Benefit Bill (Programme) (No. 2),—A Motion was made, and the Question being put, That the Order of 12th January 2005 (Child Benefit Bill (Programme)) be varied as follows:

Consideration and Third Reading

1. Paragraphs 4 and 5 of the order shall be omitted.
2. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
3. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day—(Dawn Primarolo);

The House divided.

Tellers for the Ayes, Mr Tom Watson, Margaret Moran: 236.
Tellers for the Noes, Mr John Randall, Andrew Selous: 121.

So the Question was agreed to.

7 Child Benefit Bill,—The House, according to Order, proceeded to consider the Child Benefit Bill, as amended in the Standing Committee.

A Clause (NC1) (Regulations made by the Treasury: qualifying courses)—(Mr Mark Francois)—brought up, and read the first time.

Question put, That the Clause be read a second time.

The House divided.

Tellers for the Ayes, Mr John Randall, Andrew Selous: 110.
Tellers for the Noes, Mr Jim Murphy, James Purnell: 229.

The Bill was read the third time, and passed.

8 Security Industry,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Private Security Industry Act 2001 (Amendments to Schedule 2) Order 2005, which was laid before this House on 17th January, be approved—(Mr Nick Ainger).—It was agreed to.

9 Public Petitions,—A Public Petition from residents of Hodge Hill, Birmingham, and the surrounding areas for legislation to provide for tougher sentencing for dangerous driving was presented and read, and ordered to lie upon the Table and to be printed.

10 Adjournment,—Resolved, That this House do now adjourn.—(Mr Nick Ainger.)

And accordingly, the House, having continued to sit till twenty-four minutes to Six o’clock, adjourned till to-morrow.

[Adjourned at 5.36 p.m.]
APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1. Immigration,—Draft Special Immigration Appeals Commission (Procedure) (Amendment) Rules 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].

2. Northern Ireland,—Draft Northern Ireland Act 2000 (Modification) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

Papers subject to Negative Resolution:


Other Papers:

4. Courts,—Paper, entitled Courts Boards Guidance [by Command] [Cm. 6461] [Mr Christopher Leslie].

5. European Union,—Paper, entitled Prospects for the EU in 2005 [by Command] [Cm. 6450] [Mr Secretary Straw].


7. Public Petitions,—Observations by the Secretary of State for Transport on the Petition [15th December] from constituents of Rochdale and others for consideration of the implications of the proposed cancellation of the Manchester Metrolink extension [by Standing Order] [Clerk of the House].

8. Tax Credits,—Report by the Commissioners of the Inland Revenue under section 40 of the Tax Credits Act 2002 [by Act] [Dawn Primarolo].

APPENDIX II

Standing Committees

1. Draft Terrorism Act 2000 (Continuance of Part VII) Order 2005,—The Speaker has appointed Miss Anne Begg Chairman of the First Standing Committee on Delegated Legislation in respect of the draft Order.

2. Southern Regional Flood Defence Committee Order 2004 (S.I., 2004, No. 3165),—The Speaker has appointed Derek Conway Chairman of the Second Standing Committee on Delegated Legislation in respect of the Order.

3. Draft Extradition Act 2003 (Amendment to Designations) Order 2005:
   (1) The Speaker has appointed Mr Mike Hancock Chairman of the Third Standing Committee on Delegated Legislation in respect of the draft Order; and
   (2) The Committee of Selection has discharged Iain Wright from the Third Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Iain Luke.


5. Draft Political Parties, Elections and Referendums Act 2000 (Disapplication of Part IV for Northern Ireland Parties, etc.) Order 2005,—The Committee of Selection has discharged Mrs Lorna Fitzsimons, Mr George Foulkes and Mr Eddie McGrady from the Fourth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Jim Cunningham, Mr Seamus Mallon and Mr Colin Pickthall.

6. Non-Domestic Rating (Small Business Rate Relief) (England) Order 2004 (S.I., 2004, No. 3315),—The Speaker has appointed Mr John Cummings Chairman of the Fourth Standing Committee on Delegated Legislation in respect of the Order.

7. Draft Asylum (Designated States) Order 2005,—The Speaker has appointed Mr Bill O’Brien Chairman of the Fifth Standing Committee on Delegated Legislation in respect of the draft Order.
8 Draft Northern Ireland Arms Decommissioning Act 1997 (Amnesty Period) Order 2005,—The Speaker has appointed Mr Alan Hurst Chairman of the Sixth Standing Committee on Delegated Legislation in respect of the draft Order.

9 Draft Gender Recognition (Approved Countries and Territories) Order 2005,—The Speaker has appointed Mr Bill O’Brien Chairman of the Seventh Standing Committee on Delegated Legislation in respect of the draft Order.

10 Draft Industrial Training Levy (Engineering Construction Board) Order 2005 and draft Industrial Training Levy (Construction Board) Order 2005,—The Speaker has appointed Mr Nigel Beard Chairman of the Eighth Standing Committee on Delegated Legislation in respect of the draft Orders.

11 Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004 (S.I., 2004, No. 3244),—The Speaker has appointed Mr Peter Pike Chairman of the Ninth Standing Committee on Delegated Legislation in respect of the Regulations.

12 Draft Pensions Appeal Tribunals (Armed Forces and Reserve Forces Compensation Scheme) (Rights of Appeal) Regulations 2005,—The Speaker has appointed Janet Anderson Chairman of the Tenth Standing Committee on Delegated Legislation in respect of the draft Regulations.

European Standing Committees

13 The Speaker has appointed Mr Win Griffiths Chairman of European Standing Committee B in respect of European Union Document No. 13177/04 on European Defence Equipment Market.

APPENDIX III

Reports from Select Committees

1 Health,—Minutes of Evidence taken before the Health Committee [The Influence of the Pharmaceutical Industry]; to be printed [No. 42-vi] [Mr David Hinchliffe].

2 Public Administration,—(1) Second Report from the Select Committee on Public Administration [Work of the Committee in 2004]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 306]; and

(2) Minutes of Evidence taken before the Committee [Civil Service Effectiveness], to be printed [No. 307-i] [Tony Wright].

[No. 33; WH, No. 19]

Thursday 3rd February 2005.

The House sitting in Westminster Hall

The sitting began at half-past Two o’clock.

Adjournment (Rehabilitation and Healthier Workplaces),—Resolved, That the sitting be now adjourned.—(Jane Kennedy.)

And accordingly the sitting was adjourned till Tuesday 8th February.

[Adjourned at 5.07 p.m.]
The House met at half-past Nine o’clock.

1 The Speaker’s Absence,—The House being met, and the Speaker having leave of absence pursuant to paragraph (3) of Standing Order No. 3 (Deputy Speaker), Sylvia Heal, the First Deputy Chairman of Ways and Means, proceeded to the Table.

PRAYERS.

2 The First Deputy Chairman of Ways and Means took the Chair as Deputy Speaker.

3 HBOS Group Reorganisation Bill,—A Bill to make new provision for the regulation and management of the Governor and Company of the Bank of Scotland upon its registration as a public company under the Companies Act 1985; to provide for the transfer of the undertakings of Capital Bank plc, Halifax plc and HBOS Treasury Services plc to the Governor and Company of the Bank of Scotland; to provide for the transfer of the assets of the Clerical, Medical and General Life Assurance Society to Clerical Medical Investment Group Limited; and for connected purposes, was read the first time; and ordered to be read a second time.

4 Drugs Bill,—Mr Roger Gale reported from Standing Committee F, That it had gone through the Drugs Bill, and made Amendments thereunto.

Bill, as amended in the Standing Committee, to be considered on Monday 7th February; and to be printed [Bill 55].

Minutes of Proceedings of the Committee to lie upon the Table.

5 Message from the Lords,—A Message was brought from the Lords, as follows:

Renewable Energy Bill [Lords].—The Lords have passed a Bill to make provision about the microgeneration of electricity; to provide for small renewable energy developments to be classed as permitted development; and to provide for a renewables obligation for public suppliers of energy other than electricity suppliers; to which the Lords desire the concurrence of this House.

6 Criminal Law (Amendment) (Householder Protection) Bill,—The Order of the day being read, for the Second Reading of the Criminal Law (Amendment) (Householder Protection) Bill;

And a Motion being made, and the Question being proposed, That the Bill be now read a second time;

David Maclean rose in his place and claimed to move, That the Question be now put.

And the Question being put, That the Question be now put;

The House divided.

Tellers for the Ayes, Mr Geoffrey Clifton-Brown, Mr John Randall: 140.

Tellers for the Noes, Mr Andrew Dismore, Mr Stephen Pound: 21.

So the Question was agreed to.

And the Question being accordingly put, That the Bill be now read a second time;

The House divided.

Tellers for the Ayes, Mr Geoffrey Clifton-Brown, Mr John Randall: 130.

Tellers for the Noes, Mr Peter Luff, Mr Crispin Blunt: 4.

So the Question was agreed to.

The Bill was accordingly read a second time and stood committed to a Standing Committee.

7 Renewable Heat Bill,—The Order of the day being read, for the Second Reading of the Renewable Heat Bill;

Ordered, That the Bill be read a second time on Friday 20th May.

8 Council Tax Benefit (Entitlement Information) Bill,—The Order of the day being read, for the Second Reading of the Council Tax Benefit (Entitlement Information) Bill;

Ordered, That the Bill be read a second time on Friday 1st July.

9 Adjournment,—Resolved, That this House do now adjourn.—(Mr Tom Watson.)

And accordingly, the House, having continued to sit till three minutes past Three o’clock, adjourned till Monday 7th February. [Adjourned at 3.03 p.m.]
APPENDIX

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Public Audit.—Draft Public Audit (Wales) Act 2004 (Relaxation of Restriction on Disclosure) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Peter Hain].

Papers subject to Negative Resolution:


3 Food.—(1) Food (Pistachios from Iran) (Emergency Control) (England) (Amendment) Regulations 2005 (S.I., 2005, No. 208), and

4 Local Government.—Local Authorities (Alteration of Requisite Calculations) (England) Regulations 2005 (S.I., 2005, No. 190), dated 2nd February 2005 [by Act] [Mr Secretary Prescott].


Other Papers:

6 Air Force (Constitution).—Amendment List 11 to the Queen’s Regulations for the Royal Air Force (Fifth Edition) [by Act] [Mr Secretary Hoon].
Monday 7th February 2005.

The House met at half-past Two o’clock.

PRAYERS.

1 First Standing Committee on Delegated Legislation,—Miss Anne Begg reported from the First Standing Committee on Delegated Legislation the draft Terrorism Act 2000 (Continuance of Part VII) Order 2003.

Minutes of Proceedings of the Committee to lie upon the Table.

2 Serious Organised Crime and Police Bill,—The House, according to Order, proceeded to consider the Serious Organised Crime and Police Bill, as amended in the Standing Committee.

A Clause (NC3) (Racial and religious hatred)—(Mr David Heath)—brought up, and read the first time.

Question proposed, That the Clause be read a second time.

And it being one and a half hours after the commencement of proceedings on the Bill, the Deputy Speaker put the Question, pursuant to Order [3rd February].

The House divided.


Tellers for the Noes, Mr Tom Watson, James Purnell: 291.

The Deputy Speaker then put the Question on an Amendment moved by a Minister of the Crown to be disposed of at that hour.

Amendment (No. 106) made to the Bill.

The Deputy Speaker then put the Question on a new Clause selected for separate decision.

Another Clause (NC4) (Blasphemy)—(Dr Evan Harris)—brought up, and read the first time.

Question put, That the Clause be added to the Bill.

The House divided.

Tellers for the Ayes, Mr John Bercow, Dr Evan Harris: 80.

Tellers for the Noes, Mr Tom Watson, James Purnell: 339.

Another Clause (NC6) (Interception of communications)—(Mr Andrew Mitchell)—brought up, and read the first time.

Question proposed, That the Clause be read a second time.

And it being two and a half hours after the commencement of proceedings on the Bill, the Deputy Speaker put the Question.

The House divided.

Tellers for the Ayes, Mr Peter Atkinson, Mr Mark Prisk: 175.

Tellers for the Noes, Mr Tom Watson, James Purnell: 288.

Another Clause (NC10) (Interference with contractual relationships so as to harm animal research organisation)—(Caroline Flint)—brought up, and read the first time.

Question proposed, That the Clause be read a second time.

And it being three and a half hours after the commencement of proceedings on the Bill, the Deputy Speaker put the Question:—It was agreed to.

Clause added to the Bill.

The Deputy Speaker then put the Questions on a new Clause selected for separate decision.

Another Clause (NC11) (Intimidation of persons connected with animal research organisation)—(Caroline Flint)—brought up, and read the first time.

Amendment (b) proposed to the proposed Clause, in line 4, after the word ‘act’, to insert the words ‘or A or someone at the instigation of A does a relevant act,’—(Mr Jonathan Djanogly.)
Clause added to the Bill.

The Deputy Speaker then put the Questions on the Amendments and new Clauses moved by a Minister of the Crown to be disposed of at that hour.

Clauses (NC12) (Penalty for offences under sections (Interference with contractual relations so as to harm animal research organisation) and (Intimidation of persons connected with animal research organisation)), (NC13) (Animal research organisations) and (NC14) (Extension of sections (Interference with contractual relations so as to harm animal research organisation) and (Intimidation of persons connected with animal research organisation))—(Caroline Flint)—brought up, read the first time and added to the Bill.

Other Amendments (Nos. 99, 100 and 110) made to the Bill.

Another Clause (NC7) (Police members of SOCA to have powers of constable etc.)—(Mr Andrew Mitchell)—brought up, and read the first time.

Question put, That the Clause be read a second time.

The House divided.

Tellers for the Ayes, Andrew Selous, Mr Peter Atkinson: 134.

Tellers for the Noes, Mr Vernon Coaker, Paul Clark: 292.

It being more than four and a half hours after the commencement of proceedings on the Bill, the Deputy Speaker put the Questions on the Amendments moved by a Minister of the Crown to be disposed of at that hour.

Other Amendments (Nos. 67 and 68) made to the Bill.

Another Clause (NC18) (Demonstrating without authorisation in designated area)—(Caroline Flint)—brought up, and read the first time.

Question proposed, That the Clause be read a second time.

And it being five and a half hours after the commencement of proceedings on the Bill, the Speaker put the Question.

The House divided.

Tellers for the Ayes, Mr Jim Murphy, Margaret Moran: 299.


Clause added to the Bill.

The Speaker proceeded to put forthwith the Questions on the remaining Amendments, new Clauses and new Schedule moved by a Minister of the Crown.

Other Clauses (NC19) (Notice of demonstrations in designated area), (NC20) (Authorisation of demonstrations in designated area), (NC21) (Supplementary directions), (NC22) (Offences under sections (Demonstrating without authorisation in designated area) to (Supplementary directions): penalties), (NC23) (Loudspeakers in designated area), (NC24) (The designated area), (NC8) (Financial reporting orders: making in Northern Ireland), (NC9) (Part 5 of the Police Act 1997: Northern Ireland), (NC15) (Minor and consequential amendments relating to Chapter 6), (NC16) (Special measures for witnesses in proceedings for anti-social behaviour orders etc.) and (NC17) (Power to seize etc. vehicles driven without licence or insurance)—(Caroline Flint)—brought up, and read the first time.

Question put, That the Clauses be added to the Bill.

The House divided.

Tellers for the Ayes, Mr Jim Murphy, Margaret Moran: 263.

Tellers for the Noes, Andrew Selous, Mr Geoffrey Clifton-Brown: 88.

Other Amendments (Nos. 1, 6, 168, 63 to 66, 69 to 79, 39 to 46, 53 to 58, 80 to 88, 47 to 49, 173 to 178, 59, 89 to 98, 179, 50, 60, 180, 181, 101 to 104, 61 and 62, 105, 140 to 143, 51 and 52, 169 to 172, 107 to 109 and 144 to 165) made to the Bill.

A Schedule (NS1) (Remaining minor and consequential amendments)—(Caroline Flint)—brought up, read the first time and added to the Bill.

A Motion was made, and the Question being proposed, That the Bill be now read the third time.

And it being six and a half hours after the commencement of proceedings on the Bill, the Deputy Speaker put the Question, pursuant to Order [3rd February],

The Bill was accordingly read the third time, and passed.
3 Political Parties,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Political Parties, Elections and Referendums Act 2000 (Disapplication of Part IV for Northern Ireland Parties, etc) Order 2005, which was laid before this House on 20th December, be approved—(Mr John Heppell)—It was agreed to.

4 Companies,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Companies Act 1985 (Operating and Financial Review and Directors’ Report etc.) Regulations 2005, which were laid before this House on 12th January, be approved—(Mr John Heppell)—It was agreed to.


6 Adjournment,—Resolved, That this House do now adjourn.—(Mr John Heppell.)

And accordingly, the House, having continued to sit till twenty-nine minutes to Twelve o’clock, adjourned till to-morrow.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Immigration and Asylum,—Draft Immigration and Asylum (Provision of Accommodation to Failed Asylum-Seekers) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

2 Northern Ireland,—Draft Law Reform (Miscellaneous Provisions) (Northern Ireland) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

Papers subject to Negative Resolution:

3 Agriculture,—(1) Common Agricultural Policy Single Payment and Support Schemes Regulations 2005 (S.I., 2005, No. 219); and

4 Broadcasting,—Foreign Satellite Service Proscription Order 2005 (S.I., 2005, No. 220), dated 7th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Tessa Jowell].


6 Immigration,—Statement of Changes in Immigration Rules [by Act]; to be printed [No. 302] [Mr Secretary Clarke].

7 Landlord and Tenant,—Leasehold Houses (Notice of Insurance Cover) (England) (Amendment) Regulations 2005 (S.I., 2005, No. 177), dated 31st January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].

8 Police,—Police (Promotion) (Amendment) Regulations 2005 (S.I., 2005, No. 178), dated 29th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

9 Rates,—Rates (Regional Rates) Order (Northern Ireland) 2005 (S.R.(N.I.), 2005, No. 21), dated 24th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

10 Road Traffic,—Road Traffic (Permitted Parking Area and Special Parking Area) (City of Sheffield) Order 2005 (S.I., 2005, No. 194), dated 3rd February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

[Adjourned at 11.31 p.m.]
Other Papers:

11. Foreign and Commonwealth Office,—Commentary on the Treaty establishing a Constitution for Europe [by Command] [Cm. 6459] [Mr Secretary Straw].

12. Home Office,—Paper, entitled Controlling our borders: Making migration work for Britain—Five year strategy for asylum and immigration [by Command] [Cm. 6472] [Mr Secretary Clarke].

13. Members' Interests,—Register of Members' Interests as at 28th January 2005 [pursuant to the Resolutions of 22nd May 1974, 28th June 1993, 6th November 1995 and 14th May 2002]; to be printed [No. 309] [Clerk of the House].

14. National Audit,—Reports by the Comptroller and Auditor General on—
(1) Daren Valley Hospital: The PFI Contract in Action; and
(2) Department of Trade and Industry: Renewable Energy [by Act]; to be printed [Nos. 209 and 210] [Clerk of the House].

15. Public Petitions,—Observations by the Secretary of State for Work and Pensions on the Petition [20th December] from June Tagg and the organisation 'Carers Unite' for legislation to increase the invalid care allowance and for the carer's premium to be payable to all carers [by Standing Order] [Clerk of the House].

16. Social Security Administration (Northern Ireland).—Account of the Northern Ireland National Insurance Fund for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 198] [Clerk of the House].

Papers withdrawn:

17. Pensions,—Draft Occupational Pension Scheme (Levies) Regulations 2005 [laid 2nd February].

APPENDIX II

Standing Committees

1. Criminal Law (Amendment) (Householder Protection) Bill,—The Speaker has allocated the Bill to Standing Committee C.

2. Draft Terrorism Act 2000 (Continuance of Part VII) Order 2005,—The Committee of Selection has discharged Mr Stephen Byers, Chris Mole and Derek Wyatt from the First Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution, Dr Nick Palmer, Mr Mark Todd and Mr Anthony D. Wright.

3. Draft Extradition Act 2003 (Amendment to Designations) Order 2005,—The Speaker has appointed Frank Cook Chairman of the Third Standing Committee on Delegated Legislation in place of Mr Mike Hancock in respect of the draft Order.

4. Draft Asylum (Designated States) Order 2005,—The Committee of Selection has discharged Mr David Heath from the Fifth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Alistair Carmichael.

APPENDIX III

Reports from Select Committees


2. Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Teaching Children to Read]; to be printed [No. 121-ii] [Mr Barry Sheerman].

3. International Development,—Minutes of Evidence taken before the International Development Committee [The European Union’s trade agreements with African, Caribbean and Pacific countries]; to be printed [No. 68-ii] [Tony Baldry].

4. Public Accounts,—(1) Fifth Report from the Committee [Excess Votes 2003-04]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 310].

(2) Sixth Report from the Committee [Excess Votes (Northern Ireland) 2003-04]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 311].
5 Science and Technology,—(1) Fourth Special Report from the Science and Technology Committee [Government support for Beagle 2: Responses to the Committee’s Twelfth Report, Session 2003–04]; to be printed [No. 301]; and
(2) Minutes of Evidence taken before the Committee [Strategic science provision in English Universities]; to be printed [No. 220-i]
[Dr Ian Gibson].

[No. 36.]
Tuesday 8th February 2005.
The House met at half-past Eleven o’clock.

PRAYERS.

1 London Local Authorities and Transport for London Bill,—The Order of the day being read, for the second reading of the London Local Authorities and Transport for London Bill, 
Ordered, That the Bill be read a second time on Tuesday 22nd February.

2 Second Standing Committee on Delegated Legislation,—Derek Conway reported from the Second Standing Committee on Delegated Legislation the Southern Regional Flood Defence Committee Order 2004 (S.I., 2004, No. 3165).
Minutes of Proceedings of the Committee to lie upon the Table.

3 Third Standing Committee on Delegated Legislation,—Frank Cook reported from the Third Standing Committee on Delegated Legislation the draft Extradition Act 2003 (Amendment to Designations) Order 2005.
Minutes of Proceedings of the Committee to lie upon the Table.

4 Fourth Standing Committee on Delegated Legislation,—Mr John Cummings reported from the Fourth Standing Committee on Delegated Legislation the Non-Domestic Rating (Small Business Rate Relief) (England) Order 2004 (S.I., 2004, No. 3315).
Minutes of Proceedings of the Committee to lie upon the Table.

5 Fifth Standing Committee on Delegated Legislation,—Mr Bill O’Brien reported from the Fifth Standing Committee on Delegated Legislation the draft Asylum (Designated States) Order 2005.
Minutes of Proceedings of the Committee to lie upon the Table.

6 European Standing Committee B,—Mr Win Griffiths reported from European Standing Committee B the following Resolution:
That the Committee takes note of European Union Document No. 13177/04, on the European Commission Green Paper on Defence Procurement; endorses the Government’s support for the Green Paper’s aim to open up a debate on the competitiveness of the European defence industry; and supports the Government’s wider objective to create an effective and competitive European defence equipment market.
Resolution to lie upon the Table.
Minutes of Proceedings of the Committee to lie upon the Table.

7 Children’s Food Bill,—Ms Debra Shipley, supported by Vera Baird, Alan Howarth, Geraint Davies, Mr Andy Reed, Mr Simon Thomas, Mr Ernie Ross, Mr Graham Allen, Mr Paul Burstow, Mr Paul Tyler, Angela Eagle and Mr Robert Walter, presented a Bill to make provision regarding the marketing, promotion and sale of food and drink to and for children; to make provision for education and the dissemination of information about children’s diet, nutrition and health; to place certain duties on the Food Standards Agency; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 8th April and to be printed [Bill 56].
8 Small Shops (Protection).—Ordered, That leave be given to bring in a Bill to require local authorities to develop plans to support small shops; to amend the Town and Country Planning Act 1990 to impose additional planning requirements in relation to large shops and shopping centres; to make provision about retail purchasing by local authorities and other public authorities; to amend the Local Government Finance Act 1988 in relation to non-domestic rates for small shops and related business; and for connected purposes; and that Brian Cotter, Malcolm Bruce, Annette Brooke, Sue Doughty, Andrew George, Mr Parmjit Singh Gill, Mr Mike Hancock, Mr David Heath, Dr John Pugh and Sarah Teather do prepare and bring it in.

9 Small Shops (Protection) Bill,—Brian Cotter accordingly presented a Bill to require local authorities to develop plans to support small shops; to amend the Town and Country Planning Act 1990 to impose additional planning requirements in relation to large shops and shopping centres; to make provision about retail purchasing by local authorities and other public authorities; to amend the Local Government Finance Act 1988 in relation to non-domestic rates for small shops and related business; and for connected purposes; and the same was read the first time; and ordered to be read a second time on Friday 20th May and to be printed [Bill 57].

10 Opposition Day [4th allotted day].—It being an allotted day at the disposal of the leader of the second largest opposition party in pursuance of Standing Order No. 14 (Arrangement of public business), the House proceeded to consider Opposition business.

Climate Change and the Environment,—Resolved, That this House endorses the comments of Sir David King that climate change is the most serious threat facing the planet and congratulates him on his work in this area; welcomes the Prime Minister’s commitment to make the tackling of climate change a top priority for the United Kingdom’s presidencies of the EU and G8 this year; reiterates the UK commitment to a 60 per cent. reduction in carbon emissions by 2050; strongly welcomes the coming into force of the Kyoto agreement on 16th February and the strong role the European Union has played in achieving this; believes that it is vital that, post-Kyoto, the international community works to reach agreement on the action needed to tackle climate change, which should engage the United States but which should also recognise the importance of the energy choices which face many of the major developing countries; calls on the global community to work with them in addressing those choices; rejects the notion that tackling climate change will of necessity damage the economy and indeed suggests that it is failure to do so that will lead to that result; believes that all parties in this House should by their own actions help convince the public of the need to take environmental matters seriously; and therefore condemns Conservative plans severely to weaken the Environment Agency through the massive and debilitating cuts proposed for the Agency by that party, and its damaging plans to abolish the climate change levy.—(Norman Baker.)

House of Lords Judgment on Belmarsh.—A Motion was made, and the Question being proposed, That this House calls on the Government to respond to the House of Lords judgment on Belmarsh with a system of dealing with terror suspects which does not require a derogation from European Convention on Human Rights obligations and which enshrines the principle that decisions on restrictions on individual liberties are taken by the courts and not politicians.—(Mr Mark Oaten); An Amendment was proposed to the Question, in line 2, to leave out from the first word ‘House’ to the end of the Question and add the words ‘notes with approval the Government’s intention to respond to the House of Lords judgment on Belmarsh by continuing to take all necessary measures to protect the security of the country and its citizens while acting in compliance with the European Convention on Human Rights’, instead thereof.—(Ms Hazel Blears.)

And the Question being put, That the original words stand part of the Question; The House divided.

Tellers for the Ayes, Mr Roger Williams, Mr Alan Reid: 172.
Tellers for the Noes, Mr Tom Watson, Bridget Prentice: 285.

So the Question was negatived.
And the Question, That the proposed words be there added, being put forthwith, pursuant to Standing Order No. 31 (Questions on amendments)—It was agreed to.

The Deputy Speaker forthwith declared the Main Question, as amended, to be agreed to.

Resolved, That this House notes with approval the Government’s intention to respond to the House of Lords judgment on Belmarsh by continuing to take all necessary measures to protect the security of the country and its citizens while acting in compliance with the European Convention on Human Rights.
11 Business of the House.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 15 (Exempted business), That, at this day’s sitting, proceedings on the Motion in the name of Mr Peter Hain relating to Standards and Privileges may be proceeded with, though opposed, until any hour—(Gillian Merron).—It was agreed to.

12 Deferred Divisions.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 41A (Deferred divisions), That, at this day’s sitting, Standing Order No. 41A (Deferred divisions) shall not apply to the Question on the Motion in the name of Mr Peter Hain relating to Standards and Privileges—(Gillian Merron).—It was agreed to.

13 Standards and Privileges,—Resolved, That this House—
(i) approves the Third Report from the Committee on Standards and Privileges (House of Commons Paper No. 233); and
(ii) accordingly suspends Mr Jonathan Sayeed, Member for Mid Bedfordshire, from the service of the House for two weeks.—(Gillian Merron.)

14 Prevention and Suppression of Terrorism,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Terrorism Act 2000 (Continuance of Part VII) Order 2005, which was laid before this House on 20th January, be approved—(Gillian Merron).—It was agreed to.

15 Draft Children (Contact) and Adoption Bill (Joint Committee).—Ordered, That the Lords Message of 2nd February relating to a Joint Committee of both Houses to consider and report on any draft Children (Contact) and Adoption Bill presented to both Houses by a Minister of the Crown be now considered.

Resolved, That this House concurs with the Lords that it is expedient that a Joint Committee of Lords and Commons be appointed to consider and report on any draft Children (Contact) and Adoption Bill presented to both Houses by a Minister of the Crown, and that the Committee should report on the draft Bill by 26th May 2005.

Ordered, That a Select Committee of six honourable Members be appointed to join with the Committee appointed by the Lords to consider the draft Children (Contact) and Adoption Bill.

That the Committee shall have power—
(i) to send for persons, papers and records;
(ii) to sit notwithstanding any adjournment of the House;
(iii) to report from time to time;
(iv) to appoint specialist advisers;
(v) to adjourn from place to place within the United Kingdom;
That the quorum of the Committee shall be two; and
That Vera Baird, Virginia Bottomley, Mr David Chidgey, Ann Coffey, Jonathan Shaw and Mr Clive Soley be members of the Committee.—(Gillian Merron.)

Message to the Lords to acquaint them therewith.

16 Adjournment,—Resolved, That this House do now adjourn.—(Gillian Merron.)

And accordingly, the House, having continued to sit till fourteen minutes past Eight o’clock, adjourned till to-morrow.

[Adjourned at 8.14 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Northern Ireland,—Draft Higher Education (Northern Ireland) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

Papers subject to Negative Resolution:

2 Copyright,—Copyright (Educational Establishments) Order 2005 (S.I., 2005, No. 223), dated 2nd February 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Patricia Hewitt].

4 Immigration,—(1) Asylum and Immigration Tribunal (Judicial Titles) Order 2005 (S.I., 2005, No. 227), dated 7th February 2005, and
   [by Act], with Explanatory Memoranda thereon [by Command] [Mr David Lammy].


Papers subject to Special Parliamentary Procedure:

6 Transport and Works,—Midland Metro (Wednesbury to Brierley Hill and Miscellaneous Amendments) Order 2005, together with a Certificate by the Secretary of State for Transport under section 2 of the Statutory Orders (Special Procedure) Act 1945 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

Other Papers:

7 Food Standards,—Report and Accounts of the Food Standards Agency for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 200] [Mr Secretary Reid].

8 Health,—Department of Health Minute, dated 8th February 2005, concerning a contingent liability relating to health costs associated with staging the Olympic Games [by Command] [Mr Secretary Reid].

9 Public Petitions,—Observations by the Secretary of State for Environment, Food and Rural Affairs on the Petition [11th January] from residents of Warden Bay, Leysdown and Bayview and holiday home owners on the Isle of Sheppey for the protection of cliffs from coastal erosion and flooding [by Standing Order]; to be printed [Clerk of the House].

APPENDIX II

Standing Committees

1 Non-Domestic Rating (Small Business Rate Relief) (England) Order 2004 (S.I., 2004, No. 3315),—The Committee of Selection has discharged Linda Gilroy from the Fourth Standing Committee on Delegated Legislation (nominated in respect of the Order) and nominated in substitution Mr Adrian Bailey.

2 Draft Asylum (Designated States) Order 2005,—The Committee of Selection has discharged Mr Terry Lewis and Kali Mountford from the Fifth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Ronnie Campbell and Mr Stephen McCabe.

APPENDIX III

Reports from Select Committees

1 Culture, Media and Sport,—Minutes of Evidence taken before the Culture, Media and Sport Committee [Arts Development: Theatre], to be printed [No. 254-ii] [Sir Gerald Kaufman].

2 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Prison Education]; to be printed [No. 114-ii] [Mr Barry Sheerman].

3 Environment, Food and Rural Affairs,—Minutes of Evidence taken before the Sub-Committee on Progress on Pesticides of the Environment, Food and Rural Affairs Committee [Progress on Pesticides]; to be printed [No. 258-ii] [Mr Michael Jack].

4 Environmental Audit,—Minutes of Evidence taken before the Environmental Audit Committee [The International Challenge of Climate Change: UK leadership in the G8 and EU]; to be printed [No. 105-vi] [Mr Peter Ainsworth].

5 European Scrutiny,—Minutes of Evidence taken before the European Scrutiny Committee [The EU’s constitutional treaty]; to be printed [No. 132-iv] [Jimmy Hood].

6 Home Affairs,—(1) Third Report from the Home Affairs Committee [Home Office Targets-Setting 2004], with an Appendix; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 320], and
   (2) Minutes of Evidence taken before the Committee [Terrorism and other Home Office Issues]; to be printed [No. 321-i] [Mr John Denham].
7 Liaison.—Minutes of Evidence taken before the Liaison Committee [The Prime Minister], to be printed [No. 318-i] [Mr Alan Williams].

8 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—(1) Minutes of Evidence taken before the Urban Affairs Sub-Committee of the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [Empty Homes and Low-demand Pathfinders]; to be printed [No. 295-i];
(2) Memoranda laid before the Committee [Ward Boundaries]; to be printed [No. 315-II]; and
(3) Memoranda laid before the Committee [Local Government Consultations]; to be printed [No. 316-II] [Andrew Bennett].

9 Statutory Instruments,—Eighth Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-viii] [Brian White].

10 Treasury,—Minutes of Evidence taken before the Treasury Committee [Impact of China on the world and UK economy]; to be printed [No. 314-i] [Mr John McFall].

[No. 36; WH, No. 20]

Tuesday 8th February 2005.
The House sitting in Westminster Hall
The sitting began at half-past Nine o’clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Mr Jim Murphy.)
And accordingly the sitting was adjourned till to-morrow.
[Adjourned at 4.24 p.m.]

Wednesday 9th February 2005.
The House met at half-past Eleven o’clock.

PRAYERS.

1 Sixth Standing Committee on Delegated Legislation,—Mr Alan Hurst reported from the Sixth Standing Committee on Delegated Legislation the draft Northern Ireland Arms Decommissioning Act 1997 (Amnesty Period) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

2 Message from the Lords,—A Message was brought from the Lords, as follows:
Draft Children (Contact) and Adoption Bill,—The Lords communicate that they have appointed a Committee of six Lords to join with the Committee appointed by the Commons to consider and report on the draft Children (Contact) and Adoption Bill presented to both Houses on 2nd February 2005 (Cm. 6462);
That the Committee have power to agree with the Commons in the appointment of a Chairman;
That the Committee have leave to report from time to time;
That the Committee have power to appoint specialist advisers;
That the Committee have power to adjourn from place to place within the United Kingdom;
That the quorum of the Committee shall be two;
That the Reports of the Committee from time to time shall be printed, notwithstanding any adjournment of the House;
That the Committee do report on the draft Bill by 26th May 2005.

3 Audible Motor Vehicle Alarms Bill,—Norman Baker, supported by Mr Alan Meale, Mr John Randall, Bob Russell, Mr Nigel Jones and Tony Wright, presented a Bill to establish requirements about the noise levels of, and the duration of noise emitted by, audible alarms within motor vehicles; to make provision about tests on motor vehicles in that connection; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 18th March and to be printed [Bill 58].
4 Road Safety (Pillion Passengers).—Ordered, That leave be given to bring in a Bill to make provision about protective helmets for children riding on motor cycles as pillion passengers; to make further provision about motor cycle construction and use in relation to pillion passengers; to make it an offence to carry a child as a pillion passenger without parental consent; and for connected purposes: And that Mr Nigel Waterson, Mr John Horam, Mr Peter Ainsworth, Mr Robert Walter, Mr Roger Gale, Mr Julian Brazier, Mr Richard Spring, Mr Harry Barnes, Mr Edward O’Hara, Tom Cox, Mrs Jacqui Lait and Mr Bill Wiggin do prepare and bring it in.

5 Road Safety (Pillion Passengers) Bill,—Mr Nigel Waterson accordingly presented a Bill to make provision about protective helmets for children riding on motor cycles as pillion passengers; to make further provision about motor cycle construction and use in relation to pillion passengers; to make it an offence to carry a child as a pillion passenger without parental consent; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 18th March and to be printed [Bill 59].

6 European Union Bill.—The Order of the day being read, for the Second Reading of the European Union Bill;

And a Motion being made, That the Bill be now read a second time;

Mr Secretary Straw acquainted the House, That he had it in command from the Queen to acquaint the House that Her Majesty, having been informed of the purport of the Bill, has consented to place Her prerogative and interest, so far as they are affected by the Bill, at the disposal of Parliament for the purposes of the Bill.

And the Question being proposed;

An Amendment was proposed to the Question, to leave out from the word ‘That’ to the end of the Question and add the words ‘this House declines to give a second reading to the European Union Bill because, whilst it enables the broadly-supported and necessary Referendum to be held on the Constitution for Europe, it also provides for the implementation into UK law of that Constitution for Europe; it enshrines the primacy of European Union law and puts in place many of the elements of a state; it transfers further powers to the European Union institutions and further promotes the concept of a common foreign and security policy and a common economic policy; it further encourages the over-implementation of European regulations; it extends the powers to legislate by order; it extends the competences of the European Union in many areas including asylum and immigration, criminal and civil law, and it therefore further diminishes the sovereignty of the United Kingdom’, instead thereof.—(Mr Michael Ancram.)

And the Question being put, That the Amendment be made;

The House divided.

Tellers for the Ayes, Gregory Barker, Mr Geoffrey Clifton-Brown: 131.

Tellers for the Noes, Joan Ryan, Mr Nick Ainger: 348.

So the Question was negatived.

And the Main Question being put forthwith, pursuant to Standing Order No. 62 (Amendment on second or third reading);

The House divided.

Tellers for the Ayes, Joan Ryan, Mr Nick Ainger: 345.

Tellers for the Noes, Gregory Barker, Mr Geoffrey Clifton-Brown: 130.

So the Question was agreed to.

The Bill was accordingly read a second time.

7 European Union Bill (Programme).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the European Union Bill:

Committal

1. The Bill shall be committed to a Committee of the whole House.

Proceedings in Committee

2.—(1) Proceedings in Committee of the whole House shall be completed in three days.

(2) Those proceedings shall be taken in the order shown in the first column of the following Table and shall be brought to a conclusion (so far as not previously concluded) at the times specified in the second column.


<table>
<thead>
<tr>
<th>Proceedings</th>
<th>Time for conclusion of proceedings</th>
</tr>
</thead>
<tbody>
<tr>
<td>First and second day</td>
<td></td>
</tr>
<tr>
<td>Clause No. 1, Schedule No. 1, Clauses Nos. 2 to 4, Schedule No. 2, new Clauses relating to Part 1, new Schedules relating to Part 1</td>
<td>Three hours after the commencement of proceedings on the Bill on the second day.</td>
</tr>
<tr>
<td>Clause No. 5, new Clauses relating to Part 2, new Schedules relating to Part 2</td>
<td>The moment of interruption on the second day or three hours after the commencement of proceedings on Clause No. 5, whichever is the later.</td>
</tr>
<tr>
<td>Third day</td>
<td></td>
</tr>
<tr>
<td>Clause No. 6, Schedule No. 3, Clauses Nos. 7 and 8, new Clauses relating to Part 3, new Schedules relating to Part 3, remaining proceedings on the Bill</td>
<td>Five hours after the commencement of proceedings on Clause No. 6.</td>
</tr>
</tbody>
</table>

Consideration and Third Reading

3. Any proceedings on consideration shall be brought to a conclusion (so far as not previously concluded) one hour before the moment of interruption on the day on which those proceedings are commenced.

4. Proceedings on Third Reading shall be brought to a conclusion (so far as not previously concluded) one hour after the commencement of those proceedings or at the moment of interruption on the day on which they are commenced, whichever is the earlier.

5. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

Programming of other proceedings

6. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed—

8 European Union Bill [Money],—Her Majesty’s Recommendation having been signified to the proposed Motion relating to European Union Bill [Money];

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the European Union Bill, it is expedient to authorise—

1. the payment out of money provided by Parliament of—
   (a) expenditure incurred by a Minister of the Crown or government department by virtue of the Act; and
   (b) any increase attributable to the Act in the sums payable out of such money under any other Act;

2. the payment out of the Consolidated Fund of—
   (a) charges paid by the Electoral Commission in respect of services rendered, or expenses incurred, by or on behalf of the Chief Counting Officer or a counting officer in connection with the referendum for which the Act provides;
   (b) sums payable in respect of increases of superannuation contributions required to be paid by local authorities in consequence of fees paid as part of those charges;
   (c) sums in respect of expenses incurred in accordance with an order relating to the holding or conduct of a referendum in Gibraltar;
   (d) any increase attributable to the Act in the sums charged on and falling to be paid out of that Fund under any other Act;

3. the payment out of the National Loans Fund of any increase attributable to the Act in the sums payable out of that Fund under any other Act—(Gillian Merron)—It was agreed to.
European Union Bill [Ways and Means].—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the European Union Bill, it is expedient to authorise—

(1) charges to taxation of the European Union that is to be established by the Treaty signed at Rome on 29th October 2004 establishing a Constitution for Europe;

(2) the modification of the power of the Treasury by order under the European Communities Act 1972 to make provision about the imposition of customs duties on goods; and

(3) the payment into the Consolidated Fund or the National Loans Fund of sums received by a Minister of the Crown or government department by virtue of the Act—(Gillian Merron).—It was agreed to.

Adjournment,—Resolved, That this House do now adjourn.—(Gillian Merron.)

And accordingly, the House, having continued to sit till eight minutes past Eight o’clock, adjourned till to-morrow.

APPENDIX I

Papers presented or laid upon the Table:
Papers subject to Affirmative Resolution:

1 Child Trust Funds,—Draft Child Trust Funds (Appeals) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

2 Child Trust Funds (Northern Ireland),—Draft Child Trust Funds (Appeals) (Northern Ireland) Regulations 2005 [by Statutory Instrument], with an Explanatory Memorandum [by Command] [Mr Stephen Timms].

3 Electricity,—Draft Renewables Obligation Order 2005 [by Act], an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

4 Justices of the Peace,—Draft Courts Act 2003 (Consequential Provisions) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].

5 National Lottery,—Draft New Opportunities Fund (Specification of Initiative) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Tessa Jowell].

6 Northern Ireland,—(1) Draft Budget (Northern Ireland) Order 2005; and

(2) draft Special Educational Needs and Disability (Northern Ireland) Order 2005 [by Act], with an Explanatory Memoranda thereon [by Command] [Mr Secretary Murphy].

7 Pensions,—(1) Draft Occupational Pension Schemes (Levies) Regulations 2005; and

(2) draft Occupational Pension Schemes (Modification of Pension Protection Provisions) Regulations 2005 [by Act], with an Explanatory Memoranda thereon [by Command] [Mr Secretary Johnson].

8 Public Audit,—Draft Public Audit (Wales) Act 2004 (Relaxation of Restriction on Disclosure) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Peter Hain].

9 Regulatory Reform,—Draft Regulatory Reform (National Health Service Charitable and Non-Charitable Trust Accounts and Audit) Order 2005, with a Statement by the Department of Health and the National Assembly for Wales [by Act] [Mr Secretary Reid].

10 Social Security,—Draft Social Security Commissioners (Procedure) (Child Trust Funds) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].

11 Town and Country Planning,—Draft Town and Country Planning (Fees for Applications and Deemed Applications) (Amendment) (England) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].

Papers subject to Negative Resolution:

12 Customs and Excise,—Export Control (Iraq and Ivory Coast) Order 2005 (S.I., 2005, No. 232), dated 7th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].
13 Environmental Protection,—End-of-Life Vehicles (Producer Responsibility) Regulations 2005 (S.I., 2005, No. 263), dated 8th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].


15 Judgments,—European Communities (Jurisdiction and Judgments in Matrimonial and Parental Responsibility Matters) Regulations 2005 (S.I., 2005, No. 265), dated 7th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].


17 Other Papers:

17 Public Accounts,—Treasury Minutes on the Fifty-first and Fifty-second Reports from the Committee of Public Accounts, Session 2003–04 [by Command] [Cm. 6458] [Mr Stephen Timms].

18 Treaty Series (No. 1, 2005),—Amendment to the Agreement, done at Washington on 14th June 2004, between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the United States of America for Cooperation on the Uses of Atomic Energy for Mutual Defence Purposes [by Command] [Cm. 6471] [Mr Secretary Straw].

Papers withdrawn:


20 Public Audit,—Draft Public Audit (Wales) Act 2004 (Relaxation of Restriction on Disclosure) Order 2005 [laid 4th February].

APPENDIX II

Standing Committees

1 Draft Pneumoconiosis etc. (Workers’ Compensation) (Payment of Claims) (Amendment) Regulations 2005:

(1) The Speaker has allocated the draft Regulations to the First Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Ainsworth, Mr David Atkinson, Mr Tim Boswell, Mr Colin Challen, David Hamilton, Paul Holmes, Hown Irranca-Davies, Helen Jones, Jane Kennedy, Mr Terry Lewis, Siobhain McDonagh, Chris Mole, Margaret Moran, Adam Price, Mr John Randall and Syd Rapson.

2 Licensing Act 2003 (Fees) Regulations 2005 (S.I., 2005, No. 79):

(1) The Speaker has allocated the Regulations to the Second Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Chris Bryant, Mr James Clappson, Mr David Cllland, Mr Geoffrey Clifton-Brown, Mr David Drew, Mr Adrian Flook, Mr Don Foster, Mr Roger Godsiff, Mr David Lammy, Laura Moffatt, Mr Malcolm Moss, Bridget Prentice, Bob Russell, Mr Martin Salter, Ms Gisela Stuart and Derek Wyatt.

3 Draft Drainage (Amendment) (Northern Ireland) Order 2005:

(1) The Speaker has allocated the draft Order to the Third Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Ms Candy Atherton, Hugh Bayley, David Burnside, Mr Vernon Coaker, Mrs Louise Ellman, Mr Tom Harris, Mr Douglas Hogg, Mr Lindsay Hoyle, Mr Michael Jack, Mr David Kidney, Mr Edward Leigh, Mr Peter Luff, John Mann, Lembit Öpik, Mr Ian Pearson and Keith Vaz.

4 Draft Scotland Act 1998 (Modifications of Schedule 5) Order 2005, the draft Scotland Act 1998 (Modifications of Schedule 5) (No. 2) Order 2005 and the draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005:

(1) The Speaker has allocated the draft Orders to the Fourth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Harry Barnes, Tom Cox, Angela Eagle, Paul Flynn, Mr Ian Liddell-Grainger, Mrs Anne McGuire, Mr Jim Murphy, Mr Ken Purchase, Mrs Barbara Roche, Andrew Selous, Sir Robert Smith, Mr Paul Stinchcombe, Mr Ian Taylor, Dr Desmond Turner, Mr Bill Wiggin and Pete Wishart.

5 Draft Gangmasters (Licensing Authority) Regulations 2005:

(1) The Speaker has allocated the draft Regulations to the Fifth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Nick Ainger, Peter Bradley, Andrew George, Patrick Hall, Mr Nick Hawkins, Mr Michael Jack, Alun Michael, Mr Owen Paterson, Joyce Quin, Alan Simpson, Mr Marsha Singh, Paddy Tippin, Jon Trickett, Mr Paul Truswell, Mr Roger Williams and Mr David Wilshire.

6 Draft Northern Ireland Arms Decommissioning Act 1997 (Amnesty Period) Order 2005,—The Committee of Selection has discharged Hugh Bayley, Mr Michael Clapham and Alan Howarth from the Sixth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Tony Cunningham, Mr Ernie Joyce and David Wright.

APPENDIX III

Reports from Select Committees

1 Constitutional Affairs,—(1) Minutes of Evidence taken before the Constitutional Affairs Committee [Legal aid: asylum appeals]; to be printed [No. 276-i]; and

(2) Memoranda laid before the Committee [The operation of the Special Immigration Appeals Commission (SIAC)]; to be printed [No. 323-II]

[Mr A. J. Beith].

2 Defence,—Minutes of Evidence taken before the Defence Committee [Iraq]; to be printed [Nos. 65-iv and -v] [Bruce George].

3 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Every Child Matters]; to be printed [No. 40-vii] [Mr Barry Sheerman].

4 Environment, Food and Rural Affairs,—Minutes of Evidence taken before Environment, Food and Rural Affairs Committee [The work of Defra]; to be printed [No. 330-i] [Mr Michael Jack].

5 Environmental Audit,—Minutes of Evidence taken before Environmental Audit Committee [Pre-Budget 2004: the road ahead]; to be printed [No. 261-iv] [Mr Peter Ainsworth].

6 Human Rights,—(1) Seventh Report from the Joint Committee on Human Rights [Scrutiny: Third Progress Report]; together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 333]; and

(2) Minutes of Evidence taken before the Committee [Government’s response to the House of Lords’ Belmarsh Judgment]; to be printed [No. 334-i]

[Jean Corston].

7 International Development,—(1) Second Report from the International Development Committee [Work of the Committee in 2004]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 326];

(2) Second Special Report from the Committee [Government Response to the Eighth Report from the Committee; Session 2003-04, on the Department for International Development: Departmental Report 2004]; to be printed [No. 327];

(3) Minutes of Evidence taken before the Committee [Darfur, Sudan: Crisis, response and lessons]; to be printed [No. 67-iv]; and
(4) Minutes of Evidence taken before the Committee [Responses to the Asian tsunami earthquake disaster]; to be printed [No. 328-i] [Tony Baldry].

8 Northern Ireland Affairs.—(1) Fifth Report from the Northern Ireland Affairs Committee [The Functions of the Office of the Police Ombudsman for Northern Ireland], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 344]; and

(2) Minutes of Evidence taken before the Committee [Reconciliation: Ways of dealing with Northern Ireland’s past]; to be printed [No. 303-ii] [Mr Michael Mates].

9 Public Accounts.—Minutes of Evidence taken before the Committee of Public Accounts [Home Office: Reducing Vehicle Crime]; to be printed [No. 332-i] [Mr Edward Leigh].

10 Science and Technology.—Minutes of Evidence taken before the Science and Technology Committee [Forensic Science]; to be printed [No. 96-v] [Dr Ian Gibson].

11 Transport.—Minutes of Evidence taken before the Transport Committee [Search and Rescue]; to be printed [No. 322-i] [Mrs Gwyneth Dunwoody].

12 Treasury.—Minutes of Evidence taken before the Sub-Committee of the Treasury Committee [Performance Targets and Monitoring]; to be printed [No. 331] [Mr John McFall].

13 Welsh Affairs.—(1) Second Report from the Welsh Affairs Committee [Manufacturing and Trade in Wales], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 329];

(2) Third Report from the Committee [Public Services Ombudsman (Wales) Bill (Lords)], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 234], and

(3) Minutes of Evidence taken before the Committee [Police Service, Crime and Anti-Social Behaviour in Wales]; to be printed [No. 46-vi] [Mr Martyn Jones].

14 Work and Pensions.—Minutes of Evidence taken before the Work and Pensions Committee [Service Delivery to Minority Ethnic Customers]; to be printed [No. 268-i] [Sir Archy Kirkwood].
3 Ninth Standing Committee on Delegated Legislation.—Mr Peter Pike reported from the Ninth Standing Committee on Delegated Legislation the Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004 (S.I., 2004, No. 3244). Minutes of Proceedings of the Committee to lie upon the Table.

4 Tenth Standing Committee on Delegated Legislation.—Janet Anderson reported from the Tenth Standing Committee on Delegated Legislation the draft Pensions Appeal Tribunals (Armed Forces and Reserve Forces Compensation Scheme) (Rights of Appeal) Regulations 2005. Minutes of Proceedings of the Committee to lie upon the Table.

5 Second Chamber of Parliament Bill.—Mr Paul Tyler, supported by Mr Kenneth Clarke, Mr Robin Cook, Tony Wright and Sir George Young, presented a Bill to make provision for and in connection with membership of the Second Chamber of Parliament: And the same was read the first time; and ordered to be read a second time on Friday 8th April and to be printed [Bill 60].

6 Identity Cards Bill (Programme) (No. 2).—A Motion was made, and the Question being proposed, That the Order of 20th December 2004 (Identity Cards Bill (Programme)) be varied as follows:

<table>
<thead>
<tr>
<th>Proceedings</th>
<th>Time for conclusion of proceedings</th>
</tr>
</thead>
<tbody>
<tr>
<td>New Clauses relating to the purposes and scope of registration and identity cards</td>
<td>2.45 p.m. on the day on which proceedings on consideration are commenced.</td>
</tr>
<tr>
<td>New Clauses relating to the National Identity Scheme Commissioner; Amendments relating to Clauses Nos. 24 and 25</td>
<td>3.45 p.m. on that day.</td>
</tr>
<tr>
<td>Remaining new Clauses, Amendments relating to Clauses Nos. 1 to 23, Amendments relating to Clause No. 26, Amendments relating to Clauses Nos. 33 to 45, new Schedules, Amendments relating to Schedules Nos. 1 and 2</td>
<td>4.30 p.m. on that day.</td>
</tr>
<tr>
<td>Amendments relating to Clauses Nos. 27 to 32 and any remaining proceedings on consideration</td>
<td>5.00 p.m. on that day.</td>
</tr>
<tr>
<td>—(Mr Desmond Browne); And it being three-quarters of an hour after the commencement of proceedings on the Motion, the Deputy Speaker put the Question, pursuant to Standing Order No. 83A (Programme motions).</td>
<td></td>
</tr>
</tbody>
</table>

The House divided.

Tellers for the Ayes, Mr Nick Ainger, Mr Jim Murphy: 220.

Tellers for the Noes, Mr Peter Atkinson, Mr Mark Prisk: 131.

So the Question was agreed to.

7 Identity Cards Bill.—The House, according to Order, proceeded to consider the Identity Cards Bill, as amended in the Standing Committee. A Clause (NC1) (National Identification Scheme)—(Mr Humfrey Malins)—brought up, and read the first time. Question proposed, That the Clause be read a second time. And it being a quarter to Three o’clock, the Deputy Speaker put the Question, pursuant to Order [this day]. The House divided.

Tellers for the Ayes, Gregory Barker, Mr John Randall: 128.

Tellers for the Noes, Gillian Merron, Margaret Moran: 221.

Another Clause (NC4) (Application of Freedom of Information Act)—(Mr Humfrey Malins)—brought up, and read the first time. Question proposed, That the Clause be read a second time. And it being a quarter to Four o’clock, the Deputy Speaker put the Question. The House divided.

Tellers for the Ayes, Mr Mark Prisk, Mr Geoffrey Clifton-Brown: 126.

Tellers for the Noes, Gillian Merron, Margaret Moran: 233.
The Deputy Speaker then put the Question on an Amendment moved by a Minister of the Crown to be disposed of at that hour.

Amendment (No. 56) made to the Bill.

The Deputy Speaker then put the Question on an Amendment selected for separate decision.

Another Amendment (No. 26) proposed to the Bill, in page 22, line 3, to leave out the words 'make a report to the Secretary of State' and insert the words 'lay before each House of Parliament a general report', instead thereof.—(Mr Humfrey Malins.)

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr Mark Prisk, Mr John Randall: 125.

Tellers for the Noes, Mr Tom Watson, James Purnell: 236.

Another Amendment (No. 26) proposed to the Bill, in page 22, line 3, to leave out the words 'make a report to the Secretary of State' and insert the words 'lay before each House of Parliament a general report', instead thereof.—(Mr Humfrey Malins.)

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr Mark Prisk, Mr John Randall: 125.

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The House divided.

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The House divided.

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The House divided.

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Question put, That the Amendment be made.

The House divided.

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Question put, That the Amendment be made.

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Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr Mark Prisk, Mr John Randall: 125.

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Question put, That the Amendment be made.

The House divided.

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Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr Mark Prisk, Mr John Randall: 125.

Tellers for the Noes, Mr Tom Watson, James Purnell: 236.
11 Business of the House.—Ordered, That, at the sitting on Tuesday 22nd February, notwithstanding the provisions of Standing Order No. 16 (Proceedings under an Act on European Union documents), the Speaker shall put the Questions necessary to dispose of proceedings on the Motions in the name of Mr Secretary Johnson relating to Social Security and Pensions not later than three hours after the commencement of proceedings on the first Motion; proceedings may continue after the moment of interruption; and Standing Order No. 41A (Deferred divisions) shall not apply.—(Mr Thomas McAvoy.)

12 Electoral Registration (Northern Ireland) Bill [Lords],—Ordered, That, in respect of the Electoral Registration (Northern Ireland) Bill [Lords], notices of Amendments, new Clauses and new Schedules to be moved in Committee may be accepted by the Clerks at the Table before the Bill has been read a second time.—(Mr Thomas McAvoy.)

13 Adjournment,—Resolved, That this House do now adjourn.—(Mr Thomas McAvoy.)

And accordingly, the House, having continued to sit till twenty-two minutes to Seven o’clock, adjourned till Monday 21st February, pursuant to Resolution [1st February].

[Adjourned at 6.38 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Criminal Law,—Draft Criminal Justice and Police Act 2001 (Amendment) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

2 Environmental Protection,—Draft Offshore Petroleum Activities (Oil Pollution Prevention and Control) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

3 Fees and Charges,—Draft Immigration (Application Fees) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

4 Financial Services and Markets,—(1) Draft Financial Services and Markets Act 2000 (Carrying on Regulated Activities by Way of Business) (Amendment) Order 2005; and
(2) draft Open-Ended Investment Companies (Amendment) Regulations 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Stephen Timms].

Papers subject to Negative Resolution:

(2) Financial Services and Markets Act 2000 (Financial Promotion and Promotion of Collective Investment Schemes) (Miscellaneous Amendments) Order 2005 (S.I., 2005, No. 270); and

6 Representation of the People,—Representation of the People (Variation of Limits of Candidates’ Election Expenses) Order 2005 (S.I., 2005, No. 269), dated 7th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].

7 Road Traffic,—Road Traffic (Permitted Parking Area and Special Parking Area) (County of Hampshire) (Borough of Havant) Order 2005 (S.I., 2005, No. 233), dated 8th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

8 Social Security,—(1) Social Security Pensions (Low Earnings Threshold) Order 2005 (S.I., 2005, No. 217); and
(2) Social Security Revaluation of Earnings Factors Order 2005 (S.I., 2005, No. 216), dated 4th February 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Johnson].

9 Supreme Court of England and Wales,—Non-Contentious Probate Fees (Indian Ocean Tsunami) Order 2005 (S.I., 2005, No. 266), dated 8th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].


Other Papers:

12 Environment, Food and Rural Affairs,—Draft Natural Environment and Rural Communities Bill [by Command] [Cm. 6460] [Secretary Margaret Beckett].

13 Northern Ireland (Monitoring Commission etc.),—Fourth Report of the Independent Monitoring Commission [by Statutory Instrument]; to be printed [No. 308] [Mr Secretary Murphy].

14 Overseas Territories,—Ivory Coast (Restrictive Measures) (Overseas Territories) Order 2005 (S.I., 2005, No. 242), dated 9th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Straw].

15 Public Petitions,—Observations by the Deputy Prime Minister on the Petition [12th January] from residents of Caersws, Llanwnog and the surrounding area for the removal of the radio mast in Manthrig Lane, Caersws, Powys [by Standing Order]; to be printed [Clerk of the House].


APPENDIX II

Standing Committees

1 Draft Pneumoconiosis etc. (Workers’ Compensation) (Payment of Claims) (Amendment) Regulations 2005,—The Speaker has appointed Mr Kevin Hughes Chairman of the First Standing Committee on Delegated Legislation in respect of the draft Regulations.

2 Licensing Act 2003 (Fees) Regulations 2005 (S.I., 2005, No. 79): (1) The Speaker has appointed Mr Bill O’Brien Chairman of the Second Standing Committee on Delegated Legislation in respect of the Regulations; and (2) The Committee of Selection has discharged Mr David Lammy, Laura Moffatt and Bridget Prentice from the Second Standing Committee on Delegated Legislation (nominated in respect of the Regulations) and nominated in substitution Mr Richard Caborn, Mr Ben Chapman and Mr Tom Watson.

3 Draft Drainage (Amendment) (Northern Ireland) Order 2005,—The Speaker has appointed Mr Joe Benton Chairman of the Third Standing Committee on Delegated Legislation in respect of the draft Order.

4 Draft Scotland Act 1998 (Modifications of Schedule 5) Order 2005; draft Scotland Act 1998 (Modifications of Schedule 5) (No. 2) Order 2005 and draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005,—The Speaker has appointed Derek Conway Chairman of the Fourth Standing Committee on Delegated Legislation in respect of the draft Orders.

5 Draft Gangmasters (Licensing Authority) Regulations 2005,—The Speaker has appointed Mr Nigel Beard Chairman of the Fifth Standing Committee on Delegated Legislation in respect of the draft Regulations.

6 Draft Gender Recognition (Approved Countries and Territories) Order 2005,—The Committee of Selection has discharged Mr Roger Godsiff, Mrs Helen Liddell and Mr Martin Salter from the Seventh Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Jon Cruddas, Mr Ian Davidson and Mr Eric Martlew.

7 Draft Industrial Training Levy (Construction Board) Order 2005,—The Committee of Selection has discharged Chris Grayling, Mr Austin Mitchell and Mr John Smith from the Eighth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mark Hendrick, Mr Mark Hoban and Huw Irranca-Davies.
8 Draft Pensions Appeal Tribunals (Armed Forces and Reserve Forces Compensation Scheme) (Rights of Appeal) Regulations 2005.—The Committee of Selection has discharged Mr Alan Campbell from the Tenth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Wayne David.

European Standing Committees

9 The Speaker has appointed Mr John Cummings Chairman of European Standing Committee A in respect of European Union Documents Nos. 11557/04 and 11495/04 on Financing of Agriculture and Rural Development Policy.

10 The Speaker has appointed Mr John Cummings Chairman of European Standing Committee B in respect of European Union Document No. 9050/04 on European Agency for Safety and Health at Work.

11 Unnumbered Explanatory Memorandum dated 2 February 2005, submitted by HM Treasury, relating to the 2003 Annual Report of the European Court of Auditors, has been referred to European Standing Committee B together with European Union Documents Nos. 14549/04, 11890/04 and 11981/04 and Addenda 1 and 2, relating to the European Anti-Fraud Office (OLAF) and the fight against fraud, already referred to the Committee on 13th October 2004 and 12th January 2005.

APPENDIX III
Reports from Select Committees

1 European Scrutiny,—(1) Eighth Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-viii]; and
   (2) Memoranda laid before the Committee [Ministerial Correspondence]
   [Mr Jimmy Hood].

2 Health,—Minutes of Evidence taken before the Health Committee [New Developments in HIV/AIDS and Sexual Health Policy]; to be printed [No. 252-ii] [Mr David Hinchliffe].

3 Home Affairs,—Minutes of Evidence taken before the Home Affairs Committee [Terrorism and Community Relations]; to be printed [No. 165-iv] [Mr John Denham].

4 Public Administration,—Third Report from the Select Committee on Public Administration [Response to the Government’s Consultation on the Civil Service Bill]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 336] [Tony Wright].

5 Treasury,—(1) Third Report from the Treasury Committee [Work of the Treasury Committee in 2004], to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 335].
   (2) Minutes of Evidence taken before the Committee [Cash machine charges]; to be printed [No. 191-iii];
   (3) Memoranda laid before the Committee [Long-term savings]; and
   (4) Memoranda laid before the Committee [Work of the Committee in 2004]
   [Mr John McFall].

[No. 38; WH, No. 22]
Thursday 10th February 2005.
The House sitting in Westminster Hall
The sitting began at half-past Two o’clock.

Adjournment (Obesity—Third Report from the Health Committee, Session 2003–04, and the Government’s response thereto),—Resolved, That the sitting be now adjourned.—(Miss Melanie Johnson.)
And accordingly the sitting was adjourned till Tuesday 22nd February.

[Adjourned at 6 p.m.]

The House met at half-past Two o'clock.

PRAYERS.

1 Clean Neighbourhoods and Environment Bill (Programme) (No. 2).—A Motion was made, and the Question being put, That the Programme Order of 10th January 2005 in relation to the Clean Neighbourhoods and Environment Bill be varied as follows:

1. Paragraphs 4 and 5 of the Order shall be omitted.

2. Proceedings on consideration shall be taken in the order shown in the first column of the following table.

3. The proceedings shown in the first column of the table shall (so far as not previously concluded) be brought to a conclusion at the time specified in the second column.

<table>
<thead>
<tr>
<th>Procedings</th>
<th>Time for conclusion of proceedings</th>
</tr>
</thead>
<tbody>
<tr>
<td>New Clauses, Amendments and new Schedules</td>
<td>2 hours after the commencement of proceedings on the Motion for this Order.</td>
</tr>
<tr>
<td>relating to Part 1; new Clauses, Amendments and new Schedules relating to Part 2; new Clauses, Amendments and new Schedules relating to Part 3; new Clauses, Amendments and new Schedules relating to Part 4.</td>
<td></td>
</tr>
<tr>
<td>New Clauses, Amendments and new Schedules</td>
<td>3 hours after the commencement of proceedings on the Motion for this Order.</td>
</tr>
<tr>
<td>relating to Part 5; new Clauses, Amendments and new Schedules relating to Part 6.</td>
<td></td>
</tr>
<tr>
<td>New Clauses, Amendments and new Schedules</td>
<td>4 hours after the commencement of proceedings on the Motion for this Order.</td>
</tr>
<tr>
<td>relating to Part 7; new Clauses, Amendments and new Schedules relating to Part 8; new Clauses, Amendments and new Schedules relating to Part 9; new Clauses, Amendments and new Schedules relating to Part 10; remaining new Clauses and new Schedules; remaining proceedings on consideration.</td>
<td></td>
</tr>
</tbody>
</table>

4. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion—

(a) 5 hours after the commencement of proceedings on the Motion for this Order; or
(b) at the moment of interruption, whichever is the later—(Alun Michael);

The House divided.

Tellers for the Ayes, Bridget Prentice, Margaret Moran: 243.
Tellers for the Noes, Mr David Rozey, Mr Crispin Blunt: 116.

So the Question was agreed to.

2 Clean Neighbourhoods and Environment Bill.—The House, according to Order, proceeded to consider the Clean Neighbourhoods and Environment Bill, as amended in the Standing Committee.

Amendment (No. 28) proposed to the Bill, in page 3, line 3, at the end, to insert the words 'save with the agreement of the owner and occupier of any such dwelling.'—(Miss Anne McIntosh.)

Question proposed, That the Amendment be made.—Amendment, by leave, withdrawn.

A Clause (NC6) (Abandoned vehicles)—(Miss Anne McIntosh)—brought up, and read the first time.

Question proposed, That the Clause be read a second time.—Clause, by leave, withdrawn.

Amendments (Nos. 24 and 25) made to the Bill.

Another Clause (NC2) (Duty to keep land highways clear of litter)—(Miss Anne McIntosh)—brought up, and read the first time.

Question put, That the Clause be read a second time.

The House divided.

Tellers for the Ayes, Mr David Rozey, Mr Crispin Blunt: 120.
Tellers for the Noes, Gillian Merron, Mr Jim Murphy: 268.
It being more than two hours after the commencement of proceedings on the Motion (Clean Neighbourhoods and Environment Bill (Programme) (No. 2)), the Deputy Speaker, pursuant to Order [this day], put the Question on the Amendments moved by a Minister of the Crown to be disposed of at that hour.

Other Amendments (Nos. 26, 27, 22 and 23) made to the Bill.

Another Clause (NC15) (Waste minimisation)—(Sue Doughty)—brought up, and read the first time.

Question proposed, That the Clause be read a second time.

And it being three hours after the commencement of proceedings on the Motion (Clean Neighbourhoods and Environment Bill (Programme) (No. 2)), the Deputy Speaker put the Question.

The House divided.

Tellers for the Ayes, Bob Russell, Sue Doughty: 25.

Tellers for the Noes, Mr Jim Murphy, Gillian Merron: 246.

The Deputy Speaker then put the Question on an Amendment selected for separate decision.

Another Amendment (No. 29) proposed to the Bill, in page 46, line 31, at the end, to insert the words ‘, in subsection (7)(c) after “authority”, leave out “may” and insert “shall”.’—(Miss Anne McIntosh.)

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr Crispin Blunt, Mr David Ruffley: 138.

Tellers for the Noes, Mr Jim Murphy, Gillian Merron: 246.

Another Clause (NC11) (Audible motor vehicle alarms: amendment of the Road Vehicles (Construction and Use) Regulations 1986)—(Norman Baker)—brought up, and read the first time.

Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.

Another Amendment (No. 6) proposed to the Bill, in page 73, line 23, at the end, to insert the words—

‘(6) In proceedings against a person under sub-paragraph (4) for enforcement of a charge, it is a defence for the person to prove that he took all reasonable steps to prevent abandonment of his trolleys.’—(Miss Anne McIntosh.)

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Mr David Ruffley, Mr Crispin Blunt: 105.

Tellers for the Noes, Gillian Merron, Mr Jim Murphy: 281.

And it being more than four hours after the commencement of proceedings on the Motion (Clean Neighbourhoods and Environment Bill (Programme) (No. 2)), the Deputy Speaker put the Question on the remaining Amendments moved by a Minister of the Crown.

Other Amendments (Nos. 38 to 45) made to the Bill.

A Motion being made, That the Bill be now read the third time;

Alun Michael, by Her Majesty’s Command, acquainted the House, That Her Majesty, having been informed of the purport of the Bill, gives her Consent, as far as Her Majesty’s interest is concerned, That the House may do therein as it shall think fit.

And the Question being put:—It was agreed to.

The Bill was accordingly read the third time, and passed.

Northern Ireland,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Northern Ireland Arms Decommissioning Act 1997 (Amnesty Period) Order 2005, which was laid before this House on 26th January, be approved—(Margaret Moran.)—It was agreed to.

European Scrutiny,—Ordered, That Mr Liam Byrne be added to the European Scrutiny Committee.—(Mr John McWilliam, on behalf of the Committee of Selection.)

Adjournment,—A Motion was made, and the Question being proposed, That this House do now adjourn—(Margaret Moran);

And it being Ten o’clock, the Motion for the adjournment of the House lapsed, without Question put.
6 Adjournment,—Resolved, That this House do now adjourn.—(Margaret Moran.)

And accordingly, the House, having continued to sit till twenty-one minutes past Ten o’clock, adjourned till to-morrow.

[Adjourned at 10.21 p.m.]

APPENDIX I

Papers presented or laid upon the Table:
Papers presented by Her Majesty’s Command and delivered to the Votes and Proceedings Office on the undermentioned dates during the adjournment pursuant to Standing Order No. 158 (Presentation of command papers):

Monday 14th February 2005

1 Constitutional Affairs,—Government Response to the First Report from the Constitutional Affairs Committee, Session 2004–05, on Freedom of Information Act 2000—progress towards implementation [Cm. 6470] [Mr David Lammy].

Papers delivered to the Votes and Proceedings Office on the undermentioned dates during the adjournment pursuant to Standing Order No. 159 (Presentation of statutory instruments):
Papers subject to Negative Resolution:

Friday 11th February 2005

2 Criminal Law,—Disqualification from Working with Children (Scotland) Order 2005 (S.I., 2005, No. 267), dated 9th February 2005, with an Explanatory Memorandum [Mr Secretary Clarke].

3 Dangerous Drugs,—Misuse of Drugs (Amendment) Regulations 2005 (S.I., 2005, No. 271), dated 9th February 2005, with an Explanatory Memorandum [Mr Secretary Clarke].


6 Plant Health,—(1) Dutch Potatoes (Notification) (England) Order 2005 (S.I., 2005, No. 279); and

(2) Potatoes Originating in the Netherlands (Revocation) (England) Regulations 2005 (S.I., 2005, No. 278),
dated 9th February 2005, with Explanatory Memoranda thereon [Secretary Margaret Beckett].

Monday 14th February 2005

7 Health and Safety,—Anthrax Prevention Order 1971 etc. (Revocation) Regulations 2005 (S.I., 2005, No. 228), dated 6th February 2005, with an Explanatory Memorandum [Mr Secretary Johnson].

8 Housing,—Rent Officers (Housing Benefit Functions) (Local Housing Allowance) Amendment Order 2005 (S.I., 2005, No. 236), dated 7th February 2005, with an Explanatory Memorandum [Mr Secretary Johnson].

9 Social Security,—Housing Benefit (General) (Local Housing Allowance) Amendment Regulations 2005 (S.I., 2005, No. 238), dated 7th February 2005, with an Explanatory Memorandum [Mr Secretary Johnson].

Tuesday 15th February 2005


Wednesday 16th February 2005


Thursday 17th February 2005

13 Income Tax,—(1) General Commissioners (Jurisdiction and Procedure) (Amendment) Regulations 2005 (S.I., 2005, No. 340); and
(2) Special Commissioners (Jurisdiction and Procedure) (Amendment) Regulations 2005 (S.I., 2005, No. 341), dated 10th February 2005, with Explanatory Memoranda thereon [Mr David Lammy].

Friday 18th February 2005


(2) Social Security, Child Support and Tax Credits (Miscellaneous Amendments) Regulations 2005 (S.I., 2005, No. 337), dated 15th February 2005, with an Explanatory Memorandum [Mr Secretary Johnson]; and
(3) Social Security (Industrial Injuries) (Prescribed Diseases) Amendment Regulations 2005 (S.I., 2005, No. 324), dated 10th February 2005, with an Explanatory Memorandum [Mr Secretary Johnson].

Papers presented or laid upon the Table on Monday 21st February 2005:

Papers subject to Affirmative Resolution:

16 Criminal Law,—Draft Criminal Procedure and Investigations Act 1996 (Code of Practice) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

17 Immigration,—Draft Immigration (Leave to Enter and Remain) (Amendment) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

18 Northern Ireland,—(1) Draft District Policing Partnerships (Northern Ireland) Order 2005;
(2) draft Firearms (Amendment) (Northern Ireland) Order 2005; and
(3) draft Unauthorised Encampments (Northern Ireland) Order 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Murphy].

19 Regulatory Reform,—(1) Draft Regulatory Reform (Execution of Deeds and Documents) Order 2005, with a Statement by the Department for Constitutional Affairs [by Act] [Mr David Lammy]; and
(2) Draft Regulatory Reform (Fire Safety) Order 2005, with a Statement by the Office of the Deputy Prime Minister [by Act] [Mr Secretary Prescott].

Papers subject to Negative Resolution:

20 Children and Young Persons,—Child Abduction and Custody (Falkland Islands) (Amendment) Order 2005 (S.I., 2005, No. 244), dated 9th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Straw].

21 Electricity,—Renewables Obligation Order (Northern Ireland) 2005 (S.R. (N.I.), 2005, No. 38), dated 11th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

22 International Immunities and Privileges,—Commonwealth Countries and Ireland (Immunities and Privileges) (Amendment) Order 2005 (S.I., 2005, No. 246), dated 9th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Straw].

23 Ministers of the Crown,—Transfer of Functions (Children, Young People and Families) Order 2005 (S.I., 2005, No. 252), dated 9th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].

24 National Health Service,—Health Service Commissioner for England (Special Health Authorities) Order 2005 (S.I., 2005, No. 251), dated 9th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Reid].
25 Northern Ireland,—Pensions (Northern Ireland) Order 2005 (S.I., 2005, No. 255), dated 9th February [by Act] [Mr Secretary Murphy].

26 Parliamentary Commissioner,—Parliamentary Commissioner Order 2005 (S.I., 2005, No. 249), dated 9th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].


Other Papers:

28 Criminal Injuries Compensation (Northern Ireland),—Account of the Criminal Injuries Compensation Appeals Panel for Northern Ireland for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 352] [Clerk of the House].

29 Criminal Procedure and Investigations,—Code of Practice under section 23 of the Criminal Procedure and Investigations Act 1996 [by Act] [Mr Secretary Clarke].

30 Environmental Information,—Code of Practice on the discharge of the obligations of public authorities under the Environmental Information Regulations 2004 [by Statutory Instrument] [Secretary Margaret Beckett].

31 National Audit,—Reports by the Comptroller and Auditor General on—

(1) Department of Health: Tackling Cancer: Improving the Patient Journey;
(2) Department of Trade and Industry: Financial Support for Post Offices; and
(3) More than a roof: Progress in tackling homelessness [by Act]; to be printed [Nos. 288, 287 and 286] [Clerk of the House].


33 Public Petitions,—Observations by the Secretary of State for Transport on the Petition [27th January] from residents of Doddington, Ernottwood, Kingsdown and Lynsted in Kent for an extension of resurfacing work on the M2 as far as Faversham [by Standing Order]; to be printed [Clerk of the House].

34 School Standards and Framework,—Accounts of Westminster Education Action Zone for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 319] [Clerk of the House].

35 Statutory Instruments (Notification),—Communication declaring that the undermentioned Statutory Instrument had come into operation before copies were laid before Parliament, and explaining why such copies had not been so laid before the Instrument came into operation:

Legal Officers (Annual Fees) Order 2005 (S.I., 2005, No. 336) [by Standing Order] [The Speaker].

Papers withdrawn:

36 Defence,—Ministry of Defence Minute, dated 20th January 2005, concerning the gifting of non-lethal military equipment to the Government of Nepal [laid 20th January].

APPENDIX II

Reports from Select Committees

1 Education and Skills,—(1) Third Report from the Education and Skills Committee [UK e-University]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 205]; and

(2) Fourth Report from the Committee [The Work of the Committee in 2004]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 339] [Mr Barry Sheerman].

2 Environment, Food and Rural Affairs,—Minutes of Evidence taken before the Sub-Committee on Progress on Pesticides of the Environment, Food and Rural Affairs Committee [Progress on Pesticides]; to be printed [No. 256-iii] [Mr Michael Jack].
3 Public Accounts,—(1) Minutes of Evidence taken before the Committee of Public Accounts [Department of Trade and Industry: Renewable Energy], to be printed [No. 361–i],
(2) Minutes of Evidence taken before the Committee [National Audit Office Supply Estimate 2005–06], to be printed [No. 362–i]; and
(3) Minutes of Evidence taken before the Committee [Northern Ireland Audit Office Supply Estimate 2005–06], to be printed [No. 363–i]

[Mr Edward Leigh].

Tuesday 22nd February 2005.

The House met at half-past Eleven o’clock.

PRAYERS.

1 HBOS Group Reorganisation Bill,—The HBOS Group Reorganisation Bill was read a second time and referred to the Examiners of Petitions for Private Bills.

2 London Local Authorities and Transport for London Bill,—The Order of the day being read, for the Second Reading of the London Local Authorities and Transport for London Bill,

Ordered, That the Bill be read a second time on Tuesday 1st March.

3 First Standing Committee on Delegated Legislation,—Mr Kevin Hughes reported from the First Standing Committee on Delegated Legislation the draft Pneumoconiosis etc. (Workers’ Compensation) (Payment of Claims) (Amendment) Regulations 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

4 European Standing Committee B,—Mr John Cummings reported from European Standing Committee B the following Resolution:

That the Committee takes note of European Union Document No. 9050/04, Commission Communication on the evaluation of the European Agency for Safety and Health at Work accompanied by a draft Council Regulation amending Regulation (EC) No. 2062/94 establishing a European Agency for Safety and Health at Work, supports the Government’s position that Article 308 of the Treaty on European Union is acceptable as the legal basis for the proposed amended Regulation; and agrees that the Government should signal political agreement to the proposed amended Regulation at the Employment, Social Policy, Health and Consumer Affairs Council on 3rd March 2005.

Resolution to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the Table.

5 Electoral Registration (Northern Ireland) Bill [Lords],—Ordered, That the Explanatory Notes relating to the Electoral Registration (Northern Ireland) Bill [Lords] be printed [Bill 64–EN].

6 Prevention of Terrorism Bill,—Mr Secretary Clarke, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Straw, Mr Secretary Darling, Mr Secretary Murphy, Mr Peter Hain and Ms Hazel Blears, presented a Bill to provide for the making against individuals involved in terrorism-related activity of orders imposing obligations on them for purposes connected with preventing or restricting their further involvement in such activity; to make provision about appeals and other proceedings relating to such orders; and for connected purposes: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 61].

Ordered, That the Explanatory Notes relating to the Prevention of Terrorism Bill be printed [Bill 61–EN].

7 Crossrail Bill,—Mr Secretary Darling, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Secretary Margaret Beckett, Ms Secretary Hewitt, Secretary Tessa Jowell, Mr Peter Hain and Mr Tony McNulty, presented a Bill to make provision for a railway transport system running from Maidenhead, in the County of Berkshire, and Heathrow Airport, in the London Borough of Hillingdon, through central London to Shenfield, in the County of Essex, and Abbey Wood, in the London Borough of Greenwich, and for connected purposes: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 62].

Ordered, That the Explanatory Notes relating to the Crossrail Bill be printed [Bill 62–EN].
8 Regulation of Laser Eye Surgery,—Ordered, That leave be given to bring in a Bill to regulate laser eye surgery. And that Mrs Gwyneth Dunwoody, Frank Cook, Dr Ian Gibson, Dr Richard Taylor, Dr Jenny Tonge, Dr Andrew Murrison and Peter Bottomley do prepare and bring it in.

9 Regulation of Laser Eye Surgery Bill.—Mrs Gwyneth Dunwoody accordingly presented a Bill to regulate laser eye surgery. And the same was read the first time; and ordered to be read a second time on Friday 18th March and to be printed [Bill 63].

10 Social Security,—Resolved, That the draft Social Security Benefits Up-rating Order 2005, which was laid before this House on 1st February, be approved.—(Mr Secretary Johnson.)

11 Pensions,—Resolved, That the draft Guaranteed Minimum Pensions Increase Order 2005, which was laid before this House on 1st February, be approved.—(Jim Fitzpatrick.)

12 Drugs Bill (Programme) (No. 2).—A Motion was made, and the Question being proposed, That the Programme Order of 18th January 2005 relating to the Drugs Bill be varied as follows:

1. Paragraphs 4 and 5 of the Order shall be omitted.
2. Proceedings on consideration shall be taken in the following order: Amendments to the Clauses of the Bill; Amendments to the Schedules to the Bill; new Clauses; new Schedules; remaining proceedings on consideration.
3. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion two hours after the commencement of proceedings on the Motion for this Order.
4. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion three hours after the commencement of proceedings on the Motion for this Order.—(Caroline Flint);

And it being three-quarters of an hour after the commencement of proceedings on the Motion, the Deputy Speaker put the Question, pursuant to Standing Order No. 83A (Programme motions).

The House divided.

Tellers for the Ayes, Mr Tom Watson, Gillian Merron: 298.

Tellers for the Noes, Andrew Selous, Mr Mark Prisk: 179.

So the Question was agreed to.

13 Drugs Bill,—The House, according to Order, proceeded to consider the Drugs Bill, as amended in the Standing Committee.

Amendment (No. 9) proposed to the Bill, in page 1, line 17, after the word ‘committed’, to insert the words ‘on or’.—(Caroline Flint.)

Question proposed, That the Amendment be made.

And it being two hours after the commencement of proceedings on the Motion (Drugs Bill (Programme) (No. 2)), the Deputy Speaker put the Question, pursuant to Order [this day].—It was agreed to.

The Deputy Speaker then put the Question on an Amendment moved by a Minister of the Crown to be disposed of at that hour.

Another Amendment (No. 10) made to the Bill.

The Deputy Speaker then put the Question on an Amendment selected for separate decision.

Another Amendment (No. 5) proposed to the Bill, in page 1, line 18, to leave out the words ‘at a relevant time’.—(Mrs Cheryl Gillan.)

Question put, That the Amendment be made.

The House divided.

Tellers for the Ayes, Andrew Selous, Mr John Randall: 147.

Tellers for the Noes, Mr Vernon Coaker, Gillian Merron: 273.

The Deputy Speaker then put the Question on the remaining Amendments moved by a Minister of the Crown to be disposed of at that hour.

Other Amendments (Nos. 11 to 20) made to the Bill.

The Bill was read the third time, and passed.
14 Gender Recognition,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Gender Recognition (Approved Countries and Territories) Order 2005, which was laid before this House on 20th January, be approved—(Mr John Heppell)—It was agreed to.

15 Employment and Training,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Industrial Training Levy (Construction Board) Order 2005, which was laid before this House on 10th January, be approved—(Mr John Heppell)—It was agreed to.

16 Pensions,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Pensions Appeal Tribunals (Armed Forces and Reserve Forces Compensation Scheme) (Rights of Appeal) Regulations 2005, which were laid before this House on 13th January, be approved—(Mr John Heppell)—It was agreed to.

17 Regulatory Reform,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Regulatory Reform (Joint Nature Conservation Committee) Order 2005, which was laid before this House on 24th January, be approved—(Mr John Heppell)—It was agreed to.

18 Regulatory Reform,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 18 (Consideration of draft regulatory reform orders), That the draft Regulatory Reform (Trading Stamps) Order 2005, which was laid before this House on 17th January, be approved—(Mr John Heppell)—It was agreed to.

19 Northern Ireland Grand Committee,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 116 (Northern Ireland Grand Committee (sittings)), That—

(1) the draft Budget (Northern Ireland) Order 2005 be referred to the Northern Ireland Grand Committee;

(2) the Committee shall meet at Westminster on Tuesday 8th March at half-past Two o’clock; and

(3) at that sitting—

(a) the Committee shall take questions under Standing Order No. 110 (Northern Ireland Grand Committee (questions for oral answer)), and shall then consider the instrument referred to it under paragraph (1) above; and

(b) at the conclusion of those proceedings, a motion for the adjournment of the Committee may be made by a Minister of the Crown, pursuant to paragraph (5) of Standing Order No. 116 (Northern Ireland Grand Committee (sittings))—(Mr John Heppell)—It was agreed to.

20 Adjournment,—Resolved, That this House do now adjourn.—(Mr John Heppell)

And accordingly, the House, having continued to sit till twelve minutes to Nine o’clock, adjourned till to-morrow.

[Adjourned at 8.48 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Northern Ireland,—Draft Public Processions (Amendment) (Northern Ireland) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

2 Social Security,—Draft Employment Zones (Allocation to Contractors) Pilot Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

3 Water Industry,—(1) Draft Water Fluoridation (Consultation) (England) Regulations 2005; and

(2) draft Water Supply (Fluoridation Indemnities) (England) Regulations 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Reid].
Papers subject to Negative Resolution:

4 Immigration,—Statement of Changes in Immigration Rules [by Act]; to be printed [No. 346], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

5 Licences and Licensing,—Licensing Act 2003 (Fees) (Amendment) Regulations 2005 (S.I., 2005, No. 357), dated 21st February 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Tessa Jowell].

Other Papers:


7 Armed Forces Pay,—Report of the Armed Forces’ Pay Review Body for 2005 [by Command] [Cm. 6455] [Mr Secretary Hoon].

8 Cabinet Office,—Paper, entitled Reform of the Honours System [by Command] [Cm. 6479] [The Prime Minister].

9 Defence (Votes A), 2005–06,—Estimates of the maximum numbers of personnel to be maintained for service with the Armed Forces for the year ending 31st March 2006 [by Command]; to be printed [No. 291] [Mr Secretary Hoon].

10 Doctors’ and Dentists’ Remuneration,—Thirty-fourth Report of the Review Body on Doctors’ and Dentists’ Remuneration [by Command] [Cm. 6463] [The Prime Minister].

11 Foreign and Commonwealth Office,—Foreign and Commonwealth Office Minute, dated 22nd February, concerning the gifting of body armour to Iranian Anti-Narcotics Police [by Command] [Mr Secretary Straw].

12 Government Resources and Accounts,—Treasury Minutes, dated 22nd February, directing the application of certain amounts as Appropriations in Aid of the Estimates for the years ending—
   (1) 31st March 2004; and
   (2) 31st March 2005 [by Act] [Mr Paul Boateng].

13 Police (Northern Ireland),—Account of the Northern Ireland Policing Board (Board Grant) for 2003–04, together with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 351] [Clerk of the House].

14 Prison Service Pay,—Fourth Report of the Prison Service Pay Review Body on England and Wales [by Command] [Cm. 6478] [Mr Secretary Clarke].

15 School Teachers,—Fourteenth Report of the School Teachers’ Review Body: 2005 [by Command] [Cm. 6430] [The Prime Minister].

16 Senior Salaries,—Twenty-seventh Report of the Review Body on Senior Salaries [by Command] [Cm. 6451] [The Prime Minister].

17 Supply Estimates, 2003–04,—Statement of Excesses for 2003–04 [by Command]; to be printed [No. 324] [Mr Paul Boateng].

18 Supply Estimates, 2004–05,—Spring Supplementary Estimates for Central Government for 2004–05 [by Command]; to be printed [No. 325] [Mr Paul Boateng].

APPENDIX II

Standing Committees

Licensing Act 2003 (Fees) Regulations 2005 (S.I., 2005, No. 79),—The Committee of Selection has discharged Mr Ben Chapman, Mr David Clelland, Mr David Drew, Mr Roger Godsiff and Derek Wyatt from the Second Standing Committee on Delegated Legislation (nominated in respect of the Regulations) and nominated in substitution Mr Kevan Jones, Mr Gordon Marsden, Mr Khalid Mahmood, Mr Sion Simon and Mark Tami.

APPENDIX III

Reports from Select Committees

1 Constitutional Affairs,—Minutes of Evidence taken before the Constitutional Affairs Committee [The operation of the Special Immigration Appeals Commission (SIAC)]; to be printed [No. 323-i] [Mr A. J. Beith].
2 Culture, Media and Sport,—Minutes of Evidence taken before the Culture, Media and Sport Committee [Arts Development: Theatre], to be printed [No. 254-iv] [Sir Gerald Kaufman].

3 Home Affairs,—(1) Fourth Report from the Home Affairs Committee [Police Reform], with the Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 370];

(2) First Special Report from the Committee [Government Response to the Fifth Report from the Committee, Session 2003–04, on Draft Sentencing Guidelines 1 and 2], to be printed [No. 371]; and

(3) Minutes of Evidence taken before the Committee [Anti-Social Behaviour], to be printed [No. 80-v] [Mr John Denham].

4 International Development,—(1) Minutes of Evidence taken before the International Development Committee [Darfur, Sudan: Crisis, response and lessons], to be printed [No. 67-v]; and

(2) Memoranda laid before the Committee [The Autumn Meetings of the IMF and the World Bank] [Tony Baldry].

5 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—Minutes of Evidence taken before the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [Local Government Consultation], to be printed [No. 316-i] [Andrew Bennett]

6 Scottish Affairs,—Minutes of Evidence taken before the Scottish Affairs Committee [Meeting Scotland’s Future Energy Needs], to be printed [No. 259-ui] [Mrs Irene Adams].

7 Statutory Instruments,—Ninth Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-ix] [Brian White].

8 Trade and Industry,—(1) Sixth Report from the Trade and Industry Committee [Trade with South East Asia], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 368]; and

(2) Minutes of Evidence taken before the Committee [Fuel Prices]; to be printed [No. 279-v] [Mr Martin O’Neill].

[No. 40; WH, No. 23]

Tuesday 22nd February 2005.

The House sitting in Westminster Hall

The sitting began at half-past Nine o’clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Margaret Moran.)

And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 4 30 p.m.]
The House met at half-past Eleven o’clock

PRAYERS.

1 Crossrail Bill,—Ordered, That the Examiners of Petitions for Private Bills do examine the Crossrail Bill with respect to the applicability thereto of the Standing Orders relating to Private Business.

2 Second Standing Committee on Delegated Legislation,—Mr Bill O’Brien reported from the Second Standing Committee on Delegated Legislation the Licensing Act 2003 (Fees) Regulations 2005 (S.I., 2005, No. 79).

Minutes of Proceedings of the Committee to lie upon the Table.

3 European Standing Committee A,—Mr John Cummings reported from European Standing Committee A the following Resolution:

That the Committee takes note of European Union Documents No. 11557/04, draft Regulation on the financing of the Common Agricultural Policy, and No. 11495/04 and Addenda 1 to 9, draft Regulation on support for rural development by the European Agricultural Fund for Rural Development; and supports the Government’s objective of encouraging and sustaining development in rural areas through diverse, competitive and sustainable farming methods, in line with Common Agricultural Policy reform already agreed in June 2003 and consistent with the wider EU’s shared rural development and environmental priorities.

Resolution to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the Table.

4 Message from the Lords,—A Message was brought from the Lords, as follows:

Electoral Registration (Northern Ireland) Bill [Lords].—The Lords have passed a Bill to make provision about the registration of electors in Northern Ireland in cases where required information is not provided; to which the Lords desire the concurrence of this House.

5 Electoral Registration (Northern Ireland) Bill [Lords].—The Electoral Registration (Northern Ireland) Bill [Lords] was read the first time, and ordered to be read a second time to-morrow; and printed pursuant to Standing Order No. 57A (Bills brought from the Lords) on 22nd February [Bill 64].

6 Renewable Energy Bill [Lords].—The Renewable Energy Bill [Lords] was read the first time; and ordered to be read a second time on Friday 4th March and to be printed [Bill 66].

7 Banking Practices (Protection of the Elderly),—Ordered, That leave be given to bring in a Bill to require banks to adopt and maintain specific practices in dealing with vulnerable elderly clients at risk from certain financial arrangements by institutions and from other forms of exploitation by individuals. And that Dr Julian Lewis, Mr Nigel Evans, Mr Martin Salter, Andrew Selous, Alice Mahon, Michael Fabricant, Mr Mike Hancock, Mr David Amess, Mr Gordon Marsden, Mr Desmond Swayne, Mr David Chidgey and John Robertson do prepare and bring it in.

8 Banking Practices (Protection of the Elderly) Bill,—Dr Julian Lewis accordingly presented a Bill to require banks to adopt and maintain specific practices in dealing with vulnerable elderly clients at risk from certain financial arrangements by institutions and from other forms of exploitation by individuals. And the same was read the first time; and ordered to be read a second time on Friday 8th April and to be printed [Bill 65].

9 Prevention of Terrorism Bill,—The Order of the day being read, for the Second Reading of the Prevention of Terrorism Bill;

And a Motion being made, and the Question being proposed, That the Bill be now read a second time;

An Amendment was proposed to the Question, to leave out from the word ‘That’ to the end of the Question and add the words ‘this House declines to give a Second Reading to the Prevention of Terrorism Bill, because it contains excessive powers in relation to requirements on a person to remain at a particular place when such powers are not presently necessary, gives to the Executive powers that should be exercised by the judiciary, allows decisions to be made on an insufficient standard of proof; fails to address the need to bring terrorists to trial on the basis of all evidence available; and thus wrongly infringes the right to liberty of the individual’, instead thereof.—(David Davis.)

And the Question being proposed, That the Amendment be made;

And it being Seven o’clock, the Debate stood adjourned.
10 Business of the House.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 15 (Exempted business). That, at this day’s sitting, the Second Reading of the Prevention of Terrorism Bill may be proceeded with, though opposed, until Eight o’clock—(Mr John Heppell)—It was agreed to.

11 Prevention of Terrorism Bill.—The Question being again proposed, That the Amendment be made:—The House resumed the adjourned Debate.

And the Question being put,

The House divided.

Tellers for the Ayes, Mr Roger Williams, Gregory Barker: 216.

Tellers for the Noes, James Purnell, Joan Ryan: 316.

So the Question was negatived.

And the Main Question being put forthwith, pursuant to Standing Order No. 62 (Amendment on second or third reading);

The House divided.

Tellers for the Ayes, Joan Ryan, James Purnell: 309.

Tellers for the Noes, Bob Russell, Mr Peter Atkinson: 233.

So the Question was agreed to.

The Bill was accordingly read a second time.

12 Prevention of Terrorism Bill (Programme).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions). That the following provisions shall apply to the Prevention of Terrorism Bill:

**Committee**

1. The Bill shall be committed to a Committee of the whole House.

**Procedures**

2. Proceedings in Committee of the whole House, any proceedings on consideration and proceedings on Third Reading shall be completed at one day’s sitting.

3. On that day, proceedings in Committee of the whole House and any proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion five hours after the commencement of those proceedings or one hour before the moment of interruption, whichever is the later.

4. On that day, proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion six hours after the commencement of proceedings in Committee of the whole House or at the moment of interruption, whichever is the later.

**Programming Committee**

5. Standing Order No. 83B (Programming committees) shall not apply to proceedings in Committee of the whole House, any proceedings on consideration or proceedings on Third Reading.

**Programming of other proceedings**

6. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed—

(Mr John Heppell)

The House divided.

Tellers for the Ayes, Joan Ryan, James Purnell: 305.

Tellers for the Noes, Bob Russell, Gregory Barker: 196.

So the Question was agreed to.

13 Prevention of Terrorism Bill [Money].—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Prevention of Terrorism Bill [Money].

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Prevention of Terrorism Bill, it is expedient to authorise the payment out of money provided by Parliament of—

1 any expenditure incurred by a Minister of the Crown by virtue of the Act, and

2 any increase attributable to the Act in the sums payable out of such money under any other Act—(Mr John Heppell)—It was agreed to.
14 Adjournment.—Resolved, That this House do now adjourn.—(Mr John Heppell.)

And accordingly, the House, having continued to sit till six minutes past Nine o’clock, adjourned till to-morrow.

[Adjourned at 9.06 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Extradiation,—Draft Extradiation Act 2003 (Part 3 Designation) (Amendment) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

2 Immigration,—Draft Community Legal Service (Asylum and Immigration Appeals) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].

   (2) draft Tax Information Exchange Agreement (Taxes on Income) (Isle of Man) Order 2005; and
   (3) draft Tax Information Exchange Agreement (Taxes on Income) (Jersey) Order 2005 [by Act], with an Explanatory Memorandum thereon [by Command] [Dawn Primarolo].

4 Rating and Valuation,—Draft Non-Domestic Rating (Chargeable Amounts) (England) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].

5 Social Security,—Draft Social Security Commissioners (Procedure) (Amendment) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].

Papers subject to Negative Resolution:

6 Animals,—Salmonella in Laying Flocks (Survey Powers) (England) Regulations 2005 (S.I., 2005, No. 359), dated 22nd February 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

7 Civil Aviation,—Airport Byelaws (Designation) Order 2005 (S.I., 2005, No. 354), dated 21st February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

8 Competition,—Restriction on Agreements (Manufacturers and Importers of Motor Cars) (Revocation) Order 2005 (S.I., 2005, No. 355), dated 18th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

9 Immigration,—Immigration Services Commissioner (Designated Professional Body) (Fees) Order 2005 (S.I., 2005, No. 348), dated 21st February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].


12 Terms and Conditions of Employment.—Statutory Maternity Pay (General) and Statutory Paternity Pay and Statutory Adoption Pay (General) (Amendment) Regulations 2005 (S.I., 2005, No. 358), dated 16th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

Other Papers:

13 Education and Skills,—Paper, entitled 14–19 Education and Skills [by Command] [Cm. 6476] [Secretary Ruth Kelly].

14 Law Commission,—Report of the Law Commission and Scottish Law Commission on Unfair Terms in Contracts [by Command] [Cm. 6464] [Mr Christopher Leslie].

15 School Standards and Framework,—Accounts of—
   (1) Derby North East Education Action Zone for 1st April to 30th November 2004,
(2) Easington & Seaham Education Action Zone for 1st April 2004 to 9th January 2005;
(3) Greenwich Education Action Zone for 1st April to 5th September 2004;
(4) North Islington Education Action Zone for 1st April to 30th November 2004;
(5) Stoke Education Action Zone for 1st April 2004 to 9th January 2005;
(6) Sunderland Education Action Zone for 1st April 2004 to 9th January 2005;
(7) Telford & Wrekin Education Action Zone for 1st April to 30th November 2004; and
(8) Withernsea and Southern Holderness Education Action Zone for 1st April 2004
to 9th January 2005,
with the Reports of the Comptroller and Auditor General thereon [by Act]; to be printed

16 Treaty Series (No. 2, 2005) — Partnership and Co-operation Agreement, done at
Luxembourg on 14th June 1994, between the European Communities and their Member
States and Ukraine, with Protocol on Mutual Assistance between Administrative
Authorities on Customs Matters, including Exchanges of Letters with Declarations and
Final Act [by Command] [Cm. 6473] [Mr Secretary Straw].

17 Treaty Series (No. 3, 2005) — Exchanges of Notes, done at London on 10th
November and 1st December 2004, between the Government of the United Kingdom of Great Britain
and Northern Ireland and the Government of the Russian Federation concerning the
Commercialisation of Sites in London and Moscow and concerning Estate Matters of
Mutual Interest [by Command] [Cm. 6477] [Mr Secretary Straw].

APPENDIX II

Standing Committees

1 Draft Law Reform (Miscellaneous Provisions) (Northern Ireland) Order 2005:
   (1) The Speaker has allocated the draft Order to the First Standing Committee on
       Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the
       Committee: Mr Keith Bradley, Mr Liam Byrne, Mr Alastair Carmichael, Mr David
       Clelland, Mr Vernon Coaker, Mr Jonathan Djanogly, Mr Stephen Dorrell, Mr Tom
       Harris, Lady Hermon, Mr Terry Lewis, Mr Peter Luff, Judy Mallaber, Diana Organ, Mr
       Ian Pearson, Mr John Taylor and Mr Anthony D. Wright.

2 Financing of Maintained Schools (England) Regulations 2004 (S.I., 2004, No. 3130) and the
   LEA Budget, Schools Budget and Individual Schools Budget (England) Regulations
   (1) The Speaker has allocated the Regulations to the Second Standing Committee on
       Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the
       Committee: Mr Graham Allen, Mr Peter Atkinson, Annette Brooke, Mr Parmjit
       Dhandha, Jim Dowd, Barbara Follett, Mrs Joan Humble, Mr Boris Johnson, Mr Paara
       S. Khabra, Mr Peter Lilley, Gillian Merron, Dr John Pugh, Mr Ernie Ross, Mr Stephen
       Twigg, Angela Watkinson and Iain Wright.

3 Draft Insolvency (Northern Ireland) Order 2005:
   (1) The Speaker has allocated the draft Order to the Third Standing Committee on
       Delegated Legislation; and
   (2) the Committee of Selection has nominated sixteen Members to serve on the
       Committee: Mr Henry Bellingham, Mrs Helen Clark, Mr Vernon Coaker, Ross
       Cranston, Paul Farrelly, Mr Barry Gardiner, Mr Tom Harris, Mr George Howarth, Mr
       Jon Owen Jones, Mr Peter Luff, Lembit Opik, Alan Simpson, Bob Spink, Mr Graham
       Stringer, Sir Peter Tapsell and Mr David Trimble.

4 Draft Drainage (Amendment) (Northern Ireland) Order 2005, — The Committee of Selection
   has discharged Ms Candy Atherton, Hugh Bayley, Mrs Louise Ellman and Keith Vaz
   from the Third Standing Committee on Delegated Legislation (nominated in respect of
   the draft Order) and nominated in substitution Helen Jones, Mr Colin Pickthall, Lawrie
   Quinn and Syd Rapson.

5 Draft Data Protection (Subject Access Modification) (Social Work) (Amendment) Order
   2005:
   (1) The Speaker has allocated the draft Order to the Fourth Standing Committee on
       Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Richard Allan, Mr Peter Atkinson, Mr Tony Banks, Mr David Crausby, Valerie Davey, Geraint Davies, Mr Jonathan Djanogly, Mr Huw Edwards, Mr Nick Hawkins, Ms Sally Keeble, Mr Christopher Leslie, Mr Tony McWalter, Mr Paul Marsden, Julie Morgan, Bridget Prentice and Mr David Tredinnick.

6 Draft Scotland Act 1998 (Modifications of Schedule 5) Order 2005, the draft Scotland Act 1998 (Modifications of Schedule 5) (No. 2) Order 2005 and the draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005,—The Committee of Selection has discharged Mr Iain Liddell-Grainger from the Fourth Standing Committee on Delegated Legislation (nominated in respect of the draft Orders) and nominated in substitution Mrs Jacqui Lait.

7 Draft Company Directors Disqualification (Amendment) (Northern Ireland) Order 2005:—
(1) The Speaker has allocated the draft Order to the Sixth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Hugh Bayley, Mr Henry Bellingham, Mr Vernon Coaker, Mr Barry Gardiner, Mr Roger Godsiff, Mr Tom Harris, Mr Dai Havard, Lady Hermon, Dr Brian Iddon, Mr Peter Luff, Mr John MacDougall, Lembit Opik, Mr Malcolm Savidge, Rachel Squre, Mr Michael Trend and Mr Robert Walter.

8 Code of Audit Practice for Local Government Bodies (2005) and the Code of Audit Practice for Local NHS Bodies (2005):—
(1) The Speaker has allocated the Codes to the Seventh Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Michael Clapham, Paul Clark, John Cryer, Mr Edward Davey, Mr Mark Fisher, Linda Gilroy, Matthew Green, Phil Hope, Mr Peter Kilfoyle, Rob Marris, Mr Eric Pickles, Mr Mark Prisk, Mr Mohammad Sarwar, Mr Peter Viggers, Mr John Wilkinson and Mrs Betty Williams.

9 Draft Social Security (Intensive Activity Period 50 to 59 Pilot) Regulations 2005 and the draft Social Security (Intensive Activity Period 50 to 59 Pilot) (No. 2) Regulations 2005:—
(1) The Speaker has allocated the draft Regulations to the Eighth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Kevin Barron, Mr Tim Boswell, Mr David Drew, Julia Drown, Jane Griffiths, Paul Holmes, Alan Howarth, Huw Irranca-Davies, Jane Kennedy, Margaret Moran, Mr Kerry Pollard, Mr John Randall, Mrs Gillian Shephard, Steve Webb, Ann Winterton and Derek Wyatt.

APPENDIX III
Reports from Select Committees

1 Constitutional Affairs,—(1) Fourth Report from the Constitutional Affairs Committee [Family Justice: The operation of the family courts]; together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 116-I and -II]; and
(2) Memoranda laid before the Committee [Family Justice: The operation of the family courts]

[Mr A. J. Beith].

2 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Tuition Fees and Student Bursaries]; to be printed [No. 369-i] [Mr Barry Sheerman].

3 Environment, Food and Rural Affairs,—(1) Fourth Special Report from the Environment, Food and Rural Affairs Committee [Government’s Reply to the First Report from the Committee, Session 2004-05, on the Draft Animal Welfare Bill]; to be printed [No. 385]; and
(2) Minutes of Evidence taken before the Committee [Climate Change: Looking Forward]; to be printed [No. 130-iv]

[Mr Michael Jack].

4 Environmental Audit,—Third Report from the Environmental Audit Committee [The World Summit on Sustainable Development 2002: a UK progress report]; together with an Appendix; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 381] [Mr Peter Ainsworth].
European Scrutiny,—(1) Ninth Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-ix];
(2) Minutes of Evidence taken before the Committee [The open method of co-ordination for health care and long-term care]; to be printed [No. 373-i]; and
(3) Memoranda laid before the Committee [Ministerial Correspondence]
[Mr Jimmy Hood].

Health,—(1) Second Report from the Health Committee [The Prevention of Venous Thromboembolism in Hospitalised Patients], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 99];
(2) Minutes of Evidence taken before the Committee [The Government’s Public Health White Paper (Cm. 6374)]; to be printed [No. 358-i]; and
(3) Memorandum laid before the Committee [The Prevention of Venous Thromboembolism in Hospitalised Patients]
[Mr David Hinchliffe].

Human Rights,—(1) Eighth Report from the Joint Committee on Human Rights [Scrutiny: Fourth Progress Report]; together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 388]; and
(2) Ninth Report from the Committee [Prevention of Terrorism Bill: Preliminary Report]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 389]
[Jean Corston].

International Development,—Minutes of Evidence taken before the International Development Committee, together with Appendices [Darfur, Sudan: Crisis, response and lessons]; to be printed [No. 67-vi] [Tony Baldry].

Northern Ireland Affairs,—(1) Sixth Report from the Northern Ireland Affairs Committee [Waste Management Strategy in Northern Ireland], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 349];
(2) Minutes of Evidence taken before the Committee on 21st, 22nd and 23rd February [Reconciliation: ways of dealing with Northern Ireland’s past]; to be printed [No. 303-iii, iv and v]
[Mr Michael Mates]; and
(3) Minutes of Evidence taken before the Sub-Committee of the Committee [Air Transport Services in Northern Ireland]; to be printed [No. 53-vii] [Mr Tony Clarke].

Procedure,—Minutes of Evidence taken before the Procedure Committee [Sub Judice Rule of the House of Commons]; to be printed [No. 125-iii] [Sir Nicholas Winterton].

Public Accounts,—(1) Eighth Report from the Committee of Public Accounts [Ministry of Defence: Battlefield Helicopters]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 386]; and
(2) Minutes of Evidence taken before the Committee [Department for Environment, Food and Rural Affairs: Foot and Mouth Disease: Applying the Lessons]; to be printed [No. 387-i]
[Mr Edward Leigh].

Trade and Industry,—Minutes of Evidence taken before the Trade and Industry Committee [Export Credits Guarantee Department Anti-Corruption Measures; Coal Health Compensation Schemes]; to be printed [Nos. 374-i and 375-i] [Mr Martin O’Neill].

Transport,—(1) Third Report from the Transport Committee [Disabled People’s Access to Transport: A year’s worth of improvements?], with the Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 93];
(2) First Special Report from the Committee [Government Response to the Seventeenth Report from the Committee, Session 2003–04, on Cars of the Future]; to be printed [No. 377]; and
(3) Minutes of Evidence taken before the Committee [The Future of Light Rail and Modern Trams in Britain]; to be printed [No. 378-i]
[Mrs Gwyneth Dunwoody].
14 Work and Pensions,—Third Report from the Work and Pensions Committee [The Introduction of Pension Credit], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 43-I and -II] [Sir Archy Kirkwood].

[No. 41; WH, No. 24]

Wednesday 23rd February 2005.
The House sitting in Westminster Hall
The sitting began at half-past Nine o'clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Mr Nick Ainger.)
And accordingly the sitting was adjourned till to-morrow.
[Adjourned at 4.29 p.m.

[No. 42.]

Thursday 24th February 2005.
The House met at half-past Eleven o'clock.

PRAYERS.

1 Third Standing Committee on Delegated Legislation,—Mr Joe Benton reported from the Third Standing Committee on Delegated Legislation the draft Drainage (Amendment) (Northern Ireland) Order 2005.
Minutes of Proceedings of the Committee to lie upon the Table.

2 Fourth Standing Committee on Delegated Legislation,—Derek Conway reported from the Fourth Standing Committee on Delegated Legislation the draft Scotland Act 1998 (Modifications of Schedule 5) Order 2005, the draft Scotland Act 1998 (Modifications of Schedule 5) (No. 2) Order 2005 and the draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005.
Minutes of Proceedings of the Committee to lie upon the Table.

3 Local Services and Facilities Bill,—The Order for reading the Local Services and Facilities Bill a second time to-morrow was read and discharged.
Bill to be read a second time on Friday 15th April.

4 Electoral Registration (Northern Ireland) Bill [Lords] (Allocation of Time),—Ordered, That the following provisions shall apply to proceedings on the Electoral Registration (Northern Ireland) Bill [Lords]:—

Timetable
1. Proceedings on the Bill on Second Reading, in Committee, on consideration and on Third Reading shall be completed at this day's sitting and shall be brought to a conclusion, if not previously concluded, at Six o'clock.

Timing of proceedings and questions to be put
2. When the Bill has been read a second time—
   (a) it shall, notwithstanding Standing Order No. 63 (Committal of bills), stand committed to a Committee of the whole House without any Question being put, and
   (b) the Speaker shall leave the Chair whether or not notice of an Instruction has been given.

3. On the conclusion of proceedings in Committee the Chairman shall report the Bill to the House without putting any Question and, if the Bill is reported with Amendments, the House shall proceed to consider the Bill as amended without any Question being put.
4. For the purpose of bringing any proceedings to a conclusion in accordance with paragraph 1 the Speaker or Chairman shall forthwith put the following Questions (but no others)—
   (a) any Question already proposed from the Chair;
   (b) any Question necessary to bring to a decision a Question so proposed;
   (c) the Question on any Amendment moved or Motion made by a Minister of the Crown;
   (d) any other Question necessary for the disposal of the business to be concluded.
5. On a Motion so made for a new Clause or a new Schedule, the Chairman or Speaker shall put only the Question that the Clause or Schedule be added to the Bill.
6.—(1) Any further Message from the Lords on the Bill shall be considered forthwith without any Question being put.

(2) Proceedings on any further Message from the Lords shall, if not previously concluded, be brought to a conclusion one hour after their commencement.

7.—(1) This paragraph applies for the purpose of bringing any proceedings to a conclusion in accordance with paragraph 6.

(2) The Speaker shall first put forthwith any Question which has already been proposed from the Chair and not yet decided.

(3) The Speaker shall then put forthwith the Question on any Motion made by a Minister of the Crown which is related to the Question already proposed from the Chair.

(4) The Speaker shall then put forthwith the Question on any Motion made by a Minister of the Crown on or relevant to any of the remaining items in the Lords Message.

(5) The Speaker shall put forthwith the Question, That this House agrees with the Lords in all remaining Lords Proposals.

8.—(1) The Speaker shall put forthwith the Question on any Motion made by a Minister of the Crown for the appointment, nomination and quorum of a Committee to draw up Reasons in relation to the Bill and the appointment of its Chairman.

(2) A Committee appointed to draw up Reasons shall report before the conclusion of the sitting at which it is appointed.

(3) Proceedings in the Committee shall, if not previously brought to a conclusion, be brought to a conclusion 30 minutes after their commencement.

(4) For the purpose of bringing any proceedings to a conclusion in accordance with sub-paragraph (3) the Chairman shall—

(a) first put forthwith any Question which has been proposed from the Chair but not yet decided, and

(b) then put forthwith successively Questions on motions which may be made by a Minister of the Crown for assigning a Reason for disagreeing with the Lords in any of their Amendments.

(5) The proceedings of the Committee shall be reported without any further Question being put.

9. Paragraph (1) of Standing Order No. 15 (Exempted business) shall apply to any proceedings to which this Order applies.

10. The proceedings on any Motion made by a Minister of the Crown for varying or supplementing the provisions of this Order shall, if not previously concluded, be brought to a conclusion one hour after their commencement and paragraph (1) of Standing Order No. 15 shall apply to those proceedings.

11. Standing Order No. 82 (Business Committee) shall not apply in relation to any proceedings to which this Order applies.

12. No Motion shall be made to alter the order in which proceedings on the Bill are taken or to re-commit the Bill.

13. No dilatory Motion shall be made in relation to proceedings to which this Order applies except by a Minister of the Crown; and the Question on any such Motion shall be put forthwith.

14.—(1) This paragraph applies if—

(a) a Motion for the Adjournment of the House under Standing Order No. 24 (Adjournment on specific and important matter that should have urgent consideration) has been stood over to Seven o’clock, Three o’clock or Four o’clock (as the case may be), but

(b) proceedings to which this Order applies have begun before then.

(2) Proceedings on that Motion shall stand postponed until the conclusion of those proceedings.

15. If the House is adjourned, or the sitting is suspended, before the conclusion of any proceedings to which this Order applies, no notice shall be required of a Motion made at the next sitting by a Minister of the Crown for varying or supplementing the provisions of this Order.

16. Proceedings to which this Order applies shall not be interrupted under any Standing Order relating to the sittings of the House.—(Mr John Spellar.)
5 Electoral Registration (Northern Ireland) Bill [Lords].—The Electoral Registration (Northern Ireland) Bill [Lords] was, according to Order, read a second time.

The House, pursuant to Order [this day], resolved itself into a Committee on the Bill.

(In the Committee)

Clause No. 1 (Restoration to electoral register of names previously removed).

Amendment (No. 1) proposed, in page 1, line 18, to leave out from the word ‘Officer’ to the end of line 19 and insert the words ‘shall conduct an additional canvass in respect of such former electors.’.—(Lembit Öpik.)

Question proposed, That the Amendment be made:—Amendment, by leave, withdrawn.

Clause agreed to.

Clause No. 2 agreed to.

Clause No. 3 (Duration of Act).

Amendment (No. 3) proposed, in page 3, line 15, to leave out subsections (2) and (3).—(Lembit Öpik.)

Question proposed, That the Amendment be made:—Amendment, by leave, withdrawn.

Clause agreed to.

Clause No. 4 agreed to.

A Clause (NC2) (Absent and proxy votes)—(Mr David Trimble)—brought up and read the first time.

Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.

Whereupon the Chairman left the Chair to report the Bill to the House, pursuant to Order [this day].

The Deputy Speaker resumed the Chair; and Mr Vernon Coaker reported, That the Committee had gone through the Bill, and made no Amendment thereto.

The Bill was read the third time, and passed, without Amendment.

6 Social Security.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Pneumoconiosis etc. (Workers’ Compensation) (Payment of Claims) (Amendment) Regulations 2005, which were laid before this House on 26th January, be approved.—(Mr Vernon Coaker).—It was agreed to.

7 European Agency for Safety and Health at Work.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Document No. 9050/04, Commission Communication on the evaluation of the European Agency for Safety and Health at Work accompanied by a draft Council Regulation amending Regulation (EC) No. 2062/94 establishing a European Agency for Safety and Health at Work; supports the Government’s position that Article 308 of the Treaty on European Union is acceptable as the legal basis for the proposed amended Regulation; and agrees that the Government should signal political agreement to the proposed amended Regulation at the Employment, Social Policy, Health and Consumer Affairs Council on 3rd March 2005.—(Mr Vernon Coaker).—It was agreed to.

8 Adjournment.—A Motion was made, and the Question being proposed, That this House do now adjourn.—(Mr Vernon Coaker);

9 Royal Assent.—The Deputy Speaker notified the House, in accordance with the Royal Assent Act 1967, That Her Majesty had signified her Royal Assent to the following Act, agreed upon by both Houses:

Electoral Registration (Northern Ireland) Act 2005.

10 Adjournment.—The Question being put, That this House do now adjourn:—It was agreed to.

And accordingly, the House, having continued to sit till twenty-two minutes past Five o’clock, adjourned till to-morrow.

[Adjourned at 5.22 p.m.]
APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1. Church of England (General Synod) (Measures).—Measures passed by the General Synod of the Church of England, entitled—
   (1) Care of Cathedrals (Amendment) Measure;
   (2) Church of England (Miscellaneous Provisions) Measure; and
   (3) Stipends (Cessation of Special Payments) Measure
   [by Act]; to be printed [Nos. 391, 393 and 395] [Clerk of the House].

2. Companies.—Draft Companies Act 1989 (Delegation) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

3. Contracting Out.—Draft Contracting Out (Functions in Relation to Cultural Objects) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Tessa Jowell].

4. Health Care and Associated Professions.—Draft Opticians Act 1989 (Amendment) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Reid].

5. Northern Ireland.—Draft Electoral Law Act (Northern Ireland) 1962 (Amendment No. 2) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

Papers subject to Negative Resolution:


Other Papers:

10. Church of England (General Synod) (Measures).—Reports by the Ecclesiastical Committee on the—
   (1) Care of Cathedrals (Amendment) Measure;
   (2) Church of England (Miscellaneous Provisions) Measure; and
   (3) Stipends (Cessation of Special Payments) Measure
   [by Act]; to be printed [Nos. 392, 394 and 396] [Clerk of the House].

11. Foreign and Commonwealth Office.—Report of the United Nations Secretary General High-level Panel on Threats, Challenges and Change, entitled A More Secure World: our Shared Responsibility [by Command] [Cm. 6449] [Mr Secretary Straw].

APPENDIX II

Standing Committees

1. Draft Law Reform (Miscellaneous Provisions) (Northern Ireland) Order 2005.—The Speaker has appointed Mr Mike Hancock Chairman of the First Standing Committee on Delegated Legislation in respect of the draft Order.


3. Draft Insolvency (Northern Ireland) Order 2005.—The Speaker has appointed Mr Bill Olner Chairman of the Third Standing Committee on Delegated Legislation in respect of the draft Order.
4 Draft Data Protection (Subject Access Modification) (Social Work) (Amendment) Order 2005.—The Speaker has appointed Derek Conway Chairman of the Fourth Standing Committee on Delegated Legislation in respect of the draft Order.

5 Draft Scotland Act 1998 (Modifications of Schedule 5) Order 2005, the draft Scotland Act 1998 (Modifications of Schedule 5) (No. 2) Order 2005 and the draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005.—The Committee of Selection has discharged Tom Cox, Mrs Barbara Roche, Mr Paul Stinchcombe and Pete Wishart from the Fourth Standing Committee on Delegated Legislation (ominated in respect of the draft Orders) and nominated in substitution David Cairns, Mr Brian H. Donohoe, Ann McKechin and Mr Michael Weir.

6 Draft Company Directors Disqualification (Amendment) (Northern Ireland) Order 2005.—The Speaker has appointed Mr David Amess Chairman of the Sixth Standing Committee on Delegated Legislation in respect of the draft Order.

7 Code of Audit Practice for Local Government Bodies (2005) and Code of Audit Practice for Local NHS Bodies (2005).—The Speaker has appointed Mr Bill O’Brien Chairman of the Seventh Standing Committee on Delegated Legislation in respect of the Codes of Audit Practice.

8 Draft Social Security (Intensive Activity Period 50 to 59 Pilot) Regulations 2005 and draft Social Security (Intensive Activity Period 50 to 59 Pilot) (No. 2) Regulations 2005.—The Speaker has appointed Mr Bill Olner Chairman of the Eighth Standing Committee on Delegated Legislation in respect of the draft Regulations.

European Standing Committees

9 The Speaker has appointed Mr Eric Forth Chairman of European Standing Committee B in respect of European Union Documents Nos. 11890/04 and 11981/04 on Fight Against Fraud, 14549/04 on European Anti-Fraud Office and Unnumbered Explanatory Memorandum relating to the 2003 Annual Report of the European Court of Auditors.

APPENDIX III

Reports from Select Committees

1 Culture, Media and Sport.—Third Report from the Culture, Media and Sport Committee [Public Libraries], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 81] [Sir Gerald Kaufman].

2 Draft Children (Contact) and Adoption Bill.—Minutes of Evidence taken before the Joint Committee on the Draft Children (Contact) and Adoption Bill; to be printed [No. 400-i and -ii] [Mr Clive Soley].

3 Draft Mental Health Bill.—Memoranda laid before the Joint Committee on the Draft Mental Health Bill; to be printed [No. 95-xviii] [Mr George Howarth].

4 Environment, Food and Rural Affairs.—Minutes of Evidence taken before the Sub-Committee on Progress on Pesticides of the Environment, Food and Rural Affairs Committee [Progress on Pesticides]; to be printed [No. 258-iv] [Mr Michael Jack].

5 International Development.—Minutes of Evidence taken before the International Development Committee [The Future of EU Development Policy]; to be printed [No. 390-i] [Tony Baldry].

6 Public Administration.—Minutes of Evidence taken before the Select Committee on Public Administration [Civil Service Effectiveness]; to be printed [No. 307-ii] [Tony Wright].

[No. 42; WH, No. 25]

Thursday 24th February 2005.

The House sitting in Westminster Hall

The sitting began at half-past Two o’clock.

Adjournment (Migration and Development: how to make migration work for poverty reduction—Sixth Report from the International Development Committee, Session 2003–04, and the Government’s response thereto).—Resolved, That the sitting be now adjourned.—(Margaret Moran.)

And accordingly the sitting was adjourned till Tuesday 1st March.

[Adjourned at 5.06 p.m.]
1 The Speaker's Absence.—The House being met, and the Speaker having leave of absence pursuant to paragraph (3) of Standing Order No. 3 (Deputy Speaker), Sir Alan Haselhurst, the Chairman of Ways and Means, proceeded to the Table.

PRAYERS.

2 The Chairman of Ways and Means took the Chair as Deputy Speaker, pursuant to the Standing Order.

3 Motion to sit in private,—Mr Eric Forth moved, That the House do sit in private.

The Deputy Speaker put the Question forthwith, pursuant to Standing Order No. 163 (Motions to sit in private).

The House divided.

Tellers for the Ayes, Mr Eric Forth, Mr Nigel Evans: 0.
Tellers for the Noes, Mr Nick Ainger, Laura Moffatt: 14.

And it appearing on the report of the Division that fewer than forty Members had taken part in the Division, the Deputy Speaker declared that the Question was not decided.

4 Drugs (Sentencing and Commission of Inquiry) Bill,—The Order of the day being read, for the Second Reading of the Drugs (Sentencing and Commission of Inquiry) Bill.

And a Motion being made, and the Question being put, That the Bill be now read a second time;

The House divided.

Tellers for the Ayes, Mr Eric Forth, Mr John Randall: 13.
Tellers for the Noes, Paul Clark, Laura Moffatt: 11.

And it appearing on the report of the Division that fewer than forty Members had taken part in the Division, the Deputy Speaker declared that the Question was not decided, and the business under consideration stood over until the next sitting of the House.

5 School Meals and Nutrition Bill,—The Order of the day being read, for the Second Reading of the School Meals and Nutrition Bill.

And a Motion being made, and the Question being put, That the Bill be now read a second time;

The House divided.

Tellers for the Ayes, Geraint Davies, Mr Paul Marsden: 6.
Tellers for the Noes, Paul Clark, Mr Nick Ainger: 9.

And it appearing on the report of the Division that fewer than forty Members had taken part in the Division, the Deputy Speaker declared that the Question was not decided, and the business under consideration stood over until the next sitting of the House.

6 Right of Reply and Press Standards Bill,—The Order of the day being read, for the Second Reading of the Right of Reply and Press Standards Bill;

And a Motion being made, and the Question being put, That the Bill be now read a second time;

The House divided.

Tellers for the Ayes, Mr Paul Marsden, Peter Bradley: 6.
Tellers for the Noes, Paul Clark, Gregory Barker: 12.

And it appearing on the report of the Division that fewer than forty Members had taken part in the Division, the Deputy Speaker declared that the Question was not decided, and the business under consideration stood over until the next sitting of the House.
7 Adjournment,—Resolved, That this House do now adjourn.—(Paul Clark.)

And accordingly, the House, having continued to sit till three minutes to Three o’clock, adjourned till Monday 28th February.

[Adjourned at 2.57 p.m.]

APPENDIX

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:

1 Electricity,—Electricity (Fuel Mix Disclosure) Regulations 2005 (S.I., 2005, No. 391), dated 24th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

2 Road Traffic,—Road Traffic (Permitted Parking Area and Special Parking Area) (Borough of Thurrock) Order 2005 (S.I., 2005, No. 370), dated 22nd February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

3 Sea Fisheries,—Sea Fishing (Restriction on Days at Sea) Order 2005 (S.I., 2005, No. 393), dated 25th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

4 Social Security,—Income-related Benefits (Subsidy to Authorities) Amendment Order 2005 (S.I., 2005, No. 369), dated 21st February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

Other Papers:

5 Low Pay Commission,—Paper, entitled National Minimum Wage: Report of the Low Pay Commission [by Command] [Cm. 6475] [Ms Secretary Hewitt].

Papers withdrawn:

6 Immigration,—Draft Special Immigration Appeals Commission (Procedure) (Amendment) Rules 2005 [laid 3rd February].
Monday 28th February 2005.

The House met at half-past Two o’clock.

PRAYERS.

1 Message from the Queen.—The Vice-Chamberlain of the Household reported to the House, That the Address of 19th January, praying that Her Majesty would re-appoint as Electoral Commissioners—
   (1) Pamela Joan Gordon for the period of two years; and
   (2) Sir Neil William David McIntosh KBE for the period of three years,
was presented to Her Majesty, who was graciously pleased to comply with the request.

2 First Standing Committee on Delegated Legislation,—Mr Mike Hancock reported from the First Standing Committee on Delegated Legislation the draft Law Reform (Miscellaneous Provisions) (Northern Ireland) Order 2005.
   Minutes of Proceedings of the Committee to lie upon the Table.

   Minutes of Proceedings of the Committee to lie upon the Table.

4 Fifth Standing Committee on Delegated Legislation,—Mr Nigel Beard reported from the Fifth Standing Committee on Delegated Legislation the draft Gangmasters (Licensing Authority) Regulations 2005.
   Minutes of Proceedings of the Committee to lie upon the Table.

5 Right of Reply and Press Standards Bill,—The Order for reading the Right of Reply and Press Standards Bill a second time this day was read and discharged.
   Bill to be read a second time on Friday 8th April.

6 Drugs (Sentencing and Commission of Inquiry) Bill,—The Order for reading the Drugs (Sentencing and Commission of Inquiry) Bill a second time this day was read and discharged.
   Bill to be read a second time on Friday 4th March.

7 School Meals and Nutrition Bill,—The Order for reading the School Meals and Nutrition Bill a second time this day was read and discharged.
   Bill to be read a second time on Friday 15th April.

8 Prevention of Terrorism Bill (Programme) (No. 2),—A Motion was made, and the Question being proposed, That the following provisions shall apply to the Prevention of Terrorism Bill for the purpose of supplementing the Order of 23rd February 2005—
   1. Paragraphs 3 and 4 of that Order shall be omitted.
   2. Proceedings in Committee of the whole House and any proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion six hours after the commencement of proceedings on the Motion for this Order or at 10.00 p.m., whichever is the later.
   3. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion one hour after the commencement of those proceedings—(Ms Hazel Blears).

And it being three-quarters of an hour after the commencement of proceedings on the Motion, the Deputy Speaker put the Question, pursuant to Standing Order No. 83A (Programme motions).

The House divided.

Tellers for the Ayes, Mr Tom Watson, Bridget Prentice: 278.

Tellers for the Noes, Sir Robert Smith, Mr David Ruffley: 185.

So the Question was agreed to.
9 Prevention of Terrorism Bill.—The House, according to Order, resolved itself into a Committee on the Prevention of Terrorism Bill.

(In the Committee)

Clause No. 1 (Power to make control orders).

Amendment (No. 4) proposed, in page 1, line 3, to leave out the word 'make' and insert the words 'apply to the court for'—(Mr Win Griffiths.)

Question put, That the Amendment be made.
The Committee divided.

Tellers for the Ayes, Mr Clive Betts, Richard Burden: 253.

Tellers for the Noes, Paul Clark, James Purnell: 267.

And it being after Ten o'clock, the Chairman, pursuant to Order [this day], put the Question on a new Clause selected for separate decision.

A Clause (NC6) (Power to make control orders)—(Mr Dominic Grieve)—brought up, and read the first time.

Question put, That the Clause be added to the Bill.
The Committee divided.

Tellers for the Ayes, Mr Crispin Blunt, Sir Robert Smith: 194.

Tellers for the Noes, Mr Vernon Coaker, Mr Nick Ainger: 284.

The Chairman then put the Question necessary to bring proceedings in Committee to a conclusion.

Question put, That Clauses Nos. 1 to 13 stand part of the Bill and the Schedule be the Schedule to the Bill.
The Committee divided.

Tellers for the Ayes, Mr Nick Ainger, Mr Vernon Coaker: 281.

Tellers for the Noes, Sir Robert Smith, Mr David Ruffley: 198.

Whereupon the Chairman left the Chair to report the Bill to the House.

The Deputy Speaker resumed the Chair, and Margaret Moran reported, That the Committee had gone through the Bill, and made no Amendment thereunto.

A Motion was made, and the Question being proposed, That the Bill be now read the third time;

And it being one hour after the commencement of proceedings on Third Reading, the Deputy Speaker put the Question, pursuant to Order [this day].
The House divided.

Tellers for the Ayes, Mr Nick Ainger, Mr Vernon Coaker: 272.


So the Question was agreed to.
The Bill was accordingly read the third time, and passed.

10 Constitutional Law.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005, which was laid before this House on 18th January, be approved—(Mr Jim Murphy)—It was agreed to.

11 Constitutional Law.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Scotland Act 1998 (Modifications of Schedule 5) Order 2005, which was laid before this House on 25th January, be approved—(Mr Jim Murphy)—It was agreed to.

12 Constitutional Law.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Scotland Act 1998 (Modifications of Schedule 5) (No. 2) Order 2005, which was laid before this House on 25th January, be approved—(Mr Jim Murphy)—It was agreed to.

13 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Drainage (Amendment) (Northern Ireland) Order 2005, which was laid before this House on 26th January, be approved—(Mr Jim Murphy)—It was agreed to.
14 Regulatory Reform.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 18 (Consideration of draft regulatory reform orders), That the draft Regulatory Reform (Prison Officers) (Industrial Action) Order 2005, which was laid before this House on 11th January, be approved—(Mr Jim Murphy):—It was agreed to.

15 Financing of Agricultural and Rural Development Policy.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Committees), That this House takes note of European Union Documents No. 11557/04, draft Regulation on the financing of the Common Agricultural Policy, and No. 11495/04 and Addenda 1 to 9, draft Regulation on support for rural development by the European Agricultural Fund for Rural Development, and supports the Government’s objective of encouraging and sustaining development in rural areas through diverse, competitive and sustainable farming methods, in line with Common Agricultural Policy reform already agreed in June 2003 and consistent with the wider EU’s shared rural development and environmental priorities—(Mr Jim Murphy):—It was agreed to.

16 Business of the House,—Ordered, That, at the sitting on Monday 7th March, notwithstanding the provisions of Standing Order No. 16 (Proceedings under an Act or on European Union documents), the Speaker shall put the Questions necessary to dispose of proceedings on the Motion in the name of Mr Stephen Timms relating to Future European Union Finances not later than three hours after their commencement; and the proceedings may continue, though opposed, after the moment of interruption.—(Mr Jim Murphy.)

17 Adjournment.—A Motion was made, and the Question being proposed, That this House do now adjourn—(Mr Jim Murphy);

Tuesday 1st March 2005
And the Motion having been made after Ten o’clock on Monday evening, and the Debate having continued for half an hour, the Deputy Speaker adjourned the House without Question put, pursuant to the Standing Order, it being then twenty-nine minutes past Twelve o’clock on Tuesday morning, till this day.

[Adjourned at 12.29 a.m.]

APPENDIX I
Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Criminal Law.—Draft Remand in Custody (Effect of Concurrent and Consecutive Sentences of Imprisonment) Rules 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

Papers subject to Negative Resolution:


3 Road Traffic.—(1) Road Traffic (Permitted Parking Area and Special Parking Area) (Borough of Torbay) Order 2005 (S.I., 2005, No. 387), dated 22nd February 2005; (2) Road Traffic (Permitted Parking Area and Special Parking Area) (City of Coventry) Order 2005 (S.I., 2005, No. 378), dated 22nd February 2005; (3) Road Traffic (Permitted Parking Area and Special Parking Area) (County of Surrey) (Borough of Epsom and Ewell) Order 2005 (S.I., 2005, No. 388), dated 22nd February 2005; and (4) Tractor etc (EC Type-Approval) Regulations 2005 (S.I., 2005, No. 390), dated 24th February 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Darling].


Other Papers:

5 Biological Standards.—Account of the National Biological Standards Board for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 384] [Clerk of the House].
APPENDIX II
Standing Committees

1 Draft Law Reform (Miscellaneous Provisions) (Northern Ireland) Order 2005.—The Committee of Selection has discharged Mr Keith Bradley from the First Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Dr Nick Palmer.

2 Draft Gangmasters (Licensing Authority) Regulations 2005.—The Committee of Selection has discharged Alan Simpson from the Fifth Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Jim Sheridan.

APPENDIX III
Reports from Select Committees

1 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions.—Minutes of Evidence taken before the Urban Affairs Sub-Committee of the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [Empty Homes and Low-demand Pathfinders]; to be printed [No. 295-ii] [Andrew Bennett].

2 Public Accounts.—(1) Ninth Report from the Committee of Public Accounts [The Drug Treatment and Testing Order: early lessons]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 403]; and (2) Minutes of Evidence taken before the Committee [Improving school attendance in England]; to be printed [No. 404-i] [Mr Edward Leigh].

3 Science and Technology.—Minutes of Evidence taken before the Science and Technology Committee [Strategic science provision in English Universities]; to be printed [No. 220-ii] [Dr Ian Gibson].
The House met at half-past Eleven o’clock.

PRAYERS.

1 London Local Authorities and Transport for London Bill,—The Order of the day being read, for the second reading of the London Local Authorities and Transport for London Bill,
   Ordered, That the Bill be read a second time on Tuesday 8th March.

2 Third Standing Committee on Delegated Legislation,—Mr Bill Olner reported from the
   Third Standing Committee on Delegated Legislation the draft Insolvency (Northern
   Minutes of Proceedings of the Committee to lie upon the Table.

3 Fourth Standing Committee on Delegated Legislation,—Derek Conway reported from the
   Fourth Standing Committee on Delegated Legislation the draft Data Protection (Subject
   Minutes of Proceedings of the Committee to lie upon the Table.

4 Sixth Standing Committee on Delegated Legislation,—Mr David Amess reported from the
   Sixth Standing Committee on Delegated Legislation the draft Company Directors
   Disqualification (Amendment) (Northern Ireland) Order 2005.
   Minutes of Proceedings of the Committee to lie upon the Table.

5 Seventh Standing Committee on Delegated Legislation,—Mr Bill O’Brien reported from the
   Seventh Standing Committee on Delegated Legislation the Code of Audit Practice for
   Local Government Bodies (2005) and the Code of Audit Practice for Local NHS
   Bodies (2005).
   Minutes of Proceedings of the Committee to lie upon the Table.

6 Message from the Lords,—A Message was brought from the Lords, as follows:
   International Organisations Bill [Lords],—The Lords have passed a Bill to make
   provision about privileges, immunities and facilities in connection with certain
   international organisations; to which the Lords desire the concurrence of this House.
   Inquiries Bill [Lords],—The Lords have passed a Bill to make provision about the
   holding of inquiries; to which the Lords desire the concurrence of this House.
   Disability Discrimination Bill [Lords],—The Lords have passed a Bill to amend the
   Disability Discrimination Act 1995; and for connected purposes; to which the Lords
   desire the concurrence of this House.

7 International Organisations Bill [Lords],—The International Organisations Bill [Lords] was
   read the first time; and ordered to be read a second time to-morrow and to be printed
   [Bill 69].
   Ordered, That the Explanatory Notes relating to the International Organisations Bill
   [Lords] be printed [Bill 69–EN].

8 Inquiries Bill [Lords],—The Inquiries Bill [Lords] was read the first time; and ordered to be
   read a second time to-morrow and to be printed [Bill 70].
   Ordered, That the Explanatory Notes relating to the Inquiries Bill [Lords] be printed
   [Bill 70–EN].

9 Disability Discrimination Bill [Lords],—The Disability Discrimination Bill [Lords] was
   read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 71].
   Ordered, That the Explanatory Notes relating to the Disability Discrimination Bill
   [Lords] be printed [Bill 71–EN].

10 Small Renewable Energy Developments (Permitted Development) Bill,—Mr David Drew,
   supported by Mr David Chaytor, Alan Simpson, Mr Andrew Stunell, Norman Baker,
   Mr John Horam, Mr Simon Thomas, Sue Doughty, Mrs Patsy Calton and Peter
   Bottomley, presented a Bill to require the Secretary of State to extend permitted
   development status to small renewable energy developments and issue guidance to
   planning authorities in connection with such developments; and for connected
   purposes: And the same was read the first time; and ordered to be read a second time on
   Friday 15th April and to be printed [Bill 67].
11 Bus Services (Quality Contracts Schemes),—Ordered, That leave be given to bring in a Bill to amend the requirements for making quality contract schemes under the Transport Act 2000: And that Mr Paul Truswell, Mr Dennis Turner, Mr Clive Betts, Mr George Howarth, Mr Graham Stringer, Mr John Grogan, Colin Burgon, Mr Fabian Hamilton, Mr Colin Challen, Mr John Battle and Mr George Mudie do prepare and bring it in.

12 Bus Services (Quality Contracts Schemes) Bill.—Mr Paul Truswell accordingly presented a Bill to amend the requirements for making quality contract schemes under the Transport Act 2000: And the same was read the first time; and ordered to be read a second time on Friday 18th March and to be printed [Bill 68].

13 Constitutional Reform Bill [Lords] [3rd allotted day],—The House, according to Order, resolved itself into a Committee on the Constitutional Reform Bill [Lords].

(In the Committee)

Clause No. 8 (Head and Deputy Head of Criminal Justice).
Amendment (No. 360) proposed, in page 4, line 29, at the end, to insert the words ‘in England and Wales’.—(Mr Dominic Grieve.)

Question proposed, That the Amendment be made:—Amendment, by leave, withdrawn.

Amendment (No. 25) made.
Clause, as amended, agreed to.

Clause No. 9 (Head and Deputy Head of Family Justice).
Amendment (No. 26) made.
Clause, as amended, agreed to.

Clause No. 10 agreed to.
Schedule No. 1 (Powers to make rules).
Amendments (Nos. 27 to 34, 490 and 370) made.
Schedule, as amended, agreed to.

Clause No. 11 agreed to.

Schedule No. 2 (Powers to give directions).
Amendments (Nos. 35, 36, 371, 37, 38 and 373 to 375) made.
Schedule, as amended, agreed to.

Clause No. 12 agreed to.

Schedule No. 3 (Transfer of appointment functions to Her Majesty).
Amendment (No. 644) proposed, in page 63, line 6, to leave out the words ‘Supreme Court’ and insert the words ‘Senior Courts’.—(Mr Christopher Leslie.)

Question put, That the Amendment be made.

The Committee divided.

Tellers for the Ayes, Jim Fitzpatrick, Margaret Moran: 278.
Tellers for the Noes, Mr Peter Atkinson, Mr David Ruffley: 93.

Schedule, as amended, agreed to.

Clause No. 13 (Other functions of the Lord Chancellor and organisation of the courts).
Amendments (Nos. 491 and 492) made.
Clause, as amended, agreed to.

Schedule No. 4 (Other functions of the Lord Chancellor and organisation of the courts).
Amendments (Nos. 376, 377, 493 to 498, 378, 499 to 501, 379, 502 to 507, 380 to 385, 508, 509, 386 to 395, 510 to 512, 396, 645, 397 to 400, 513, 401, 514, 402, 404, 405, 515, 406 to 408, 516, 409 to 411, 517, 412, 413, 518 to 527, 415 to 420, 528, 421 to 425, 529, 530, 427 to 429, 531 to 534, 430 to 433, 535 to 538, 434, 435, 539 to 544, 446 to 453, 545 to 556, 454, 557, 456 to 459, 559 and 460 to 462) made.
Schedule, as amended, agreed to.

Clause No. 14 (Lord Chancellor’s oath).
Amendment (No. 355) proposed, in page 6, line 9, to leave out from the word ‘that’ to the end of line 14 and insert the words ‘I will well and truly serve our Sovereign... in the office of Lord High Chancellor of Great Britain and that I will faithfully and at all times uphold the continued independence of the judiciary and the rule of law, in accordance with the laws and usages of this Realm.”.—(Mr Jonathan Djanogly.)
Question put, That the Amendment be made.
The Committee divided.

Tellers for the Ayes, Mr Geoffrey Clifton-Brown, Mr David Ruffley: 167.
Tellers for the Noes, James Purnell, Mr John Heppell: 272.

Clause agreed to.
Clause No. 15 agreed to.
Schedule No. 5 agreed to.
Clause No. 16 (Transfer, modification or abolition of functions by order).
Amendments (Nos. 39 to 47) made.
Clause, as amended, agreed to.
Schedule No. 6 (Protected functions of the Minister).
Amendments (Nos. 48 to 51, 559, 563, 564, 465 and 561) made.
Schedule, as amended, agreed to.
Clause No. 17 agreed to.
Clause No. 18 (Amendment of Schedule 6).
Amendments (Nos. 52 to 54) made.
Clause, as amended, agreed to.
Clause No. 19 (Transfers: supplementary).
Amendments (Nos. 55 and 56) made.
Clause, as amended, agreed to.

Another Clause (NC10) (Functions of the Lord Chief Justice during vacancy or incapacity)—(Mr Christopher Leslie)—brought up, read the first and second time, and added.

Another Clause (NC20) (The Lord Chancellor and Northern Ireland courts)—(Mr Christopher Leslie)—brought up, read the first and second time, and added.

Another Clause (NC9) (Disqualification from holding further ministerial office)—(Mr Dominic Grieve)—brought up and read the first time.

Question put, That the Clause be read a second time.
The Committee divided.

Tellers for the Ayes, Mr David Ruffley, Mr Geoffrey Clifton-Brown: 167.
Tellers for the Noes, Mr John Heppell, James Purnell: 283.

And it being more than five hours after the commencement of proceedings on the Bill, the Deputy Speaker, pursuant to Orders [17th and 31st January] put the remaining Questions necessary to bring proceedings in the Committee to a conclusion.

A Schedule (NS1) (Functions under legislation relating to Northern Ireland)—(Mr Christopher Leslie)—brought up, read the first time and added.

Clause No. 22 (Qualification for appointment).
Amendments (Nos. 647 and 648) made.
Clause, as amended, agreed to.
Clause No. 23 (Selection of members of the Court).
Amendment (No. 57) made.
Clause, as amended, agreed to.
Schedule No. 7 (Supreme Court selection commissions).
Amendments (Nos. 58 to 80) made.
Schedule, as amended, agreed to.
Clause No. 24 (Selection process).
Amendments (Nos. 81 and 82) made.
Clause, as amended, agreed to.
Clause No. 25 (Report).
Amendments (Nos. 83 to 87) made.
Clause, as amended, agreed to.
Clause No. 26 (The Minister’s options).
Amendments (Nos. 88 to 93) made.
Clause, as amended, agreed to.
Clause No. 27 (Exercise of powers to reject or require reconsideration). Amendments (Nos. 94 to 98) made. Clause, as amended, agreed to.

Clause No. 28 (Selection following rejection or requirement to reconsider). Amendments (Nos. 99 to 102) made. Clause, as amended, agreed to.

Clauses Nos. 29 and 30 agreed to.

Clause No. 31 (Salaries and allowances). Amendments (Nos. 103 and 104) made. Clause, as amended, agreed to.

Clause No. 32 (Resignation and retirement). Amendments (Nos. 105 and 106) made. Clause, as amended, agreed to.

Clause No. 33 (Medical retirement). Amendments (Nos. 107 and 108) made. Clause, as amended, agreed to.

Clause No. 34 agreed to.

Clause No. 35 (Acting judges). Amendment (No. 109) made. Clause, as amended, agreed to.

Clause No. 36 (Supplementary panel). Amendments (Nos. 110 and 111) made. Clause, as amended, agreed to.

Clauses Nos. 38 to 41 agreed to.

Clause No. 42 (Making of rules). Amendment (No. 112) made. Clause, as amended, agreed to.

Clause No. 43 (Procedure after rules made). Amendments (Nos. 113 to 115) made. Clause, as amended, agreed to.

Clause No. 44 agreed to.

Clause No. 45 (Chief executive). Amendment (No. 116) made. Clause, as amended, agreed to.

Clause No. 46 (Officers and staff). Amendment (No. 117) made. Clause, as amended, agreed to.

Clause No. 47 (Accommodation and other resources). Amendments (Nos. 118 to 122) made. Clause, as amended, agreed to.

Clause No. 48 agreed to.

Clause No. 49 (Fees). Amendments (Nos. 123 to 125) made. Clause, as amended, agreed to.

Clause No. 50 (Fees: supplementary). Amendment (No. 126) made. Clause, as amended, agreed to.

Clause No. 51 (Annual report). Amendments (Nos. 127 and 128) made. Clause, as amended, agreed to.

Clause No. 52 disagreed to.

Clause No. 53 agreed to.
Schedule No. 9 (Proceedings under jurisdiction transferred to Supreme Court).
Amendments (Nos. 129, 649 and 650) made.
Schedule, as amended, agreed to.
Clause No. 54 (Interpretation of Part 3).
Amendment (No. 130) made.
Clause, as amended, agreed to.
Other Clauses (NC31) (Seal), (NC43) (Records of the Supreme Court) and
(NC44) (Renaming of Supreme Courts of England and Wales and Northern Ireland)—
(Mr Christopher Leslie)—brought up, read the first time and added.
Another Schedule (NS3) (Renaming of the Supreme Courts of England and Wales and
Northern Ireland)—(Mr Christopher Leslie)—brought up, read the first time and added.
Clause No. 55 agreed to.
Schedule No. 10 (The Judicial Appointments Commission).
Amendments (Nos. 131, 651, 574, 652, 653, 132, 575, 133, 654 to 657, 134 to 141,
576 to 579, 142, 580, 143, 144, 581 and 145 to 175) made.
Schedule, as amended, agreed to.
Clause No. 56 agreed to.
Schedule No. 11 (The Judicial Appointments and Conduct Ombudsman).
Amendments (Nos. 176, 582, 658, 659, 583, 660, 661, 177, 178, 640, 179 to 197, 584
and 198 to 202) made.
Schedule, as amended, agreed to.
Clause No. 57 agreed to.
Clause No. 58 (Guidance about procedures).
Amendment (No. 203) made.
Clause, as amended, agreed to.
Clause No. 59 (Guidance: supplementary).
Amendments (Nos. 204 to 208, 585 and 209) made.
Clause, as amended, agreed to.
Clause No. 60 (Selection of Lord Chief Justice and Heads of Division).
Amendments (Nos. 586 and 587) made.
Clause, as amended, agreed to.
Clause No. 61 (Selection process).
Amendment (No. 588) made.
Clause, as amended, agreed to.
Clause No. 62 agreed to.
Clause No. 63 (Report).
Amendments (Nos. 215 to 218) made.
Clause, as amended, agreed to.
Clause No. 64 (The Minister’s options).
Amendments (Nos. 219, 589, 220, 590, 221, 591, 222, 223 and 592) made.
Clause, as amended, agreed to.
Clause No. 65 (Exercise of powers to reject or require reconsideration).
Amendments (Nos. 224 to 228) made.
Clause, as amended, agreed to.
Clause No. 66 (Selection following rejection or requirement to reconsider).
Amendments (Nos. 229 to 232 and 593) made.
Clause, as amended, agreed to.
Clause No. 67 (Selection of Lords Justices of Appeal).
Amendments (Nos. 594 and 595) made.
Clause, as amended, agreed to.
Clause No. 68 (Selection process).
Amendment (No. 596) made.
Clause, as amended, agreed to.
Clause No. 69 agreed to.
Clause No. 70 (Report).
Amendments (Nos. 237 to 240) made.
Clause, as amended, agreed to.
Clause No. 71 (The Minister’s options).
Amendments (Nos. 241, 597, 242, 598, 243, 599, 244, 245 and 600) made.
Clause, as amended, agreed to.
Clause No. 72 (Exercise of powers to reject or require reconsideration).
Amendments (Nos. 246 to 250) made.
Clause, as amended, agreed to.
Clause No. 73 (Selection following rejection or requirement to reconsider).
Amendments (Nos. 251 to 254 and 601) made.
Clause, as amended, agreed to.
Clause No. 74 (Selection of puisne judges and other office holders).
Amendments (Nos. 602, 255, 603 and 256) made.
Clause, as amended, agreed to.
Schedule No. 12 (The Judicial Appointments Commission: Relevant Offices and Enactments).
Amendments (Nos. 662, 562 and 622 to 625) made.
Schedule, as amended, agreed to.
Clause No. 75 disagreed to.
Clause No. 76 (Selection process).
Amendments (Nos. 605 and 606) made.
Clause, as amended, agreed to.
Clause No. 77 (Report).
Amendments (Nos. 262 to 265) made.
Clause, as amended, agreed to.
Clause No. 78 (The Minister’s options).
Amendments (Nos. 266, 607, 267, 608, 609, 269, 270, 610 and 611) made.
Clause, as amended, agreed to.
Clause No. 79 (Exercise of powers to reject or require reconsideration).
Amendments (Nos. 271 to 275) made.
Clause, as amended, agreed to.
Clause No. 80 (Selection following rejection or requirement to reconsider).
Amendments (Nos. 276, 612, 277, 278, 613, 279 and 614) made.
Clause, as amended, agreed to.
Clause No. 81 (Reconsideration of decision not to select).
Amendments (Nos. 280 and 281) made.
Clause, as amended, agreed to.
Clause No. 82 disagreed to.
Clause No. 83 (Scotland and Northern Ireland).
Amendments (Nos. 616 to 618) made.
Clause, as amended, agreed to.
Clause No. 84 (Assistance in connection with other appointments).
Amendments (Nos. 285 to 288) made.
Clause, as amended, agreed to.
Clause No. 85 (Complaints: interpretation).
Amendment (No. 289) made.
Clause, as amended, agreed to.
Clause No. 86 (Complaints to the Commission or the Minister).
Amendment (No. 290) made.
Clause, as amended, agreed to.
Clause No. 87 (Complaints to the Ombudsman). Amendments (Nos. 291 to 293) made.
Clause, as amended, agreed to.
Clause No. 88 (Report and recommendations). Amendment (No. 294) made.
Clause, as amended, agreed to.
Clause No. 89 (Report procedure). Amendments (Nos. 295 to 298) made.
Clause, as amended, agreed to.
Clause No. 90 (References by the Minister). Amendments (Nos. 299 and 300) made.
Clause, as amended, agreed to.
Clause No. 91 (Information). Amendment (No. 301) made.
Clause, as amended, agreed to.
Clause No. 92 agreed to.
Clause No. 93 (Disclosure of information to the Commission). Amendment (No. 302) made.
Clause, as amended, agreed to.
Clause No. 96 (Regulations about procedures). Amendments (Nos. 303, 626 and 627) made.
Clause, as amended, agreed to.
Clause No. 97 (Contents of regulations). Amendments (Nos. 628, 304, 305, 629, 630, 307 and 631) made.
Clause, as amended, agreed to.
Clause No. 98 (Procedural rules). Amendments (Nos. 308, 632 and 309) made.
Clause, as amended, agreed to.
Clause No. 99 (Extension of discipline provisions to other offices). Amendments (Nos. 310 and 311) made.
Clause, as amended, agreed to.
Clauses Nos. 100 to 103 disagreed to.
Clause No. 104 (Interpretation of Part 4). Amendments (Nos. 619, 620, 637 and 621) made.
Clause, as amended, agreed to.

Other Clauses (NC11) (Duty to fill vacancies), (NC12) (Request for selection), (NC13) (Duty to fill vacancies (No. 2)), (NC14) (Request for selection (No. 2)), (NC15) (Duty to fill vacancies (No. 3)), (NC16) (Request for selection (No. 3)), (NC17) (Duty to identify persons for future requests), (NC18) (Withdrawal and modification of requests), (NC19) (Effect of acceptance of selection), (NC20) (Applications to the Ombudsman), (NC21) (Review by the Ombudsman), (NC22) (Reports on reviews), (NC23) (Reports on references), (NC24) (References to the Ombudsman relating to conduct), (NC25) (Reports on references), (NC26) (Delegation of functions), (NC27) (Scotland), (NC28) (Northern Ireland) and (NC29) (Encouragement of diversity)—(Mr Christopher Leslie)—brought up, and read the first time.

Question put, That the Clauses be added to the Bill.

The Committee divided.

Tellers for the Ayes, Paul Clark, Gillian Merron: 296.

Tellers for the Noes, Mr Mark Prisk, Mr Geoffrey Clifton-Brown: 127.

Clause No. 110 agreed to.
Schedule No. 13 agreed to.
Clause No. 111 agreed to.
Clause No. 112 (“Enactment”). Amendment (No. 466) made.
Clause, as amended, agreed to.
Clause No. 113 agreed to.
Clause No. 114 (General interpretation).
Amendment (No. 319) made.
Clause, as amended, agreed to.
Clause No. 115 (Supplementary provision etc).
Amendments (Nos. 320 and 663) made.
Clause, as amended, agreed to.
Clause No. 116 (Orders and regulations).
Amendments (Nos. 321, 638 and 467) made.
Clause, as amended, agreed to.
Clause No. 117 agreed to.
Schedule No. 14 (Minor and consequential amendments).
Amendments (Nos. 468 to 470 and 16) made.
Schedule, as amended, agreed to.
Clause No. 118 agreed to.
Schedule No. 15 (Repeals and revocations).
Amendments (Nos. 471, 472, 563 to 565, 473, 566, 474, 567, 475 to 478, 568, 569, 479, 480, 570, 571, 481 to 483, 572, 573, 484, 485, 368, 486, 664, 665, 487 and 666) made.
Schedule, as amended, agreed to.
Clause No. 119 (Extent).
Amendment (No. 641) made.
Clause, as amended, agreed to.
Clause No. 120 (Commencement).
Amendments (Nos. 322, 488, 489, 323 and 324) made.
Clause, as amended, agreed to.
Clause No. 121 (Short title).
Amendment (No. 642) made.
Clause, as amended, agreed to.

Other Clauses (NC32) (Disclosure of information to the Northern Ireland Judicial Appointments Commission), (NC33) (Northern Ireland Judicial Appointments Ombudsman), (NC34) (Complaints: interpretation), (NC35) (Complaints to the Commission or the Lord Chancellor), (NC36) (Complaints to the Ombudsman), (NC37) (Report and recommendations), (NC38) (Report procedure), (NC39) (References by the Lord Chancellor), (NC40) (Information) and (NC41) (Confidentiality in relation to judicial appointments and discipline)—(Mr Christopher Leslie)—brought up, read the first time and added.

Another Schedule (NS2) (Northern Ireland Judicial Appointments Ombudsman)—(Mr Christopher Leslie)—brought up, read the first time and added.

Whereupon the Chairman left the Chair to report the Bill, as amended, to the House.

The Deputy Speaker resumed the Chair, and Bridget Prentice reported, That the Committee had gone through the Bill, and made Amendments thereunto.

The House, according to Orders [17th and 31st January], proceeded to consider the Bill, as amended in the Committee.

A Motion was made, and the Question being put, That the Bill be now read the third time;

The House divided.

Tellers for the Ayes, Gillian Merron, Paul Clark: 280.

Tellers for the Noes, Mr Mark Prisk, Andrew Selous: 118.

So the Question was agreed to.

The Bill was accordingly read the third time, and passed, with Amendments.

14 Church of England (General Synod) (Measures).—Ordered, That the Care of Cathedrals (Amendment) Measure, Church of England (Miscellaneous Provisions) Measure and Stipends (Cessation of Special Payments) Measure, which were laid before this House on 24th February, be referred to a Standing Committee on Delegated Legislation.—(Mr Tom Watson.)
15 Public Petitions.—A Public Petition from the Cod Crusaders for the United Kingdom’s withdrawal from the Common Fisheries Policy was presented and read, and ordered to lie upon the Table and to be printed.

16 Adjournment,—Resolved, That this House do now adjourn.—(Mr Tom Watson.)

And accordingly, the House, having continued to sit till four minutes past Eight o’clock, adjourned till to-morrow.

[Adjourned at 8.04 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Companies,—Draft Community Interest Company Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

Papers subject to Negative Resolution:

2 Agriculture,—Production of Bovine Collagen Intended for Human Consumption in the United Kingdom (England) Regulations 2005 (S.I., 2005, No. 404), dated 27th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

3 Food,—Plastic Materials and Articles in Contact with Food (Amendment) (England) Regulations 2005 (S.I., 2005, No. 325), dated 9th February 2005 [by Act] [Mr Secretary Reid].

4 Health Care and Associated Professions,—(1) General Medical Council (Constitution of Panels and Investigation Committee) (Amendment) Rules Order of Council 2005 (S.I., 2005, No. 402); (2) General Medical Council (Fraud or Error in relation to Registration) Rules Order of Council 2005 (S.I., 2005, No. 401); and (3) General Medical Council (Registration Appeals Panels Procedure) Rules Order of Council 2005 (S.I., 2005, No. 400), dated 2nd February 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Reid].


6 Taxes,—Finance Act 1993, Section 86(2), (Single Payment Scheme) Order 2005 (S.I., 2005, No. 409) [by Act], with an Explanatory Memorandum [by Command] [Dawn Primarolo].

Other Papers:

7 Reserve Forces,—Report under section 56(7) of the Reserve Forces Act 1996 on the making of a call-out order under section 56(1) of that Act [by Act] [Mr Secretary Hoon].

8 Special Procedure Orders,—Report by the Chairman of Committees of the House of Lords and the Chairman of Ways and Means in the House of Commons, under section 3 of the Statutory Orders (Special Procedure) Act 1945, that no Petition has been presented against the Midland Metro (Wednesbury to Brierley Hill and Miscellaneous Amendments) Order 2005 [by Act] [Chairman of Ways and Means].

APPENDIX II

Standing Committees

1 Draft Insolvency (Northern Ireland) Order 2005.—The Committee of Selection has discharged Mrs Helen Clark, Ross Cranston, Paul Farrelly, Alan Simpson and Mr Graham Stringer from the Third Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution John Cryer, Mr Terry Rooney, Mr John Smith, Ian Stewart and Gareth Thomas (Clwyd West).

2 Draft Company Directors Disqualification (Amendment) (Northern Ireland) Order 2005.—The Committee of Selection has discharged Mr Roger Godsiff and Rachel Squire from the Sixth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr David Borrow and Mr Ivan Henderson.
3 Code of Audit Practice for Local Government Bodies (2005) and the Code of Audit Practice for local NHS Bodies (2005).—The Committee of Selection has discharged Mr Michael Clapham and Linda Gilroy from the Seventh Standing Committee on Delegated Legislation (nominated in respect of the Codes) and nominated in substitution Mr Adrian Bailey and Ross Cranston.

APPENDIX III

Reports from Select Committees

1 Constitutional Affairs,—(1) Minutes of Evidence taken before the Constitutional Affairs Committee [Legal aid: asylum appeals]; to be printed [No. 276-ii]; and
(2) Minutes of Evidence taken before the Committee [The operation of the Special Immigration Appeals Commission {SIAC}]; to be printed [No. 323-ii]
[Mr A. J. Beith].

2 Environment, Food and Rural Affairs,—Minutes of Evidence taken before the Sub-Committee on the Draft Natural Environment and European Communities Bill of the Environment, Food and Rural Affairs Committee [Draft Natural Environment and European Communities Bill]; to be printed [No. 408-ii] [Mr Michael Jack].

3 Home Affairs,—Minutes of Evidence taken before the Home Affairs Committee [Terrorism and Community Relations]; to be printed [No. 165-v] [Mr John Denham].

4 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—(1) Fifth Report from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [The Role and Effectiveness of the Commission for Architecture and the Built Environment], with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 59-iv]; and
(2) Minutes of Evidence taken before the Committee [Local Government Consultation]; to be printed [No. 316-ii]
[Andrew Bennett].

5 Scottish Affairs,—Minutes of Evidence taken before the Scottish Affairs Committee [Meeting Scotland’s Future Energy Needs]; to be printed [No. 259-ii] [Mrs Irene Adams].

6 Statutory Instruments,—Tenth Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-x] [Mr David Tredinnick].

7 Trade and Industry,—Minutes of Evidence taken before the Trade and Industry Committee [Ofcom’s Strategic Review of Telecommunications: Coal Health Compensation Scheme]; to be printed [Nos. 407-i and 375-ii] [Mr Martin O’Neill]

[No. 45; WH, No. 26]

Tuesday 1st March 2005

The House sitting in Westminster Hall

The sitting began at half-past Nine o’clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Mr Tom Watson.)

And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 4.44 p.m.]
PRAYERS.

1 Eighth Standing Committee on Delegated Legislation,—Mr Bill Olner reported from the Eighth Standing Committee on Delegated Legislation the draft Social Security (Intensive Activity Period 50 to 59 Pilot) Regulations 2005 and the draft Social Security (Intensive Activity Period 50 to 59 Pilot) (No. 2) Regulations 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

2 European Standing Committee B,—Mr Eric Forth reported from European Standing Committee B the following Resolution:


Resolution to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the Table.

3 Message from the Lords,—A Message was brought from the Lords, as follows:

Public Services Ombudsman (Wales) Bill [Lords].—The Lords have passed a Bill to establish and make provision about the office of Public Services Ombudsman for Wales; to make provision about the functions of the Public Services Ombudsman for Wales; to make provision about compensation; to abolish the Commission for Local Administration in Wales and the offices of Welsh Administration Ombudsman, Health Service Commissioner for Wales and Social Housing Ombudsman for Wales; and for connected purposes; to which the Lords desire the concurrence of this House.

4 Public Services Ombudsman (Wales) Bill [Lords].—The Public Services Ombudsman (Wales) Bill [Lords] was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 76].

Ordered, That the Explanatory Notes relating to the Public Services Ombudsman (Wales) Bill [Lords] be printed [Bill 76—EN].

5 Equality Bill,—Ms Secretary Hewitt, supported by the Prime Minister, Mr Secretary Prescott, Mr Chancellor of the Exchequer, Mr Secretary Clarke, Mr Secretary Johnson, Secretary Ruth Kelly, Jacqui Smith, Mr David Lammy and Fiona Mactaggart, presented a Bill to make provision for the establishment of the Commission for Equality and Human Rights; to dissolve the Equal Opportunities Commission, the Commission for Racial Equality and the Disability Rights Commission; to make provision about discrimination on grounds of religion or belief; to impose duties relating to sex discrimination on persons performing public functions; and for connected purposes: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 72].

Ordered, That the Explanatory Notes relating to the Equality Bill be printed [Bill 72—EN].

6 Fisheries Jurisdiction Bill,—Mr Alex Salmond, supported by Mr Roy Beggs, Mr Alistair Carmichael, Mr Nigel Dodds, Mr Kelvin Hopkins, Mr Ellyn Llwyd, Mr Eddie McGrady, Mr Austin Mitchell, Angus Robertson, Mr Anthony Steen, Mr Michael Weir and Ann Winterton, presented a Bill to make provision for withdrawal from the Common Fisheries Policy of the European Union; to amend the Fishery Limits Act 1976; to make provision about the exercise of functions under that Act by Scottish Ministers, the National Assembly for Wales, Northern Ireland Ministers and the Secretary of State; to provide that that Act shall have effect regardless of the provisions of the European Communities Act 1972; to define English, Scottish, Welsh and Northern Irish waters; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 13th May and to be printed [Bill 73].
7 Buses (Concessionary Fares) Bill,—Mr Michael Foster, supported by Peter Bradley, Mr Alan Campbell, Mr Parmjit Dhanda, Mr David Drew, Mr James Plaskitt, Patrick Hall and Mrs Janet Dean, presented a Bill to make provision about concessionary fares on buses for elderly persons: And the same was read the first time; and ordered to be read a second time on Friday 22nd April and to be printed [Bill 74].

8 Annual Leave Entitlement (Enforcement),—Ordered, That leave be given to bring in a Bill to make provision about the enforcement of entitlements to annual leave under the Working Time Regulations 1998 and to amend the National Minimum Wage Act 1998 in that connection; and for connected purposes: And that Miss Anne Begg, Mr Frank Doran, Ann Keen, Jim Knight, Ms Dari Taylor, Mr John Grogan, Kali Mountford, Rob Marris, Lady Hermon, Iain Wright, Mrs Anne Campbell and Mr Malcolm Savidge do prepare and bring it in.

9 Annual Leave Entitlement (Enforcement) Bill,—Miss Anne Begg accordingly presented a Bill to make provision about the enforcement of entitlements to annual leave under the Working Time Regulations 1998 and to amend the National Minimum Wage Act 1998 in that connection; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 20th May and to be printed [Bill 75].

10 Opposition Day [5th allotted day],—It being an allotted day at the disposal of the Leader of the Opposition in pursuance of Standing Order No. 14 (Arrangement of public business), the House proceeded to consider Opposition business.

Council Tax,—A Motion was made, and the Question being proposed, That this House notes that council tax bills have increased by 70 per cent. under the Labour Government, with further above-inflation rises planned in the forthcoming year and after the general election; expresses concern that pensioners have been hit hardest and calls on the Government to implement the Conservative policy of an automatic council tax discount for those aged 65 and over; notes with alarm the Government’s plans in any third term for a revaluation which would lead to greater inequities and new higher council tax bands; rejects Liberal Democrat plans for a local income tax, regional income tax and higher national income tax; and calls for less bureaucracy and interference from Whitehall and regional bureaucrats in local government funding and for greater transparency in the allocation of local funding for councils—(Mrs Caroline Spelman).

An Amendment was proposed to the Question, in line 2, to leave out from the word ‘House’ to the end of the Question and add the words ‘welcomes the Government’s support for local government with its 33 per cent. grant increase in real terms since 1997, compared to a real terms cut of 7 per cent. in the last four years of the previous administration; notes that the increase in council tax this year is set to be the lowest in over a decade at around 4 per cent. and the second lowest since it was introduced and is less than the increase in average earnings; notes CIPFA’s view that it will add less than £1 a week to average council tax bills; further notes that the effect of the Opposition’s policy to cut grant to councils and abolish capping would allow council tax to rise unchecked; and looks forward to the report of the Lyons inquiry into local government funding which is due by the end of this year’, instead thereof.—(Mr Nick Raynsford.)

And the Question being put, That the original words stand part of the Question; The House divided.

Tellers for the Ayes, Gregory Barker, Mr Peter Atkinson: 140.

Tellers for the Noes, Gillian Merron, Jim Fitzpatrick: 322.

So the Question was negatived.

And the Question, That the proposed words be there added, being put forthwith, pursuant to Standing Order No. 31 (Questions on amendments)—It was agreed to.

The Deputy Speaker forthwith declared the Main Question, as amended, to be agreed to.

Resolved, That this House welcomes the Government’s support for local government with its 33 per cent. grant increase in real terms since 1997, compared to a real terms cut of 7 per cent. in the last four years of the previous administration; notes that the increase in council tax this year is set to be the lowest in over a decade at around 4 per cent. and the second lowest since it was introduced and is less than the increase in average earnings; notes CIPFA’s view that it will add less than £1 a week to average council tax bills; further notes that the effect of the Opposition’s policy to cut grant to councils and abolish capping would allow council tax to rise unchecked; and looks forward to the report of the Lyons inquiry into local government funding which is due by the end of this year.

Hospital-acquired Infections,—A Motion was made, and the Question being proposed, That this House, whilst applauding the endeavours of dedicated NHS staff to do the best for their patients, is deeply concerned at the Government’s continued failure to tackle effectively the continuing rise in the incidence of hospital-acquired infection; notes with alarm the recent report by the Office of National Statistics that 20,000 patients died with methicillin resistant staphylococcus aureus (MRSA) as a contributing factor in 2003.
alone, an increase of 155 on the year before and more than double the level in 1997; further notes that this seriously understates the gravity of the problem, given the failure to designate hospital-acquired infections on death certificates; is particularly worried by the sharp rise in the number of MRSA infections in children and babies as confirmed in a Patients Association study; further notes the continuing detrimental effect of the Government’s obsession with targets which hinders the closure of beds or wards on clinical grounds when recommended by infection control teams; believes that matrons should have responsibility in hospitals for the hygiene, cleanliness and care of patients and the power to enforce measures including bed or ward closures; regrets the continuing failure of the Government to take measures recommended by the Public Accounts Committee and the failure to support a ‘search and destroy’ strategy as recommended by the Chief Medical Officer in his report ‘Winning Ways’; and calls on the Government urgently to take concerted action to reduce drastically the level of hospital-acquired infections and restore the public’s confidence in the safety of hospitals—(Tim Loughton).

An Amendment was proposed to the Question, in line 2, to leave out from the word ‘House’ to the end of the Question and add the words ‘welcomes the Government’s commitment to tackle hospital-acquired infections with a robust programme for improving standards in infection control; congratulates the Government on its action plan for reducing infection rates, “Towards cleaner hospitals and lower rates of infection”, and the introduction of the new target to halve the rate of MRSA in the first instance; and the appointment of local directors of infection prevention and control to cut cross-infection locally; supports the Chief Medical Officer’s action plan “Winning Ways”; recognises that MRSA is a longstanding problem that became endemic in the National Health Service between 1993 and 1997 and believes that this Government is to be congratulated on introducing a system of mandatory surveillance for MRSA to establish its full extent; notes that the Government is working with experts from home and abroad to identify the actions and best practice which will make a difference, including a matron’s charter, a national hand hygiene campaign, improved standards and better inspection of hospital cleanliness; and therefore congratulates the Government on its comprehensive programme of investment and reform that has equipped the NHS to deliver improvements in patient safety, and to reduce hospital acquired infections’, instead thereof.—(Miss Melanie Johnson)

And the Question being proposed, That the original words stand part of the Question; Mr Peter Luff rose in his place and claimed to move, That the Question be now put. And the Question being put, That the Question be now put:—It was agreed to.

And the Question being accordingly put; The House divided.

Tellers for the Ayes, Gregory Barker, Mr Peter Atkinson: 168.

Tellers for the Noes, Mr John Heppell, Paul Clark: 281.

So the Question was negatived.

And the Question, That the proposed words be there added, being put forthwith, pursuant to Standing Order No. 31 (Questions on amendments); The House divided.

Tellers for the Ayes, Gillian Merron, Mr John Heppell: 268.

Tellers for the Noes, Mr Peter Atkinson, Gregory Barker: 156.

So the Question was agreed to.

The Deputy Speaker forthwith declared the Main Question, as amended, to be agreed to.

Resolved, That this House welcomes the Government’s commitment to tackle hospital-acquired infections with a robust programme for improving standards in infection control; congratulates the Government on its action plan for reducing infection rates, ‘Towards cleaner hospitals and lower rates of infection’, and the introduction of the new target to halve the rate of MRSA in the first instance, and the appointment of local directors of infection prevention and control to cut cross-infection locally; supports the Chief Medical Officer’s action plan ‘Winning Ways’; recognises that MRSA is a longstanding problem that became endemic in the National Health Service between 1993 and 1997 and believes that this Government is to be congratulated on introducing a system of mandatory surveillance for MRSA to establish its full extent; notes that the Government is working with experts from home and abroad to identify the actions and best practice which will make a difference, including a matron’s charter, a national hand hygiene campaign, improved standards and better inspection of hospital cleanliness; and therefore congratulates the Government on its comprehensive programme of investment and reform that has equipped the NHS to deliver improvements in patient safety, and to reduce hospital acquired infections.
11 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Law Reform (Miscellaneous Provisions) (Northern Ireland) Order 2005, which was laid before this House on 7th February, be approved—(Mr Nick Ainger):—It was agreed to.

12 Employment.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Gangmasters (Licensing Authority) Regulations 2005, which were laid before this House on 26th January, be approved—(Mr Nick Ainger):—It was agreed to.

13 Public Petitions.—A Public Petition from residents and friends of the village of Minety, Wiltshire, for prompt and effective enforcement of planning law in relation to use of land by Gypsies and travellers as caravan sites was presented and read; and ordered to lie upon the Table and to be printed.

14 Adjournment,—Resolved, That this House do now adjourn.—(Mr Nick Ainger.)

And accordingly, the House, having continued to sit till nine minutes to Eight o’clock, adjourned till to-morrow.

[Adjourned at 7.51 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Children and Young Persons.—(1) Draft Restriction on the Preparation of Adoption Reports Regulations 2005; and
   (2) draft Suitability of Adopters Regulations 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Secretary Ruth Kelly].

2 Northern Ireland.—Draft Local Government (Northern Ireland) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

Papers subject to Negative Resolution:

3 Children and Young Persons.—(1) Adoption Agencies Regulations 2005 (S.I., 2005, No. 389), dated 23rd February 2005; and
   (2) Adoptions with a Foreign Element Regulations 2005 (S.I., 2005, No. 392), dated 24th February 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Secretary Ruth Kelly].


5 Disabled Persons.—(1) Rail Vehicle Accessibility (Croydon Tramlink Class CR4000 Vehicles) Exemption (Amendment) Order 2005 (S.I., 2005, No. 395), dated 24th February 2005; and
   (2) Rail Vehicle Accessibility (Virgin West Coast Class 390) Exemption Order 2005 (S.I., 2005, No. 329), dated 11th February 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Darling].

6 Environmental Protection.—Environmental Protection (Waste Recycling Payments) (England) (Amendment) Regulations 2005 (S.I., 2005, No. 415), dated 1st March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].


9 Pensions.—Pension Protection Fund (Multi-employer Schemes) (Modification) Regulations 2005 (S.I., 2005, No. 441), dated 2nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

Other Papers:

10 Broadcasting.—Paper, entitled Review of the BBC’s Royal Charter: A strong BBC, independent of government [by Command] [Secretary Tessa Jowell].
11 Culture, Media and Sport,—Government Response to the First Report from the Culture, Media and Sport Committee, Session 2004–05, on A Public BBC [by Command] [Cm. 6474] [Secretary Tessa Jowell].

12 Education and Libraries (Northern Ireland),—Report and Accounts of the Staff Commission for Education and Library Boards for 2003–04, with the Report of the Comptroller and Auditor General for Northern Ireland thereon [by Statutory Instrument]; to be printed [No. 360] [Mr Secretary Murphy].

13 Industrial Organisation and Development,—Report and Accounts of the Horticultural Development Council for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 345] [Secretary Margaret Beckett].

14 Transport,—Department for Transport Minute, dated 2nd March 2005, concerning Non-Statutory Contingent Liabilities in respect of civil liabilities incurred by the Chairman and Non-Executive Board Members of the Office of Rail Regulation [by Command] [Mr Secretary Darling].

15 Treaty Series (No. 4, 2005),—Agreement, done at Yerevan on 15th July 2004, between the Government of the United Kingdom and Northern Ireland and the Government of the Republic of Armenia on the Establishment and Activities of Cultural Centres [by Command] [Cm. 6480] [Mr Secretary Straw].

16 Treaty Series (No. 5, 2005),—European Agreement, done at Strasbourg on 5th March 1996, relating to Persons Participating in Proceedings of the European Court of Human Rights [by Command] [Cm. 6482] [Mr Secretary Straw].

APPENDIX II

Standing Committees

1 Criminal Law (Amendment) (Householder Protection) Bill,—The Committee of Selection has nominated sixteen Members to serve on Standing Committee C in respect of the Bill: Mr Ronnie Campbell, Mrs Helen Clark, Harry Cohen, Mr Frank Field, Paul Goggins, Chris Grayling, Mr Mike Hancock, Lady Hermon, Kate Hoey, Mr Kevan Jones, Shona McIsaac, John Mann, Patrick Mercer, Mr Stephen Pound and Mr Hugo Swire.

2 Draft Town and Country Planning (Fees for Applications and Deemed Applications) (Amendment) (England) Regulations 2005:
(1) The Speaker has allocated the draft Regulations to the First Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr David Atkinson, Mr John Bercow, Paul Clark, Yvette Cooper, Mr Edward Davey, Mrs Louise Ellman, Matthew Green, Patrick Hall, Mr Fabian Hamilton, Mr Denis Murphy, Mr Mark Prisk, Mrs Barbara Roche, Mr Terry Rooney, Mr Graham Stringer, Mr Robert Syms and Dr Desmond Turner.

3 Draft Child Benefit and Guardian’s Allowance Up-Rating Order 2005, the draft Child Benefit and Guardian’s Allowance Up-Rating (Northern Ireland) Order 2005 and the draft Tax Credits Up-Rating Regulations 2005:
(1) The Speaker has allocated the draft Orders and draft Regulations to the Second Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr John Battle, Mr Bob Blizzard, Virginia Bottomley, Mr Kenneth Clarke, Mr Tony Colman, Paul Farrelly, Jim Fitzpatrick, Mr Ivan Henderson, Norman Lamb, Mr James Plaskitt, Dawn Primarolo, Mr David Ruffley, Mr Dennis Skinner, Mr David Trimble, Mr Andrew Tyrie and Keith Vaz.

4 Draft Public Audit (Wales) Act 2004 (Relaxation of Restriction on Disclosure) Order 2005:
(1) The Speaker has allocated the draft Order to the Third Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Nick Ainger, Mr Harold Best, Denzil Davies, Mr Hilton Dawson, Mrs Janet Dean, Mr Damian Green, Stephen Hesford, Mr Boris Johnson, Mr Elfyn Llwyd, Ian Lucas, Chris Ruane, Mr David Ruffley, Llew Smith, Mr Don Touhig, Mr Bill Wiggin and Mr Roger Williams.

5 Draft Immigration (Application Fees) Order 2005:
(1) The Speaker has allocated the draft Order to the Fourth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Desmond Browne, Mr Alistair Carmichael, Mr David Chaytor, Mr James Clappison, Mr Geoffrey Clifton-Brown, Mr Nick Gibb, Mr John Grogan, Mr John Heppell, Rosemary McKenna, Mr Humfrey Malins, Kali Mountford, Dr Doug Naysmith, Mr Mark Oaten, Sandra Osborne, Anne Picking and Mr Greg Pope.

6 Draft Public Processions (Amendment) (Northern Ireland) Order 2005:

(1) The Speaker has allocated the draft Order to the Fifth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated twenty Members to serve on the Committee: Ms Candy Atherton, Mr Keith Bradley, Richard Burden, Mrs Helen Clark, Mr Vernon Coaker, Mr Jim Cousins, Ross Cranston, Mr Jeffrey M. Donaldson, Mr John Gummer, Mr William Hague, Mr Tom Harris, Mr Stephen Hepburn, Lady Hermon, Mr David Lidington, Mr Peter Luff, Mr Eddie McGrady, Lembit Opik, Mr Ian Pearson, Mr Gordon Prentice and Mr Gwyn Prosser.

7 Draft Social Security (Inherited SERPS) (Amendment) Regulations 2005:

(1) The Speaker has allocated the draft Regulations to the Sixth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: John Austin, David Cairns, Mr Tom Clarke, Mr Doug Henderson, Paul Holmes, Glenda Jackson, Andy King, Mr Peter Lilley, Mr John Maples, Margaret Moran, Mr John Randall, John Robertson, Dr Gavin Strang, Mr Nigel Waterson, Steve Webb and Malcolm Wicks.

8 Draft Courts Act 2003 (Consequential Provisions) Order 2005:

(1) The Speaker has allocated the draft Order to the Seventh Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Atkinson, Colin Burgon, Mr John Burnett, Mr Jim Cunningham, Geraint Davies, Mr Oliver Heald, Simon Hughes, Alan Keen, Mr Christopher Leslie, Mr Terry Lewis, Mr David Marshall, Mr Francis Maude, Bridget Prentice, Mr Richard Shepherd, Alan Simpson and Iain Wright.

9 Draft Child Support (Miscellaneous Amendments) Regulations 2005:

(1) The Speaker has allocated the draft Regulations to the Eighth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: David Cairns, Mrs Lorna Fitzsimons, Kate Hoey, Paul Holmes, Mrs Helen Liddell, Margaret Moran, Mr Chris Pond, Mr Stephen Pound, Mr John Randall, Christine Russell, Mr Paul Stinchcombe, Mr Ian Taylor, Sir Teddy Taylor, Steve Webb, Dr Alan Whitehead and Mr David Willetts.

10 Draft New Opportunities Fund (Specification of Initiative) Order 2005:

(1) The Speaker has allocated the draft Order to the Ninth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Ms Diane Abbott, Mr Geoffrey Clifton-Brown, Jon Cruddas, Mr Don Foster, Mr Roger Goddard, Mr Nick Hawkins, Estelle Morris, Albert Owen, Bob Russell, Mr Andrew Smith, Dr Howard Stoeate, Mr Hugo Swire, Mark Tami, Mr Michael Trend, Mr Tom Watson and Brian White.

11 Draft Northern Ireland Act 2000 (Modification) Order 2005:

(1) The Speaker has allocated the draft Order to the Tenth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated twenty Members to serve on the Committee: Tony Baldry, Mr Clive Betts, Mr Vernon Coaker, Mr Nigel Dodds, Dr Hywel Francis, Mr Tom Harris, Lady Hermon, Mr David Heyes, Lynne Jones, Mr David Lidington, Mr Peter Luff, Mr Eddie McGrady, Mr Eric Martlew, Mr Michaelmates, Lembit Opik, Linda Perham, Mr Andy Reed, Mr John Spellar, Mr Michael Wills and Mr Shaun Woodward.

12 Draft Pension Protection Fund (PPF Ombudsman) Order 2005, the draft Pension Protection Fund (Pension Compensation Cap) Order 2005, and the draft Occupational Pension Schemes (Levies) Regulations 2005:

(1) The Speaker has allocated the draft Orders and draft Regulations to the Eleventh Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Vera Baird, Sir Paul Beresford, Jeff Ennis, Mr Derek Foster, Paul Holmes, Mr Bob Laxton, Mr Austin Mitchell, Margaret Moran, Dan Norris, Mr John Randall, Mr Chris Smith, Mr David Tredinnick, Mr Robert N. Wareing, Mr Nigel Waterson, Steve Webb and Malcolm Wicks.

13 Draft Criminal Justice and Police Act 2001 (Amendment) Order 2005:
(1) The Speaker has allocated the draft Order to the Twelfth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Ms Hazel Blears, Peter Bottomley, Ms Karen Buck, Mr Ronnie Campbell, Mr Alistair Carmichael, Mr Colin Challen, Mr Geoffrey Clifton-Brown, Mr Ian Davidson, Mr David Heath, Mr John Heppell, Mr Andrew Mitchell, Joan Ruddock, Phil Sawford, Ms Dari Taylor, Tony Worthington and Sir George Young.

14 Draft Social Security Commissioners (Procedure) (Amendment) Regulations 2005:
(1) The Speaker has allocated the draft Regulations to the Thirteenth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Atkinson, Sir Sydney Chapman, Geraint Davies, Mr Jonathan Djanogly, Mr Adrian Flook, Mr Neil Gerrard, Dr Evan Harris, Mr Robert Jackson, Mr David Lammy, Bridget Prentice, Jonathan Shaw, Mr Gerry Steinberg, Mr Paul Tyler, Joan Walley, Mr Brian Wilson and David Winnick.

15 Draft District Policing Partnerships (Northern Ireland) Order 2005:
(1) The Speaker has allocated the draft Orderto the Fourteenth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated twenty Members to serve on the Committee: Mr Gregory Campbell, Mr Alistair Carmichael, Mr Vernon Coaker, Mrs Claire Curtis-Thomas, Mr Brian H. Donohoe, Clive Ellwood, David Hamilton, Mr Tom Harris, Lady Hermon, Mr Lindsay Hoyle, Mr David Lidington, Mr Peter Luff, Siobhain McDonagh, Mr Eddie McGrady, John Mann, Chris Mole, Mr Ian Pearson, Mr Martin Salter, Mr Peter Viggers and Mr Robert Walter.

16 Draft Renewables Obligation Order 2005:
(1) The Speaker has allocated the draft Order to the Fifteenth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Ainsworth, Gregory Barker, Harry Cohen, Mr Robin Cook, Sir Patrick Cormack, Brian Cotter, Mr Kelvin Hopkins, Mr Brian Jenkins, Helen Jones, Mr Eric Joyce, Mr Mike O’Brien, Mr Laurence Robertson, Mr Geoffrey Robinson, Mr Siôn Simon, Mr Andrew Stunell and Mr Tom Watson.

17 Draft Higher Education (Northern Ireland) Order 2005:
(1) The Speaker has allocated the draft Order to the Sixteenth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated twenty Members to serve on the Committee: Mr Roy Beggs, Mrs Liz Blackman, Kevin Brennan, Mr Vernon Coaker, Ann Coffey, Mr Mike Freer, Mr Michael Foster (Worcester), Mr Barry Gardiner, Mr Tom Harris, Charles Hendry, Mr Andrew Hunter, Huw Irranca-Davies, Mr Bob Laxton, Mr Tom Levitt, Mr Peter Luff, Mr Eddie McGrady, Lembit Öpik, Mr Andrew Rosindell, Jonathan Shaw and Gareth Thomas (Clwyd West).

18 Draft Occupational Pension Schemes (Modification of Pension Protection Provisions) Regulations 2005:
(1) The Speaker has allocated the draft Regulations to the Seventeenth Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Nicholas Brown, David Cairns, Barbara Follett, Mr Edward Garnier, Paul Holmes, Mr Calum MacDonald, Alice Mahon, Margaret Moran, Diana Organ, Mr Ken Purchase, Mr John Randall, Sir Michael Spicer, Ms Gisela Stuart, Mr Nigel Waterson, Steve Webb and Malcolm Wicks.

19 Draft Social Security (Contributions) (Re-Rating and National Insurance Funds Payments) Order 2005:
(1) The Speaker has allocated the draft Order to the Eighteenth Standing Committee on Delegated Legislation; and
the Committee of Selection has nominated sixteen Members to serve on the Committee: Mrs Angela Browning, Mr Liam Byrne, Dr Vincent Cable, Mrs Anne Campbell, Mr Michael Fallon, Jim Fitzpatrick, Mr Mark Francois, Mr Ivan Henderson, Mr Piara S. Khabra, Mr David Laws, Judy Mallaber, Mr Robert Marshall-Andrews, Mr George Mudie, Dawn Primarolo, Mr David Ruffley and Mr Clive Soley.

APPENDIX III

Reports from Select Committees

1 Culture, Media and Sport,—Minutes of Evidence taken before the Culture, Media and Sport Committee [Arts Development: Theatre]; to be printed [No. 254-v] [Sir Gerald Kaufman].

2 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [The Work of the Department for Education and Skills]; to be printed [No. 405] [Mr Barry Sheerman].

3 Environment, Food and Rural Affairs,—Minutes of Evidence taken before the Sub-Committee on the Draft Natural Environment and Rural Communities Bill of the Environment, Food and Rural Affairs Committee [Draft Natural Environment and Rural Communities Bill]; to be printed [No. 408-ii] [Mr Michael Jack].

4 Environmental Audit,—(1) Minutes of Evidence taken before the Environmental Audit Committee [Sustainable Procurement Policy]; to be printed [No. 266-i]; and

(2) Appendices to the Minutes of Evidence taken before the Committee on 20th October 2004 [Hazardous Waste and Waste Policy]; to be printed [No. 267] [Mr Peter Ainsworth].

5 European Scrutiny,—(1) Tenth Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-x]; and

(2) Memoranda laid before the Committee [Ministerial Correspondence] [Mr Jimmy Hood].

6 Human Rights,—(1) Tenth Report from the Joint Committee on Human Rights [Prevention of Terrorism Bill]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 334]; and

(2) Eleventh Report from the Committee [Government Response to the Third Report from the Committee, Deaths in Custody]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 416] [Jean Corston].

7 Northern Ireland Affairs,—(1) Seventh Report from the Northern Ireland Affairs Committee [The Functions of the Northern Ireland Policing Board], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 108];

(2) Minutes of Evidence taken before the Committee on 28th February [Reconciliation: Ways of Dealing with Northern Ireland’s past]; to be printed [Nos. 303-vi and -vii];

(3) Minutes of Evidence taken before the Committee on 2nd March [Reconciliation: Ways of Dealing with Northern Ireland’s past]; to be printed [No. 303-viii] [Mr Michael Mates]; and

(4) Minutes of Evidence taken before the Sub-Committee of the Committee on 1st March [Air Transport Services in Northern Ireland]; to be printed [No. 53-vii] [Mr Tony Clarke].

8 Public Accounts,—(1) Minutes of Evidence taken before the Committee of Public Accounts [Department for Employment and Learning: Jobskills]; to be printed [No. 417-i]; and

(2) Minutes of Evidence taken before the Committee [Local Management of Schools], to be printed [No. 418-i] [Mr Edward Leigh].

9 Science and Technology,—(1) Fifth Special Report from the Science and Technology Committee [The Work of the Economic and Social Research Council: Government Response to the Committee’s First Report]; to be printed [No. 401];

(2) Minutes of Evidence taken before the Committee [OST Scrutiny 2005]; to be printed [No. 250-i]; and

(3) Minutes of Evidence taken before the Committee [Strategic science provision in English Universities]; to be printed [No. 220-ii] [Dr Ian Gibson].
10 Trade and Industry,—Minutes of Evidence taken before the Trade and Industry Committee [Occupational Segregation and the Gender Pay Gap], to be printed [No. 300-ii] [Mr Martin O’Neill].

11 Transport,—(1) Fourth Report from the Transport Committee [Departmental Annual Report 2004], together with Appendices to the Minutes of Evidence taken before the Committee, to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 409];

(2) Second Special Report from the Committee [Government Response to the Eighteenth Report from the Committee, Session 2003–04, on Galileo], to be printed [No. 410]; and

(3) Minutes of Evidence taken before the Committee [Search and Rescue], to be printed [No. 322-ii] [Mrs Gwyneth Dunwoody].

[No. 46; WH, No. 27]

Wednesday 2nd March 2005.

The House sitting in Westminster Hall

The sitting began at half-past Nine o’clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Gillian Merron.)

And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 4.29 p.m.]

[No. 47.]

Thursday 3rd March 2005.

The House met at half-past Eleven o’clock.

PRAYERS.

1 Message from the Lords,—A Message was brought from the Lords, as follows:

Parliamentary Commissioner (Amendment) Bill [Lords].—The Lords have passed a Bill to amend the Parliamentary Commissioner Act 1967 so as to enable the Parliamentary Commissioner for Administration to investigate complaints received directly from members of the public; to which the Lords desire the concurrence of this House.

2 Consumer Credit Bill,—The House, according to Order, proceeded to consider the Consumer Credit Bill, as amended in the Standing Committee.

A Clause (NC1) (Disapplication of section 101 of the 1974 Act)—(Mr Gerry Sutcliffe)—brought up, read the first and second time, and added to the Bill.

Another Clause (NC2) (Maximum levels of interest and other charges)—(Adam Price)—brought up, and read the first time.

Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.

Amendments (Nos. 1 to 7) made to the Bill.

Another Amendment (No. 21) proposed to the Bill, in page 13, line 19, at the end, to insert the words—

(2A) For the purposes of this section, an agreement shall be automatically unfair if the court determines that—

(a) at the time of making the agreement the debtor could not reasonably have been expected to maintain the level of payments required under the agreement; or

(b) the lender made inadequate attempts to determine the financial circumstances of the borrower at the time of entering into an agreement.’—(Malcolm Bruce.)

Question proposed, That the Amendment be made:—Amendment, by leave, withdrawn.

Other Amendments (Nos. 8 to 13, 19, 14 to 18 and 20) made to the Bill.

The Bill was read the third time, and passed.

3 Northern Ireland,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Company Directors Disqualification (Amendment) (Northern Ireland) Order 2005, which was laid before this House on 20th January, be approved—(Bridget Prentice).—It was agreed to.
4 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Insolvency (Northern Ireland) Order 2005, which was laid before this House on 24th January, be approved—(Bridget Prentice).—It was agreed to.

5 Data Protection.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Data Protection (Subject Access Modification) (Social Work) (Amendment) Order 2005, which was laid before this House on 26th January, be approved—(Bridget Prentice).—It was agreed to.

6 Audit Commission.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the Code of Audit Practice for local government bodies (2005), a copy of which was laid before this House on 27th January, be approved—(Bridget Prentice).—It was agreed to.

7 Audit Commission.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the Code of Audit Practice for local NHS bodies (2005), which was laid before this House on 27th January, be approved—(Bridget Prentice).—It was agreed to.


9 Adjournment.—Resolved, That this House do now adjourn.—(Bridget Prentice.)

And accordingly, the House, having continued to sit till fourteen minutes to Six o’clock, adjourned till to-morrow.

[Adjourned at 5.46 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:

1 Agriculture.—Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (England and Wales) (Amendment) Regulations 2005 (S.I., 2005, No. 432), dated 1st March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

2 Countryside.—New Forest National Park Authority (Establishment) Order 2005 (S.I., 2005, No. 421), dated 2nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].


Other Papers:

4 Hong Kong.—Six-monthly Report on Hong Kong, July–December 2004 [by Command] [Cm. 6484] [Mr Secretary Straw].

Papers withdrawn:

5 Regulatory Reform.—Draft Regulatory Reform (Fire Safety) Order 2005 [laid 21st February].

APPENDIX II

Standing Committees

1 Criminal Law (Amendment) (Householder Protection) Bill.—The Speaker has appointed Frank Cook Chairman of Standing Committee C in respect of the Bill.

2 Draft Town and Country Planning (Fees for Applications and Deemed Applications) (Amendment) (England) Regulations 2005.—The Speaker has appointed David Taylor Chairman of the First Standing Committee on Delegated Legislation in respect of the draft Regulations.

3 Draft Child Benefit and Guardian’s Allowance Up-Rating Order 2005, draft Child Benefit and Guardian’s Allowance Up-Rating (Northern Ireland) Order 2005 and draft Tax Credits Up-Rating Regulations 2005.—The Speaker has appointed Mr Peter Pike Chairman of the Second Standing Committee on Delegated Legislation in respect of the draft Orders and Regulations.
4 Draft Public Audit (Wales) Act 2004 (Relaxation of Restriction on Disclosure) Order 2005.—The Speaker has appointed Derek Conway Chairman of the Third Standing Committee on Delegated Legislation in respect of the draft Order.

5 Draft Immigration (Application Fees) Order 2005.—The Speaker has appointed Mr Eric Forth Chairman of the Fourth Standing Committee on Delegated Legislation in respect of the draft Order.

6 Draft Public Processions (Amendment) (Northern Ireland) Order 2005.—The Speaker has appointed Mr Roger Gale Chairman of the Fifth Standing Committee on Delegated Legislation in respect of the draft Order.

7 Draft Social Security (Inherited SERPS) (Amendment) Regulations 2005.—The Speaker has appointed Mr Nigel Beard Chairman of the Sixth Standing Committee on Delegated Legislation in respect of the draft Regulations.

8 Draft Courts Act 2003 (Consequential Provisions) Order 2005.—The Speaker has appointed Miss Anne Begg Chairman of the Seventh Standing Committee on Delegated Legislation in respect of the draft Order.

9 Draft Child Support (Miscellaneous Amendments) Regulations 2005.—The Speaker has appointed Mr Nigel Beard Chairman of the Eighth Standing Committee on Delegated Legislation in respect of the draft Regulations.

10 Draft New Opportunities Fund (Specification of Initiative) Order 2005.—The Speaker has appointed Mr Edward O’Hara Chairman of the Ninth Standing Committee on Delegated Legislation in respect of the draft Order.

11 Draft Northern Ireland Act 2000 (Modification) Order 2005.—The Speaker has appointed Mr Alan Hurst Chairman of the Tenth Standing Committee on Delegated Legislation in respect of the draft Order.

12 Draft Pension Protection Fund (PPF Ombudsman) Order 2005, draft Pension Protection Fund (Pension Compensation Cap) Order 2005 and draft Occupational Pension Schemes (Levies) Regulations 2005.—The Speaker has appointed Mr Bill O’Brien Chairman of the Eleventh Standing Committee on Delegated Legislation in respect of the draft Orders and Regulations.

13 Draft Criminal Justice and Police Act 2001 (Amendment) Order 2005.—The Speaker has appointed Miss Anne Begg Chairman of the Twelfth Standing Committee on Delegated Legislation in respect of the draft Order.

14 Draft Social Security Commissioners (Procedure) (Amendment) Regulations 2005.—The Speaker has appointed Mr Edward O’Hara Chairman of the Thirteenth Standing Committee on Delegated Legislation in respect of the draft Regulations.

15 Draft District Policing Partnerships (Northern Ireland) Order 2005.—The Speaker has appointed Mr Edward O’Hara Chairman of the Fourteenth Standing Committee on Delegated Legislation in respect of the draft Order.

16 Draft Renewables Obligation Order 2005.—The Speaker has appointed Frank Cook Chairman of the Fifteenth Standing Committee on Delegated Legislation in respect of the draft Order.

17 Draft Higher Education (Northern Ireland) Order 2005.—The Speaker has appointed Frank Cook Chairman of the Sixteenth Standing Committee on Delegated Legislation in respect of the draft Order.

18 Draft Occupational Pension Schemes (Modification of Pension Protection Provisions) Regulations 2005.—The Speaker has appointed Mr Peter Pike Chairman of the Seventeenth Standing Committee on Delegated Legislation in respect of the draft Regulations.

19 Draft Social Security (Contributions) (Re-rating and National Insurance Funds Payments) Order 2005.—The Speaker has appointed Mr Eric Forth Chairman of the Eighteenth Standing Committee on Delegated Legislation in respect of the draft Order.

20 The Speaker has appointed Mr David Amess Chairman of the Northern Ireland Grand Committee in respect of its meeting on 8th March.

Grand Committees

21 The Speaker has appointed Mr John Cummings Chairman of European Standing Committee A in respect of European Union Documents Nos. 15237/04 and 15390/04 on Fishing Opportunities for Certain Fish Stocks in 2005 and 2006.
22 The Speaker has appointed Mr David Chidgey Chairman of European Standing Committee A in respect of European Union Documents Nos. 7170/04, 7147/04, 7172/04, 7149/04, 7148/04 and 7150/04 on Third Railway Package.

23 The Speaker has appointed Mr Martin Caton Chairman of European Standing Committee C in respect of European Union Document No. 13931/04 on Generalised System of Preferences from 2005.

APPENDIX III
Reports from Select Committees

1 Defence.—(1) Second Report from the Defence Committee [Tri-Service Armed Forces Bill], to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 64];

(2) Third Report from the Committee [Duty of Care]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 63]; and

(3) Fourth Report from the Committee [Future Capabilities]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 45] [Mr Bruce George].

2 Draft Children (Contact) and Adoption Bill.—Minutes of Evidence taken before the Joint Committee on the Draft Children (Contact) and Adoption Bill; to be printed [Nos. 400-iii and -iv] [Mr Clive Soley].

3 Health,—Minutes of Evidence taken before the Health Committee [The use of New Medical Technologies within the NHS]; to be printed [No. 398-i] [Mr David Hinchliffe].

4 Liaison,—First Report from the Liaison Committee [Annual Report for 2004], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 419] [Mr Alan Williams].

5 Public Administration,—Minutes of Evidence taken before the Select Committee on Public Administration [Civil Service Effectiveness]; to be printed [No. 307-iii] [Tony Wright].

[No. 47; WH, No. 28]
Thursday 3rd March 2005.

The House sitting in Westminster Hall

The sitting began at half-past Two o’clock.

Adjournment (Decent Homes—Fifth Report from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee, Session 2003–04, and the Government’s response thereto).—Resolved, That the sitting be now adjourned.—(Paul Clark.)

And accordingly the sitting was adjourned till Tuesday 8th March. [Adjourned at 5.12 p.m.

[No. 48.]

Friday 4th March 2005.

The House met at half-past Nine o’clock.

1 The Speaker’s Absence.—The House being met, and the Speaker having leave of absence pursuant to paragraph (3) of Standing Order No. 3 (Deputy Speaker), Sir Alan Haselhurst, the Chairman of Ways and Means, proceeded to the Table.

PRAYERS.

2 The Chairman of Ways and Means took the Chair as Deputy Speaker, pursuant to the Standing Order.

3 Liaison Committee,—Mr Alan Williams reported, pursuant to Standing Order No. 145 (Liaison Committee), that the Liaison Committee had directed him to report the following recommendation for the allocation of time for the consideration of an Estimate on an allotted day (being the first part of the second allotted day in the present Session of Parliament):

That a day not later than 18th March be allotted for the consideration of the following Supplementary Estimate for the financial year 2004–05:

Department for Culture, Media and Sport, in so far as it relates to the Future of the BBC.

Report to lie upon the Table.
4 Message from the Lords.—A Message was brought from the Lords, as follows:

Education Bill [Lords].—The Lords have passed a Bill to make provision about the inspection of schools, child minding, day care, nursery education and careers services; to make other provision about school education; to make provision about the training of persons who work in schools and other persons who teach, about the supply of personal information for purposes related to education and about the attendance of children at educational provision outside schools; and for connected purposes, to which the Lords desire the concurrence of this House.

5 Education Bill [Lords].—The Education Bill [Lords] was read the first time, and ordered to be read a second time on Monday 7th March and to be printed [Bill 77].

Ordered, That the Explanatory Notes relating to the Education Bill [Lords] be printed [Bill 77–EN].

6 Health and Safety (Directors' Duties) Bill.—The Order of the day being read, for the Second Reading of the Health and Safety (Directors' Duties) Bill,

And a Motion being made, and the Question being put, That the Bill be now read a second time;

The House divided.

Tellers for the Ayes, Mr Tom Watson, Joan Ryan: 28.

Tellers for the Noes, Mr Eric Forth, Mr Edward Leigh: 0.

And it appearing on the report of the Division that fewer than forty Members had taken part in the Division, the Deputy Speaker declared that the Question was not decided, and the business under consideration stood over until the next sitting of the House.

7 Sexual Offences Act 2003 (Amendment) Bill.—The Order of the day being read, for the Second Reading of the Sexual Offences Act 2003 (Amendment) Bill;

And a Motion being made, and the Question being proposed, That the Bill be now read a second time;

And it being half-past Two o'clock, the Debate stood adjourned.

Ordered, That the Debate be resumed on Friday 18th March.

8 Armed Forces (Parliamentary Approval for Participation in Armed Conflict) Bill.—The Order of the day being read, for the Second Reading of the Armed Forces (Parliamentary Approval for Participation in Armed Conflict) Bill;

The Solicitor General acquainted the House, That she had it in command from the Queen to acquaint the House that Her Majesty, having been informed of the purport of the Bill, has consented to place Her prerogative, so far as it is affected by the Bill, at the disposal of Parliament for the purposes of the Bill.

And objection being taken to further proceeding;

Ordered, That the Bill be read a second time on Friday 22nd April.

9 Succession to the Crown (No. 2) Bill.—The Order of the day being read, for the Second Reading of the Succession to the Crown (No. 2) Bill;

The Solicitor General acquainted the House, That she had it in command from the Queen to acquaint the House that Her Majesty, having been informed of the purport of the Bill, has consented to place Her prerogative, so far as it is affected by the Bill, at the disposal of Parliament for the purposes of the Bill.

And objection being taken to further proceeding;

Ordered, That the Bill be read a second time on Friday 22nd April.

10 Estate Agents (Independent Redress Scheme) Bill.—The Order of the day being read, for the Second Reading of the Estate Agents (Independent Redress Scheme) Bill;

Ordered, That the Bill be read a second time on Friday 22nd April.

11 Adjournment.—A Motion was made, and the Question being proposed, That this House do now adjourn—(Mr Tom Watson);

And the Motion having been made after half-past Two o'clock, and the Debate having continued for half an hour, the Deputy Speaker adjourned the House without Question put, pursuant to the Standing Order, it being then one minute past Three o'clock, till Monday 7th March.

[Adjourned at 3.01 p.m.]
APPENDIX

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:


7. Public Health,—Health Protection Agency Regulations 2005 (S.I., 2005, No. 408), dated 28th February 2005 [by Act] [Mr Secretary Reid].

8. Road Traffic,—(1) Road Traffic (Permitted Parking Area and Special Parking Area) (County of Hertfordshire) (Borough of Broxbourne) Order 2005 (S.I., 2005, No. 405), dated 24th February 2005; and (2) Road Traffic (Permitted Parking Area and Special Parking Area) (County of Surrey) (Borough of Spelthorne) Order 2005 (S.I., 2005, No. 403), dated 22nd February 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Darling].


Other Papers:

11. Trade and Industry,—Department of Trade and Industry Minutes, dated— (1) 3rd March 2005, concerning the lease of the United Kingdom Continental Shelf Core Store, 376 Gilmerton Road, Edinburgh, to the British Geological Survey; and (2) 4th March 2005, concerning the renewal of an indemnity to Nuclear Risk Insurers Ltd (formerly British Nuclear Insurers) [by Command] [Ms Secretary Hewitt].
The House met at half-past Two o’clock.

PRAYERS.

1 First Standing Committee on Delegated Legislation,—David Taylor reported from the First Standing Committee on Delegated Legislation the draft Town and Country Planning (Fees for Applications and Deemed Applications) (Amendment) (England) Regulations 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

2 Second Standing Committee on Delegated Legislation,—Mr Peter Pike reported from the Second Standing Committee on Delegated Legislation the draft Child Benefit and Guardian’s Allowance Up-Rating Order 2005, the draft Child Benefit and Guardian’s Allowance Up-Rating (Northern Ireland) Order 2005 and the draft Tax Credits Up-Rating Regulations 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

3 Third Standing Committee on Delegated Legislation,—Derek Conway reported from the Third Standing Committee on Delegated Legislation the draft Public Audit (Wales) Act 2004 (Relaxation of Restriction on Disclosure) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

4 Fourth Standing Committee on Delegated Legislation,—Mr Eric Forth reported from the Fourth Standing Committee on Delegated Legislation the draft Immigration (Application Fees) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

5 Sixteenth Standing Committee on Delegated Legislation,—Frank Cook reported from the Sixteenth Standing Committee on Delegated Legislation the draft Higher Education (Northern Ireland) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

6 Income Tax (Trading and Other Income) Bill,—The Order of the day being read, for the House to resolve itself into a Committee on the Income Tax (Trading and Other Income) Bill;

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 60 (Tax law rewrite bills), That the Committee of the whole House be discharged from considering the Bill—(Mr John Heppell)—It was agreed to.

The Bill was read the third time, and passed.

7 Estimates,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 145 (Liaison Committee), That this House agrees with the Report [4th March] of the Liaison Committee—(Mr Tom Watson)—It was agreed to.

8 Future European Union Finances,—A Motion was made, and the Question being proposed, That this House takes note of European Union Documents No. 11607/04, Commission Communication: Financial Perspectives 2007–13, No. 11741/1/04, draft Decision on the system of the European Communities’ own resources and draft Regulation on the implementing measures for the correction of imbalances, No. 11745/04, draft for renewal of the Inter-Institutional Agreement on budgetary discipline and improvement of the budgetary procedure, and No. 11752/04, Commission Report: Financing the European Union—operation of the own resources system, supports the Government’s efforts to refocus the European Community budget towards the Union’s key priorities in line with the principles of subsidiarity and European Union value added and stabilise the budget at no more than 1 per cent. of European Union Gross National Income; shares the Government’s concern over proposals for new flexibility instruments; opposes the Commission’s proposals for a Generalised Correction Mechanism; and in particular supports the Government’s view that the Commission’s overall proposals are unrealistic and unacceptable—(Mr Stephen Timms);

An Amendment ((a)) was proposed to the Question, in line 8, to leave out from the word ‘system’ to the end of the Question and add the words ‘and reaffirms the need to continue EU structural funding’, instead thereof.—(Adam Price.)
And the Question being put, That the Amendment be made;
The House divided.

Tellers for the Ayes, Angus Robertson, Mr Simon Thomas: 2.
Tellers for the Noes, Mr Tom Watson, Jim Fitzpatrick: 360.

So the Question was negatived.

And the Main Question being put;

Resolved, That this House takes note of European Union Documents No. 11607/04, Commission Communication: Financial Perspectives 2007–13, No. 11741/1/04, draft Decision on the system of the European Communities' own resources and draft Regulation on the implementing measures for the correction of imbalances, No. 11745/04, draft for renewal of the Inter-Institutional Agreement on budgetary discipline and improvement of the budgetary procedure, and No. 11752/04, Commission Report: Financing the European Union—operation of the own resources system; supports the Government’s efforts to refocus the European Community budget towards the Union’s key priorities in line with the principles of subsidiarity and European Union value added and stabilise the budget at no more than 1 per cent. of European Union Gross National Income; shares the Government’s concern over proposals for new flexibility instruments; opposes the Commission’s proposals for a Generalised Correction Mechanism; and in particular supports the Government’s view that the Commission’s overall proposals are unrealistic and unacceptable.

9 House of Commons Members’ Fund (Discretionary Payments).—Resolved, That, pursuant to section 4(4) of the House of Commons Members’ Fund Act 1948 and section 1(4) of the House of Commons Members’ Fund Act 1957, in the year commencing 1st October 2004 there be appropriated for the purposes of section 4 of the House of Commons Members’ Fund Act 1948:

(1) The whole of the sums deducted or set aside in that year under section 1(3) of the House of Commons Members’ Fund Act 1939 from the salaries of Members of the House of Commons; and

(2) The whole of the Treasury contribution to the Fund in that year.—(Dr Howard Stoate.)

10 House of Commons Members’ Fund (Uprating of Benefits).—Resolved, That, pursuant to section 3 of the House of Commons Members’ Fund Act 1948 and section 2 of the House of Commons Members’ Fund and Parliamentary Pensions Act 1981 (‘the 1981 Act’), the amounts which may be or are to be paid out of the House of Commons Members’ Fund specified in the First Schedule to the House of Commons Members’ Fund Act 1939 (‘the 1939 Act’) and in section 2 of the 1981 Act respectively, shall be increased as follows:

(1) in paragraph 1 of Schedule 1 to the 1939 Act, as amended (limits on discretionary payments to former Members of the House of Commons):
the amount of £4,574.35 shall be substituted for £3,355;
the amount of £8,444.66 shall be substituted for £6,561;
the amount of £8,806.34 shall be substituted for £6,842; and
the amount of £12,676.65 shall be substituted for £9,849.

(2) in paragraphs 2 and 2A of that Schedule, as amended (limits on discretionary payments to the widows and widowers of former Members of the House of Commons):
the amount of £2,858.65 shall be substituted for £2,221;
the amount of £6,728.96 shall be substituted for £5,228;
the amount of £5,504.93 shall be substituted for £4,277; and
the amount of £9,375.24 shall be substituted for £7,284.

(3) paragraphs (1) and (2) shall have effect from the date of this Resolution.

(4) with effect from the dates there specified, the amounts set out in the attached Schedule shall be substituted for the amounts mentioned in section 2(1) of the 1981 Act, as amended (payments to eligible former Members of the House of Commons who have not been Members since 15th October 1964 or to their widows or widowers).

(5) on each 1st April, from 2005 onwards, the amounts of the limits applicable to payments under section 1 of the 1939 Act and of the payments specified in section 2 of the 1981 Act shall be increased by the relevant percentage and the amounts in the said sections 1 and 2 shall be replaced accordingly.
(6) the relevant percentage to be applied each April is the percentage change over 12 months in the retail price index as at the previous September.

The Schedule

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—(Dr Howard Stoate.)

11 Social Security,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Social Security (Intensive Activity Period 50 to 59 Pilot) Regulations 2005, which were laid before this House on 2nd February, be approved—(Paul Clark).—It was agreed to.

12 Social Security,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Social Security (Intensive Activity Period 50 to 59 Pilot) (No. 2) Regulations 2005, which were laid before this House on 2nd February, be approved—(Paul Clark).—It was agreed to.

13 Protecting the European Community’s Financial Interests,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Documents No. OJ C 293, the European Court of Auditors 2003 Annual Report, No. 14549/04, Commission staff working paper: Complementary evaluation of the activities of the European Anti-Fraud Office (OLAF), No. 11981/04 and Addenda 1 and 2, Commission Report: Protecting the Communities’ financial interests and the fight against fraud—Annual Report 2003, and No. 11890/04, Commission Communication: Protecting the Communities’ financial interests—Fight against fraud—Action Plan for 2004-05; and supports the Government’s promotion of measures to improve financial management of the Community budget and to reduce fraud against the European Community’s financial interests—(Paul Clark).—It was agreed to.

14 Business of the House,—Ordered, That, at the sitting on Wednesday 9th March, notwithstanding the provisions of paragraph (3)(a) of Standing Order No. 54 (Consideration of estimates), consideration of the Estimates set down for that allotted half day may be proceeded with, though opposed, for three hours, when proceedings shall be interrupted unless previously concluded; and on the interruption or conclusion of the proceedings, as the case may be, the Speaker shall proceed to put the questions which, under the provisions of paragraph (5) of Standing Order No. 54 and of paragraph (1) of Standing Order No. 55 (Questions on voting of estimates, &c), would otherwise fall to be put at the moment of interruption.—(Paul Clark.)

15 Business of the House,—Ordered, That, at the sitting on Thursday 10th March, the Speaker shall put the Questions necessary to dispose of proceedings on the Motion in the name of Mr Peter Hain relating to Support for Members who have chosen not to take their Seats not later than three hours after their commencement; such Questions shall include the Questions on any Amendments selected by the Speaker which may then be moved; proceedings may continue, though opposed, after the moment of interruption; and Standing Order No. 41A (Deferred divisions) shall not apply.—(Paul Clark.)

16 Sittings of the House,—Ordered, That, at the sitting on Thursday 10th March, the Speaker shall not adjourn the House until any message from the Lords has been received, any Committee to draw up Reasons which has been appointed at that sitting has reported, and he has notified the Royal Assent to Acts agreed upon by both Houses.—(Paul Clark.)

17 Public Petitions,—A Public Petition from members of the Turner and Newall Pension Fund and their supporters for action to deal with the projected shortfall in the fund was presented and read; and ordered to lie upon the Table and to be printed.

18 Public Petitions,—A Public Petition from residents of High Folkestone, Hythe and the surrounding area against the proposed closure of the New Romney Jobcentre was presented; and ordered to lie upon the Table and to be printed.
19 Adjournment,—Resolved, That this House do now adjourn.—(Paul Clark.)
And accordingly, the House, having continued to sit till twenty-six minutes past Eight o’clock, adjourned till to-morrow.
[Adjourned at 8.26 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:
1 Northern Ireland,—Draft Electoral Law Act (Northern Ireland) 1962 (Amendment No. 3) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].
2 Regulatory Reform,—Draft Regulatory Reform (Fire Safety) Order 2005, with a Statement by the Office of the Deputy Prime Minister [by Act] [Mr Secretary Prescott].

Papers subject to Negative Resolution:
4 Housing,—Castle Vale Housing Action Trust (Dissolution) Order 2005 (S.I., 2005, No. 411), dated 28th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].
5 National Health Service,—Cambridge University Hospitals National Health Service Foundation Trust (Transfer of Trust Property) Order 2005 (S.I., 2005, No. 398), dated 26th February 2005 [by Act] [Mr Secretary Reid].
6 Water Industry,—Water Industry (Determination of Turnover for Penalties) Order 2005 (S.I., 2005, No. 477), dated 3rd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

Other Papers:
7 Constitutional Affairs,—Government Response to the First Report from the Constitutional Affairs Committee, Session 2004–05, on the Constitutional Reform Bill [Lords]: the Government’s proposals [by Command] [Cm. 6488] [Mr Christopher Leslie].
8 Environment, Food and Rural Affairs,—Paper, entitled The UK Government Sustainable Development Strategy [by Command] [Cm. 6467] [Secretary Margaret Beckett].
9 National Audit,—Reports by the Comptroller and Auditor General on—
   (1) Citizen Redress: What citizens can do if things go wrong with public services;
   (2) Department of Health: The NHS Cancer Plan: A Progress Report; and
   (3) Ministry of Defence: Quality of Housing Services to Service Families Overseas [by Act]; to be printed [Nos. 21, 343 and 342] [Clerk of the House].
10 Northern Ireland,—Northern Ireland Office Minutes, dated—
   (1) February 2005, concerning a contingent liability in relation to the Inquiry into the Death of Billy Wright;
   (2) February 2005, concerning a contingent liability in relation to the Inquiry into the Death of Robert Hamill; and
   (3) March 2005, concerning a contingent liability in relation to the Inquiry into the Death of Rosemary Nelson [by Command] [Mr Secretary Murphy].

APPENDIX II

Standing Committees

1 Draft Town and Country Planning (Fees for Applications and Deemed Applications) (Amendment) (England) Regulations 2005,—The Committee of Selection has discharged Mrs Barbara Roche from the First Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Tony Worthington.
2 Draft Public Audit (Wales) Act 2004 (Relaxation of Restriction on Disclosure) Order 2005,—The Committee of Selection has discharged Mr Hilton Dawson, Chris Ruane and Llew Smith from the Third Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Chris Bryant, Mr Wayne David and Mark Tami.

3 Draft Child Support (Miscellaneous Amendments) Regulations 2005,—The Committee of Selection has discharged Mr David Willetts from the Eighth Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Mr Paul Goodman.

4 Draft Renewables Obligation Order 2005,—The Speaker has appointed Mr Joe Benton Chairman of the Fifteenth Standing Committee on Delegated Legislation in respect of the draft Order, in place of Frank Cook.

5 Draft Higher Education (Northern Ireland) Order 2005,—The Committee of Selection has discharged Kevin Brennan, Lembit Öpik and Gareth Thomas from the Sixteenth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Don Foster, Siôn Thomas and David Wright.

APPENDIX III

Reports from Select Committees

1 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—Minutes of Evidence taken before the Urban Affairs Sub-Committee of the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [Ward Boundaries]; to be printed [No. 315-i] [Christine Russell].

2 Public Accounts,—Minutes of Evidence taken before the Committee of Public Accounts [Progress in tackling homelessness]; to be printed [No. 428-i] [Mr Edward Leigh].

[No. 50.]

Tuesday 8th March 2005.

The House met at half-past Eleven o’clock.

PRAYERS.

1 London Local Authorities and Transport for London Bill,—The Order of the day being read, for the Second Reading of the London Local Authorities and Transport for London Bill. Ordered, That the Bill be read a second time on Tuesday 15th March.

2 Regulatory Reform,—Mr Peter Pike reported from the Regulatory Reform Committee the following Resolutions:

That the draft Regulatory Reform (Execution of Deeds and Documents) Order 2005, which was laid before this House on 21st February, should be approved.

The Committee came to this Resolution without a Division.

That the draft Regulatory Reform (National Health Service Charitable Trust Accounts and Audit) Order 2005, which was laid before this House on 9th February, should be approved.

The Committee came to this Resolution without a Division.

3 Fifth Standing Committee on Delegated Legislation,—Mr Roger Gale reported from the Fifth Standing Committee on Delegated Legislation the draft Public Processions (Amendment) (Northern Ireland) Order 2005. Minutes of Proceedings of the Committee to lie upon the Table.

4 Sixth Standing Committee on Delegated Legislation,—Mr Nigel Beard reported from the Sixth Standing Committee on Delegated Legislation the draft Social Security (Inherited SERPS) (Amendment) Regulations 2005. Minutes of Proceedings of the Committee to lie upon the Table.

5 Seventh Standing Committee on Delegated Legislation,—Miss Anne Begg reported from the Seventh Standing Committee on Delegated Legislation the draft Courts Act 2003 (Consequential Provisions) Order 2005. Minutes of Proceedings of the Committee to lie upon the Table.

6 Eighth Standing Committee on Delegated Legislation,—Mr Nigel Beard reported from the Eighth Standing Committee on Delegated Legislation the draft Child Support (Miscellaneous Amendments) Regulations 2005. Minutes of Proceedings of the Committee to lie upon the Table.
7 Ninth Standing Committee on Delegated Legislation,—Mr Edward O’Hara reported from the Ninth Standing Committee on Delegated Legislation the draft New Opportunities Fund (Specification of Initiative) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

8 Northern Ireland Grand Committee,—Mr David Amess reported from the Northern Ireland Grand Committee the draft Budget (Northern Ireland) Order 2005, referred to it on 22nd February.

Minutes of Proceedings of the Committee to lie upon the Table.

9 European Standing Committee A,—Mr John Cummings reported from European Standing Committee A the following Resolution:

That the Committee takes note of European Union Documents No. 15390/04, draft Council Regulation fixing for 2005 and 2006 the fishing opportunities for Community fishing vessels for certain deep sea stocks, and No. 15237/04, draft Council Regulation fixing for 2005 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required; and supports the Government’s objective of achieving the conservation and sustainable exploitation of fishing resources in line with the precautionary principle whilst preserving a viable degree of activity for the industry.

Resolution to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the Table.

10 Prevention of Terrorism (No. 2) Bill,—Mr William Cash presented a Bill to make provision about the prevention of terrorism: And the same was read the first time; and ordered to be read a second time on Friday 18th March and to be printed [Bill 78].

11 Royal Marriages (Freedom of Religion),—Ordered, That leave be given to bring in a Bill to allow any member of the Royal Family to marry a person of any religion or none: And that Mr Edward Leigh, Mr William Hague, Mr Iain Duncan Smith, Mr Frank Dobson, Mr Kevin McNamara, Mr John Bercow, Dr Evan Harris, Mr Francis Maude, Mr Bernard Jenkin, Jim Dobbins, Mr Stephen Pound, and Mr John Bercow do prepare and bring it in.

12 Royal Marriages (Freedom of Religion) Bill,—Mr Edward Leigh accordingly presented a Bill to allow any member of the Royal Family to marry a person of any religion or none: And the same was read the first time; and ordered to be read a second time on Friday 8th April and to be printed [Bill 79].

13 Road Safety Bill,—The House, according to Order, proceeded to consider the Road Safety Bill, as amended in the Standing Committee.

A Clause (NC14) (Tests: approved language translators)—(Mr David Jamieson)—brought up, read the first and second time, and added to the Bill.

Another Clause (NC1) (Funding of speed awareness and driver improvement course)—(Mr Christopher Chope)—brought up, and read the first time.

Question put, That the Clause be read a second time.

The House divided.

Tellers for the Ayes, Mr Geoffrey Clifton-Brown, Andrew Selous: 175.

Tellers for the Noes, Mr Nick Ainger, Mr Tom Watson: 271.

Another Clause (NC6) (Causing death by driving whilst disqualified)—(Mr Greg Knight)—brought up, and read the first time.

Question put, That the Clause be read a second time:—Clause, by leave, withdrawn.

Another Clause (NC11) (Secondary locking devices)—(Mr Greg Knight)—brought up, and read the first time.

Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.

Another Clause (NC17) (Vehicle data recording devices)—(Rob Marris)—brought up, and read the first time.

Question proposed, That the Clause be read a second time:—Clause, by leave, withdrawn.
Another Clause (NC19) (Amendment of Road Traffic Offenders Act 1988)—(Mr Christopher Chope)—brought up, and read the first time.

Question put, That the Clause be read a second time.

The House divided.

Tellers for the Ayes, Mr Geoffrey Clifton-Brown, Andrew Selous: 166.

Tellers for the Noes, Margaret Moran, Mr Tom Watson: 273.

Another Clause (NC21) (Amendment of Road Traffic Act 1988)—(John Thurso)—brought up, and read the first time.

Question put, That the Clause be read a second time.

The House divided.


Tellers for the Noes, Margaret Moran, Mr Tom Watson: 387.

Amendments (Nos. 1 to 3) made to the Bill.

Another Amendment (No. 9) proposed to the Bill, in page 47, line 43, after the word ‘passengers’, to insert ‘(a)’.—(Mr John Horam.)

Question proposed, That the Amendment be made.

And it being Six o’clock, the Deputy Speaker put the Question, pursuant to Order [11th January].

The House divided.

Tellers for the Ayes, Andrew Selous, Mr Peter Atkinson: 165.

Tellers for the Noes, Margaret Moran, Mr Tom Watson: 258.

The Deputy Speaker then put the Question on the remaining Amendments moved by a Minister of the Crown.

Other Amendments (Nos. 4 to 8) made to the Bill.

A Motion being made, That the Bill be now read the third time;

Mr Secretary Darling, by Her Majesty’s Command, acquainted the House, That Her Majesty, having been informed of the purport of the Bill, gives her Consent, as far as Her Majesty’s interest is concerned, That the House may do therein as it shall think fit.

Mr Secretary Darling, by Command of the Prince of Wales, acquainted the House, That His Royal Highness, having been informed of the purport of the Bill, gives his Consent, as far as the Prince of Wales’s interest is concerned, That the House may do therein as it shall think fit.

And the Question being put:—It was agreed to.

The Bill was accordingly read the third time, and passed.

14 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Higher Education (Northern Ireland) Order 2005, which was laid before this House on 8th February, be approved—(Mr Jim Murphy);—It was agreed to.

The House divided.

Tellers for the Ayes, Mr Tom Watson, Margaret Moran: 250.

Tellers for the Noes, Mr Peter Luff, Mr David Amess: 116.

So the Question was agreed to.

15 Fees and Charges.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Immigration (Application Fees) Order 2005, which was laid before this House on 10th February, be approved—(Mr Jim Murphy);—It was agreed to.

16 Town and Country Planning.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Town and Country Planning (Fees for Applications and Deemed Applications) (Amendment) (England) Regulations 2005, which were laid before this House on 9th February, be approved—(Mr Jim Murphy);—It was agreed to.

17 Public Audit.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Public Audit (Wales) Act 2004 (Relaxation of Restriction on Disclosure) Order 2005, which was laid before this House on 9th February, be approved—(Mr Jim Murphy);—It was agreed to.

18 Social Security.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Tax Credits Up-rating Regulations 2005, which were laid before this House on 31st January, be approved—(Mr Jim Murphy);—It was agreed to.
19 Social Security,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Child Benefit and Guardian’s Allowance Up-rating (Northern Ireland) Order 2005, which was laid before this House on 31st January, be approved—(^Mr Jim Murphy^)—It was agreed to.

20 Social Security,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Child Benefit and Guardian’s Allowance Up-rating Order 2005, which was laid before this House on 31st January, be approved—(^Mr Jim Murphy^)—It was agreed to.

21 Public Petitions,—A Public Petition from William Jolly, Linda Preston, Rhodri Thomas and others against the party whipping system was presented; and ordered to lie upon the Table and to be printed.

22 Adjournment,—A Motion was made, and the Question being proposed, That this House do now adjourn—(^Mr Jim Murphy^);

And the Motion having been made after Seven o’clock, and the Debate having continued for half an hour, the Speaker adjourned the House without Question put, pursuant to the Standing Order, it being then twenty-five minutes to Eight o’clock, till to-morrow.

[Adjourned at 7.35 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:


2 Education,—(1) Central Sussex College (Government) Regulations 2005 (S.I., 2005, No. 397); and
   (2) Central Sussex College (Incorporation) Regulations 2005 (S.I., 2005, No. 396), dated 28th February 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Secretary Ruth Kelly].

   (2) Electricity (Class Exemptions from the Requirement for a Licence) (Amendment) Order 2005 (S.I., 2005, No. 488), dated 28th February 2005; and
   [by Act] with Explanatory Memoranda thereon [by Command] [Ms Secretary Hewitt].


5 Immigration,—Immigration (Passenger Transit Visa) (Amendment) Order 2005 (S.I., 2005, No. 492), dated 4th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

   (3) Insolvency Practitioners and Insolvency Services Account (Fees) (Amendment) Order 2005 (S.I., 2005, No. 523), dated 2nd March 2005;
   (4) Insolvency Practitioners Regulations 2005 (S.I., 2005, No. 524), dated 8th March 2005; and
   (5) Insolvency Proceedings (Fees) (Amendment) Order 2005 (S.I., 2005, No. 544), dated 7th March 2005,
   [by Act], with Explanatory Memoranda thereon [by Command] [Ms Secretary Hewitt].

7 Legal Aid and Advice,—(1) Legal Advice and Assistance (Amendment) Regulations (Northern Ireland) 2005 (S.R.(N.I.), 2005, No. 67);
   (2) Legal Advice and Assistance (Financial Conditions) Regulations (Northern Ireland) 2005 (S.R.(N.I.), 2005, No. 65); and

[Adjourned at 7.35 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:


2 Education,—(1) Central Sussex College (Government) Regulations 2005 (S.I., 2005, No. 397); and
   (2) Central Sussex College (Incorporation) Regulations 2005 (S.I., 2005, No. 396), dated 28th February 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Secretary Ruth Kelly].

   (2) Electricity (Class Exemptions from the Requirement for a Licence) (Amendment) Order 2005 (S.I., 2005, No. 488), dated 28th February 2005; and
   [by Act] with Explanatory Memoranda thereon [by Command] [Ms Secretary Hewitt].


5 Immigration,—Immigration (Passenger Transit Visa) (Amendment) Order 2005 (S.I., 2005, No. 492), dated 4th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

   (3) Insolvency Practitioners and Insolvency Services Account (Fees) (Amendment) Order 2005 (S.I., 2005, No. 523), dated 2nd March 2005;
   (4) Insolvency Practitioners Regulations 2005 (S.I., 2005, No. 524), dated 8th March 2005; and
   (5) Insolvency Proceedings (Fees) (Amendment) Order 2005 (S.I., 2005, No. 544), dated 7th March 2005,
   [by Act], with Explanatory Memoranda thereon [by Command] [Ms Secretary Hewitt].

7 Legal Aid and Advice,—(1) Legal Advice and Assistance (Amendment) Regulations (Northern Ireland) 2005 (S.R.(N.I.), 2005, No. 67);

8 Legal Services,—Legal Services Ombudsman (Jurisdiction) (Amendment) Order 2005 (S.I., 2005, No. 489), dated 4th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].

9 Local Government,—(1) Local Authorities (Discretionary Expenditure Limits) (England) Order 2005 (S.I., 2005, No. 419), dated 28th February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott]; and
(2) Police Authorities (Best Value) Performance Indicators Order 2005 (S.I., 2005, No. 470), dated 3rd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

10 Magistrates’ Courts,—(1) Collection of Fines (Pilot Schemes) (Amendment) Order 2005 (S.I., 2005, No. 487);
(2) Fines Collection (Amendment) Regulations 2005 (S.I., 2005, No. 484); and

11 National Health Service,—West Hertfordshire Hospitals National Health Service Trust (Transfer of Trust Property) Order 2005 (S.I., 2005, No. 451), dated 26th February 2005 [by Act] [Mr Secretary Reid].

12 Road Traffic,—Road Traffic (Permitted Parking Area and Special Parking Area) (County of Hertfordshire) (Borough of Stevenage) Order 2005 (S.I., 2005, No. 452), dated 2nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

Other Papers:

13 National Lottery,—Account of the National Lottery Distribution Fund for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 424] [Clerk of the House].

14 Police (Northern Ireland),—Accounts of the—
(1) Northern Ireland Police Service Pension; and
(2) Police Service of Northern Ireland for 2003–04, with the Reports of the Comptroller and Auditor General thereon [by Act]; to be printed [Nos. 426 and 425] [Clerk of the House].

APPENDIX II
Standing Committees

1 Draft Public Processions (Amendment) (Northern Ireland) Order 2005,—The Committee of Selection has discharged Ms Candy Atherton, Mr Gwyn Prosser and Ross Cranston from the Fifth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Mike Hall, Mr Andrew Miller and Mr Dave Watts.

2 Draft Child Support (Miscellaneous Amendments) Regulations 2005,—The Committee of Selection has discharged David Cairns from the Eighth Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Mr Bob Laxton.

3 Draft New Opportunities Fund (Specification of Initiative) Order 2005,—The Committee of Selection has discharged Mr Andrew Smith from the Ninth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Joan Ruddock.

4 Northern Ireland,—Mr Speaker has appointed Mr Peter Pike as an additional Chairman of the Northern Ireland Grand Committee in respect of its meeting on 8th March.

APPENDIX III
Reports from Select Committees

1 Constitutional Affairs,—Minutes of Evidence taken before the Constitutional Affairs Committee [The operation of the Special Immigration Appeals Commission (SIAC)]; to be printed [No. 323-iii] [Mr A. J. Beith].
2 Culture, Media and Sport.—(1) Fourth Report from the Culture, Media and Sport Committee [Maritime Heritage and Historic Ships], with Appendices to the Minutes of Evidence taken before the Maritime Heritage and Historic Ships Sub-Committee of the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 296]; and

(2) Minutes of Evidence taken before the Committee [The Market for Art]; to be printed [No. 414-i] [Sir Gerald Kaufmann].

3 Foreign Affairs.—Part of the Minutes of Evidence taken before the Foreign Affairs Committee on 25th January [Foreign and Commonwealth Office Annual Report 2004-05]; to be printed [No. 436-i] [Mr Donald Anderson].

4 Health.—(1) Third Report from the Health Committee [New Developments in HIV/AIDS and Sexual Health Policy], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 252]; and

(2) Memoranda laid before the Committee [New Developments in HIV/AIDS and Sexual Health Policy] [Mr David Hinchliffe].

5 Home Affairs.—Minutes of Evidence taken before the Home Affairs Committee [Anti-Social Behaviour]; to be printed [No. 80-vi] [Mr John Denham].

6 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—Minutes of Evidence taken before the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [Local Government Consultation]; to be printed [No. 316-iii] [Andrew Bennett].

7 Regulatory Reform.—(1) Seventh Report from the Regulatory Reform Committee [Draft Regulatory Reform (Execution of Deeds and Documents) Order 2005]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 429];

(2) Eighth Report from the Committee [Draft Regulatory Reform (National Health Service Charitable Trust Accounts and Audit) Order 2005]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 430]; and

(3) Second Special Report from the Committee [Government Response to the First Special Report from the Committee: Operation of the Regulatory Reform Act 2001]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 431] [Mr Peter Pike].

8 Statutory Instruments.—Eleventh Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-xi] [Mr David Tredinnick].

9 Trade and Industry.—(1) Seventh Report from the Trade and Industry Committee [UK Employment Regulation], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 90] [Mr Martin O’Neill];

(2) Eighth Report from the Committee [Progress towards the Knowledge Driven Economy], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 432] [Mr Martin O’Neill];

(3) Ninth Report from the Committee [Implementation of ECGD’s Business Principles], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 374] [Mr Roger Berry];

(4) Tenth Report from the Committee [Crown Post Offices: Responses to the Committee’s Third Report], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 433] [Mr Roger Berry];

(5) Third Special Report from the Committee [Responses to the First Report from the Committee, on Electricity Distribution Networks]; to be printed [No. 433] [Mr Martin O’Neill];

(6) Fourth Special Report from the Committee [Responses to the Second Report from the Committee, on Pub Companies]; to be printed [No. 434] [Mr Martin O’Neill];

(7) Minutes of Evidence taken before the Committee [Ofcom’s Strategic Review of Telecommunications; Occupational Segregation and the Gender Pay Gap]; to be printed [Nos. 407-ii and 300-iii] [Mr Martin O’Neill]; and
THE SPEAKER’S CERTIFICATE

The Speaker certified that the Income Tax (Trading and Other Income) Bill is a Money Bill within the meaning of the Parliament Act 1911.

[No. 50; WH, No. 29]

Tuesday 8th March 2005.
The House sitting in Westminster Hall
The sitting began at half-past Nine o’clock.
Adjournment,—Resolved, That the sitting be now adjourned.—(Yvette Cooper.)
And accordingly the sitting was adjourned till to-morrow. [Adjourned at 5 p.m.]

[No. 51.]

Wednesday 9th March 2005.
The House met at half-past Eleven o’clock.

PRAYERS.

1 Tenth Standing Committee on Delegated Legislation,—Mr Alan Hurst reported from the Tenth Standing Committee on Delegated Legislation the draft Northern Ireland Act 2000 (Modification) Order 2005.
   Minutes of Proceedings of the Committee to lie upon the Table.

2 Eleventh Standing Committee on Delegated Legislation,—Mr Bill O’Brien reported from the Eleventh Standing Committee on Delegated Legislation the draft Pension Protection Fund (PPF Ombudsman) Order 2005, the draft Pension Protection Fund (Pension Compensation Cap) Order 2005, and the draft Occupational Pension Schemes (Levies) Regulations 2005.
   Minutes of Proceedings of the Committee to lie upon the Table.

3 Twelfth Standing Committee on Delegated Legislation,—Miss Anne Begg reported from the Twelfth Standing Committee on Delegated Legislation the draft Criminal Justice and Police Act 2001 (Amendment) Order 2005.
   Minutes of Proceedings of the Committee to lie upon the Table.

4 Thirteenth Standing Committee on Delegated Legislation,—Mr Roger Gale reported from the Thirteenth Standing Committee on Delegated Legislation the draft Social Security Commissioners (Procedure) (Amendment) Regulations 2005.
   Minutes of Proceedings of the Committee to lie upon the Table.

5 European Standing Committee A,—Mr David Chidgey reported from European Standing Committee A the following Resolution:
   Resolution to lie upon the Table.
   Minutes of Proceedings of the Committee to lie upon the Table.

6 Message from the Lords,—A Message was brought from the Lords, as follows:
   Prevention of Terrorism Bill,—The Lords agree to the Prevention of Terrorism Bill, with Amendments, to which they desire the concurrence of this House.
7 Prevention of Terrorism Bill.—Lords Amendments to the Prevention of Terrorism Bill printed pursuant to Standing Orders Nos. 57A (Bills brought from the Lords) and 78 (Lords amendments) on 8th March [Bill 80].

8 Control of Identification Documents (Offences).—Ordered That leave be given to bring in a Bill to make it an offence for employers and certain other persons to destroy or control the identification documents of another person in specified circumstances; to amend the Diplomatic Privileges Act 1964 and the Consular Relations Act 1968 so as to make diplomatic and consular staff and their households liable in relation to that offence; and for connected purposes: And that Chris McCafferty, Mrs Betty Williams, Ms Diane Abbott, Geraldine Smith, Julie Morgan, Dr Jenny Tonge, Mr Mike Hancock, Ann Clwyd, Alice Mahon, Mrs Ann Cryer, Paul Flynn and Sandra Gidley do prepare and bring it in.

9 Control of Identification Documents (Offences) Bill.—Chris McCafferty accordingly presented a Bill to make it an offence for employers and certain other persons to destroy or control the identification documents of another person in specified circumstances; to amend the Diplomatic Privileges Act 1964 and the Consular Relations Act 1968 so as to make diplomatic and consular staff and their households liable in relation to that offence; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 18th March and to be printed [Bill 82].

10 Estimates [2nd allotted day, 1st part].—The House proceeded, pursuant to Resolution [7th March], to consider the Estimates appointed for consideration under Standing Order No. 145 (Liaison Committee).

Supplementary Estimates, 2004–05 (Department for Culture, Media and Sport).—A Motion was made, and the Question being proposed, That, for the year ending with 31st March 2005, for expenditure by the Department for Culture, Media and Sport—

(1) further resources, not exceeding £63,523,000, be authorised for use as set out in House of Commons Paper No. 325,
(2) a further sum, not exceeding £65,461,000, be granted to Her Majesty out of the Consolidated Fund to meet the costs as so set out, and
(3) limits as so set out be set on appropriations in aid—(Mr Jim Murphy);

And it being three hours after the commencement of proceedings on the Estimates, the Deputy Speaker put the Question, pursuant to Order [7th March].—It was agreed to.

Resolved, That, for the year ending with 31st March 2005, for expenditure by the Department for Culture, Media and Sport—

(1) further resources, not exceeding £63,523,000, be authorised for use as set out in House of Commons Paper No. 325,
(2) a further sum, not exceeding £65,461,000, be granted to Her Majesty out of the Consolidated Fund to meet the costs as so set out, and
(3) limits as so set out be set on appropriations in aid.

11 Estimates.—The Deputy Speaker then put the Questions required to be put, pursuant to Standing Order No. 55 (Questions on voting of estimates, &c.) and Order [7th March].

Estimates, 2005–06 (Navy) Vote A

Resolved, That, during the year ending with 31st March 2006, a number not exceeding 44,180 all ranks be maintained for Naval Service and that numbers in the Reserve Naval and Marine Forces be authorised for the purposes of Parts 1, 3, 4 and 5 of the Reserve Forces Act 1996 up to the maximum numbers set out in House of Commons Paper No. 291 of this Session.—(Mr Jim Murphy.)

Estimates, 2005–06 (Army) Vote A

Resolved, That, during the year ending with 31st March 2006, a number not exceeding 128,945 all ranks be maintained for Army Service and that numbers in the Reserve Land Forces be authorised for the purposes of Parts 1, 3, 4 and 5 of the Reserve Forces Act 1996 up to the maximum numbers set out in House of Commons Paper No. 291 of this Session.—(Mr Jim Murphy.)

Estimates, 2005–06 (Air) Vote A

Resolved, That, during the year ending with 31st March 2006, a number not exceeding 56,140 all ranks be maintained for Air Force Service and that numbers in the Reserve Air Forces be authorised for the purposes of Parts 1, 3, 4 and 5 of the Reserve Forces Act 1996 up to the maximum numbers set out in House of Commons Paper No. 291 of this Session.—(Mr Jim Murphy.)

Estimates, Excesses, 2003–04

Resolved, That, for the year that ended with 31st March 2004—

(1) resources, not exceeding £69,497,995.67, be authorised for use to make good excesses of certain resources for defence and civil services as set out in House of Commons Paper No. 324;
Resolved, That, for the year ending with 31st March 2005—

(1) further resources, not exceeding £7,003,959,000, be authorised for defence and civil services as set out in House of Commons Paper No. 325;

(2) a further sum, not exceeding £6,008,327,000, be granted to Her Majesty out of the Consolidated Fund to meet the costs of defence and civil services as so set out; and

(3) limits as so set out be set on appropriations in aid.—(Mr Jim Murphy.)

Ordered, That a Bill be brought in upon the foregoing Resolutions relating to Supplementary Estimates, 2004–05, and Excesses, 2003–04, and the Resolutions of 9th December relating to Supplementary Estimates, 2004–05: And that the Chairman of Ways and Means, Mr Chancellor of the Exchequer, Mr Paul Boateng, Dawn Primarolo, Mr Stephen Timms and John Healey do prepare and bring it in.

12 Consolidated Fund (Appropriation) Bill,—Mr Stephen Timms accordingly presented a Bill to authorise the use of resources for the service of the years ending with 31st March 2004 and 31st March 2005 and to apply certain sums out of the Consolidated Fund to the service of the years ending with 31st March 2004 and 31st March 2005; and to appropriate the supply authorised in this Session of Parliament for the service of the years ending with 31st March 2004 and 31st March 2005: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 81].

13 Prevention of Terrorism Bill (Programme)(No. 3),—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Prevention of Terrorism Bill for the purpose of supplementing the Orders of 23rd February 2005 (Prevention of Terrorism Bill (Programme)) and 28th February 2005 (Prevention of Terrorism Bill (Programme) (No. 2))—

Consideration of Lords Amendments

1. Any Message from the Lords may be considered forthwith without any Question being put.

2. Proceedings on consideration of any Lords Amendments which may be received shall (so far as not previously concluded) be brought to a conclusion three hours after their commencement or at the moment of interruption at this day’s sitting, whichever is the later.

Subsequent stages

3. Any further Messages from the Lords may be considered forthwith without any Question being put.

4. The proceedings on any further Message from the Lords shall (so far as not previously concluded) be brought to a conclusion one hour after their commencement—(Mr Jim Murphy);

The House divided.

Tellers for the Ayes, Mr Tom Watson, James Purnell. 336.

Tellers for the Noes, Mr Roger Williams, Gregory Barker. 226.

So the Question was agreed to.

14 Prevention of Terrorism Bill,—The House, pursuant to Order [this day], proceeded forthwith to consider the Lords Amendments to the Prevention of Terrorism Bill.

Lords Amendment No. 1.

An Amendment ((a)) was proposed to the Lords Amendment, in line 6, after the word ‘exercisable’, to insert the words—

(a) except in the case of an order imposing obligations that are incompatible with the individual’s right to liberty under Article 5 of the Human Rights Convention, by the Secretary of State; and

(b) in the case of an order imposing obligations that are or include derogating obligations.’—(Mr Secretary Clarke.)

And the Question being proposed, That the Amendment be made;

And it being three hours after the commencement of proceedings on the Lords Amendments, the Speaker put the Question, pursuant to Order [this day].
The House divided.

Tellers for the Ayes, Paul Clark, Joan Ryan: 348.
Tellers for the Noes, Mr Roger Williams, Mr Peter Atkinson: 240.

So the Question was agreed to.

Other Amendments ((b) and (c)) were made to the Lords Amendment.

The Lords Amendment, as amended, was agreed to.

The Speaker then put the Questions necessary to dispose of the remaining proceedings to be concluded at that hour.

Lords Amendment No. 16.
Amendments ((a) to (g)) were made to the Lords Amendment.

The Lords Amendment, as amended, was agreed to.
Lords Amendment No. 23.
An Amendment ((a)) was made to the Lords Amendment.

The Lords Amendment, as amended, was agreed to.
Lords Amendment No. 6 was disagreed to.

Lords Amendment No. 8.
A Motion was made, and the Question being put, That this House disagrees with the Lords in their Amendment—(Mr John Heppell);

The House divided.

Tellers for the Ayes, Paul Clark, Joan Ryan: 340.
Tellers for the Noes, Mr Roger Williams, Mr Peter Atkinson: 251.

So the Question was agreed to.

The Lords Amendment was accordingly disagreed to.

Lords Amendment No. 9.
A Motion was made, and the Question being put, That this House disagrees with the Lords in their Amendment—(Mr John Heppell);

The House divided.

Tellers for the Ayes, Paul Clark, Joan Ryan: 343.
Tellers for the Noes, Mr Roger Williams, Gregory Barker: 244.

So the Question was agreed to.

The Lords Amendment was accordingly disagreed to.

Lords Amendments Nos. 12, 13 and 15 were disagreed to.

Lords Amendment No. 17 was disagreed to.
Amendments ((a) to (f)) were made to the words so restored to the Bill.

Lords Amendments Nos. 22, 27 and 28 were disagreed to.

Lords Amendment No. 31.
A Motion was made, and the Question being put, That this House disagrees with the Lords in their Amendment—(Mr John Heppell);

The House divided.

Tellers for the Ayes, Mr Nick Ainger, Mr Jim Murphy: 341.
Tellers for the Noes, Mr Roger Williams, Gregory Barker: 238.

So the Question was agreed to.

The Lords Amendment was accordingly disagreed to.

Lords Amendment No. 32 was disagreed to.

Lords Amendment No. 33.
A Motion was made, and the Question being put, That this House disagrees with the Lords in their Amendment—(Mr John Heppell);

The House divided.

Tellers for the Ayes, Margaret Moran, Mr Jim Murphy: 340.
Tellers for the Noes, Mr Roger Williams, Mr Peter Atkinson: 240.

So the Question was agreed to.

The Lords Amendment was accordingly disagreed to.

Amendments ((a) to (c)) were made to the Bill in lieu of Lords Amendment No. 33 disagreed to.

Lords Amendment No. 37 was disagreed to.
Amendments ((a) to (o)) were made to the Bill in lieu of Lords Amendments Nos. 8, 9, 12, 13, 15, 17, 22, 28 and 37 disagreed to.

Lords Amendment No. 38.

A Motion was made, and the Question being put, That this House disagrees with the Lords in their Amendment—(Mr John Heppell).

The House divided.

Tellers for the Ayes, Gillian Merron, Margaret Moran: 326.

Tellers for the Noes, Mr Peter Atkinson, Richard Younger-Ross: 231.

So the Question was agreed to.

The Lords Amendment was accordingly disagreed to.

Lords Amendment No. 39 was disagreed to.

Lords Amendment No. 40.

A Motion was made, and the Question being put, That this House disagrees with the Lords in their Amendment—(Mr John Heppell).

The House divided.

Tellers for the Ayes, Gillian Merron, Margaret Moran: 317.


So the Question was agreed to.

The Lords Amendment was accordingly disagreed to.

Lords Amendment No. 42 was disagreed to.

Amendments ((a) to (c)) were made to the Bill in lieu of Lords Amendments Nos. 38, 39, 40 and 42 disagreed to.

Lords Amendments Nos. 2 to 5, 7, 10, 11, 14, 18 to 21, 24 to 26, 29, 30, 34 to 36, 41 and 43 were agreed to.

Ordered, That a Committee be appointed to draw up Reasons to be assigned to the Lords for disagreeing to their Amendments Nos. 6, 27, 31 and 32.

That Ms Hazel Blears, Mr Dominic Grieve, Mr David Heath, Mr John Heppell and Kali Mountford be members of the Committee.

That Ms Hazel Blears be the Chairman of the Committee.

That three be the Quorum of the Committee.

That the Committee do withdraw immediately.—(Mr John Heppell.)

15 Public Petitions,—Public Petitions from—

(1) citizens of the United Kingdom against the persecution of the Falun Gong practitioners by the Chinese authorities; and

(2) the residents of High Wycombe, Marlow and the surrounding areas for the retention of the current maternity special care baby unit, children's unit and other services provided at Wycombe General Hospital

were presented and read; and ordered to lie upon the Table and to be printed.

16 Prevention of Terrorism Bill,—Ms Hazel Blears reported from the Committee appointed to draw up Reasons to be assigned to the Lords for disagreeing to certain of their Amendments to the Prevention of Terrorism Bill, That it had drawn up the following Reasons, which it had directed her to report to the House:

The Commons disagree to Lords Amendment No. 6 for the following Reason:—

Because the Lords Amendment is unnecessary.

The Commons disagree to Lords Amendments Nos. 27, 31 and 32 for the following Reason:—

Because adequate provision is already made for the review of the operation of the Act.

The Reasons were agreed to.

Message to the Lords to communicate the said Reasons, with the Bill and Amendments.

17 Adjournment,—Resolved, That this House do now adjourn.—(Jim Fitzpatrick.)

And accordingly, the House, having continued to sit till one minute past Nine o'clock, adjourned till to-morrow.

[Adjourned at 9.01 p.m.]
APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1. Access to Justice,—Revised Funding Code prepared by the Legal Services Commission [by Act] [Mr David Lammy].

Papers subject to Negative Resolution:


5. Damages,—Damages (Government and Health Service Bodies) Order 2005 (S.I., 2005, No. 474), dated 4th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].


Other Papers:


13. Treaty Series (No. 6, 2005),—Kyoto Protocol, adopted at Kyoto on 11th December 1997, to the United Nations Framework Convention on Climate Change [by Command] [Cm. 6485] [Mr Secretary Straw].
APPENDIX II

Standing Committees


(1) The Speaker has allocated the draft Orders to the First Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated twenty Members to serve on the Committee: Mr Richard Bacon, Hugh Bayley, David Burnside, Mr David Chaytor, Mr David Clelland, Mr Vernon Coaker, Jim Dowd, Mr Tom Harris, Mrs Joan Humble, Mr Andrew Hunter, Ms Sally Keeble, Mr David Lidington, Mr Peter Luff, Mr Ian Luke, Mr Seamus Mallon, Lembit Opik, Mr Greg Pope, Mr John Spellar, Mr John Taylor and Paddy Tipping.


(1) The Speaker has allocated the draft Orders to the Second Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Vera Baird, Mr John Bercow, Mr John Burnett, Mr Stephen Dorrell, Jim Fitzpatrick, Mr Derek Foster, Patrick Hall, Mr Ivan Henderson, Andy King, Mr David Laws, Anne Picking, Dawn Primarolo, Mr David Ruffley, Geraldine Smith, Mr Bill Tynan and Mr Andrew Tyrie.

3 Draft Extradition Act 2003 (Part 3 Designation) (Amendment) Order 2005:

(1) The Speaker has allocated the draft Order to the Third Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Alistair Carmichael, Mr Tony Clarke, Mr Geoffrey Clifton-Brown, Mr Jim Cunningham, Mr Hilton Dawson, Mr Bill Etherington, Caroline Flint, Mr Damian Green, Mr Dominic Grieve, Mr John Gummer, Mr John Heppell, Stephen Hesford, Kali Mountford, Mr Mark Oaten, Mrs Barbara Roche and Mr Mike Wood.

4 Draft Opticians Act 1989 (Amendment) Order 2005:

(1) The Speaker has allocated the draft Order to the Fourth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr John Baron, Mr Crispin Blunt, Mr Paul Burstow, Mr Stephen Byers, Mrs Lorna Fitzsimons, Mike Gapes, Mr William Hague, Mr John Horam, Tony Lloyd, Mr John Lyons, Chris McCaffery, Dr Lewis Moonie, Joan Ryan, Dr Jenny Tonge, Ms Rosie Winterton and David Wright.

5 Draft Government Resources and Accounts Act 2000 (Audit of Public Bodies) Order 2005:

(1) The Speaker has allocated the draft Order to the Fifth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr John Battle, Mr Roger Berry, Mr John Burnett, Dr Vincent Cable, Tom Cox, Jim Fitzpatrick, Mr Nick Gibb, Mr Michael Jack, Glenda Jackson, Mr David Kidney, Mr Kevin McNamara, Mr Frank Roy, Mr David Ruffley, Mr Richard Spring, Ian Stewart and Mr Stephen Timms.

6 Draft Immigration and Asylum (Provision of Accommodation to Failed Asylum-Seekers) Regulations 2005:

(1) The Speaker has allocated the draft Regulations to the Sixth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Desmond Browne, Mr Geoffrey Clifton-Brown, Ross Cranston, Mr Fabian Hamilton, Mr David Heath, Mr Doug Henderson, Mr John Heppell, Alan Howarth, Mr Edward Leigh, Mr Ian Liddell-Grainger, Mr Humfrey Malins, Kali Mountford, Mr Mark Oaten, Joan Ruddock, Mark Tami and Dr Alan Whitehead.
7 Care of Cathedrals (Amendment) Measure, the Church of England (Miscellaneous Provisions) Measure and the Stipends (Cessation of Special Payments) Measure:

   (1) The Speaker has allocated the Measures to the Seventh Standing Committee on Delegated Legislation; and

   (2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Atkinson, Sir Stuart Bell, Peter Bottomley, Ann Clwyd, Sir Patrick Cormack, Mrs Ann Cryer, Jim Dobbin, Angela Eagle, Simon Hughes, Mr Jon Owen Jones, Mr Robert Marshall-Andrews, Julie Morgan, Mr Richard Page, Bridget Prentice, Jim Sheridan and Steve Webb.

8 Draft Financial Services and Markets Act 2000 (Carrying on Regulated Activities by Way of Business) (Amendment) Order 2005 and the draft Open-Ended Investment Companies (Amendment) Regulations 2005:

   (1) The Speaker has allocated the draft Order and draft Regulations to the Eighth Standing Committee on Delegated Legislation; and

   (2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr John Burnett, Mr William Cash, Jim Fitzpatrick, Mr Dai Havard, Mr Peter Kilfoyle, Mr David Laws, Mr Tony McWalter, Mr Ernie Ross, Mr David Ruffley, Mr Mohammad Sarwar, Mr Brian Sedgemore, Alan Simpson, Mr Richard Spring, Sir John Stanley, Ian Stewart and Mr Stephen Timms.

9 Draft Child Trust Funds (Appeals) Regulations 2005, the draft Child Trust Funds (Appeals) (Northern Ireland) Regulations 2005 and the draft Social Security Commissioners (Procedure) (Child Trust Funds) Regulations 2005:

   (1) The Speaker has allocated the draft Regulations to the Ninth Standing Committee on Delegated Legislation; and

   (2) the Committee of Selection has nominated twenty-one Members to serve on the Committee: Mr Tim Boswell, Virginia Bottomley, Chris Bryant, David Cairns, Julia Drown, Maria Eagle, Mr George Foulkes, Norman Lamb, Mr Michael Meacher, Mr Alan Meale, Margaret Moran, Mr Archie Norman, Mr Kerry Pollard, Mr John Randall, Syd Rapson, Iris Robinson, Mr Andrew Smith, The Reverend Martin Smyth, Mr Graham Stringer, Ann Winterton and Mr Anthony D. Wright (Great Yarmouth).

10 Draft Northern Ireland Act 2000 (Modification) Order 2005,—The Committee of Selection has discharged Mr Eddie McGrady from the Tenth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Seamus Mallon.

11 Draft Non-Domestic Rating (Chargeable Amounts) (England) (Amendment) Regulations 2005:

   (1) The Speaker has allocated the draft Regulations to the Tenth Standing Committee on Delegated Legislation; and

   (2) the Committee of Selection has nominated twenty-one Members to serve on the Committee: Mr Harry Barnes, Alistair Burt, Paul Clark, Mr David Crausby, Mr Edward Davey, Mr Quentin Davies, Mr Frank Dobson, Mr Huw Edwards, Mark Fisher, Linda Gilroy, Rob Marris, Mr Eric Pickles, Mr Mark Prisk, Mr Nick Raynsford, Llew Smith and Richard Younger-Ross.

12 Draft Pension Protection Fund (PPF Ombudsman) Order 2005, the draft Pension Protection Fund (Pension Compensation Cap) Order 2005, and the draft Occupational Pension Schemes (Levies) Regulations 2005,—The Committee of Selection has discharged Dan Norris from the Eleventh Standing Committee on Delegated Legislation (nominated in respect of the draft Orders and draft Regulations) and nominated in substitution Ms Candy Atherton.

13 Draft Criminal Procedure and Investigations Act 1996 (Code of Practice) Order 2005:

   (1) The Speaker has allocated the draft Order to the Eleventh Standing Committee on Delegated Legislation; and

   (2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Kevin Barron, Mr Geoffrey Clifton-Brown, Mr Iain Duncan Smith, Paul Goggins, Mr Dominic Grieve, Mr David Heathcoat-Amory, Mr John Heppell, Simon Hughes, Mr Brian Iddon, Shona McIsaac, Mr Mark Oaten, Joyce Quin, Mr Malcolm Savidge, Jon Trickett, Keith Vaz and Dr Rudi Vis.

14 Draft Criminal Justice and Police Act 2001 (Amendment) Order 2005,—The Committee of Selection has discharged Ms Hazel Blears, Mr John Heppell, Joan Ruddock and Tony Worthington from the Twelfth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Graham Allen, Caroline Flint, Gillian Merron and Gareth Thomas (Clwyd West).
15 Draft Immigration (Leave to Enter and Remain) (Amendment) Order 2005:

(1) The Speaker has allocated the draft Order to the Twelfth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Desmond Browne, Mr Alistair Carmichael, Mr Geoffrey Clifton-Brown, Mr Ian Davidson, Mr David Drew, Mr Neil Gerrard, Jane Griffiths, Mr John Huppell, Mr Douglas Hogg, Mr Kevan Jones, Mr Humfrey Mahns, Kali Mountford, Mr Denis Murphy, Mr Mark Oaten, Bob Spink and Derek Wyatt.

16 Draft Employment Zones (Allocation to Contractors) Pilot Regulations 2005:

(1) The Speaker has allocated the draft Regulations to the Thirteenth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Tim Boswell, Mrs Helen Clark, Valerie Davey, Mrs Janet Dean, Mr John Grogan, Paul Holmes, Huw Irranca-Davies, Jane Kennedy, Mr John MacDougall, Margaret Moran, Dr Doug Naymuth, Mr John Randall, Sir Peter Tapsell, Steve Webb, Mr John Wilkinson and Tony Worthington.

17 Draft District Policing Partnerships (Northern Ireland) Order 2005.—The Committee of Selection has discharged Mr Eddie McGrady from the Fourteenth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Seamus Mallon.

18 Draft Special Educational Needs and Disability (Northern Ireland) Order 2005:

(1) The Speaker has allocated the draft Order to the Fourteenth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated twenty Members to serve on the Committee: Mr Richard Allan, Mr David Atkinson, Tony Baldry, Mr Roy Beggs, Mr Harold Best, Mr Vernon Coaker, Mr Jim Cousins, Mr Jeffrey M. Donaldson, Mrs Louise Ellman, Paul Farrelly, Mr Barry Gardiner, Mr Tom Harris, Mr Mark Hoban, Ian Lucas, Mr Peter Luff, Rosemary McKenna, Mr Seamus Mallon, Sandra Osborne, Mr James Plaskitt and Iain Wright.

APPENDIX III
Reports from Select Committees

1 Draft Mental Health Bill.—Report from the Joint Committee on the Draft Mental Health Bill, together with Appendices to the Minutes of Proceedings of the Joint Committee [No. 95] [Mr David Hinchliffe].

2 Education and Skills.—Fifth Report from the Education and Skills Committee [Secondary Education], together with Appendices to the Minutes of Evidence taken before the Committee, to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 86] [Mr Barry Sheerman].

3 Environment, Food and Rural Affairs.—Fourth Report from the Environment, Food and Rural Affairs Committee [Waste Policy and the Landfill Directive], together with Appendices to the Minutes of Evidence taken before the Committee, to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 102] [Mr Michael Jack].

4 Environmental Audit.—(1) First Special Report from the Environmental Audit Committee [Government’s Reply to the Twelfth Report from the Committee, Session 2003–04, on Environmental Crime: Wildlife Crime]; to be printed [No. 438]; and

(2) Minutes of Evidence taken before the Committee [Sustainable Procurement Policy], to be printed [No. 266-ii] [Mr Peter Ainsworth].

5 Human Rights.—Twelfth Report from the Joint Committee on Human Rights [Scrutiny: Fifth Progress Report], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 437] [Kevin McNamara].

6 International Development.—(1) Third Report from the International Development Committee [DFID’s bilateral programme of assistance to India], together with Appendices to the Minutes of Evidence taken before the Committee, to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 124-I and -II]; and

(2) Memoranda laid before the Committee [DFID’s bilateral programme of assistance to India] [Tony Baldry].
7 Northern Ireland Affairs.—(1) Second Special Report from the Northern Ireland Affairs Committee [Government’s Response to the First Report from the Committee, Session 2004–05, on Electoral Registration in Northern Ireland]; to be printed [No. 448]; and

(2) Minutes of Evidence taken before the Committee [Reconciliation: Ways of dealing with Northern Ireland’s past]; to be printed [No. 303-ix]

[Rev. Martin Smyth].

8 Procedure,—Minutes of Evidence taken before the Procedure Committee [Sub Judice Rule of the House of Commons]; to be printed [No. 125-iv] [Sir Nicholas Winterton].

9 Public Accounts,—(1) Tenth Report from the Committee of Public Accounts [Welfare to Work: tackling the barriers to employment of older people]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 439];

(2) Eleventh Report from the Committee [Improving public transport in England through light rail]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 440];

(3) Twelfth Report from the Committee [Helping farm businesses in England]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 441];

(4) Thirteenth Report from the Committee [OFGEM: The Social Action Plan and the Energy Efficiency Commitment]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 442];

(5) Fourteenth Report from the Committee [Department for International Development responding to HIV/AIDS]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 443];

(6) Fifteenth Report from the Committee [Managing risks to improve public services]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 444];

(7) Sixteenth Report from the Committee [Improving emergency care in England]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 445];

(8) Seventeenth Report from the Committee [London Underground Public Private Partnerships]; to be printed, together with the Minutes of Proceedings of the Committee relating to the Report [No. 446]; and

(9) Minutes of Evidence taken before the Committee [Fraud and error in benefits expenditure]; to be printed [No. 447-i]

[Mr Edward Leigh].

10 Science and Technology,—Minutes of Evidence taken before the Science and Technology Committee [Strategic science provision in English Universities]; to be printed [No. 220-iv] [Dr Ian Gibson].

11 Transport,—(1) Fifth Report from the Transport Committee [Rural Railways], with the Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 169-I and -II];

(2) Sixth Report from the Committee [The Performance of the London Underground], with the Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 94]; and

(3) Minutes of Evidence taken before the Committee [The Future of Light Rail And Modern Trams in Britain]; to be printed [No. 378-ii]

[Mrs Gwyneth Dunwoody].

12 Treasury,—Fourth Report from the Treasury Committee [Excise Duty Fraud], with Appendices to the Minutes of Evidence taken before the Sub-Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 126] [Mr John McFall].

13 Work and Pensions,—Minutes of Evidence taken before the Work and Pensions Committee [Social Security Advisory Committee]; to be printed [No. 423] [Sir Archy Kirkwood].
Wednesday 9th March 2005.
The House sitting in Westminster Hall
The sitting began at half-past Nine o’clock.

Adjournment.—A Motion was made, and the Question being proposed, That the sitting be now adjourned—(Mr Nick Ainger);

And the sitting having continued for two and a half hours after Two o’clock, it was adjourned without Question put, till to-morrow. [Adjourned at 4.45 p.m.

[No. 52.] Thursday 10th March 2005.
The House met at half-past Eleven o’clock.

PRAYERS.

1 Crossrail Bill,—Mr Speaker laid upon the Table a Report from one of the Examiners of Petitions for Private Bills, pursuant to Order [23rd February], That in the case of the Crossrail Bill, certain Standing Orders are applicable.

Furthermore, of those which are applicable, Standing Orders 4, 4A, 10, 11, 12, 12A, 13, 19, 21, 27, 27A, 31, 32, 33, 35, 36, 37, 41, 42, 43, 45 and 47 have not been complied with.

Report referred to the Standing Orders Committee.

2 Fourteenth Standing Committee on Delegated Legislation,—Mr Edward O’Hara reported from the Fourteenth Standing Committee on Delegated Legislation the draft District Policing Partnerships (Northern Ireland) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

3 Fifteenth Standing Committee on Delegated Legislation,—David Taylor reported from the Fifteenth Standing Committee on Delegated Legislation the draft Renewables Obligation Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

4 Seventeenth Standing Committee on Delegated Legislation,—Mr Peter Pike reported from the Seventeenth Standing Committee on Delegated Legislation the draft Occupational Pension Schemes (Modification of Pension Protection Provisions) Regulations 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

5 Eighteenth Standing Committee on Delegated Legislation,—Mr Eric Forth reported from the Eighteenth Standing Committee on Delegated Legislation the draft Social Security (Contributions) (Re-Rating and National Insurance Funds Payments) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

6 European Standing Committee C,—Mr Martin Caton reported from European Standing Committee C the following Resolution:

That the Committee takes note of European Union Document No. 13931/04, draft Council Regulation applying a generalised system of preferences (GSP); welcomes the Government’s contribution towards the European Union’s efforts towards across-the-board simplification of the GSP; welcomes the benefits that the new scheme will offer developing countries, particularly those affected by the Indian Ocean tsunami; welcomes the added incentives for sustainable development and good governance; urges the EU to bring forward proposals for the simplification and liberalisation of the rules of origin for the GSP; and approves the proposed Regulation.

Resolution to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the Table.

7 Consolidated Fund (Appropriation) Bill,—The Order of the day being read, for the Second Reading of the Consolidated Fund (Appropriation) Bill;

And a Motion being made, and the Question being put forthwith pursuant to Standing Order No. 56 (Consolidated Fund Bills), That the Bill be now read a second time:—

It was agreed to.

The Bill was accordingly read a second time.

And the Question being put forthwith, That the Bill be now read the third time:—

It was agreed to.

The Bill was accordingly read the third time, and passed.
8 Support for Members who have chosen not to take their Seats.—A Motion was made, and the
Question being proposed, That for a period of suspension of one year commencing
on 1st April 2005 the Resolution of the House of 18th December 2001 relating to
Members who have chosen not to take their seats and thus do not qualify to participate
in proceedings in Parliament shall not have effect in so far as it provides for their claiming
support for their costs under the provisions of the Resolutions of this House relating to
Members’ Allowances, Insurance etc., and the allowances relating to travel within the
United Kingdom for Members, their families and staff.—(Mr Peter Hain);
An Amendment ((a)) was proposed to the Question, in line 1, to leave out the words
‘for a period of suspension of one year commencing on’ and insert the words ‘as from’,
instead thereof.—(Mr Oliver Heald.)
And the Question being put, That the Amendment be made;
The House divided.
Tellers for the Ayes, Mr John Randall, Mr Mark Prisk: 170.
Tellers for the Noes, Bridget Prentice, Mr Tom Watson: 358.
So the Question was negatived.
And it being more than three hours after the commencement of proceedings on the
Motion, the Deputy Speaker, pursuant to Order [7th March], put the remaining
Questions required to be put at that hour.
Another Amendment ((b)) was proposed to the Question, in line 5, to leave out from the
word ‘effect’ to the end of the Question.—(Mr David Lidington.)
And the Question being put, That the Amendment be made;
The House divided.
Tellers for the Ayes, Mr John Randall, Mr Mark Prisk: 171.
Tellers for the Noes, Mr Tom Watson, Bridget Prentice: 357.
So the Question was negatived.
And the Main Question being put;
Resolved, That for a period of suspension of one year commencing on 1st April 2005
the Resolution of the House of 18th December 2001 relating to Members who have
chosen not to take their seats and thus do not qualify to participate in proceedings in
Parliament shall not have effect in so far as it provides for their claiming support for their
costs under the provisions of the Resolutions of this House relating to Members’
Allowances, Insurance etc., and the allowances relating to travel within the United
Kingdom for Members, their families and staff.
9 Message from the Lords.—A Message was brought from the Lords, as follows:
The Lords insist on certain of their Amendments to the Prevention of Terrorism Bill
to which this House has disagreed, for which insistence they assign their Reasons; they
agree to certain Amendments made by this House to certain Lords Amendments and
disagree to certain other Amendments made by this House to Lords Amendments, for
which disagreement they assign their Reasons; they do not insist on certain other
Amendments to which this House has disagreed but propose Amendments in lieu thereof;
and they do not insist on their remaining Amendments to which this House has
disagreed.
10 Prevention of Terrorism Bill.—Lords Reasons for disagreeing to certain Commons
Amendments to Lords Amendments to the Prevention of Terrorism Bill, Lords
Amendments in lieu of Lords Amendments disagreed to, and Lords Reasons for insisting
on some of their Amendments to the Prevention of Terrorism Bill to be printed [Bill 83].
The Deputy Speaker suspended the sitting, pursuant to Order [7th March].
11 Business of the House.—A Motion was made, and the Question being put forthwith, pursuant
to Standing Order No. 15 (Exempted business), That, at this day’s sitting, consideration
of any Lords Messages that may be received may be proceeded with, though opposed,
until any hour—(Bridget Prentice)—It was agreed to.
12 Prevention of Terrorism Bill.—The House, pursuant to Order [yesterday], proceeded
forthwith to consider the Lords Message [this day] relating to the Prevention of
Terrorism Bill.
A Motion was made, and the Question being proposed, That this House insists on its
Amendments Nos. 1A and 1B to Lords Amendment No. 1, insists on its disagreement
to Lords Amendments Nos. 12, 13, 15, 17, 22, 28 and 37 and insists on its Amendments
Nos. 37A to 37O, disagrees to Lords Amendments Nos. 37Q to 37T proposed in lieu of
Lords Amendment No. 8 and proposes Amendments (a) to (i) to the words restored to
the Bill by its insistence on its disagreement to Lords Amendment No. 17—(Mr Secretary
Clarke);
And it being one hour after the commencement of proceedings on the Lords Message, the Deputy Speaker put the Question, pursuant to Order [yesterday].

The House divided.

Tellers for the Ayes, Gillian Merron, Paul Clark: 320.

Tellers for the Noes, Mr Roger Williams, Mr John Randall: 226.

So the Question was agreed to.

The Deputy Speaker then put the remaining Questions to be disposed of at that hour.

A Motion was made, and the Question being put, That this House insists on its disagreement to Lords Amendments Nos. 27, 31 and 32 but proposes Amendments (a) and (b) to the Bill in lieu of those Amendments—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Gillian Merron, Paul Clark: 320.

Tellers for the Noes, Mr Roger Williams, Mr John Randall: 226.

So the Question was agreed to.

The Deputy Speaker then put the remaining Questions to be disposed of at that hour.

A Motion was made, and the Question being put, That this House insists on its disagreement to Lords Amendments Nos. 27, 31 and 32 but proposes Amendments (a) and (b) to the Bill in lieu of those Amendments—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Gillian Merron, Paul Clark: 320.

Tellers for the Noes, Mr Roger Williams, Mr John Randall: 226.

So the Question was agreed to.

A Motion was made, and the Question being put, That this House insists on its disagreement to Lords Amendments Nos. 27, 31 and 32 but proposes Amendments (a) and (b) to the Bill in lieu of those Amendments—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Gillian Merron, Paul Clark: 320.

Tellers for the Noes, Mr Roger Williams, Mr John Randall: 226.

So the Question was agreed to.

A Motion was made, and the Question being put, That this House disagrees with Lords Amendment No. 33D and proposes its Amendments Nos. 33A to 33C in lieu—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Gillian Merron, Paul Clark: 320.

Tellers for the Noes, Mr Alan Reid, Mr Mark Prisk: 212.

So the Question was agreed to.

A Motion was made, and the Question being put, That this House disagrees with Lords Amendment No. 33D and proposes its Amendments Nos. 33A to 33C in lieu—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Gillian Merron, Paul Clark: 320.

Tellers for the Noes, Mr Alan Reid, Mr Mark Prisk: 212.

So the Question was agreed to.

A Motion was made, and the Question being put, That this House disagrees with Lords Amendment No. 33D and proposes its Amendments Nos. 33A to 33C in lieu—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Gillian Merron, Paul Clark: 320.

Tellers for the Noes, Mr Alan Reid, Mr Mark Prisk: 212.

So the Question was agreed to.

A Motion was made, and the Question being put, That this House insists on its disagreement to Lords Amendments Nos. 38, 39 and 40, insists on its Amendments Nos. 42A and 42B, does not insist on its Amendment No. 42C, agrees to Lords Amendment No. 42D and disagrees with Lords Amendment No. 42E—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Gillian Merron, Paul Clark: 320.

Tellers for the Noes, Mr John Randall, Mr Alan Reid: 217.

So the Question was agreed to.

A Motion was made, and the Question being put, That this House insists on its disagreement to Lords Amendments Nos. 38, 39 and 40, insists on its Amendments Nos. 42A and 42B, does not insist on its Amendment No. 42C, agrees to Lords Amendment No. 42D and disagrees with Lords Amendment No. 42E—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Gillian Merron, Paul Clark: 320.


So the Question was agreed to.

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83H (Programme orders: reasons committee), That a Committee be appointed to draw up a Reason to be assigned to the Lords for disagreeing to their Amendment No. 42E;

That Ms Hazel Blears, Mr Dominic Grieve, Mr David Heath, Mr John Heppell and Kali Mountford be members of the Committee;

That Ms Hazel Blears be the Chairman of the Committee;

That three be the Quorum of the Committee, and

That the Committee do withdraw immediately—(Mr John Heppell):—It was agreed to.

13 Prevention of Terrorism Bill,—Ms Hazel Blears reported from the Committee appointed to draw up a Reason to be assigned to the Lords for disagreeing to one of their Amendments to the Prevention of Terrorism Bill, That it had drawn up the following Reason, which it had directed her to report to the House:

The Commons disagree to Lords Amendment No. 42E for the following Reason:

Because it is necessary that there be appropriate rules of court in relation to control order proceedings and relevant appeal proceedings at all times.

The Reason was agreed to.

Message to the Lords to communicate the said Reason, with the Bill and Amendments.

The Deputy Speaker suspended the sitting, pursuant to Order [7th March].

Friday 11th March 2005

14 Message from the Lords,—A Message was brought from the Lords, as follows:

The Lords insist on certain of their Amendments to the Prevention of Terrorism Bill, to which this House has insisted on its disagreement, for which insistence they assign their Reasons; they insist on certain of their Amendments to which this House has disagreed, for which insistence they assign their Reasons; they disagree to the Amendments proposed by this House in lieu of the Lords Amendments, for which disagreement they assign their Reason; they do not insist on their remaining Amendments to which this House has disagreed; and they agree to the remaining Amendments made by this House on which this House had insisted.
15 Prevention of Terrorism Bill,—Lords Reasons for insisting on certain of their Amendments to the Prevention of Terrorism Bill and for disagreeing to certain Commons Amendments in lieu to be printed [Bill 84].

16 Prevention of Terrorism Bill,—The House, pursuant to Order [9th March], proceeded forthwith to consider the Lords Message [this day] relating to the Prevention of Terrorism Bill.

A Motion was made, and the Question being proposed, That this House insists on its Amendments Nos. 1A and 1B to Lords Amendment No. 1, insists on its disagreement to Lords Amendments Nos. 12, 13, 15, 17, 22, 28 and 37 and insists on its Amendments Nos. 37A to 37C and 37E to 37O, does not insist on its Amendment No. 37D, insists on its disagreement to Lords Amendments Nos. 37Q to 37T proposed in lieu of Lords Amendment No. 8 and insists on its Amendments Nos. 17H to 17M to the words restored to the Bill by its insistence on its disagreement to Lords Amendment No. 17 and proposes Amendment (a) in lieu—(Ms Hazel Blears);

And it being one hour after the commencement of proceedings on the Lords Message, the Deputy Speaker put the Question, pursuant to Order [9th March].

The House divided.

Tellers for the Ayes, Margaret Moran, James Purnell: 298.
Tellers for the Noes, Bob Russell, Mr Peter Atkinson: 216.

So the Question was agreed to.

The Deputy Speaker then put the remaining Questions to be disposed of at that hour.

A Motion was made, and the Question being put, That this House disagrees with Lords Amendment No. 33D and insists on its Amendment No. 33C in lieu, does not insist on its Amendments Nos. 33A and 33B and proposes Amendments (a) and (b) in lieu—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Margaret Moran, Gillian Merron: 307.
Tellers for the Noes, Mr Roger Williams, Mr Crispin Blunt: 212.

So the Question was agreed to.

The Deputy Speaker suspended the sitting, pursuant to Order [7th March].

17 Message from the Lords,—A Message was brought from the Lords, as follows:

The Lords insist on their Amendments to the Prevention of Terrorism Bill to which this House has insisted on its disagreement; they insist on their disagreement to the Amendments proposed by this House on which this House had insisted; and they disagree to the Amendments proposed by this House in lieu, for which insinences and disagreements they assign their Reasons.

18 Prevention of Terrorism Bill,—Lords Reasons for insisting on their Amendments to the Prevention of Terrorism Bill, for insisting on their disagreement to Commons Amendments and for disagreeing to Commons Amendments in lieu to be printed [Bill 85].

19 Prevention of Terrorism Bill,—The House, pursuant to Order [9th March], proceeded forthwith to consider the Lords Message [this day] relating to the Prevention of Terrorism Bill.

A Motion was made, and the Question being proposed, That this House insists on its Amendments Nos. 1A and 1B to Lords Amendment No. 1, insists on its disagreement to Lords Amendments Nos. 12, 13, 15, 17, 22, 28 and 37 and insists on its Amendments Nos. 37A to 37C and 37E to 37O, does not insist on its Amendment No. 37D, insists on its disagreement to Lords Amendments Nos. 37Q to 37T proposed in lieu of Lords Amendment No. 8 and insists on its Amendments Nos. 17H to 17M to the words restored to the Bill by its insistence on its disagreement to Lords Amendment No. 17 and proposes Amendment (a) in lieu—(Mr Secretary Clarke);

And it being one hour after the commencement of proceedings on the Lords Message, the Deputy Speaker put the Question, pursuant to Order [9th March].
The House divided.

Tellers for the Ayes, Bridget Prentice, Mr Vernon Coaker: 301.

Tellers for the Noes, Mr David Ruffley, Bob Russell: 211.

So the Question was agreed to.

The Deputy Speaker then put the remaining Questions to be disposed of at that hour.

A Motion was made, and the Question being put, That this House insists on its disagreement with the Lords in their Amendments Nos. 27, 31, and 32 and on its Amendments Nos. 27C and 27D in lieu, does not insist on its Amendment No. 32D and proposes Amendment (a) in lieu—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Bridget Prentice, Mr Vernon Coaker: 307.

Tellers for the Noes, Mr David Ruffley, Mr Roger Williams: 203.

So the Question was agreed to.

A Motion was made, and the Question being put, That this House disagrees with Lords Amendment No. 33D and insists on its Amendments Nos. 33C and 33G in lieu, does not insist on its Amendment No. 33F and proposes Amendments (a) and (b) in lieu—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Bridget Prentice, Mr Vernon Coaker: 307.

Tellers for the Noes, Mr Alan Reid, Mr Crispin Blunt: 216.

So the Question was agreed to.

The Deputy Speaker suspended the sitting, pursuant to Order [7th March].

20 Message from the Lords.—A Message was brought from the Lords, as follows:

The Lords insist on an Amendment to the Prevention of Terrorism Bill to which this House has disagreed and disagree with this House in its Amendments in lieu thereof, for which insistence and disagreement they assign their Reason; they do not insist on an Amendment to which this House has disagreed, disagree to the Amendment proposed by this House in lieu but propose an Amendment in lieu thereof; and they do not insist on certain other of their Amendments to which this House has insisted on its disagreement and agree without Amendment to the Amendments proposed by this House in lieu thereof:

21 Prevention of Terrorism Bill.—Lords Reason for insisting on a Lords Amendment and for insisting on their disagreement to Commons Amendments in lieu and Lords Amendment in lieu to the Prevention of Terrorism Bill to be printed [Bill 86].

22 Prevention of Terrorism Bill.—The House, pursuant to Order [9th March], proceeded forthwith to consider the Lords Message [this day] relating to the Prevention of Terrorism Bill.

A Motion was made, and the Question being proposed, That this House insists on its Amendments Nos. 1A and 1B to Lords Amendment No. 1, insists on its disagreement to Lords Amendments Nos. 12, 13, 15, 17, 22, 28 and 37 and insists on its Amendments Nos. 37A to 37C and 37E to 37O and 37X, insists on its disagreement to Lords Amendments Nos. 37Q, 37S and 37T proposed in lieu of Lords Amendment No. 9, insists on its Amendments Nos. 17H to 17M to the words restored to the Bill by its insistence on its disagreement to Lords Amendment No. 17 and disagrees with Lords Amendment No. 37Y—(Mr Secretary Clarke).

And it being one hour after the commencement of proceedings on the Lords Message, the Speaker put the Question, pursuant to Order [9th March].

The House divided.

Tellers for the Ayes, Paul Clark, Mr Vernon Coaker: 321.

Tellers for the Noes, Mr Peter Atkinson, Mr Roger Williams: 215.

So the Question was agreed to.

The Speaker then put the remaining Questions to be disposed of at that hour.

A Motion was made, and the Question being put, That this House insists on its disagreement with Lords Amendment No. 33D and insists on its Amendments Nos. 33C, 33G and 33J in lieu, does not insist on its Amendment No. 33I and proposes Amendment (a) in lieu—(Ms Hazel Blears);

The House divided.

Tellers for the Ayes, Joan Ryan, Paul Clark: 325.

Tellers for the Noes, Bob Russell, Mr Peter Atkinson: 196.

So the Question was agreed to.
A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83H (Programme orders: reasons committee), That a Committee be appointed to draw up a Reason to be assigned to the Lords for disagreeing to their Amendment No. 37Y;
That Ms Hazel Blears, Mr Dominic Grieve, Mr David Heath, Mr John Heppell and Kali Mountford be members of the Committee;
That Ms Hazel Blears be the Chairman of the Committee;
That three be the Quorum of the Committee; and
That the Committee do withdraw immediately—(Mr John Heppell):—It was agreed to.

23 Prevention of Terrorism Bill,—Ms Hazel Blears reported from the Committee appointed to draw up a Reason to be assigned to the Lords for disagreeing to one of their Amendments to the Prevention of Terrorism Bill, That it had drawn up the following Reason, which it had directed her to report to the House:

The Commons disagree to Lords Amendment No. 37Y for the following Reason:
Because it is necessary and appropriate to make different provision for derogating control orders and non-derogating control orders.

The Reason was agreed to.

Message to the Lords to communicate the said Reason, with the Bill and Amendments.

The Deputy Speaker suspended the sitting, pursuant to Order [7th March].

24 Message from the Lords,—A Message was brought from the Lords, as follows:

The Lords do not insist on their Amendment to the Prevention of Terrorism Bill to which this House has disagreed and do agree with this House in its Amendments in lieu thereof; they do not insist on an Amendment in lieu of certain other Lords Amendments to which this House had disagreed, and do agree to the Amendments proposed by this House in lieu thereof; and they agree to the Amendments proposed by this House to words so restored to the Bill.

25 Royal Assent,—The Speaker notified the House, in accordance with the Royal Assent Act 1967, That Her Majesty had signified her Royal Assent to the following Act, agreed upon by both Houses:

26 Public Petitions,—A Public Petition from Bicester residents against the granting of planning permission for accommodation centres for asylum seekers against the decision of local councillors was presented and read; and ordered to lie upon the Table and to be printed.

27 Adjournment,—Resolved, That this House do now adjourn.—(Jim Fitzpatrick.)

And accordingly, the House, having continued to sit till eight minutes to Eight o’clock on Friday evening, adjourned till Monday 14th March.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:
1 Climate Change Levy,—(1) Draft Climate Change Levy (Combined Heat and Power Stations) Regulations 2005; and
2 draft Climate Change Levy (Fuel Use and Recycling Processes) Regulations 2005 [by Act], with Explanatory Memoranda thereon [by Command] [John Healey].

Papers subject to Negative Resolution:
2 Agriculture,—Environmental Stewardship (England) Regulations 2005 (S.I., 2005, No. 621), dated 8th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].
3 Animals,—TSE (England) (Amendment) Regulations 2005 (S.I., 2005, No. 556), dated 7th March 2005 [by Act] [Mr Secretary Reid].
4 British Nationality,—British Nationality (Fees) (Amendment) Regulations 2005 (S.I., 2005, No. 651), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].
5 Charities,—Charities (Accounts and Reports) Regulations 2005 (S.I., 2005, No. 572), dated 7th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].
6 Children and Young Persons.—(1) Children and Family Court Advisory and Support Service (Membership, Committee and Procedure) Regulations 2005 (S.I., 2005, No. 433), dated 1st March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly];
   
   (2) Children and Family Court Advisory and Support Service (Reviewed Case Referral) (Amendment) Regulations 2005 (S.I., 2005, No. 605), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy];
   
   
   (4) National Assembly for Wales (Conduct of Litigation and Exercise of Rights of Audience) Regulations 2005 (S.I., 2005, No. 607), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy]; and
   
   (5) National Care Standards Commission (Commission for Social Care Inspection) (Fees and Frequency of Inspections) (Adoption Agencies) (Amendment) Regulations 2005 (S.I., 2005, No. 640), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

7 Criminal Law.—(1) Discharge of Fines by Unpaid Work (Pilot Schemes) (Amendment) Order 2005 (S.I., 2005, No. 563), dated 6th March 2005; and
   
   (2) Penalties for Disorderly Behaviour (Form of Penalty Notice) (Amendment) Regulations 2005 (S.I., 2005, No. 630), dated 10th March 2005 [by Act], with an Explanatory Memorandum thereon [by Command] [Mr Secretary Clarke].

8 Education.—(1) Education (School Teachers’ Pay and Conditions) Order 2005 (S.I., 2005, No. 539); and
   
   (2) LEA Budget, Schools Budget and Individual Schools Budget (Amendment) (England) Regulations 2005 (S.I., 2005, No. 526), dated 8th March 2005 [by Act], with an Explanatory Memorandum thereon [by Command] [Secretary Ruth Kelly].

9 Electronic Communications.—Communications (Television Licensing) (Amendment) Regulations 2005 (S.I., 2005, No. 606), dated 7th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Tessa Jowell].

10 Employment.—Information and Consultation of Employees Regulations (Northern Ireland) 2005 (R.R. (N.I.), 2005, No. 47), dated 23rd February 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

11 Family Proceedings.—(1) Family Proceedings (Amendment No. 3) Rules 2005 (S.I., 2005, No. 559), dated 8th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy]; and
   

12 Financial Services and Markets.—(1) Financial Services and Markets Act 2000 (Exemption) (Amendment) Order 2005 (S.I., 2005, No. 592);
   
   (2) Financial Services and Markets Act 2000 (Regulated Activities) (Amendment) Order 2005 (S.I., 2005, No. 593); and
   

13 Food.—(1) Colours in Food (Amendment) (England) Regulations 2005 (S.I., 2005, No. 519), dated 4th March 2005; and
   
   (2) Smoke Flavourings (England) Regulations 2005 (S.I., 2005, No. 464), dated 2nd March 2005 [by Act] [Mr Secretary Reid].

14 Gender Recognition.—(1) Gender Recognition (Application Fees) Order 2005 (S.I., 2005, No. 638); and
   
15 Highways.—Traffic Management (Strategic Roads in Greater London) Designation Order 2005 (S.I., 2005, No. 476), dated 4th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

16 Immigration.—(1) Asylum and Immigration (Fast Track Time Limits) Order 2005 (S.I., 2005, No. 561), dated 7th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy];

(2) Asylum and Immigration Tribunal (Fast Track Procedure) Rules 2005 (S.I., 2005, No. 560), dated 7th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].

(3) Immigration Employment Document (Fees) (Amendment) Regulations 2005 (S.I., 2005, No. 627), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke];

(4) Immigration (Leave to Remain) (Fees) (Amendment) Regulations 2005 (S.I., 2005, No. 654), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke]; and

(5) Travel Documents (Fees) (Amendment) Regulations 2005 (S.I., 2005, No. 653), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

17 Immigration and Asylum.—Asylum Support (Interim Provisions) (Amendment) Regulations 2005 (S.I., 2005, No. 595), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].


(2) Individual Savings Account (Amendment) Regulations 2005 (S.I., 2005, No. 609), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Stephen Timms].


20 Land Drainage.—Welsh Local Flood Defence Scheme 1996 (Revocation) Order 2005 (S.I., 2005, No. 548), dated 25th January 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Peter Hain].

21 Legal Aid and Advice.—Civil Legal Aid (General) (Amendment) Regulations 2005 (S.I., 2005, No. 591), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].

22 Legal Services Commission.—(1) Community Legal Service (Financial) (Amendment) Regulations 2005 (S.I., 2005, No. 589), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy]; and

(2) Community Legal Service (Funding) (Amendment) Order 2005 (S.I., 2005, No. 571), dated 7th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].


24 Magistrates’ Courts.—Collection of Fines (Pilot Schemes) (Amendment No. 2) Order 2005 (S.I., 2005, No. 642), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].

25 Mental Health.—(1) Court of Protection (Amendment) Rules 2005 (S.I., 2005, No. 667); and


26 Merchant Shipping.—Merchant Shipping (Fees) (Amendment) Regulations 2005 (S.I., 2005, No. 580), dated 7th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

(5) National Health Service (Charges for Drugs and Appliances) and (Travel Expenses and Remission of Charges) Amendment Regulations 2005 (S.I., 2005, No. 578), dated 9th March 2005;
(7) National Health Service (General Ophthalmic Services Supplementary List) and (General Ophthalmic Services Amendment and Consequential Amendment) Regulations 2005 (S.I., 2005, No. 480), dated 2nd March 2005;
(9) National Health Service Litigation Authority (Establishment and Constitution) Amendment Order 2005 (S.I., 2005, No. 503), dated 8th March 2005;
(10) National Health Service (Optical Charges and Payments) and (General Ophthalmic Services) Amendment Regulations 2005 (S.I., 2005, No. 483), dated 4th March 2005;
(17) Sunderland Teaching Primary Care Trust (Transfer of Trust Property) Order 2005 (S.I., 2005, No. 456), dated 2nd March 2005; and
(18) University Hospital of North Staffordshire National Health Service Trust (Transfer of Trust Property) Order 2005 (S.I., 2005, No. 436), dated 2nd March 2005 [by Act] [Mr Secretary Reid].


(2) Pension Protection Fund (Entry Rules) Regulations 2005 (S.I., 2005, No. 590), dated 10th March 2005; and
(3) Register of Occupational and Personal Pension Schemes Regulations 2005 (S.I., 2005, No. 597), dated 9th March 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Johnson].

30 Police,—(1) Police and Criminal Evidence Act 1984 (Codes of Practice) (Revisions to Code C) Order 2005 (S.I., 2005, No. 602); and
(2) Police Authorities (Lay Justices Selection Panel) Regulations 2005 (S.I., 2005, No. 584), dated 9th March 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Clarke].

31 Public Audit,—(1) Public Audit (Wales) Act 2004 (Transfer of Property, Rights and Liabilities of the Audit Commission for Local Authorities and the National Health Service in England and Wales) Order 2005 (S.I., 2005, No. 550); and

32 Public Health,—(1) Commission for Healthcare Audit and Inspection (Fees and Frequency of Inspections) (Amendment) Regulations 2005 (S.I., 2005, No. 647), dated 10th March 2005; and
(2) Health Protection Agency Act 2004 (National Radiological Protection Board and Health Protection Agency Special Health Authority (Yr Asiantaeth Diogelu Lechyd)) (Consequential Provisions) Order 2005 (S.I., 2005, No. 525), dated 7th March 2005 [by Act] [Mr Secretary Reid].

(3) Non-Domestic Rating (Communications and Light Railways) (England) Regulations 2005 (S.I., 2005, No. 549), dated 8th March 2005; and

34 Social Care,—(1) Care Standards Act 2000 (Relevant Registers of Social Workers) Regulations 2005 (S.I., 2005, No. 491), dated 5th March 2005; and
(2) Commission for Social Care Inspection (Fees and Frequency of Inspections) (Amendment) Regulations 2005 (S.I., 2005, No. 575), dated 8th March 2005 [by Act] [Mr Secretary Reid].

(2) Income-related Benefits (Subsidy to Authorities) Amendment (No. 2) Order 2005 (S.I., 2005, No. 553), dated 3rd March 2005;
(6) Social Security (Miscellaneous Amendments) Regulations 2005 (S.I., 2005, No. 574), dated 8th March 2005; and

36 Supreme Court (Northern Ireland),—(1) Crown Court (Amendment) Rules (Northern Ireland) 2005 (S.R. (N.I.), 2005, No. 80), dated 8th March 2005; and

37 Supreme Court of England and Wales,—(1) Court Security Officers (Designation) Regulations 2005 (S.I., 2005, No. 588), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie], and
(2) High Court and County Courts Jurisdiction (Amendment) Order 2005 (S.I., 2005, No. 587), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].


Other Papers:

39 Development of Tourism,—Statement, dated 10th March 2005, of the salary of Viscountess Cobham as a Deputy Chair of the British Tourist Authority [by Act] [Secretary Tessa Jowell].
40 Intelligence Services,—Report by the Intelligence and Security Committee on The Handling of Detainees by U.K. Intelligence Personnel in Afghanistan, Guantanamo Bay and Iraq [by Command] [Cm. 6469] [The Prime Minister].


42 Public Administration,—Government Response to the First Report from the Select Committee on Public Administration, Session 2004–05, on Government by Inquiry [by Command] [Cm. 6481] [Mr Christopher Leslie].

APPENDIX II

Standing Committees


3 Draft Extradition Act 2003 (Part 3 Designation) (Amendment) Order 2005.—The Speaker has appointed Mr Martin Caton Chairman of the Third Standing Committee on Delegated Legislation in respect of the draft Order.

4 Draft Opticians Act 1989 (Amendment) Order 2005.—The Speaker has appointed Mr David Chidgey Chairman of the Fourth Standing Committee on Delegated Legislation in respect of the draft Order.

5 Draft Government Resources and Accounts Act 2000 (Audit of Public Bodies) Order 2005.—The Speaker has appointed Mr John McWilliam Chairman of the Fifth Standing Committee on Delegated Legislation in respect of the draft Order.

6 Draft Immigration and Asylum (Provision of Accommodation to Failed Asylum-Seekers) Regulations 2005.—The Speaker has appointed Mr David Chidgey Chairman of the Sixth Standing Committee on Delegated Legislation in respect of the draft Regulations 2005.

7 Care of Cathedrals (Amendment) Measure, Church of England (Miscellaneous Provisions) Measure and Stipends (Cessation of Special Payments) Measure.—The Speaker has appointed Mrs Irene Adams Chairman of the Seventh Standing Committee on Delegated Legislation in respect of the Measures.

8 Draft Financial Services and Markets Act 2000 (Carrying on Regulated Activities by Way of Business) (Amendment) Order 2005 and draft Open-Ended Investment Companies (Amendment) Regulations 2005.—The Speaker has appointed Mr Nigel Beard Chairman of the Eighth Standing Committee on Delegated Legislation in respect of the draft Order and draft Regulations.

9 Draft Child Trust Funds (Appeals) Regulations 2005, draft Child Trust Funds (Appeals) (Northern Ireland) Regulations 2005 and draft Social Security Commissioners (Procedure) (Child Trust Funds) Regulations 2005.—The Speaker has appointed Janet Anderson Chairman of the Ninth Standing Committee on Delegated Legislation in respect of the draft Regulations.

10 Draft Non-Domestic Rating (Chargeable Amounts) (England) (Amendment) Regulations 2005.—The Speaker has appointed David Taylor Chairman of the Tenth Standing Committee on Delegated Legislation in respect of the draft Regulations.

11 Draft Criminal Procedure and Investigations Act 1996 (Code of Practice) Order 2005.—The Speaker has appointed Derek Conway Chairman of the Eleventh Standing Committee on Delegated Legislation in respect of the draft Order.

12 Draft Immigration (Leave to Enter and Remain) (Amendment) Order 2005.—The Speaker has appointed Mr John McWilliam Chairman of the Twelfth Standing Committee on Delegated Legislation in respect of the draft Order.

13 Draft Employment Zones (Allocation to Contractors) Pilot Regulations 2005.—The Speaker has appointed Mr David Amess Chairman of the Thirteenth Standing Committee on Delegated Legislation in respect of the draft Regulations.
Draft District Policing Partnerships (Northern Ireland) Order 2005.—The Committee of Selection has discharged Mr Brian H. Donohoe, Mr Lindsay Hoyle and Mr Martin Salter from the Fourteenth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Kevin Brennan, Huw Irranca-Davies and Mr Anthony D. Wright.

Draft Special Educational Needs and Disability (Northern Ireland) Order 2005.—The Speaker has appointed Mr Roger Gale Chairman of the Fourteenth Standing Committee on Delegated Legislation in respect of the draft Order.

Draft Renewables Obligation Order 2005:
1. The Speaker has appointed David Taylor as an additional Chairman of the Fifteenth Standing Committee on Delegated Legislation in respect of the draft Order; and
2. The Committee of Selection has discharged Mr Robin Cook and Mr Geoffrey Robinson from the Fifteenth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Khalid Mahmood and Iain Wright.

Draft Occupational Pension Schemes (Modification of Pension Protection Provisions) Regulations 2005.—The Committee of Selection has discharged Alice Mahon from the Seventeenth Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Mr Khalid Mahmood and Iain Wright.

Draft Social Security (Contributions) (Re-Rating and National Insurance Funds Payments) Order 2005.—The Committee of Selection has discharged Mr Robert Marshall-Andrews from the Eighteenth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution John Austin.

European Standing Committees

The Speaker has appointed Mr Mike Hancock Chairman of European Standing Committee B in respect of European Union Document No. 14223/04 on Creation of a Fundamental Rights Agency.

APPENDIX III
Reports from Select Committees

1 Health,—Minutes of Evidence taken before the Health Committee [Continuation Care]; to be printed [No. 399-i] [Mr David Hinchliffe].

2 International Development,—(1) Minutes of Evidence taken before the International Development Committee, together with Appendices [Responses to the Asian tsunami disaster]; to be printed [No. 328-i]; and
   (2) Minutes of Evidence taken before the Committee [Development Assistance in Iraq]; to be printed [No. 244-ii] [Tony Baldry].

3 Public Administration,—(1) Fourth Report from the Select Committee on Public Administration [Choice, Voice and Public Services], together with the Appendices to the Minutes of Evidence; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 49-I and -III]; and
   (2) Minutes of Evidence taken before the Committee [Civil Service Effectiveness]; to be printed [No. 307-iv] [Tony Wright].

THE SPEAKER’S CERTIFICATE
The Speaker certified that the Consolidated Fund (Appropriation) Bill is a Money Bill within the meaning of the Parliament Act 1911.

[No. 52; WH, No. 31]
Thursday 10th March 2005.
The House sitting in Westminster Hall
The sitting began at half-past Two o’clock.

Adjournment (Working, Caring and Life Balance: Supporting Choice).—Resolved, That the sitting be now adjourned.—(Mr Vernon Coaker.)
And accordingly the sitting was adjourned till Tuesday 15th March.
[Adjourned at 5.47 p.m.]
Monday 14th March 2005.

The House met at half-past Two o’clock.

PRAYERS.

1 First Standing Committee on Delegated Legislation.—Dame Marion Roe reported from the First Standing Committee on Delegated Legislation the draft Electoral Law Act (Northern Ireland) 1962 (Amendment) Order 2005, the draft Electoral Law Act (Northern Ireland) 1962 (Amendment No. 2) Order 2005, and the draft Electoral Law Act (Northern Ireland) 1962 (Amendment No. 3) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.


Minutes of Proceedings of the Committee to lie upon the Table.

3 Third Standing Committee on Delegated Legislation.—Mr Martin Caton reported from the Third Standing Committee on Delegated Legislation the draft Extradition Act 2003 (Part 3 Designation) (Amendment) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

4 Fourth Standing Committee on Delegated Legislation.—Mr David Chidgey reported from the Fourth Standing Committee on Delegated Legislation the draft Opticians Act 1989 (Amendment) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

5 European Standing Committee B.—Mr Mike Hancock reported from European Standing Committee B the following Resolution:

That the Committee takes note of European Union Document No. 14223/04, public consultation document on the creation of a Fundamental Rights Agency; and supports the Government’s position as set out in its response of 10th January 2005, namely that the focus of the Agency should be upon compliance by the institutions of the European Union with human rights, and that the Agency’s primary purpose should be data collection and analysis.

Resolution to lie upon the Table.

Minutes of Proceedings of the Committee to lie upon the Table.


7 Education Bill [Lords].—The Education Bill [Lords] was, according to Order, read a second time.

8 Education Bill [Lords] (Programme).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Education Bill [Lords]:

Committal

1. The Bill shall be committed to a Standing Committee.

Proceedings in Standing Committee

2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on Thursday 14th April 2005.

3. The Standing Committee shall have leave to sit twice on the first day on which it meets.

Consideration and Third Reading

4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.

5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.
Programming Committee

6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

Programming of proceedings

7. Any other proceedings on the Bill (including any proceedings on consideration of any message from the Lords) may be programmed—(Mr Nick Ainger)—It was agreed to.

9 Education Bill [Lords] [Money].—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Education Bill [Lords] [Money],

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Education Bill [Lords], it is expedient to authorise—

(1) the payment out of money provided by Parliament of—
(a) any expenditure incurred by the Secretary of State under the Act, and
(b) any increase attributable to the Act in the sums which by virtue of any other Act are payable out of money provided by Parliament, and

(2) payments into the Consolidated Fund—(Mr Nick Ainger)—It was agreed to.

10 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Northern Ireland Act 2000 (Modification) Order 2005, which was laid before this House on 3rd February, be approved—(Mr Nick Ainger)—It was agreed to.

11 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 115 (Northern Ireland Grand Committee (delegated legislation)), That the draft Budget (Northern Ireland) Order 2005, which was laid before this House on 9th February, be approved—(Mr Nick Ainger)—It was agreed to.

12 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Public Processions (Amendment) (Northern Ireland) Order 2005, which was laid before this House on 22nd February, be approved—(Mr Nick Ainger)—It was agreed to.

13 Criminal Law.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Criminal Justice and Police Act 2003 (Amendment) Order 2005, which was laid before this House on 10th February, be approved—(Mr Nick Ainger)—It was agreed to.

14 Social Security.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Social Security Commissioners (Procedure) (Amendment) Regulations 2005, which were laid before this House on 23rd February, be approved—(Mr Nick Ainger)—It was agreed to.

15 Social Security.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Social Security (Inherited SERPS) (Amendment) Regulations 2005, which were laid before this House on 31st January, be approved—(Mr Nick Ainger)—It was agreed to.

16 Family Law.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Child Support (Miscellaneous Amendments) Regulations 2005, which were laid before this House on 2nd February, be approved—(Mr Nick Ainger)—It was agreed to.

17 Pensions.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Pension Protection Fund (PPF Ombudsman) Order 2005, which was laid before this House on 31st January, be approved—(Mr Nick Ainger)—It was agreed to.

18 Pensions.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Pension Protection Fund (Pension Compensation Cap) Order 2005, which was laid before this House on 31st January, be approved—(Mr Nick Ainger)—It was agreed to.

19 Pensions.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Occupational Pension Schemes (Levies) Regulations 2005, which were laid before this House on 9th February, be approved—(Mr Nick Ainger)—It was agreed to.
20 Justices of the Peace.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Courts Act 2003 (Consequential Provisions) Order 2005, which was laid before this House on 9th February, be approved—(Mr Nick Ainger).—It was agreed to.

21 National Lottery.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft New Opportunities Fund (Specification of Initiative) Order 2005, which was laid before this House on 9th February, be approved—(Mr Nick Ainger).—It was agreed to.

22 Fisheries: Total Allowable Catch Quotas in 2005 and 2006.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Documents No. 15390/04, draft Council Regulation fixing for 2005 and 2006 the fishing opportunities for Community fishing vessels for certain deep sea stocks, and No. 15237/04, draft Council Regulation fixing for 2005 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required; and supports the Government’s objective of achieving the conservation and sustainable exploitation of fishing resources in line with the precautionary principle whilst preserving a viable degree of activity for the industry—(Mr Nick Ainger).—It was agreed to.

23 Third Railway Package.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Documents No. 7170/04, Commission Communication: further integration of the European rail system, No. 7147/04, draft Directive amending Council Directive 91/440/EEC on the development of the Community’s railways, No. 7172/04, Commission staff working paper: draft Directive amending Directive 91/440/EEC on the development of the Community’s railways to gradually open up the market for international passenger services by rail, No. 7149/04, draft Regulation on international rail passengers’ rights and obligations, No. 7148/04, draft Directive on the certification of train crews operating locomotives and trains on the Community’s rail network, and No. 7150/04, draft Regulation on compensation in cases of non-compliance with contractual quality requirements for rail freight services; and endorses the Government’s approach to continuing discussions in Council in order to secure practical, proportionate and cost effective legislation aimed at developing the Community single rail area—(Mr Nick Ainger).—It was agreed to.

24 Adjournment (Easter).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 25 (Periodic adjournments), That this House, at its rising on Thursday 24th March, do adjourn till Monday 4th April—(Mr Nick Ainger).—It was agreed to.

25 Public Petitions.—A Public Petition from the residents of Middleton on Sea, Sussex, and the surrounding area for maintenance and protection of the beaches in the area was presented and read; and ordered to lie upon the Table and to be printed.

26 Adjournment.—Resolved, That this House do now adjourn.—(Mr Nick Ainger.)

And accordingly, the House, having continued to sit till twenty-nine minutes to Ten o’clock, adjourned till to-morrow.

[Adjourned at 9.31 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Supreme Court of England and Wales.—Civil Procedure (Amendment) No. 2) Rules 2005 (S.I., 2005, No. 656), dated 11th March 2005 [by Act], with an Explanatory Memorandum [by Command][Mr David Lammy].

Papers subject to Negative Resolution:

2 Agriculture.—Feeding Stuffs (Establishments and Intermediaries) (Amendment) (England) Regulations 2005 (S.I., 2005, No. 557), dated 7th March 2005 [by Act][Mr Secretary Reid].


(2) Criminal Justice (Sentencing) (Licence Conditions) Order 2005 (S.I., 2005, No. 648), dated 9th March 2005; and


5 Immigration,—(1) Asylum and Immigration Tribunal (Procedure) (Amendment) Rules 2005 (S.I., 2005, No. 569), dated 13th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy];
(2) Detention Centre (Amendment) Rules 2005 (S.I., 2005, No. 673), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke]; and
(3) Immigration (European Economic Area) (Amendment) (No. 2) Regulations 2005 (S.I., 2005, No. 671), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

6 Pensions,—(1) Armed Forces and Reserve Forces (Compensation Scheme) Order 2005 (S.I., 2005, No. 439), dated 8th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Hoon];
(2) Armed Forces Early Departure Payments Scheme Order 2005 (S.I., 2005, No. 437), dated 8th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Hoon];
(3) Armed Forces (Pensions and Compensation) Act 2004 (Transitional Provision) Order 2005 (S.I., 2005, No. 660), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Hoon];
(4) Armed Forces Pension Scheme Order 2005 (S.I., 2005, No. 438), dated 8th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Hoon];
(5) Contracting-out, Protected Rights and Safeguarded Rights (Transfer Payment) Amendment Regulations 2005 (S.I., 2005, No. 555), dated 7th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson];
(6) Personal Injuries (Civilians) (Amendment) Scheme 2005 (S.I., 2005, No. 655), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Hoon]; and
(7) Stakeholder Pension Schemes (Amendment) Regulations 2005 (S.I., 2005, No. 577), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

7 Supreme Court of England and Wales,—Criminal Justice Act 2003 (Retrial for Serious Offences) Order 2005 (S.I., 2005 No. 679), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

8 Transport,—Road Transport (Working Time) Regulations 2005 (S.I., 2005, No. 639), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

Other Papers:

9 Government Resources and Accounts,—Account of the Community Development Fund for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 450] [Clerk of the House].

10 National Audit,—Reports by the Comptroller and Auditor General on—
(1) Directory Enquiries: From 192 to 118;
(2) Evaluation of Regulatory Impact Assessments Compendium Report 2004–05; and
(3) Improving Public Services through better construction [by Act]; to be printed [Nos. 211, 341 and 364-I and -II] [Clerk of the House].

11 Office of the Deputy Prime Minister,—Government Response to the Third Report from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee, Session 2003–04, on Homelessness [by Command] [Cm. 6490] [Mr Secretary Prescott].
12 Probation Board (Northern Ireland).—Account of the Probation Board for Northern Ireland for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Statutory Instrument]; to be printed [No. 451] [Clerk of the House].

13 Social Security Administration.—Report by the Social Security Advisory Committee in accordance with section 174(1) of the Social Security Administration Act 1992 on the draft Social Security (Incapacity for Work) (General) Amendment Regulations with a statement by the Parliamentary Under-Secretary of State withdrawing the proposed Regulations [by Command] [Cm. 6491] [Mr Secretary Johnson].

APPENDIX II

Standing Committees

1 Draft Electoral Law Act (Northern Ireland) 1962 (Amendment) Order 2005, the draft Electoral Law Act (Northern Ireland) 1962 (Amendment No. 2) Order 2005 and the draft Electoral Law Act (Northern Ireland) 1962 (Amendment No. 3) Order 2005.—The Committee of Selection has discharged Hugh Bayley and Ms Sally Keeble from the First Standing Committee on Delegated Legislation (nominated in respect of the draft Orders) and nominated in substitution Mr Alan Campbell and Mr Harry Barnes.

2 Draft Tax Information Exchange Agreement (Taxes on Income) (Guernsey) Order 2005, the draft Tax Information Exchange Agreement (Taxes on Income) (Jersey) Order 2005, and the draft Tax Information Exchange Agreement (Taxes on Income) (Isle of Man) Order 2005.—The Committee of Selection has discharged Vera Baird, Mr Derek Foster, Patrick Hall, Mr Ivan Henderson and Geraldine Smith from the Second Standing Committee on Delegated Legislation (nominated in respect of the draft Orders) and nominated in substitution Kevin Brennan, Paul Flynn, Mr Mike Hall, Mr Gordon Marsden and Ian Stewart.

3 Draft Extradition Act 2003 (Part 3 Designation) (Amendment) Order 2005.—The Committee of Selection has discharged Mr Tony Clarke, Mr Hilton Dawson and Mrs Barbara Roche from the Third Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Mark Hendrick, Ann McKechin and Mr David Stewart.

4 Draft Opticians Act 1989 (Amendment) Order 2005.—The Committee of Selection has discharged Tony Lloyd and Chris McCarty from the Fourth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Jim Knight and Ms Meg Munn.

APPENDIX III

Reports from Select Committees

1 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions.—Minutes of Evidence taken before the Urban Affairs Sub-Committee of the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [The Evening Economy: a follow-up]; to be printed [No. 456-i] [Christine Russell].

2 Science and Technology.—Fifth Report from the Science and Technology Committee [Human Reproductive Technologies and the Law], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 7-I and -II] [Dr Ian Gibson].

3 Transport.—(1) Minutes of Evidence taken before the Transport Committee [The Future of Light Rail and Modern Trams in Britain]; to be printed [No. 378-ii]; and

(2) Appendices to the Minutes of Evidence taken before the Committee [The Future of Light Rail and Modern Trams in Britain]; to be printed [No. 378-iv] [Mrs Gwyneth Dunwoody].
Tuesday 15th March 2005.

The House met at half-past Eleven o’clock.

PRAYERS.

1 London Local Authorities and Transport for London Bill.—The Order of the day being read, for the Second Reading of the London Local Authorities and Transport for London Bill, 
   Ordered, That the Bill be read a second time on Tuesday 22nd March.

2 Fifth Standing Committee on Delegated Legislation.—Mr John McWilliam reported from the 
   Fifth Standing Committee on Delegated Legislation the draft Government Resources and Accounts Act 2000 (Audit of Public Bodies) Order 2005. 
   Minutes of Proceedings of the Committee to lie upon the Table.

3 Sixth Standing Committee on Delegated Legislation.—Mr David Chidgey reported from the 
   Sixth Standing Committee on Delegated Legislation the draft Immigration and Asylum 
   Minutes of Proceedings of the Committee to lie upon the Table.

4 Seventh Standing Committee on Delegated Legislation.—Mrs Irene Adams reported from the 
   Seventh Standing Committee on Delegated Legislation the Care of Cathedrals 
   (Amendment) Measure, the Church of England (Miscellaneous Provisions) Measure and 
   the Stipends (Cessation of Special Payments) Measure. 
   Minutes of Proceedings of the Committee to lie upon the Table.

5 Eighth Standing Committee on Delegated Legislation.—Mr Nigel Beard reported from the 
   Eighth Standing Committee on Delegated Legislation the draft Financial Services and 
   Markets Act 2000 (Carrying on Regulated Activities by Way of Business) (Amendment) 
   Order 2005 and the draft Open-Ended Investment Companies (Amendment) 
   Regulations 2005. 
   Minutes of Proceedings of the Committee to lie upon the Table.

6 Ninth Standing Committee on Delegated Legislation.—Janet Anderson reported from the 
   Ninth Standing Committee on Delegated Legislation the draft Child Trust Funds 
   (Appeals) Regulations 2005, the draft Child Trust Funds (Appeals) (Northern Ireland) 
   Regulations 2005 and the draft Social Security Commissioners (Procedure) (Child Trust 
   Funds) Regulations 2005. 
   Minutes of Proceedings of the Committee to lie upon the Table.

7 Tenth Standing Committee on Delegated Legislation.—David Taylor reported from the 
   Tenth Standing Committee on Delegated Legislation the draft Non-Domestic Rating 
   Minutes of Proceedings of the Committee to lie upon the Table.

8 Eleventh Standing Committee on Delegated Legislation.—Derek Conway reported from the 
   Minutes of Proceedings of the Committee to lie upon the Table.

9 Energy Markets Bill.—Alan Simpson, supported by Sir Sydney Chapman, Mr David Drew, 
   Dr Brian Iddon, Brian White, Sue Doughty, Alice Mahon, Mr Michael Weir, Dr Ian 
   Gibson, Adam Price and Llew Smith, presented a Bill to promote sustainable energy 
   and energy efficiency; to make further provision about the regulation of gas and 
   electricity supply industries and about electricity transmission; and for connected 
   purposes: And the same was read the first time; and ordered to be read a second time on 
   Friday 22nd April and to be printed [Bill 87].

10 Proceeds of Crime (Compensation of Prosecution Costs).—Ordered, That leave be given to 
   bring in a Bill to amend the Proceeds of Crime Act 2002 to make provision for the 
   recovery of certain prosecution costs in proceedings for offences giving rise to a 
   confiscation order: And that Brian White, Janet Anderson, Mr David Amess, Claire 
   Ward, Helen Jones, Mr Huw Edwards, Mr Richard Allan, Bob Spink, Paddy Tipping 
   and Jim Dowd do prepare and bring it in.

11 Proceeds of Crime (Compensation of Prosecution Costs) Bill.—Brian White accordingly 
   presented a Bill to amend the Proceeds of Crime Act 2002 to make provision for the 
   recovery of certain prosecution costs in proceedings for offences giving rise to a 
   confiscation order: And the same was read the first time; and ordered to be read a second time on 
   Friday 8th April and to be printed [Bill 88].

12 Inquiries Bill [Lords].—The Inquiries Bill [Lords] was, according to Order, read a second time.
13 Inquiries Bill [Lords] (Programme).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Inquiries Bill [Lords]:

Committal
1. The Bill shall be committed to a Standing Committee.

Proceedings in Standing Committee
2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on Thursday 24th March 2005.
3. The Standing Committee shall have leave to sit twice on the first day on which it meets.

Consideration and Third Reading
4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.

Programming Committee
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

Other proceedings
7. Any other proceedings on the Bill (including any proceedings on consideration of any message from the Lords) may be programmed—(Mr Nick Ainger).—It was agreed to.

14 Inquiries Bill [Lords] [Money].—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Inquiries Bill [Lords] [Money]:

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That for the purposes of any Act resulting from the Inquiries Bill [Lords], it is expedient to authorise the payment out of money provided by Parliament of—

(1) any expenditure incurred by a Minister of the Crown or the Treasury under the Act;
(2) any increase attributable to the Act in the sums payable out of money so provided under any other Act—(Mr Nick Ainger).—It was agreed to.

15 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft District Policing Partnerships (Northern Ireland) Order 2005, which was laid before this House on 21st February, be approved—(Mr Nick Ainger).—It was agreed to.

16 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Electoral Law (Northern Ireland) Act 1962 (Amendment) Order 2005, which was laid before this House on 20th January, be approved—(Mr Nick Ainger);

The House divided.

Tellers for the Ayes, Margaret Moran, Mr John Heppell: 258.
Tellers for the Noes, Mr Alan Reid, Richard Younger-Ross: 33.

So the Question was agreed to.

Resolved, That the draft Electoral Law (Northern Ireland) Act 1962 (Amendment) Order 2005, which was laid before this House on 20th January, be approved.

17 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Electoral Law Act (Northern Ireland) 1962 (Amendment No. 2) Order 2005, which was laid before this House on 24th February, be approved—(Mr Nick Ainger).—It was agreed to.

18 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Electoral Law Act (Northern Ireland) 1962 (Amendment No. 3) Order 2005, which was laid before this House on 7th March, be approved—(Mr Nick Ainger).—It was agreed to.
19 Social Security,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Social Security (Contributions) (Re-rating and National Insurance Funds Payments) Order 2005, which was laid before this House on 1st February, be approved—(Mr Nick Ainger)—It was agreed to.

20 Electricity,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Renewables Obligation Order 2005, which was laid before this House on 9th February, be approved—(Mr Nick Ainger)—It was agreed to.

21 Extradition,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Extradition Act 2003 (Part 3 Designation) (Amendment) Order 2005, which was laid before this House on 23rd February, be approved—(Mr Nick Ainger)—It was agreed to.

22 Pensions,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Occupational Pension Schemes (Modification of Pension Protection Provisions) Regulations 2005, which were laid before this House on 9th February, be approved—(Mr Nick Ainger)—It was agreed to.

23 Health Care and Associated Professions,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Opticians Act 1989 (Amendment) Order 2005, which was laid before this House on 24th February, be approved—(Mr Nick Ainger)—It was agreed to.

24 Income Tax,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Tax Information Exchange Agreement (Taxes on Income) (Guernsey) Order 2005, which was laid before this House on 23rd February, be approved—(Mr Nick Ainger)—It was agreed to.

25 Income Tax,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Tax Information Exchange Agreement (Taxes on Income) (Jersey) Order 2005, which was laid before this House on 23rd February, be approved—(Mr Nick Ainger)—It was agreed to.

26 Income Tax,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Tax Information Exchange Agreement (Taxes on Income) (Isle of Man) Order 2005, which was laid before this House on 23rd February, be approved—(Mr Nick Ainger)—It was agreed to.

27 Generalised System of Preferences from 2005,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Document No. 13931/04, draft Council Regulation applying a generalised system of preferences (GSP); welcomes the Government’s contribution towards the European Union’s efforts towards across-the-board simplification of the GSP; welcomes the benefits that the new scheme will offer developing countries, particularly those affected by the Indian Ocean tsunami; welcomes the added incentives for sustainable development and good governance; urges the EU to bring forward proposals for the simplification and liberalisation of the rules of origin for the GSP; and approves the proposed Regulation—(Mr Nick Ainger)—It was agreed to.

28 Creation of a Fundamental Rights Agency,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 119 (European Standing Committees), That this House takes note of European Union Document No. 14223/04, public consultation document on the creation of a Fundamental Rights Agency; and supports the Government’s position as set out in its response of 10th January 2005, namely that the focus of the Agency should be upon compliance by the institutions of the European Union with human rights, and that the Agency’s primary purpose should be data collection and analysis—(Mr Nick Ainger)—It was agreed to.

The House divided.

Tellers for the Ayes, Margaret Moran, Mr John Heppell: 291.

Tellers for the Noes, Mr Geoffrey Clifton-Brown, Andrew Selous: 100.

So the Question was agreed to.

Resolved, That this House takes note of European Union Document No. 14223/04, public consultation document on the creation of a Fundamental Rights Agency, and supports the Government’s position as set out in its response of 10th January 2005,
namely that the focus of the Agency should be upon compliance by the institutions of the European Union with human rights, and that the Agency’s primary purpose should be data collection and analysis.

29 Public Petitions,—A Public Petition from the residents of North Nantymoel (Bridgend) and others, for the reinstatement of the polling station at Bryants Centre in North Nantymoel was presented and read; and ordered to lie upon the Table and to be printed.

30 Adjournment,—Resolved, That this House do now adjourn.—(Mr Vernon Coaker.)

And accordingly, the House, having continued to sit till seventeen minutes to Seven o’clock, adjourned till to-morrow.

[Adjourned at 6.43 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:

1 Education,—Education (Grants etc.) (Dance and Drama) (England) (Amendment) Regulations 2005 (S.I., 2005, No. 677), dated 15th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

2 National Health Service,—National Health Service (Pension Scheme and Injury Benefits) Amendment Regulations 2005 (S.I., 2005, No. 661), dated 10th March 2005 [by Act] [Mr Secretary Reid].

3 Pensions,—(1) Pensions Increase (Civil Service Injury Benefits Scheme) Regulations 2005 (S.I., 2005, No. 698), dated 14th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Stephen Timms];

(2) Pension Protection Fund (Appointment of Ordinary Members) Regulations 2005 (S.I., 2005, No. 616), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson];

(3) Pensions Regulator (Freezing Orders and Consequential Amendments) Regulations 2005 (S.I., 2005, No. 686), dated 11th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson]; and


5 Social Security,—Pneumoconiosis, etc., (Workers’ Compensation) (Payment of Claims) (Amendment) Regulations (Northern Ireland) 2005 (S.R.(N.I.), 2005, No. 59), dated 1st March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].

Other Papers:

6 Air Force (Constitution),—(1) Amendment to the Rates of Pay, Allowances and Pensions of the Royal Air Force [by Act], with an Explanatory Memorandum [by Command];

(2) Air Publication 3392—Royal Air Force Manual of Personnel Administration Volume 2. Pay and Personnel (Second Edition) [by Act]; and


[Mr Secretary Hoon].

7 Reserve Forces,—(1) Amendment to the Rates of Pay, Bounty and Allowances of the Royal Air Force Reserve and Royal Auxiliary Air Force; and

(2) Amendment List 11 to Regulations for the Reserve Air Forces (Air Publication 3392, Volume 7 (First Edition)) [by Act] [Mr Secretary Hoon].

APPENDIX II

Standing Committees

1 Draft Government Resources and Accounts Act 2000 (Audit of Public Bodies) Order 2005,—The Committee of Selection has discharged Mr Roger Berry and Tom Cox from the Fifth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Mark Lazarowicz and Mr David Marshall.
2 Draft Immigration and Asylum (Provision of Accommodation to Failed Asylum-Seekers) Regulations 2005.—The Committee of Selection has discharged Mr Fabian Hamilton, Mr Doug Henderson and Alan Howarth from the Sixth Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Mr Vernon Coaker, Mr Tom Harris and Lawrie Quinn.

3 Draft Financial Services and Markets Act 2000 (Carrying on Regulated Activities by Way of Business) (Amendment) Order 2005 and the draft Open-Ended Investment Companies (Amendment) Regulations 2005.—The Committee of Selection has discharged Mr Tony McWalter from the Eighth Standing Committee on Delegated Legislation (nominated in respect of the draft Order and draft Regulations) and nominated in substitution Mr David Borrow.

4 Draft Non-Domestic Rating (Chargeable Amounts) (England) (Amendment) Regulations 2005.—The Committee of Selection has discharged Rob Marris from the Tenth Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Mr Adrian Bailey.

APPENDIX III

Reports from Select Committees

1 Constitutional Affairs.—Fifth Report from the Constitutional Affairs Committee [Legal aid: asylum appeals], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 276-I and -II] [Mr A. J. Beith].

2 Culture, Media and Sport.—Fifth Report from the Culture, Media and Sport Committee [Theatre], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 254] [Sir Gerald Kaufman].

3 Defence, Foreign Affairs, International Development and Trade and Industry.—First Joint Report from the Defence, Foreign Affairs, International Development and Trade and Industry Committees [Strategic Export Controls], being the Fifth Report from the Defence Committee, the Fifth Report from the Foreign Affairs Committee, the Fourth Report from the International Development Committee and the Eleventh Report from the Trade and Industry Committee, together with Appendices to the Minutes of Evidence taken before the Committees; to be printed, with the Minutes of Proceedings relating to the Report [No. 145] [Mr Roger Berry].

4 Education and Skills.—Sixth Report from the Education and Skills Committee [National Skills Strategy: 14–19 Education], together with Appendices to the Minutes of Evidence taken before the Committee, to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 37-I and -II] [Mr Barry Sheerman].

5 European Scrutiny.—(1) Eleventh Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-xi]; and

(2) Memoranda laid before the Committee [Ministerial Correspondence] [Mr Jimmy Hood].

6 Foreign Affairs.—(1) Fourth Report from the Foreign Affairs Committee [Human Rights Annual Report 2004], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 109]; and

(2) Memoranda laid before the Committee [Foreign and Commonwealth Annual Report 2004–05]; to be printed [No. 436] [Mr Donald Anderson].

7 International Development.—Minutes of Evidence taken before the International Development Committee, together with Appendices [Conflict and Development]; to be printed [No. 464-i] [Tony Baldry].

8 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions.—(1) First Special Report from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [Government Response to the Committee’s First Report of Session 2004–05, on the Draft Regional Assemblies Bill]; to be printed [No. 459]; and

(2) Minutes of Evidence taken before the Committee [The Role and Effectiveness of the Local Government Ombudsmen]; to be printed [No. 458-i] [Andrew Bennett].
9 Statutory Instruments,—Twelfth Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-xii][Brian White].

10 Trade and Industry,—Twelfth Report from the Trade and Industry Committee [Fuel Prices], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 279] [Mr Martin O’Neill].

11 Treasury,—(1) Fifth Report from the Treasury Committee [Cash Machine Charges], with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 191]; and (2) Memoranda laid before the Committee [Cash machine charges] [Mr John McFall].

12 Welsh Affairs,—Fourth Report from the Welsh Affairs Committee [Police Service, Crime and Anti-Social Behaviour in Wales], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 46] [Mr Martyn Jones].

[No. 54; WH, No. 32]
Tuesday 15th March 2005.

The House sitting in Westminster Hall

The sitting began at half-past Nine o’clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Mr Tony McNulty.)

And accordingly the sitting was adjourned till to-morrow.

[Adjourned at 4.19 p.m.

[No. 55.]
Wednesday 16th March 2005.

The House met at half-past Eleven o’clock.

PRAYERS.

1 Message from the Lords,—A Message was brought from the Lords, as follows:

The Lords disagree to certain of the Amendments made by this House to the Constitutional Reform Bill [Lords], for which disagreement they assign their Reasons; and they agree without Amendment to the remaining Amendments proposed by this House.

2 Constitutional Reform Bill [Lords],—Lords Reasons for disagreeing to certain Commons Amendments to the Constitutional Reform Bill [Lords] printed pursuant to Standing Orders Nos. 57A (Bills brought from the Lords) and 78 (Lords amendments) on 15th March [Bill 89].

3 Health and Safety (Directors’ Duties) Bill,—The Order for reading the Health and Safety (Directors’ Duties) Bill a second time this day was read and discharged.

Bill to be read a second time on Friday 13th May.

4 Bus Services (Quality Contracts Schemes) Bill,—The Order for reading the Bus Services (Quality Contracts Schemes) Bill a second time on Friday 18th March was read and discharged.

Bill to be read a second time on Friday 8th April.

5 Economic and Fiscal Strategy Report and Financial Statement and Budget Report,—Ordered, That there be laid before this House a copy of the Economic and Fiscal Strategy Report and Financial Statement and Budget Report, March 2005, as laid before this House by Mr Chancellor of the Exchequer when opening the Budget.—(Mr Chancellor of the Exchequer.)

6 Ways and Means,—Provisional Collection of Taxes,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 51 (Ways and means motions), That, pursuant to section 5 of the Provisional Collection of Taxes Act 1968, provisional statutory effect shall be given to the following Motions:—

(a) Rates of tobacco products duty (Motion No. 2);
(b) Rate of duty on beer (Motion No. 3);
(c) Rates of duty on wine and made-wine (Motion No. 4);
(d) Vehicle excise duty (rates) (Motion No. 6);
(e) Value added tax (gas and electricity supplied by persons outside UK) (Motion No. 10)—(Mr Chancellor of the Exchequer)—It was agreed to.

7 Ways and Means.—Amendment of the Law.—A Motion was made, and the Question being proposed, That—

(1) It is expedient to amend the law with respect to the National Debt and the public revenue and to make further provision in connection with finance.
(2) This Resolution does not extend to the making of any amendment with respect to value added tax so as to provide—
(a) for zero-rating or exempting a supply, acquisition or importation;
(b) for refunding an amount of tax;
(c) for any relief, other than a relief that—
(i) so far as it is applicable to goods, applies to goods of every description, and
(ii) so far as it is applicable to services, applies to services of every description—
(Mr Chancellor of the Exchequer);
Ordered, That the Debate be now adjourned.—(Bridget Prentice.)
Debate to be resumed to-morrow.

8 Constitutional Reform Bill [Lords] (Programme) (No. 3),—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Constitutional Reform Bill [Lords] for the purpose of supplementing the Orders of 17th January 2005 and 31st January 2005—

Consideration of Lords Message

1. Any Message from the Lords may be considered forthwith without any question put.
2. Proceedings on that Message shall (so far as not previously concluded) be brought to a conclusion one hour after the commencement of proceedings on the Motion for this Order.

Subsequent stages

3. Any further Messages from the Lords may be considered forthwith without any question put.
4. Proceedings on any further Message from the Lords shall (so far as not previously concluded) be brought to a conclusion one hour after their commencement—(Bridget Prentice);
The House divided.
      Tellers for the Ayes, Mr Jim Murphy, Margaret Moran: 267.
      Tellers for the Noes, Mr Geoffrey Clifton-Brown, Gregory Barker: 117.
So the Question was agreed to.

9 Constitutional Reform Bill [Lords],—The House, pursuant to Order [this day], proceeded forthwith to consider the Reasons assigned by the Lords for disagreeing to certain of the Amendments made by this House to the Constitutional Reform Bill [Lords].

Commons Amendment No. 1.

A Motion was made, and the Question being proposed, That this House does not insist on its Amendment No. 1, to which the Lords have disagreed—(Mr Christopher Leslie);
And it being one hour after the commencement of proceedings on the Motion (Constitutional Reform Bill [Lords] (Programme) (No. 3)), the Deputy Speaker put the Question, pursuant to Order [this day]:—It was agreed to.

The Deputy Speaker then put the remaining Questions to be disposed of at that hour.
Resolved, That this House does not insist on its Amendments Nos. 2, 264, 265 and 593, to which the Lords have disagreed.—(Mr Christopher Leslie.)

A Motion was made, and the Question being put, That Amendments (a) and (b) in lieu and consequential Amendments (c) to (e) be made to the Bill—(Mr Christopher Leslie);
The House divided.
      Tellers for the Ayes, Mr Nick Ainger, James Purnell: 256.
      Tellers for the Noes, Gregory Barker, Mr Geoffrey Clifton-Brown: 109.
So the Question was agreed to.
10 Public Petitions.—A Public Petition from the Brighton Business Forum for the regulation or licensing of street fund-raisers was presented and read, and ordered to lie upon the Table and to be printed.

11 Adjournment.—Resolved, That this House do now adjourn.—(Gillian Merron.)

And accordingly, the House, having continued to sit till seventeen minutes to Nine o’clock, adjourned till to-morrow.

[Adjourned at 8.43 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:

   (3) Reporting Standards (Specified Body) Order 2005 (S.I., 2005, No. 692), dated 11th March 2005; and
   [by Act], with Explanatory Memoranda thereon [by Command] [Ms Secretary Hewitt].

2 Consumer Protection.—Consumer Protection (Distance Selling) (Amendment) Regulations 2005 (S.I., 2005, No. 689), dated 11th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

3 Designs.—Community Designs (Designation of Community Design Courts) Regulations 2005 (S.I., 2005, No. 696), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].


5 Food.—Welfare Food (Amendment) Regulations 2005 (S.I., 2005, No. 688), dated 10th March 2005 [by Act] [Mr Secretary Reid].

6 Health and Safety.—(1) Health and Safety (Fees) Regulations 2005 (S.I., 2005, No. 676), dated 11th March 2005; and
   (2) Work at Height Regulations 2005 (S.I., 2005, No. 735), dated 16th March 2005
   [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Johnson].

7 Immigration and Asylum.—Asylum Support (Amendment) (No. 2) Regulations 2005 (S.I., 2005, No. 738), dated 9th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

8 Income Tax.—(1) Charge to Income Tax by Reference to Enjoyment of Property Previously Owned Regulations 2005 (S.I., 2005, No. 724);
   (2) Finance Act 2002, Schedule 26, Parts 2 and 9 (Amendment) Order 2005 (S.I., 2005, No. 646); and
   dated 16th March 2005 [by Act], with Explanatory Memoraanda thereon [by Command]
   [Dawn Primarolo].

9 Landfill Tax.—(1) Landfill Tax (Amendment) Regulations 2005 (S.I., 2005, No. 759); and
   (2) Landfill Tax (Site Restoration, Quarries and Pet Cemeteries) Order 2005 (S.I., 2005, No. 725),
   dated 16th March 2005 [by Act], with Explanatory Memoranda thereon [by Command]
   [John Healey].

10 Legal Aid and Advice.—(1) Legal Aid for Crown Court Proceedings (Costs) Rules (Northern Ireland) 2005 (S.R., (N.I.), 2005, No. 112); and

11 Patents.— Patents (Translations) Rules 2005 (S.I., 2005, No. 687), dated 2nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

12 Pensions.— (1) Occupational Pension Schemes (Employer Debt) Regulations 2005 (S.I., 2005, No. 678), dated 11th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson];
(3) Pension Protection Fund (Compensation) Regulations 2005 (S.I., 2005, No. 670), dated 11th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson];
(4) Pension Protection Fund (Maladministration) Regulations 2005 (S.I., 2005, No. 650), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy];
(5) Pension Protection Fund (Provision of Information) Regulations 2005 (S.I., 2005, No. 674), dated 11th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson];
(6) Pension Protection Fund (Review and Reconsideration of Reviewable Matters) Regulations 2005 (S.I., 2005, No. 669), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson];
(7) Pension Protection Fund (Reviewable Ill Health Pensions) Regulations 2005 (S.I., 2005, No. 652), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson];
(8) Pension Protection Fund (Reviewable Matters) Regulations 2005 (S.I., 2005, No. 600), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson];
(9) Pension Protection Fund (Statement of Investment Principles) Regulations 2005 (S.I., 2005, No. 675), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson];
(10) Pension Protection Fund (Valuation) Regulations 2005 (S.I., 2005, No. 672), dated 11th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson];
(11) Personal and Occupational Pension Schemes (Indexation and Disclosure of Information) (Miscellaneous Amendments) Regulations 2005 (S.I., 2005, No. 704), dated 16th March 2005 [by Act] [Mr Secretary Johnson], with an Explanatory Memorandum [by Command]; and
(12) Transfer of Employment (Pension Protection) Regulations 2005 (S.I., 2005, No. 649), dated 10th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

(2) Social Security (Contributions) (Amendment No. 2) Regulations 2005 (S.I., 2005, No. 728), dated 16th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Dawn Primarolo]; and
(3) Statutory Maternity Pay (General) (Amendment) Regulations 2005 (S.I., 2005, No. 729), dated 15th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

14 Trade Unions.—Certification Officer (Amendment of Fees) Regulations 2005 (S.I., 2005, No. 713), dated 15th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

15 Value Added Tax.—(1) Value Added Tax (Amendment) Regulations 2005 (S.I., 2005, No. 762), dated 16th March 2005 [by Act] [John Healey]; and
(2) Value Added Tax (Consideration for Fuel Provided for Private Use) Order 2005 (S.I., 2005, No. 722);
(3) Value Added Tax (Increase of Registration Limits) Order 2005 (S.I., 2005, No. 727); and
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(4) Value Added Tax (Reduced Rate) Order 2005 (S.I., 2005, No. 726), dated 16th March 2005 [by Act], with Explanatory Memoranda thereon [by Command] [John Healey].

Other Papers:

16 Bank of England,—Notice given by the Treasury to the Bank of England specifying for the purposes of Section 11 of the Bank of England Act 1998 what price stability is taken to consist of and what the economic policy of Her Majesty’s Government is to be taken to be [by Act] [Mr Chancellor of the Exchequer].

17 Economic and Fiscal Strategy Report and Financial Statement and Budget Report,—Economic and Fiscal Strategy Report and Financial Statement and Budget Report, March 2005, entitled Investing for our future: Fairness and opportunity for Britain’s hard-working families [pursuant to Order this day]; to be printed [No. 372] [Mr Stephen Timms].

18 Finance,—Report by the Comptroller and Auditor General on Audit of Assumptions for Budget 2005 [by Act]; to be printed [No. 452] [Clerk of the House].

19 Justice (Northern Ireland),—Report on an announced inspection of Magilligan Prison by HM Chief Inspector of Prisons and the Chief Inspector of Criminal Justice in Northern Ireland, 20th-24th September 2004 [by Act] [Mr Secretary Murphy].

20 Northern Ireland,—Report and Accounts of the Northern Ireland Council for the Curriculum, Examinations and Assessment for 2003-04, with the Report of the Comptroller and Auditor General for Northern Ireland thereon [by Statutory Instrument]; to be printed [No. 317] [Mr Secretary Murphy].

Papers withdrawn:

21 Regulatory Reform,—Draft Regulatory Reform (Fire Safety) Order 2005 [laid 7th March].

APPENDIX II

Standing Committees

1 Education Bill [Lords]:

(1) The Speaker has allocated the Bill to Standing Committee A; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Richard Allan, Mr Peter Atkinson, Vera Baird, Andy Burnham, Mr Vernon Coaker, Mr Nick Gibb, Mr Mark Hoban, Mr Colin Pickthall, Dr John Pugh, Mr Don Touhig, Mr Neil Turner, Derek Twigg, Mr Stephen Twigg, Angela Watkinson, Mr Dave Watts and Iain Wright.

2 Inquiries Bill [Lords]:

(1) The Speaker has allocated the Bill to Standing Committee B; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Atkinson, Mrs Anne Campbell, Mr Alistair Carmichael, Mr Michael Connarty, Geraint Davies, Mr Jonathan Djanogly, Mr Mike Hall, Mr Oliver Heald, Mr Kevan Jones, Mr Christopher Leslie, Mr Ian Liddell-Grainger, Siobhain McDonagh, Mr Stephen Pound, Bridget Prentice, Mr Terry Rooney and Mr Paul Tyler.

3 Draft Community Legal Service (Asylum and Immigration Appeals) Regulations 2005 and the Revised Funding Code prepared by the Legal Services Commission:

(1) The Speaker has allocated the draft Regulations and Code to the First Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Peter Atkinson, Mr Richard Bacon, Mr Liam Byrne, Mrs Lorna Fitzsimons, Mr David Heath, Mr Lindsay Hoyle, Ms Sally Keeble, Mr David Lammy, Mr Humfrey Malins, Laura Moffatt, Dr Lewis Moonie, Mr Denis Murphy, Mr Archie Norman, Anne Picking, Bridget Prentice and Mr Paul Tyler.

4 Draft Regulation of Investigatory Powers (Communications Data) (Amendment) Order 2005 and the draft Regulation of Investigatory Powers (Directed Surveillance and Covert Human Intelligence Sources) (Amendment) Order 2005:

(1) The Speaker has allocated the draft Orders to the Second Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Alistair Carmichael, Mr Geoffrey Clifton-Brown, Mr Tony Colman, Mr Quentin Davies, Caroline Flint, Mr John Heppell, Mr Boris Johnson, Chris McCafferty, Shona McIsaac, Mr Tony McWalter, Patrick Mercer, Mr Mark Oaten, Albert Owen, Mr Gwyn Prosser, Mr Andy Reed and Brian White.

5 Draft Water Fluoridation (Consultation) (England) Regulations 2005 and the draft Water Supply (Fluoridation Indemnities) (England) Regulations 2005:

(1) The Speaker has allocated the draft Regulations to the Third Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Kevin Barron, Mr Crispin Blunt, Andy Burnham, Mr Paul Burstow, David Cairns, Mr Nigel Evans, Mr Michael Fallon, Chris Grayling, Dr Evan Harris, Stephen Heisford, Dr Brian Idlom, Miss Melanie Johnson, Mr Khalid Mahmood, Joan Ryan, Ms Gisela Stuart and Keith Vaz.

6 Draft Contracting Out (Functions in Relation to Cultural Objects) Order 2005:

(1) The Speaker has allocated the draft Order to the Fourth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: John Austin, Hugh Bayley, Mr Geoffrey Clifton-Brown, Clive Ewood, Mr Adrian Flook, Mr Roger Berry, Ms Karen Buck, Paul Clark, Mr Geoffrey Clifton-Brown, Yvette Cooper, John Cryer, Mr Edward Davey, Matthew Green, Mr John Gummer, Mr John Hayes, Mr David Heyes, Mr Terry Lewis, Mr Brian Sedgemore, Mr Paul Stinchcombe and Mr Michael Trend.


(1) The Speaker has allocated the Regulations to the Fifth Standing Committee on Delegated Legislation; and

(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Adrian Bailey, Mr Roger Berry, Ms Karen Buck, Paul Clark, Mr Geoffrey Clifton-Brown, Yvette Cooper, John Cryer, Mr Edward Davey, Matthew Green, Mr John Gummer, Mr John Hayes, Mr David Heyes, Mr Terry Lewis, Mr Brian Sedgemore, Mr Paul Stinchcombe and Mr Michael Trend.

8 Draft Immigration (Leave to Enter and Remain) (Amendment) Order 2005,—The Committee of Selection has discharged Kali Mountford and Mr Denis Murphy from the Twelfth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Stephen McCabe and Syd Rapson.

APPENDIX III

Reports from Select Committees

1 Constitutional Affairs and Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—First Joint Report from the Constitutional Affairs and the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committees [Electoral Registration], being the Sixth Report from the Constitutional Affairs Committee and the Sixth Report from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee, with Appendices to the Minutes of Evidence taken before the Committees; to be printed, with the Minutes of Proceedings relating to the Report [No. 243-I and -III] [Andrew Bennett].

2 Defence,—Sixth Report from the Defence Committee [Iraq: An Initial Assessment of Post-Conflict Operations]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 65] [Bruce George].

3 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [The Work of Ofsted]; to be printed [No. 463] [Mr Barry Sheerman].

4 Environment, Food and Rural Affairs,—(1) Fifth Report from the Environment, Food and Rural Affairs Committee [The Government’s Rural Strategy and the draft Natural Environment and Rural Communities Bill], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 408];

(2) Sixth Report from the Committee [The future for UK fishing], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 122];

(3) Seventh Report from the Committee [Food information], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 469].
(4) Memorandum laid before the Committee [The Future of Waste Management] [Mr Michael Jack].

5 Environmental Audit,—(1) Fourth Report from the Environmental Audit Committee [The International Challenge of Climate Change: UK Leadership in the G8 and EU], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 103];

(2) Fifth Report from the Committee [Environmental Education: a follow-up to Learning the Sustainability Lesson], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 84]; and

(3) Minutes of Evidence taken before the Committee [Sustainable Procurement Policy]; to be printed [No. 266-iii] [Mr Peter Ainsworth].

6 Human Rights,—(1) Thirteenth Report from the Joint Committee on Human Rights [Scrutiny: Sixth Progress Report]; together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 470]; and

(2) Fourteenth Report from the Committee [The Convention on the Elimination of Racial Discrimination]; with the Appendices to the Minutes of Evidence taken before the Committee, to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 471] [Jean Corston].

7 International Development,—(1) Fifth Report from the International Development Committee [Darfur, Sudan: The responsibility to protect], together with an Appendix, and Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 67-I and -II]; and

(2) Memoranda laid before the Committee [Darfur, Sudan: The responsibility to protect] [Tony Baldry].

8 Modernisation of the House of Commons,—Second Report from the Select Committee on Modernisation of the House of Commons [Scrutiny of European Business], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 465-I and -II] [Mr Peter Hain].

9 Procedure,—First Report from the Procedure Committee [Sub Judice Rule of the House of Commons], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 125] [Sir Nicholas Winterton].

10 Science and Technology,—(1) Sixth Report from the Science and Technology Committee [The Work of Research Councils UK], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 219];

(2) Seventh Report from the Committee [Forensic Science on Trial], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 96-I and -II];

(3) Sixth Special Report from the Committee [Office of Science and Technology: Scrutiny Report 2004: Government Response to the Committee’s Third Report]; to be printed [No. 453]; and

(4) Seventh Special Report from the Committee [The Medical Research Council’s Review of the Future of the National Institute for Medical Research: Responses to the Committee’s Fourth Report]; to be printed [No. 454] [Dr Ian Gibson].

11 Scottish Affairs,—Second Report from the Scottish Affairs Committee [Meeting Scotland’s Future Energy Needs], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 239] [Mrs Irene Adams].

12 Trade and Industry,—Minutes of Evidence taken before the Trade and Industry Committee [Nuclear Decommissioning Authority]; to be printed [No. 466-i] [Mr Martin O’Neill].
13 Transport,—(1) Seventh Report from the Transport Committee [Road Pricing: The Next Steps], with the Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 218-I and -II];
(2) Appendices to the Minutes of Evidence taken before the Committee [Search and Rescue]; to be printed [No. 322-iii]; and
(3) Appendices to the Minutes of Evidence taken before the Committee [European Community Competence and Transport]; to be printed [No. 467-i]; and
(4) Memoranda laid before the Committee [Miscellaneous]
[Mrs Gwyneth Dunwoody].

[No. 55; WH, No. 33]

Wednesday 16th March 2005.
The House sitting in Westminster Hall

The sitting began at half-past Nine o'clock.

Adjournment,—A Motion was made, and the Question being proposed, That the sitting be now adjourned—(James Purnell);

And the sitting having continued for two and a half hours after Two o'cock, it was adjourned without Question put, till to-morrow.

[Adjourned at 4.30 p.m.]

[No. 56.]

Thursday 17th March 2005.
The House met at half-past Eleven o'clock.

PRAYERS.

1 Twelfth Standing Committee on Delegated Legislation,—Mr John McWilliam reported from the Twelfth Standing Committee on Delegated Legislation the draft Immigration (Leave to Enter and Remain) (Amendment) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

2 Thirteenth Standing Committee on Delegated Legislation,—Mr David Amess reported from the Thirteenth Standing Committee on Delegated Legislation the draft Employment Zones (Allocation to Contractors) Pilot Regulations 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

3 Fourteenth Standing Committee on Delegated Legislation,—Mr Roger Gale reported from the Fourteenth Standing Committee on Delegated Legislation the draft Special Educational Needs and Disability (Northern Ireland) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

4 Standing Orders,—The Chairman of Ways and Means reported from the Standing Orders Committee the following Resolution:

That, in the case of the Crossrail Bill, the Standing Orders ought to be dispensed with; That the parties be permitted to proceed with their Bill.

The Resolution was agreed to.

5 Employment Tribunals (Representation and Assistance in Discrimination Proceedings) Bill,—The Order for reading the Employment Tribunals (Representation and Assistance in Discrimination Proceedings) Bill a second time to-morrow was read and discharged.

Bill to be read a second time on Friday 8th April.

6 Regulation of Laser Eye Surgery Bill,—The Order for reading the Regulation of Laser Eye Surgery Bill a second time to-morrow was read and discharged.

Bill to be read a second time on Friday 8th April.

7 Royal Assent,—The Speaker notified the House, in accordance with the Royal Assent Act 1967, That Her Majesty had signified her Royal Assent to the following Act, agreed upon by both Houses:

Appropriation Act 2005.
8 Disorderly Conduct.—Adam Price, Member for Carmarthen East and Dinefwr, having used a grossly disorderly expression, was ordered by the Speaker to withdraw the same, but he declined to comply with that direction.

Whereupon, the Speaker, pursuant to Standing Order No. 43 (Disorderly conduct), ordered him to withdraw immediately for the remainder of this day’s sitting:—And he withdrew accordingly.

9 Ways and Means.—Amendment of the Law.—The Order of the day being read, for resuming the adjourned Debate on the Question proposed yesterday, That—

(1) It is expedient to amend the law with respect to the National Debt and the public revenue and to make further provision in connection with finance.

(2) This Resolution does not extend to the making of any amendment with respect to value added tax so as to provide—
(a) for zero-rating or exempting a supply, acquisition or importation;
(b) for refunding an amount of tax;
(c) for any relief, other than a relief that—
   (i) so far as it is applicable to goods, applies to goods of every description, and
   (ii) so far as it is applicable to services, applies to services of every description;

And the Question being again proposed:—The House resumed the adjourned Debate.

And it being Six o’clock, the Debate stood adjourned.

Ordered, That the Debate be resumed to-morrow.

10 Public Petitions.—A Public Petition from the residents of Remenham, Wargrave, and Ruscombe, in Wokingham, and others against the Community Rail proposals for the Henley to Twyford and Maidenhead to Marlow branch lines was presented and read; and ordered to lie upon the Table and to be printed.

11 Public Petitions.—A Public Petition from Mr David Boden and others against the Government’s policy on gambling was presented; and ordered to lie upon the Table and to be printed.

12 Adjournment.—Resolved, That this House do now adjourn.—(Mr Nick Ainger.)

And accordingly, the House, having continued to sit till twenty-nine minutes past Six o’clock, adjourned till to-morrow.

[Adjourned at 6.29 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Companies.—Draft Community Interest Company Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

2 Environmental Protection.—Draft Offshore Petroleum Activities (Oil Pollution Prevention and Control) Regulations 2005 [by Act], with an Explanatory Memorandum [by Command] [Ms Secretary Hewitt].

3 Regulatory Reform.—Draft Regulatory Reform (Fire Safety) Order 2005, with a Statement by the Office of the Deputy Prime Minister [by Act] [Mr Secretary Prescott].

Papers subject to Negative Resolution:

4 Immigration.—Immigration (Leave to Remain) (Prescribed Forms and Procedures) Regulations 2005 (S.I., 2005, No. 771), dated 16th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].


6 London Government.—Transport for London (Reserved Services) (Croydon Tramlink and Docklands Light Railway) Exception Order 2005 (S.I., 2005, No. 763), dated 15th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].


Tax Credits,—Working Tax Credit (Entitlement and Maximum Rate) (Amendment) Regulations 2005 (S.I., 2005, No. 769), dated 17th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Dawn Primarolo].

Other Papers:

Public Petitions,—Observations by the Secretary of State for Trade and Industry on the Petition [13th December] from supporters of the campaign to restrict fireworks to licensed displays for changes to legislation that would restrict the use of fireworks [by Standing Order]; to be printed [Clerk of the House].

Trade and Industry,—Paper, entitled Company Law Reform [by Command] [Cm. 6456] [Ms Secretary Hewitt].

Papers withdrawn:

Companies,—Draft Community Interest Company Regulations 2005 [laid 1st March].

Environmental Protection,—Draft Offshore Petroleum Activities (Oil Pollution Prevention and Control) Regulations 2005 [laid 10th February].

APPENDIX II

Standing Committees

1 Education Bill [Lords] (Programming Sub-Committee).—The Speaker has appointed Mr Peter Atkinson, Andy Burnham, Mr Vernon Coaker, Mr Mark Hoban, Dr John Pugh, Derek Twigg and Mr Stephen Twigg members of the Programming Sub-Committee of Standing Committee A in respect of the Bill.

2 Education Bill [Lords].—The Speaker has appointed Mr Eric Illsley and Mr Eric Forth Chairmen of Standing Committee A in respect of the Bill.

3 Inquiries Bill [Lords] (Programming Sub-Committee).—The Speaker has appointed Mr Peter Atkinson, Geraint Davies, Mr Jonathan Djanogly, Mr Mike Hall, Mr Christopher Leslie, Bridget Prentice and Mr Paul Tyler members of the Programming Sub-Committee of Standing Committee B in respect of the Bill.

4 Inquiries Bill [Lords].—The Speaker has appointed Mr Roger Gale and Mr Win Griffiths Chairmen of Standing Committee B in respect of the Bill.

5 Draft Community Legal Service (Asylum and Immigration Appeals) Regulations 2005 and the Revised Funding Code prepared by the Legal Services Commission: (1) The Speaker has appointed Dame Marion Roe Chairman of the First Standing Committee on Delegated Legislation in respect of the draft Regulations and Code; and (2) The Committee of Selection has discharged Mr Peter Atkinson from the First Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations and Code) and nominated in substitution Mr Geoffrey Clifton-Brown.

6 Draft Regulation of Investigatory Powers (Communications Data) (Amendment) Order 2005 and draft Regulation of Investigatory Powers (Directed Surveillance and Covert Human Intelligence Sources) (Amendment) Order 2005.—The Speaker has appointed Mr Joe Benton Chairman of the Second Standing Committee on Delegated Legislation in respect of the draft Orders.

7 Draft Water Fluoridation (Consultation) (England) Regulations 2005 and draft Water Supply (Fluoridation Indemnities) (England) Regulations 2005.—The Speaker has appointed Mr Roger Gale Chairman of the Third Standing Committee on Delegated Legislation in respect of the draft Regulations.
Draft Contracting Out (Functions in Relation to Cultural Objects) Order 2005:

(1) The Speaker has appointed Mr Edward O’Hara Chairman of the Fourth Standing Committee on Delegated Legislation in respect of the draft Order; and

(2) The Committee of Selection has discharged Mr Geoffrey Clifton-Brown and Mr John Whittingdale from the Fourth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Andrew Selous and Mr Hugo Swire.


(1) The Speaker has appointed Mrs Irene Adams Chairman of the Fifth Standing Committee on Delegated Legislation in respect of the Regulations; and

(2) The Committee of Selection has discharged Mr Geoffrey Clifton-Brown from the Fifth Standing Committee on Delegated Legislation (nominated in respect of the Regulations) and nominated in substitution Mr Mark Prisk.

Draft Special Educational Needs and Disability (Northern Ireland) Order 2005,—The Committee of Selection has discharged Mr Vernon Coaker, Mrs Louise Ellman, Ian Lucas, Rosemary McKenna and Mr James Plaskitt from the Fourteenth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr Kevan Jones, Mr Sion Simon, Mark Tami and Mr Tom Watson.

APPENDIX III

Reports from Select Committees

1 Health,—Minutes of Evidence taken before the Health Committee [NHS—Continuing Care]; to be printed [No. 399-ii] [Mr David Hinchliffe].

2 Public Administration,—(1) Fifth Report from the Select Committee on Public Administration [Ministerial Accountability and Parliamentary Questions], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 449-1 and -II]; and

(2) Appendices to the Minutes of Evidence taken before the Committee [Civil Service Effectiveness]; to be printed [No. 307] [Tony Wright].

3 Standards and Privileges,—(1) Fourth Report from the Committee on Standards and Privileges [Review of the Code of Conduct], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 472]; and

(2) Fifth Report from the Committee [Conduct of Mr Jonathan Sayeed: Further Report], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 473] [Sir George Young].

Thursday 17th March 2005.

The House sitting in Westminster Hall

The sitting began at half-past Two o’clock.

Adjournment (Use of Science in UK International Development Policy—Thirteenth Report from the Science and Technology Committee, Session 2003–04, and the Government’s response thereto)—Resolved, That the sitting be now adjourned.—(Mr Gareth Thomas (Harrow West).)

And accordingly the sitting was adjourned till Tuesday 22nd March.

[Adjourned at 5.20 p.m.]
The Speaker's Absence.—The House being met, and the Speaker having leave of absence pursuant to paragraph (3) of Standing Order No. 3 (Deputy Speaker), Sir Michael Lord, the Second Deputy Chairman of Ways and Means, proceeded to the Table.

PRAYERS.

The Second Deputy Chairman of Ways and Means took the Chair as Deputy Speaker.

Motion to sit in private.—Mr Kevin Barron moved, That the House do sit in private.

The Deputy Speaker put the Question forthwith, pursuant to Standing Order No. 163 (Motions to sit in private).

The House divided.

Tellers for the Ayes, Mr Kevin Barron, Mrs Betty Williams: 0.

Tellers for the Noes, Mr Win Griffiths, Hywel Williams: 26.

And it appearing on the report of the Division that fewer than forty Members had taken part in the Division, the Deputy Speaker declared that the Question was not decided.

Smoking in Public Places (Wales) Bill.—The Order of the day being read, for the Second Reading of the Smoking in Public Places (Wales) Bill;

And a Motion being made, and the Question being put, That the Bill be now read a second time;

The House divided.

Tellers for the Ayes, Mr Win Griffiths, Mrs Betty Williams: 14.

Tellers for the Noes, Mr Eric Forth, Mr Andrew Hunter: 7.

And it appearing on the report of the Division that fewer than forty Members had taken part in the Division, the Deputy Speaker declared that the Question was not decided, and the business under consideration stood over until the next sitting of the House.

Telecommunications Masts (Planning Control) Bill.—The Order of the day being read, for the Second Reading of the Telecommunications Masts (Planning Control) Bill,

And it being half-past Two o'clock, the Deputy Speaker interrupted the business.

Ordered, That the Bill be read a second time on Friday 22nd April.

Public Service (Bank Holiday) Bill.—The Order of the day being read, for the Second Reading of the Public Service (Bank Holiday) Bill;

Ordered, That the Bill be read a second time on Friday 8th April.

Audible Motor Vehicle Alarms Bill.—The Order of the day being read, for the Second Reading of the Audible Motor Vehicle Alarms Bill;

Ordered, That the Bill be read a second time on Friday 13th May.

Prevention of Terrorism (No. 2) Bill.—The Order of the day being read, for the Second Reading of the Prevention of Terrorism (No. 2) Bill,

Ordered, That the Bill be read a second time on Friday 8th April.

Control of Identification Documents (Offences) Bill.—The Order of the day being read, for the Second Reading of the Control of Identification Documents (Offences) Bill;

Ordered, That the Bill be read a second time on Friday 13th May.

Adjournment.—Resolved, That this House do now adjourn.—(Mr John Heppell.)

And accordingly, the House, having continued to sit till eight minutes to Three o'clock, adjourned till Monday 21st March.

[Adjourned at 2.52 p.m.]
APPENDIX

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:


3 National Assistance,—National Assistance (Sums for Personal Requirements and Assessment of Resources) (Amendment) (England) Regulations 2005 (S.I., 2005, No. 708), dated 9th March 2005 [by Act] [Mr Secretary Reid].

4 Pensions,—(1) Pensions Regulator Tribunal (Legal Assistance Scheme) Regulations 2005 (S.I., 2005, No. 781); and
   (2) Pensions Regulator Tribunal (Legal Assistance Scheme—Costs) Regulations 2005 (S.I., 2005, No. 782), dated 16th March 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr David Lammy].

5 Social Security,—(1) Social Security Benefits Up-rating Regulations 2005 (S.I., 2005, No. 632); and
   (2) Social Security (Industrial Injuries) (Dependency) (Permitted Earnings Limits) Order 2005 (S.I., 2005, No. 633), dated 10th March 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Johnson].

Other Papers:

6 Northern Ireland,—Report and Accounts of the Equality Commission for Northern Ireland for 2003-04, with the Report of the Comptroller and Auditor General for Northern Ireland thereon [by Act]; to be printed [No. 376] [Mr Secretary Murphy].

The House met at half-past Two o’clock.

PRAYERS.

1 First Standing Committee on Delegated Legislation,—Dame Marion Roe reported from the First Standing Committee on Delegated Legislation the draft Community Legal Service (Asylum and Immigration Appeals) Regulations 2005 and the Revised Funding Code prepared by the Legal Services Commission.

Minutes of Proceedings of the Committee to lie upon the Table.

2 Second Standing Committee on Delegated Legislation,—Mr Joe Benton reported from the Second Standing Committee on Delegated Legislation the draft Regulation of Investigatory Powers (Communications Data) (Amendment) Order 2005 and the draft Regulation of Investigatory Powers (Directed Surveillance and Covert Human Intelligence Sources) (Amendment) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

3 Third Standing Committee on Delegated Legislation,—Mr Roger Gale reported from the Third Standing Committee on Delegated Legislation the draft Water Fluoridation (Consultation) (England) Regulations 2005 and the draft Water Supply (Fluoridation Indemnities) (England) Regulations 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

4 Fourth Standing Committee on Delegated Legislation,—Mr Edward O’Hara reported from the Fourth Standing Committee on Delegated Legislation the draft Contracting Out (Functions in Relation to Cultural Objects) Order 2005.

Minutes of Proceedings of the Committee to lie upon the Table.

5 Message from the Lords,—A Message was brought from the Lords, as follows:

The Lords agree without Amendment to the Amendments proposed by this House to the Constitutional Reform Bill [Lords] in lieu of Amendments made by this House to which the Lords had disagreed, and agree without Amendment to the consequential Amendments proposed by this House to the Bill.

6 Video Games Bill,—Keith Vaz presented a Bill to amend the Video Recordings Act 1984 to extend certain provisions of that Act to video games and to make provision about the labelling of video games: And the same was read the first time; and ordered to be read a second time on Friday 8th April and to be printed [Bill 90].

7 Youth Disorder and Engagement,—Ordered, That leave be given to bring in a Bill to impose a duty on local authorities to provide youth services and establish local partnerships to promote youth participation and engagement; and to make other provision in connection with the reduction of youth crime: And that Ms Oona King, Mr Bob Blizzard, Julia Drown, Mrs Lorna Fitzsimons, Mr Fabian Hamilton, Kate Hoey, Alan Keen, Tony Lloyd, Mr Andrew Love, Ann McKechin, Mr Andrew Miller and Joan Ruddock do prepare and bring it in.

8 Youth Disorder and Engagement Bill,—Ms Oona King accordingly presented a Bill to impose a duty on local authorities to provide youth services and establish local partnerships to promote youth participation and engagement; and to make other provision in connection with the reduction of youth crime: And the same was read the first time; and ordered to be read a second time on Friday 8th April and to be printed [Bill 91].

9 Ways and Means,—Amendment of the Law,—The Order of the day being read, for resuming the adjourned Debate on the Question proposed on 16th March, That—

(1) It is expedient to amend the law with respect to the National Debt and the public revenue and to make further provision in connection with finance.

(2) This Resolution does not extend to the making of any amendment with respect to value added tax so as to provide—

(a) for zero-rating or exempting a supply, acquisition or importation;
(b) for refunding an amount of tax;
(c) for any relief, other than a relief that—

(i) so far as it is applicable to goods, applies to goods of every description, and
(ii) so far as it is applicable to services, applies to services of every description;

And the Question being again proposed:—The House resumed the adjourned Debate. And it being Ten o’clock, the Debate stood adjourned.

Ordered, That the Debate be resumed to-morrow.
10 Public Petitions,—A Public Petition from Dick Lucien Chitolie and Christine Elaine Hanson for new procedures to protect witnesses and jury members, the independence of the judiciary and the right of appeal was presented and read, and ordered to lie upon the Table and to be printed.

11 Adjournment,—Resolved, That this House do now adjourn.—[Mr Nick Ainger.)
And accordingly, the House, having continued to sit till twenty-nine minutes past Ten o'clock, adjourned till to-morrow.

[Adjourned at 10.29 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:

1 Food,—Contaminants in Food (England) (Amendment) Regulations 2005 (S.I., 2005, No. 775), dated 17th March 2005 [by Act] [Mr Secretary Reid].

2 Highways,—Crime Prevention (Designated Areas) Order 2005 (S.I., 2005, No. 829), dated 18th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

3 Local Government,—Local Authorities (Categorisation) (England) Order 2005 (S.I., 2005, No. 694), dated 14th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].


5 Road Traffic,—Road Traffic (Permitted Parking Area and Special Parking Area) (County of Hertfordshire) (District of Welwyn Hatfield) Order 2005 (S.I., 2005, No. 779), dated 17th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

6 Social Security,—Social Security (Claims and Payments) Amendment (No. 2) Regulations 2005 (S.I., 2005, No. 777), dated 16th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].


8 Universities of Oxford and Cambridge,—Statutes, dated 1st November 2004, made by the Governing Body of Wolfson College, Cambridge, amending the Statutes of the College [by Act] [Mr David Lammy].

Other Papers:

9 Access to Justice (Northern Ireland),—Northern Ireland Legal Services Commission Business Plan for 2004–05 [by Statutory Instrument]; to be printed [No. 402] [Mr David Lammy].

10 Civil List,—List of new and supplementary pensions granted under the Civil List Act 1972 for 2004–05 [by Act] [Mr Stephen Timms].

11 Criminal Justice,—Report and Accounts of the Central Police Training and Development Authority for— (1) 2002–03; and (2) 2003–04 with the Reports of the Comptroller and Auditor General thereon [by Act]; to be printed [Nos. 153 and 245] [Clerk of the House].

12 Health,—Paper, entitled Independence, Well-being and Choice: Our vision for the future of social care for adults in England [by Command] [Cm. 6499] [Mr Secretary Reid].

13 Home Affairs,—Government Reply to the First Report from the Home Affairs Committee, Session 2004–05, on Rehabilitation of Prisoners [by Command] [Cm. 6486] [Mr Secretary Clarke].

14 Housing,—Account of Grants and Loans to the Housing Action Trusts for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 481] [Clerk of the House].
15 Law Commission,—Report of the Law Commission on the Ninth Programme of Law Reform [by Act]; to be printed [No. 353] [Mr Christopher Leslie].

16 National Audit,—Reports by the Comptroller and Auditor General on—
   (2) HM Customs and Excise: Stopping illegal imports of animal products into Great Britain; and
   (3) Public Service Agreements: Managing Data Quality—Compendium Report [by Act]; to be printed [Nos. 366, 365 and 476] [Clerk of the House].

17 National Health Service,—Accounts of the Public Health Laboratory Service Board for 2003-04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 480] [Clerk of the House].

18 Statutory Instruments (Notification),—Communication declaring that the undermentioned Statutory Instrument had come into operation before copies were laid before Parliament, and explaining why such copies had not been so laid before the Instrument came into operation:
   Civil Procedure (Amendment No. 2) Rules 2005 (S.I., 2005, No. 656) [by Standing Order] [Clerk of the House].

APPENDIX II

Standing Committees

1 Draft Community Legal Service (Asylum and Immigration Appeals) Regulations 2005 and the Revised Funding Code prepared by the Legal Services Commission,—The Committee of Selection has discharged Anne Picking from the First Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations and Code) and nominated in substitution Jim Sheridan.

2 Draft Water Fluoridation (Consultation) (England) Regulations 2005 and the draft Water Supply (Fluoridation Indemnities) (England) Regulations 2005,—The Committee of Selection has discharged David Cairns and Ms Gisela Stuart from the Third Standing Committee on Delegated Legislation (nominated in respect of the draft Regulations) and nominated in substitution Dr Phyllis Starkey and Claire Ward.

3 Draft Contracting Out (Functions in Relation to Cultural Objects) Order 2005,—The Committee of Selection has discharged Hugh Bayley from the Fourth Standing Committee on Delegated Legislation (nominated in respect of the draft Order) and nominated in substitution Mr John Grogan.

APPENDIX III

Reports from Select Committees

1 Education and Skills,—(1) Seventh Report from the Education and Skills Committee [Prison Education], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 114-I and -II]; and
   (2) Eighth Report from the Committee [Teaching Children to Read], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 121]
   [Mr Barry Sheerman].

2 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—Minutes of Evidence taken before the Urban Affairs Sub-Committee of the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [Coalfield Communities: a follow-up], to be printed [No. 457-i] [Mr David Clelland].

3 Public Accounts,—Minutes of Evidence taken before the Committee of Public Accounts [Cancer—the patient’s experience]; to be printed [No. 485-i] [Mr Edward Leigh]

4 Treasury,—(1) First Special Report from the Treasury Committee [Government Response to the First Report from the Committee, on The 2004 Pre-Budget Report]; to be printed [No. 483]; and
   (2) Minutes of Evidence taken before the Committee [The 2005 Budget]; to be printed [No. 482-i]
   [Mr John McFall].
The House met at half-past Eleven o’clock.

PRAYERS.

1 London Local Authorities and Transport for London Bill,—The Order of the day being read, for the Second Reading of the London Local Authorities and Transport for London Bill,

Ordered, That the Bill be read a second time on Tuesday 5th April.

2 Education Bill [Lords].—Mr Eric Forth reported from Standing Committee A, That it had gone through the Education Bill [Lords], and made Amendments thereunto.

Bill, as amended in the Standing Committee, to be considered to-morrow; and to be printed [Bill 97].

Minutes of Proceedings of the Committee to lie upon the Table.

3 Procurement of Innovative Technologies and Research Bill,—Mrs Anne Campbell, supported by Mr Martin O’Neill, Sir Nicholas Winterton, Mr John McFall, Dr Ian Gibson, Mr Kerry Pollard, Mrs Louise Ellman and Mrs Betty Williams, presented a Bill to make provision in relation to the awarding by government departments and agencies of research and development contracts for innovative technologies; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 17th June and to be printed [Bill 93].

4 Air Traffic Emissions Reduction Bill,—Norman Lamb, supported by Norman Baker, John Barrett, Mr Colin Challen, Sue Doughty, Mr Michael Meacher, Dr John Pugh, Alan Simpson, David Taylor, Sarah Teather, Mr Simon Thomas and John Thurso, presented a Bill to provide for the preparation and implementation of an integrated air transport plan to reduce air traffic emissions: And the same was read the first time; and ordered to be read a second time on Friday 24th June and to be printed [Bill 94].

5 Private Parking Enforcement (Regulation) Bill,—Ordered, That leave be given to bring in a Bill to make certain enforcement activities in relation to parking on private land subject to regulation under the Private Security Industry Act 2001; and for connected purposes: And that Annette Brooke, Sue Doughty, Mrs Patsy Calton, Mr David Rendel, Andrew George, Mr Edward Davey, Paul Holmes, Dr John Pugh, Brian Cotter and Simon Hughes do prepare and bring it in.

6 Private Parking Enforcement (Regulation) Bill,—Annette Brooke accordingly presented a Bill to make certain enforcement activities in relation to parking on private land subject to regulation under the Private Security Industry Act 2001; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 8th April and to be printed [Bill 95].

7 Ways and Means,—Amendment of the Law,—The Order of the day being read, for resuming the adjourned Debate on the Question proposed on 16th March, That—

(1) It is expedient to amend the law with respect to the National Debt and the public revenue and to make further provision in connection with finance.

(2) This Resolution does not extend to the making of any amendment with respect to value added tax so as to provide—

(a) for zero-rating or exempting a supply, acquisition or importation;
(b) for refunding an amount of tax;
(c) for any relief, other than a relief that—

(i) so far as it is applicable to goods, applies to goods of every description, and
(ii) so far as it is applicable to services, applies to services of every description;

And the Question being again proposed:—The House resumed the adjourned Debate. And the Question being put:—It was agreed to.

The Speaker then, pursuant to paragraph (3) of Standing Order No. 51 (Ways and means motions), put forthwith the Questions necessary to dispose of the further Motions which were made by Mr Chancellor of the Exchequer.
2. Rates of tobacco products duty

Resolved, That—

(1) For the Table of rates of duty in Schedule 1 to the Tobacco Products Duty Act 1979 there shall be substituted—

<table>
<thead>
<tr>
<th>Description</th>
<th>Rates of duty per thousand cigarettes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cigarettes</td>
<td>An amount equal to 22 per cent of the retail price plus £102.39 per thousand cigarettes.</td>
</tr>
<tr>
<td>Cigars</td>
<td>£149.12 per kilogram.</td>
</tr>
<tr>
<td>Hand-rolling tobacco</td>
<td>£107.18 per kilogram.</td>
</tr>
<tr>
<td>Other smoking tobacco and chewing tobacco</td>
<td>£65.56 per kilogram.</td>
</tr>
</tbody>
</table>

(2) This Resolution shall have effect as from 6 o’clock in the evening of 16th March 2005.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

3. Rate of duty on beer

Resolved, That—

(1) In section 36(1AA)(a) of the Alcoholic Liquor Duties Act 1979 for “£12.59” there shall be substituted “£12.92”.

(2) This Resolution shall have effect as from midnight on 20th March 2005.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

4. Rates of duty on wine and made-wine

Resolved, That—

(1) For Part 1 of the Table of rates of duty in Schedule 1 to the Alcoholic Liquor Duties Act 1979 there shall be substituted—

**PART 1**

<table>
<thead>
<tr>
<th>Description of wine or made-wine</th>
<th>Rates of duty per hectolitre £</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wine or made-wine of a strength not exceeding 4 per cent</td>
<td>51.69</td>
</tr>
<tr>
<td>Wine or made-wine of a strength exceeding 4 per cent but not exceeding 5.5 per cent</td>
<td>71.07</td>
</tr>
<tr>
<td>Wine or made-wine of a strength exceeding 5.5 per cent but not exceeding 15 per cent and not sparkling</td>
<td>167.72</td>
</tr>
<tr>
<td>Sparkling wine or sparkling made-wine of a strength exceeding 5.5 per cent but less than 8.5 per cent</td>
<td>166.70</td>
</tr>
<tr>
<td>Sparkling wine or sparkling made-wine of a strength of 8.5 per cent or of a strength exceeding 8.5 per cent but not exceeding 15 per cent</td>
<td>220.54</td>
</tr>
<tr>
<td>Wine or made-wine of a strength exceeding 15 per cent but not exceeding 22 per cent</td>
<td>223.62</td>
</tr>
</tbody>
</table>

(2) This Resolution shall have effect as from midnight on 20th March 2005.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

5. Hydrocarbon oil etc. duties (rates and rebates)

Resolved, That provision may be made amending rates and rebates in the Hydrocarbon Oil Duties Act 1979.
Resolved, That—

(1) The Vehicle Excise and Registration Act 1994 shall be amended as follows.

(2) In subsection (3)(b) of section 13, as currently in force, for “annual rate currently applicable to a vehicle under paragraph 1(2) of Schedule 1” there shall be substituted “basic goods vehicle rate currently applicable”.

(3) In that section, after subsection (6) there shall be inserted—

“(7) In this section “the basic goods vehicle rate” means the annual rate applicable, by virtue of sub-paragraph (1) of paragraph 9 of Schedule 1, to a rigid goods vehicle which—

(a) is not a vehicle with respect to which the reduced pollution requirements are satisfied, and

(b) falls within column (3) of the table in that sub-paragraph and has a revenue weight exceeding 3,500 kilograms and not exceeding 7,500 kilograms.”

(4) In sections 35A(5) and 36(3), for the words from “to the annual rate” to “(or)” there shall be substituted—

“(a) in the case of a vehicle licence, to the annual rate which at the beginning of the relevant period was applicable to a vehicle of the description specified in the application, or

(b) in the case of a trade licence, to the basic goods vehicle rate (within the meaning of section 13) which was applicable at that time (or to the annual rate which at that time was applicable).”

(5) Schedule 1 shall be amended as follows.

(6) In paragraph 1(2), for “£165” there shall be substituted “£170”.

(7) For the Table in paragraph 1B there shall be substituted—

<table>
<thead>
<tr>
<th>$CO_2$ emissions figure</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Exceeding g/km</td>
<td>Not exceeding</td>
</tr>
<tr>
<td>g/km</td>
<td>£</td>
</tr>
<tr>
<td>– 100</td>
<td>55</td>
</tr>
<tr>
<td>100</td>
<td>65</td>
</tr>
<tr>
<td>120</td>
<td>95</td>
</tr>
<tr>
<td>150</td>
<td>115</td>
</tr>
<tr>
<td>165</td>
<td>140</td>
</tr>
<tr>
<td>185</td>
<td>160</td>
</tr>
</tbody>
</table>

(8) In paragraph 3(1A), for “the general rate specified in paragraph 1(2)” there shall be substituted “£165”.

(9) In paragraph 7(3A)(b), for “the general rate specified in paragraph 1(2)” there shall be substituted “£165”.

(10) In paragraph 10—

(a) in sub-paragraph (2), for “an amount equal to the amount of the general rate specified in paragraph 1(2)” there shall be substituted “£165”;

(b) in sub-paragraph (3), for “an amount equal to 140 per cent of the amount of the general rate specified in paragraph 1(2)” there shall be substituted “£230”, and

(c) sub-paragraphs (3A) and (3B) shall be omitted.

(11) Paragraph (4) of this Resolution shall have effect on and after 17th March 2005; and the remainder of this Resolution shall have effect in relation to licences taken out on or after 17th March 2005 for a period beginning on or after 1st April 2005.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

7. Value added tax (goods subject to warehousing regime)

Resolved, That provision may be made for the purposes of value added tax in connection with goods subject to a warehousing regime.
8. Value added tax (fuel for private use)

Resolved, That provision may be made for and in connection with amending section 57 of the Value Added Tax Act 1994.

9. Value added tax (overstated or overpaid amounts)

Resolved, That—

(1) Section 80 of the Value Added Tax Act 1994 shall be amended as follows.

(2) For subsection (1) there shall be substituted—

“(1) Where a person—

(a) has accounted to the Commissioners for VAT for a prescribed accounting period (whenever ended), and

(b) in doing so, has brought into account as output tax an amount that was not output tax due,

the Commissioners shall be liable to credit the person with that amount.

(1A) Where the Commissioners—

(a) have assessed a person to VAT for a prescribed accounting period (whenever ended), and

(b) in doing so, have brought into account as output tax an amount that was not output tax due,

they shall be liable to credit the person with that amount.

(1B) Where a person has for a prescribed accounting period (whenever ended) paid to the Commissioners an amount by way of VAT that was not VAT due to them, otherwise than as a result of—

(a) an amount that was not output tax due being brought into account as output tax, or

(b) an amount of input tax allowable under section 26 not being brought into account,

the Commissioners shall be liable to repay to that person the amount so paid.”.

(3) In subsection (2) before “repay” there shall be inserted “credit or”.

(4) After subsection (2) there shall be inserted—

“(2A) Where—

(a) as a result of a claim under this section by virtue of subsection (1) or (1A) above an amount falls to be credited to a person, and

(b) after setting any sums against it under or by virtue of this Act, some or all of that amount remains to his credit,

the Commissioners shall be liable to pay (or repay) to him so much of that amount as so remains.”.

(5) In subsection (3) for “under this section, that repayment” there shall be substituted “under this section by virtue of subsection (1) or (1A), that the crediting”.

(6) For subsection (3A) there shall be substituted—

“(3A) Subsection (3B) below applies for the purposes of subsection (3) above where—

(a) an amount would (apart from subsection (3) above) fall to be credited under subsection (1) or (1A) above to any person (“the taxpayer”), and

(b) the whole or a part of the amount brought into account as mentioned in paragraph (b) of that subsection has, for practical purposes, been borne by a person other than the taxpayer.”.

(7) In subsection (3B), in paragraph (a), for “repayment” there shall be substituted “crediting”.

(8) For subsection (4) there shall be substituted—

“(4) The Commissioners shall not be liable on a claim under this section—

(a) to credit an amount to a person under subsection (1) or (1A) above, or

(b) to repay an amount to a person under subsection (1B) above,

if the claim is made more than 3 years after the relevant date.
The relevant date is—

(a) in the case of a claim by virtue of subsection (1) above, the end of the prescribed accounting period mentioned in that subsection, unless paragraph (b) below applies;

(b) in the case of a claim by virtue of subsection (1) above in respect of an erroneous voluntary disclosure, the end of the prescribed accounting period in which the disclosure was made;

(c) in the case of a claim by virtue of subsection (1A) above in respect of an assessment issued on the basis of an erroneous voluntary disclosure, the end of the prescribed accounting period in which the disclosure was made;

(d) in the case of a claim by virtue of subsection (1A) above in any other case, the end of the prescribed accounting period in which the assessment was made;

(e) in the case of a claim by virtue of subsection (1B) above, the date on which the payment was made.

In the case of a person who has ceased to be registered under this Act, any reference in paragraphs (b) to (d) above to a prescribed accounting period includes a reference to a period that would have been a prescribed accounting period had the person continued to be registered under this Act.

For the purposes of this section the cases where there is an erroneous voluntary disclosure are those cases where—

(a) a person discloses to the Commissioners that he has not brought into account for a prescribed accounting period (whenever ended) an amount of output tax due for the period;

(b) the disclosure is made in a later prescribed accounting period (whenever ended); and

(c) some or all of the amount is not output tax due.

For subsections (4A) and (4B) there shall be substituted—

“(4A) Where—

(a) an amount has been credited under subsection (1) or (1A) above to any person at any time on or after 23rd March 2005, and

(b) the amount so credited exceeded the amount which the Commissioners were liable at that time to credit to that person,

the Commissioners may, to the best of their judgement, assess the excess credited to that person and notify it to him.”.

For subsection (7) there shall be substituted—

“(7) Except as provided by this section, the Commissioners shall not be liable to credit or repay any amount accounted for or paid to them by way of VAT that was not VAT due to them.”.

The side-note to the section shall accordingly become “Credit for, or repayment of, overstated or overpaid VAT”.

In consequence of those amendments the Value Added Tax Act 1994 shall be amended as follows.

In section 78, in subsection (1)(a) for “and which they are in consequence liable to repay to him” there shall be substituted “and, as a result, they are liable under section 80(2A) above to pay (or repay) an amount to him,”.

In section 80A—

(a) in subsection (2)(a), for “repayment” there shall be substituted “crediting”;

(b) in subsection (2)(b), for “the cost of the original payment of that amount to the Commissioners” there shall be substituted “the amount brought into account as mentioned in paragraph (b) of subsection (1) or (1A) of that section”;

(c) in subsection (3)(a), for “repayment” there shall be substituted “crediting of the amount”;

(d) for subsection (3)(b) there shall be substituted—

“(b) provision for cases where an amount is credited but an equal amount is not reimbursed in accordance with the arrangements;”;

(e) in subsection (3)(c), for “repaid” there shall be substituted “paid (or repaid)”;
(l) in subsection (4)(a), for "to make the repayments to the Commissioners that they are required to make" there shall be substituted "to make the repayments, or give the notifications, to the Commissioners that they are required to make or give";

(g) in subsection (7)—

(i) for "repayment", in the first place, there shall be substituted "credit";

(ii) for "the making of any repayment" there shall be substituted "the crediting of any amount".

(15) In section 80B after subsection (1) there shall be inserted—

"(1A) Where—

(a) an amount ("the gross credit") has been credited to any person under subsection (1) or (1A) of section 80 above,

(b) any sums were set against that amount, in accordance with subsection (2A) of that section, and

(c) the amount reimbursed in accordance with the reimbursement arrangements was less than the gross credit,

subsection (1B) below applies.

(1B) In any such case—

(a) the person shall cease to be entitled to so much of the gross credit as exceeds the amount so reimbursed, and

(b) the Commissioners may, to the best of their judgement, assess the amount due from that person and notify it to him,

but an amount shall not be assessed under this subsection to the extent that the person is liable to pay it to the Commissioners as mentioned in subsection (1) above.

(1C) In determining the amount that a person is liable to pay as mentioned in subsection (1) above, any amount reimbursed in accordance with the reimbursement arrangements shall be regarded as first reducing so far as possible the amount that he would have been liable so to pay, but for the reimbursement of that amount.

(1D) For the purposes of this section, nil is an amount.

(1E) Any reference in any other provision of this Act to an assessment under subsection (1) above includes, if the context so admits, a reference to an assessment under subsection (1B) above."

(16) In section 83—

(a) in paragraph (t), before "repayment" there shall be inserted "crediting or";

(b) in paragraph (ta), after "80B(1)" there shall be inserted "or (1B)".

(17) The amendments made by this Resolution shall have effect in any case where a claim under section 80(2) of the Value Added Tax Act 1994 is made on or after 23rd March 2005, whenever the event occurred in respect of which the claim is made.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

10. Value added tax (gas and electricity supplied by persons outside UK)

Resolved, That—

(1) In paragraph 8 of Schedule 6 to the Value Added Tax Act 1994—

(a) after "8" there shall be inserted ", or any supply of goods is treated by virtue of section 9A,", and

(b) after "the services" there shall be inserted "or goods".

(2) This Resolution shall have effect in relation to supplies made on or after 17th March 2005.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

11. Income tax (charge and rates for 2005–06)

Resolved, That income tax shall be charged for the year 2005–06, and for that year—

(a) the starting rate shall be 10%;

(b) the basic rate shall be 22%;
c) the higher rate shall be 40%.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

12. Income tax (personal allowances for those aged 65 or more)

Resolved, That—

(1) For the year 2005–06—
   (a) the amount specified in section 257(2) of the Income and Corporation Taxes Act 1988 shall be £7,090, and
   (b) the amount specified in section 257(3) of that Act shall be £7,220.

(2) Accordingly, section 257C(1) of that Act, so far as it relates to the amounts so specified, shall not apply for that year.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

13. Corporation tax (charge and rate for 2006)

The Question being put, That corporation tax shall be charged for the financial year 2006 at the rate of 30%.

The House divided.

Tellers for the Ayes, Mr John Heppell, Mr Nick Ainger: 382.

Tellers for the Noes, Pete Wishart, Mr Michael Weir: 14.

So the Question was agreed to.

14. Corporation tax (small companies’ rate and fraction for 2005)

Resolved, That for the financial year 2005—

(a) the small companies’ rate shall be 19%, and

(b) the fraction mentioned in section 13(2) of the Income and Corporation Taxes Act 1988 shall be 11/400ths.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

15. Corporation tax (starting rate and fraction for 2005)

Resolved, That for the financial year 2005—

(a) the corporation tax starting rate shall be 0%, and

(b) the fraction mentioned in section 13AA of the Income and Corporation Taxes Act 1988 shall be 19/400ths.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

16. Corporation tax (non-corporate distribution rate for 2005)

Resolved, That the non-corporate distribution rate for the financial year 2005 shall be 19%.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

17. Armed forces pensions and compensation schemes

Resolved, That—

(1) The Income Tax (Earnings and Pensions) Act 2003 shall be amended in accordance with the following provisions of this Resolution.

(2) In section 393(1) as originally enacted, after “non-approved retirement benefits scheme” there shall be inserted “other than a scheme established by an order under section 1(2) of the Armed Forces (Pensions and Compensation) Act 2004 (armed and reserve forces compensation schemes)”.

(3) After section 640 there shall be inserted—

"640A Lump sums provided under armed forces pension scheme

No liability to income tax arises on a lump sum provided under a scheme established by the Armed Forces Early Departure Payments Scheme Order 2005 (S.I. 2005/437)."."
(4) In section 641, after paragraph (g) of subsection (1) there shall be inserted—
"(h) a benefit under a scheme established by an order under section 1(2) of the
Armed Forces (Pensions and Compensation) Act 2004 payable to a person by
reason of his illness or injury—
(i) by way of a lump sum, or
(ii) following the termination of the person’s service in the armed forces or
reserve forces.”.

(5) The amendments made this Resolution shall have effect for the year 2005–06, and
the amendments made by paragraphs (3) and (4) shall also have effect for subsequent
years of assessment.

And it is hereby declared that it is expedient in the public interest that this Resolution
should have statutory effect under the provisions of the Provisional Collection of Taxes
Act 1968.

18. Donations to charity by individuals

Resolved, That provision may be made amending section 25 of the Finance Act 1990.

19. Employee securities

Resolved, That provision (including provision having retrospective effect) may be
made in relation to securities acquired pursuant to a right or opportunity available by
reason of employment.

20. Scientific research organisations

Resolved, That provision may be made amending sections 82B and 508 of the Income
and Corporation Taxes Act 1988 and section 88 of the Income Tax (Trading and Other

21. Unit trusts and open-ended investment companies

Resolved, That provision may be made about the taxation of unit holders in authorised
unit trust schemes and shareholders in open-ended investment companies.

22. Alternative finance arrangements

Resolved, That, for the purposes of income tax, corporation tax and capital gains tax,
provision may be made about arrangements which constitute an alternative to
transactions involving the payment of interest.

23. Film production etc

Resolved, That provision (including provision having retrospective effect) may be
made—
(a) about expenditure on the production or acquisition of films, and
(b) in relation to cases where relief has been claimed or deducted in relation to such
expenditure.

24. Partnerships (income tax)

Resolved, That provision (including provision having retrospective effect) may be
made for the purposes of income tax in relation to individuals who are or have been
members of a partnership or a limited liability partnership.

25. Accounting practice

Resolved, That provision (including provision having retrospective effect) may be
made with respect to matters connected with accounting practice.

26. Securitisation companies

Resolved, That—

(1) Provision (including provision having retrospective effect) may be made enabling
the Treasury to make provision by regulations as to the application of the Corporation
Tax Acts in relation to a securitisation company.

(2) In paragraph (1) of this Resolution a “securitisation company” means a company—
(a) in relation to which the following conditions are met—
(i) it is party as debtor to a capital market investment,
(ii) securities representing that capital market investment are issued and,
(iii) the capital market investment is part of a capital market arrangement,
and which meets such other conditions as may be specified, or
(b) of a description specified by reference to its relationship, direct or indirect, with
a company within paragraph (a).
(3) In paragraph (2) of this Resolution—
“capital market investment” and “capital market arrangement” have the same
meaning as in section 72B(1) of the Insolvency Act 1986; and
“specified” means specified in the Treasury regulations.

27. Double taxation relief
Resolved, That provision (including provision having retrospective effect) may be

28. Corporation tax (counteracting tax arbitrage)
Resolved, That provision may be made for the purposes of corporation tax about—
(a) amounts that are not to be allowed as deductions for the purposes of the
Corporation Tax Acts; and
(b) contributions to the capital of any company that are to be treated as income
arising to the company.

29. Controlled foreign companies
Resolved, That provision (including provision having retrospective effect) may be

30. Annual payments for consideration
Resolved, That provision (including provision having retrospective effect) may be

31. Provision not at arm’s length
Resolved, That provision (including provision having retrospective effect) may be

32. Intangible fixed assets
Resolved, That provision may be made amending Schedule 29 to the Finance Act 2002
and section 86(2) of the Finance Act 1993.

33. Insurance companies
Resolved, That provision (including provision having retrospective effect) may be
made about insurance companies.

34. Chargeable gains
Resolved, That provision (including provision having retrospective effect) may be
made amending, or making amendments connected with, the Taxation of Chargeable

35. Charges on income
Resolved, That provision may be made in relation to charges on income for the
purposes of corporation tax.

36. Rent factoring
Resolved, That provision may be made—
(a) amending any enactment contained in sections 43A to 43G of the Income and
Corporation Taxes Act 1988, or
(b) in relation to finance agreements (whenever entered into) to which section 43D
of that Act would apply but for section 43E(1)(a) or (b) of it.

37. Loan relationships etc
Resolved, That provision (including provision having retrospective effect) may be
made for the purposes of corporation tax in relation to—
(a) loan relationships, and
(b) other relationships where a company stands, or is treated as standing, in the
position of a creditor or debtor in relation to a debt.

38. Manufactured interest
Resolved, That provision may be made amending paragraph 3 of Schedule 23A to the

39. Capital redemption policies
Resolved, That provision (including provision having retrospective effect) may be
made in relation to capital redemption policies, within the meaning of Chapter 2 of Part
40. Strips of interest-bearing corporate securities

Resolved, That provision (including provision having retrospective effect) may be made in relation to assets which—

(a) represent the right to, or
(b) secure,

the payment of, or payments corresponding to, the whole or a part of one or more payments remaining to be made under a security.

41. Derivative contracts

Resolved, That provision (including provision having retrospective effect) may be made in relation to derivative contracts for the purposes of corporation tax.

42. Annuities and other annual payments

Resolved, That provision may be made in relation to assets which—

(a) represent the right to, or
(b) secure,

the payment of, or payments corresponding to, the whole or a part of one or more payments remaining to be made under an annuity or other obligation to make annual payments.

43. Tonnage tax

Resolved, That provision may be made amending Schedule 22 to the Finance Act 2000.

44. The United Kingdom Atomic Energy Authority

Resolved, That provision may be made in relation to the United Kingdom Atomic Energy Authority.

45. Stamp duty land tax

Resolved, That provision may be made amending Part 4 of the Finance Act 2003.

46. Stamp duty land tax (miscellaneous amendments)

Resolved, That—

(1) Part 4 of the Finance Act 2003 shall be amended in accordance with the following provisions of this Resolution.

(2) In section 45, at the end of subsection (3) there shall be inserted “except in a case where the secondary contract gives rise to a transaction that is exempt from charge by virtue of subsection (3) of section 73 (alternative property finance: land sold to financial institution and re-sold to individual)”.

(3) In section 57A, after subsection (3) there shall be inserted—

“(3A) Where the leaseback element of a sale and leaseback arrangement is exempt from charge by virtue of this section, the market value of the subject-matter of each transaction is to be determined for the purposes of this Part without reference to any incumbrance which is attached to the subject-matter by virtue of the arrangement.”

(4) In paragraph 1(7) of Schedule 7, for “paragraph 3” there shall be substituted “paragraphs 3 and 4A”.

(5) In paragraph 3 of Schedule 7, at the end of sub-paragraph (5) there shall be inserted “and paragraph 4A (withdrawal of group relief in certain cases involving successive transactions)”.

(6) In paragraph 4 of Schedule 7—

(a) in sub-paragraph (3), for paragraph (b) there shall be substituted—

“(b) another company that—

(i) is above the vendor in the group structure, and

(ii) as a result of the transaction ceases to be a member of the same group as the purchaser.”, and

(b) in sub-paragraph (5), for “this purpose” there shall be substituted “the purposes of sub-paragraphs (3) and (4)”.
(7) After paragraph 4 of Schedule 7 there shall be inserted—

"Withdrawal of group relief in certain cases involving successive transactions

4A(1) Where, in the case of a transaction ("the relevant transaction") that is exempt from charge by virtue of paragraph 1 (group relief)—

(a) there is a change in the control of the purchaser,

(b) that change occurs—

(i) before the end of the period of three years beginning with the effective date of the relevant transaction, or

(ii) in pursuance of, or in connection with, arrangements made before the end of that period,

(c) apart from this paragraph, group relief in relation to the relevant transaction would not be withdrawn under paragraph 3, and

(d) any previous transaction falls within sub-paragraph (2),

paragraphs 3 and 4 have effect in relation to the relevant transaction as if the vendor in relation to the earliest previous transaction falling within sub-paragraph (2) were the vendor in relation to the relevant transaction.

(2) A previous transaction falls within this sub-paragraph if—

(a) the previous transaction is exempt from charge by virtue of paragraph 1, 7 or 8,

(b) the effective date of the previous transaction is less than three years before the date of the event falling within sub-paragraph (1)(a),

(c) the chargeable interest acquired under the relevant transaction by the purchaser in relation to that transaction is the same as, comprises, forms part of, or is derived from, the chargeable interest acquired under the previous transaction by the purchaser in relation to the previous transaction, and

(d) since the previous transaction, the chargeable interest acquired under that transaction has not been acquired by any person under a transaction that is not exempt from charge by virtue of paragraph 1, 7 or 8.

(3) For the purposes of sub-paragraph (1)(a) there is a change in the control of a company if—

(a) any person who controls the company (alone or with others) ceases to do so,

(b) a person obtains control of the company (alone or with others), or

(c) the company is wound up.

References to “control” in this sub-paragraph shall be construed in accordance with section 416 of the Taxes Act 1988.

(4) If two or more transactions effected at the same time are the earliest previous transactions falling within sub-paragraph (2), the reference in sub-paragraph (1) to the vendor in relation to the earliest previous transaction is a reference to the persons who are the vendors in relation to the earliest previous transactions.

(5) In this paragraph “arrangements” includes any scheme, agreement or understanding, whether or not legally enforceable.

(8) In paragraph 11(5)(a) of Schedule 17A, for the words from “the purchaser” to the end there shall be substituted “the event falling within paragraph 3(1)(a) of Schedule 7 (purchaser ceasing to be a member of the same group as the vendor), as read with paragraph 4A of that Schedule”.

(9) In paragraph 8 of Schedule 7—

(a) in sub-paragraph (1)(b) for “the first and second conditions” there shall be substituted “all the conditions”, and

(b) after sub-paragraph (5) there shall be inserted—

“(5A) The third condition is that the undertaking or part acquired by the acquiring company has as its main activity the carrying on of a trade that does not consist wholly or mainly of dealing in chargeable interests.

In this sub-paragraph “trade” has the same meaning as in the Taxes Act 1988.”
(10) After paragraph 17 of Schedule 15 there shall be inserted—

“Withdrawal of money etc from partnership after transfer of chargeable interest

17A(1) This paragraph applies where—

(a) there is a transfer of a chargeable interest to a partnership (“the land transfer”);

(b) the land transfer falls within paragraph (a), (b) or (c) of paragraph 10(1);

(c) during the period of three years beginning with the date of the land transfer, a qualifying event occurs.

(2) A qualifying event is—

(a) a withdrawal from the partnership of money or money’s worth which does not represent income profit by the relevant person—

(i) withdrawing capital from his capital account,

(ii) reducing his interest, or

(iii) ceasing to be a partner, or

(b) in a case where the relevant person has made a loan to the partnership—

(i) the repayment (to any extent) by the partnership of the loan, or

(ii) a withdrawal by the relevant person from the partnership of money or money’s worth which does not represent income profit.

(3) For this purpose the relevant person is—

(a) where the land transfer falls within paragraph 10(1)(a) or (b), the person who makes the land transfer, and

(b) where the land transfer falls within paragraph 10(1)(c), the partner concerned or a person connected with him.

(4) The qualifying event—

(a) shall be taken to be a land transaction, and

(b) is a chargeable transaction.

(5) The partners shall be taken to be the purchasers under the transaction.

(6) Paragraphs 6 to 8 (responsibility of partners) have effect in relation to the transaction.

(7) The chargeable consideration for the transaction shall be taken to be—

(a) in a case falling within sub-paragraph (2)(a), equal to the value of the money or money’s worth withdrawn from the partnership, or

(b) in a case falling within sub-paragraph (2)(b)(i), equal to the amount repaid, and

(c) in a case falling within sub-paragraph (2)(b)(ii), equal to so much of the value of the money or money’s worth withdrawn from the partnership as does not exceed the amount of the loan,

but (in any case) shall not exceed the market value, as at the effective date of the land transfer, of the chargeable interest transferred by the land transfer, reduced by any amount previously chargeable to tax.”

(11) For paragraph 3 of Schedule 16 there shall be substituted—

“Bare trustee

3(1) Subject to sub-paragraph (2), where a person acquires a chargeable interest as bare trustee, this Part applies as if the interest were vested in, and the acts of the trustee in relation to it were the acts of, the person or persons for whom he is trustee.

(2) Sub-paragraph (1) does not apply in relation to the grant of a lease.

(3) Where a lease is granted to a person as bare trustee, he is treated for the purposes of this Part, as it applies in relation to the grant of that lease, as purchaser of the whole of the interest acquired.

(4) Where a lease is granted by a person as bare trustee, he is to be treated for the purposes of this Part, as it applies in relation to the grant of the lease, as vendor of the whole of the interest disposed of.”
(12) In paragraph 11 of Schedule 17A, for sub-paragraph (1) there shall be substituted—

“(1) This paragraph applies where the grant of a lease is exempt from charge by virtue of any of the provisions specified in sub-paragraph (3).”

(13) In paragraph 15A of Schedule 17A—

(a) after sub-paragraph (1) there shall be inserted—

“(1A) Where any consideration in money or money’s worth (other than an increase in rent) is given by the lessee for any variation of a lease, other than a variation of the amount of the rent or of the term of the lease, the variation is treated for the purposes of this Part as an acquisition of a chargeable interest by the lessee.”, and

(b) for the heading preceding that paragraph there shall be substituted “Reduction of rent or term or other variation of lease”.

(14) After paragraph 18 of Schedule 17A there shall be inserted—

“Loan or deposit in connection with grant or assignment of lease

18A(1) Where, under arrangements made in connection with the grant of a lease—

(a) the lessee, or any person connected with him or acting on his behalf, pays a deposit, or makes a loan, to any person, and

(b) the repayment of all or part of the deposit or loan is contingent on anything done or omitted to be done by the lessee or on the death of the lessee,

the amount of the deposit or loan (disregarding any repayment) is to be taken for the purposes of this Part to be consideration other than rent given for the grant of the lease.

(2) Where, under arrangements made in connection with the assignment of a lease—

(a) the assignee, or any person connected with him or acting on his behalf, pays a deposit, or makes a loan, to any person, and

(b) the repayment of all or part of the deposit or loan is contingent on anything done or omitted to be done by the assignee or on the death of the assignee,

the amount of the deposit or loan (disregarding any repayment) is to be taken for the purposes of this Part to be consideration other than rent given for the assignment of the lease.

(3) In the case of a transaction which consists of the grant or assignment of a lease of residential property, tax is not chargeable by virtue of this paragraph merely because of paragraph 9(2) of Schedule 5 (which excludes the 0% band in the Tables in section 55(2) in cases where the relevant rental figure exceeds £600 a year).

(4) Section 839 of the Taxes Act 1988 (connected persons) has effect for the purposes of this paragraph.”

(15) In section 80, after subsection (4) there shall be inserted—

“(4A) Where the transaction (“the relevant transaction”) is the grant or assignment of a lease, no claim may be made under subsection (4)—

(a) in respect of the repayment (in whole or part) of any loan or deposit that is treated by paragraph 18A of Schedule 17A as being consideration given for the relevant transaction, or

(b) in respect of the refund of any of the consideration given for the relevant transaction, in a case where the refund—

(i) is made under arrangements that were made in connection with the relevant transaction, and

(ii) is contingent on the determination or assignment of the lease or on the grant of a chargeable interest out of the lease.”

(16) Subject to paragraph (20) of this Resolution, paragraphs (4) to (8) of this Resolution shall have effect where the effective date of the relevant transaction (within the meaning of paragraph 3 or 4A of Schedule 7 to the Finance Act 2003) is after 16th March 2005.

(17) Subject to paragraph (20) of this Resolution, paragraph (10) of this Resolution shall have effect where the effective date of the transaction transferring the chargeable interest to the partnership is after 16th March 2005.
(18) Subject to paragraph (20) of this Resolution, paragraphs (11) and (12) of this Resolution shall have effect where the effective date of the land transaction consisting of the grant of the lease is after 16th March 2005.

(19) Subject to paragraph (20) of this Resolution, the amendments made by the other provisions of this Resolution shall have effect in relation to any transaction of which the effective date is after 16th March 2005.

(20) The amendments made by this Resolution shall not have effect—

(a) in relation to any transaction which is effected in pursuance of a contract entered into and substantially performed on or before 16th March 2005, or

(b) subject to paragraph (21) of this Resolution, in relation to any other transaction which is effected in pursuance of a contract entered into on or before that date.

(21) The exclusion by paragraph (20)(b) of this Resolution of transactions effected in pursuance of contracts entered into on or before 16th March 2005 shall not apply—

(a) if there is any variation of the contract or assignment of rights under the contract after that date,

(b) if the transaction is effected in consequence of the exercise after that date of any option, right of pre-emption or similar right, or

(c) if after that date there is an assignment, subsale or other transaction (relating to the whole or part of the subject-matter of the contract) as a result of which a person other than the purchaser under the contract becomes entitled to call for a conveyance to him.

(22) In this Resolution “effective date” and “substantially performed” have the same meaning as in Part 4 of the Finance Act 2003.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

47. Stamp duty land tax and stamp duty (thresholds)

Resolved, That—

(1) In subsection (2) of section 55 of the Finance Act 2003, in Table A, for “£60,000” in both places there shall be substituted “£120,000”.

(2) In paragraph 2(3) of Schedule 5 to that Act, in Table A, for “£60,000” in both places there shall be substituted “£120,000”.

(3) In Schedule 13 to the Finance Act 1999, in paragraph 4, for “£60,000” in both places there shall be substituted “£120,000”.

(4) Paragraphs (1) and (2) of this Resolution shall apply in relation to any transaction of which the effective date (within the meaning of Part 4 of the Finance Act 2003) is after 16th March 2005.

(5) Paragraph (3) of this Resolution shall apply in relation to instruments executed after 16th March 2005.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

48. Stamp duty land tax and stamp duty (removal of disadvantaged areas relief)

Resolved, That—

(1) Schedule 6 to the Finance Act 2003 shall be amended in accordance with paragraphs (2) to (7) of this Resolution.

(2) In paragraph 3, after “if” there shall be inserted “(a)” and at the end there shall be inserted “, and

(b) the land is wholly or partly residential property”.

(3) Paragraph 4 shall be omitted.

(4) In paragraph 6—

(a) for the first sentence of sub-paragraph (1) there shall be substituted—

“This paragraph applies, where the land is partly non-residential property and partly residential property, in relation to the consideration attributable to land that is residential property.”;

(b) in the second sentence of that sub-paragraph “land that is non-residential property or” shall be omitted;

(c) sub-paragraphs (2) and (3) shall be omitted.
(5) In paragraph 7(1) after “if” there shall be inserted “(a)” and at the end of that sub-paragraph there shall be inserted “; and

(b) the land situated in a disadvantaged area is wholly or partly residential property.”.

(6) Paragraph 8 shall be omitted.

(7) In paragraph 10—

(a) for the first sentence of sub-paragraph (1) there shall be substituted—

“This paragraph applies, where the land situated in a disadvantaged area is partly non-residential property and partly residential property, in relation to the consideration attributable to land that is residential property.”;

(b) in the second sentence of that sub-paragraph “land that is non-residential property or” shall be omitted;

(c) sub-paragraphs (2) and (3) shall be omitted.

(8) The Stamp Duty (Disadvantaged Areas) (Application of Exemptions) Regulations 2003 shall be amended in accordance with paragraphs (9) and (10) of this Resolution.

(9) After regulation 2 there shall be inserted—

“2A Disapplication of exemptions conferred by section 92 or by Schedule 30 where all of land is non-residential property

An exemption conferred by section 92 or by Schedule 30 shall not apply where none of the land in question is residential property.”.

(10) In regulation 5, after paragraph (3) there shall be inserted—

“(3A) An exemption conferred by section 92 or by Schedule 30 shall not apply in relation to any duty chargeable in respect of relevant consideration, or the rate or average rate of rent, attributed to the land in question to the extent that it is not residential property.”.

(11) Subject to paragraph (12) of this Resolution, paragraphs (1) to (7) of this Resolution shall apply in relation to any transaction of which the effective date is after 16th March 2005.

(12) Those paragraphs shall not apply—

(a) in relation to any transaction that is effected in pursuance of a contract entered into and substantially performed on or before 16th March 2005, or

(b) (subject to paragraph (13) of this Resolution) in relation to any other transaction that is effected in pursuance of a contract entered into on or before that date.

(13) The exclusion by paragraph (12)(b) of this Resolution of transactions effected in pursuance of contracts entered into on or before 16th March 2005 shall not apply—

(a) if there is any variation of the contract or assignment of rights under the contract after that date,

(b) if the transaction is effected in consequence of the exercise after that date of any option, right of pre-emption or similar right, or

(c) if after that date there is an assignment, subsale or other transaction (relating to the whole or part of the subject-matter of the contract) as a result of which a person other than the purchaser under the contract becomes entitled to call for a conveyance to him.

(14) In this Resolution “effective date” and “substantially performed” have the same meaning as in Part 4 of the Finance Act 2003.

(15) Subject to paragraph (16) of this Resolution, paragraphs (8) to (10) of this Resolution shall apply in relation to instruments executed after 16th March 2005.

(16) Those paragraphs shall not apply in relation to an instrument giving effect to a contract entered into on or before 16th March 2005, unless—

(a) the instrument is made in consequence of the exercise after that date of any option, right of pre-emption or similar right, or

(b) the instrument transfers the property in question to, or vests it in, a person other than the purchaser under the contract, because of an assignment (or, in Scotland, assignation) or further contract made after that date.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.
49. Stamp duty and stamp duty reserve tax (intermediaries)  
Resolved, That provision may be made repealing section 117 of the Finance Act 2002.

50. Inheritance tax (rate bands for next three years)  
Resolved, That provision may be made for successive substitutions of the Table in Schedule 1 to the Inheritance Tax Act 1984.

51. Rate of landfill tax  
Resolved, That—  
(1) In section 42 of the Finance Act 1996, for the amount specified in subsection (1)(a), and the corresponding amount specified in subsection (2), there shall be substituted “£18”.  
(2) This Resolution shall have effect in relation to taxable disposals made, or treated as made, on or after 1st April 2005.

And it is hereby declared that it is expedient in the public interest that this Resolution should have statutory effect under the provisions of the Provisional Collection of Taxes Act 1968.

52. Pension schemes etc  
Resolved, That provision may be made in relation to pension schemes and similar schemes under which benefits are provided to or in respect of employees or former employees.

53. Pension Protection Fund etc  
Resolved, That provision may be made in relation to the Pension Protection Fund, the Fraud Compensation Fund and the Board of the Pension Protection Fund.

54. SEs (stamp duty and stamp duty reserve tax)  
Resolved, That provision may be made about stamp duty and stamp duty reserve tax in relation to securities issued or raised by an SE which has its registered office in the United Kingdom.

55. SEs (residence)  
Resolved, That provision may be made about residence for tax purposes, and changes of residence, of SEs.

56. Civil partnerships etc  
Resolved, That provision may be made, in the case of any tax or duty, for the purpose of securing that—  
(a) the formation of a civil partnership (within the meaning of the Civil Partnership Act 2004) is treated in the same way as (or in a similar way to) the marriage of a person,  
(b) persons who are, have been, or may in future be, civil partners of each other (within the meaning of that Act) (“civil partners”) are treated in the same way as (or in a similar way to) persons who are, have been, or may in future be, married to each other,  
(c) persons who are not civil partners of each other but who are living together as if they were treated in the same way as (or in a similar way to) persons who are not married to each other, and  
(d) persons who are not civil partners of each other are treated in the same way as (or in a similar way to) persons who are not married to each other, and  
(e) a person who is not a civil partner of any other person (within the meaning of that Act) is treated in the same way as (or in a similar way to) a person who is not married, and for the purpose of removing any inequality of treatment of persons based on gender or, in the case of a parent, marital status.

57. Reorganisation of water and sewerage services in Northern Ireland  
Resolved, That provision may be made in relation to—  
(a) any transfer from a Northern Ireland department to one or more transferees of property, rights and liabilities connected with the provision of water or sewerage services; and  
(b) certain property, rights and liabilities of any transferee.

58. Relief from tax (incidental and consequential charges)  
Resolved, That it is expedient to authorise any incidental or consequential charges to any duty or tax (including charges having retrospective effect) that may arise from provisions designed in general to afford relief from taxation.
Procedure (Lorry Road-User Charge).—Resolved, That, notwithstanding anything to the contrary in the practice of the House relating to the matters that may be included in Finance Bills, any Finance Bill of the present Session may contain provision enabling expenditure and other administrative preparation for the lorry road-user charge (including any fuel credit payable in respect of the fuelling of chargeable lorries).


Procedure (Future Taxation).—Resolved, That, notwithstanding anything to the contrary in the practice of the House relating to the matters that may be included in Finance Bills, any Finance Bill of the present Session may contain the following provisions taking effect in a future year—

(a) provision for corporation tax to be charged for the financial year 2006;
(b) provision in relation to the taxation of social security pension lump sums;
(c) provision amending section 25 of the Finance Act 1990;
(d) provision in relation to authorised unit trust schemes and open-ended investment companies;
(e) provision for substituting the Table in Schedule 1 to the Inheritance Tax Act 1984 in relation to chargeable transfers made on or after 6th April 2006 or made on or after 6th April 2007;
(f) provision in relation to pension schemes and similar schemes under which benefits are provided to or in respect of employees or former employees.

Finance [Money]: Her Majesty’s Recommendation having been signified to the proposed Motion relating to Finance [Money];

Resolved, That, for the purposes of any Act of the present Session relating to finance, it is expedient to authorise—

(a) any increase in sums payable under any other enactment attributable to the reimbursement of expenditure in connection with the administration of stamp duty land tax;
(b) the payment out of money provided by Parliament of sums required by a Minister of the Crown or government department for expenditure in connection with preparations for the lorry road-user charge (including the fuel credit payable in respect of the fuelling of chargeable lorries).

Ordered, That a Bill be brought in upon the foregoing Resolutions: And that the Chairman of Ways and Means, Mr Chancellor of the Exchequer, Mr Secretary Prescott, Mr Secretary Darling, Mr Secretary Reid, Ms Secretary Hewitt, Mr Secretary Johnson, Secretary Ruth Kelly, Mr Paul Boateng, Dawn Primarolo, Mr Stephen Timms and John Healey do prepare and bring it in.

8 Finance Bill,—Dawn Primarolo accordingly presented a Bill to grant certain duties, to alter other duties, and to amend the law relating to the National Debt and the Public Revenue, and to make further provision in connection with finance: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 92].

9 Care of Cathedrals (Amendment) Measure,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the Care of Cathedrals (Amendment) Measure, passed by the General Synod of the Church of England, be presented to Her Majesty for Her Royal Assent in the form in which the said Measure was laid before Parliament—(Sir Stuart Bell):—It was agreed to.

10 Church of England (Miscellaneous Provisions) Measure,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the Church of England (Miscellaneous Provisions) Measure, passed by the General Synod of the Church of England, be presented to Her Majesty for Her Royal Assent in the form in which the said Measure was laid before Parliament—(Sir Stuart Bell):—It was agreed to.

11 Stipends (Cessation of Special Payments) Measure,—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the Stipends (Cessation of Special Payments) Measure, passed by the General Synod of the Church of England, be presented to Her Majesty for Her Royal Assent in the form in which the said Measure was laid before Parliament—(Sir Stuart Bell):—It was agreed to.
12 Immigration and Asylum.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Immigration and Asylum (Provision of Accommodation to Failed Asylum-Seekers) Regulations 2005, which were laid before this House on 7th February, be approved—(Mr Vernon Coaker)—It was agreed to.

13 Immigration.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Immigration (Leave to Enter and Remain) (Amendment) Order 2005, which was laid before this House on 21st February, be approved—(Mr Vernon Coaker)—It was agreed to.

14 Immigration.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Community Legal Service (Asylum and Immigration Appeals) Regulations 2005, which were laid before this House on 23rd February, be approved—(Mr Vernon Coaker)—It was agreed to.

15 Access to Justice.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the Revised Funding Code prepared by the Legal Services Commission, a copy of which was laid before this House on 9th March, be approved—(Mr Vernon Coaker)—It was agreed to.

16 Child Trust Funds.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Child Trust Funds (Appeals) Regulations 2005, which were laid before this House on 9th February, be approved—(Mr Vernon Coaker)—It was agreed to.

17 Child Trust Funds (Northern Ireland).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Child Trust Funds (Appeals) (Northern Ireland) Regulations 2005, which were laid before this House on 9th February, be approved—(Mr Vernon Coaker)—It was agreed to.

18 Social Security.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Social Security Commissioners (Procedure) (Child Trust Funds) Regulations 2005, which were laid before this House on 9th February, be approved—(Mr Vernon Coaker)—It was agreed to.

19 Social Security.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Employment Zones (Allocation to Contractors) Pilot Regulations 2005, which were laid before this House on 22nd February, be approved—(Mr Vernon Coaker)—It was agreed to.

20 Financial Services and Markets.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Financial Services and Markets Act 2000 (Carrying on Regulated Activities by Way of Business) (Amendment) Order 2005, which was laid before this House on 10th February, be approved—(Mr Vernon Coaker)—It was agreed to.

21 Financial Services and Markets.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Open-Ended Investment Companies (Amendment) Regulations 2005, which were laid before this House on 10th February, be approved—(Mr Vernon Coaker)—It was agreed to.

22 Government Resources and Accounts.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Government Resources and Accounts Act 2000 (Audit of Public Bodies) Order 2005, which was laid before this House on 31st January, be approved—(Mr Vernon Coaker)—It was agreed to.

23 Northern Ireland.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the draft Special Educational Needs and Disability (Northern Ireland) Order 2005, which was laid before this House on 9th February, be approved—(Mr Vernon Coaker)—It was agreed to.
Criminal Law.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), that the draft Criminal Procedure and Investigations Act 1996 (Code of Practice) Order 2005, which was laid before this House on 21st February, be approved—(Mr Vernon Coaker):—It was agreed to.

Rating and Valuation.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), that the draft Non-Domestic Rating (Chargeable Amounts) (England) (Amendment) Regulations 2005, which were laid before this House on 23rd February, be approved—(Mr Vernon Coaker):—It was agreed to.

Investigatory Powers.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), that the draft Regulation of Investigatory Powers (Communications Data) (Amendment) Order 2005, which was laid before this House on 16th December, be approved—(Mr Vernon Coaker):—It was agreed to.

Investigatory Powers.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), that the draft Regulation of Investigatory Powers (Directed Surveillance and Covert Human Intelligence Sources) (Amendment) Order 2005, which was laid before this House on 16th December, be approved—(Mr Vernon Coaker):—It was agreed to.

Water Industry.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), that the draft Water Fluoridation (Consultation) (England) Regulations 2005, which were laid before this House on 22nd February, be approved—(Mr Vernon Coaker):—It was agreed to.

Water Industry.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), that the draft Water Supply (Fluoridation Indemnities) (England) Regulations 2005, which were laid before this House on 22nd February, be approved—(Mr Vernon Coaker):—It was agreed to.

Contracting Out.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), that the draft Contracting Out (Functions in Relation to Cultural Objects) Order 2005, which was laid before this House on 24th February, be approved—(Mr Vernon Coaker):—It was agreed to.

Regulatory Reform.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 18 (Consideration of draft regulatory reform orders), that the draft Regulatory Reform (National Health Service Charitable and Non-Charitable Trust Accounts and Audit) Order 2005, which was laid before this House on 9th February, be approved—(Mr Vernon Coaker):—It was agreed to.

Public Petitions.—Public Petitions from—
(1) residents of Wirral South, Birkenhead and others against the closure of the Dell Primary School;
(2) residents of North Buckinghamshire against the proposed reorganisation of hospital and other healthcare provision in North Buckinghamshire; and
(3) the Image Downloading Imprisonment Campaign for mandatory prison sentences for all offences relating to child pornography, lifelong inclusion of offenders on the Sex Offenders Register and lifelong supervision of offenders on release from prison were presented and read; and ordered to lie upon the Table and to be printed.

Adjournment.—Resolved, That this House do now adjourn.—(Mr Vernon Coaker.)

And accordingly, the House, having continued to sit till eight minutes to Eight o’ clock, adjourned till to-morrow.

[Adjourned at 7.52 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:

1 Anti-Social Behaviour.—High Hedges (Appeals) (England) Regulations 2005 (S.I., 2005, No. 711), dated 14th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].
2 Children and Young Persons,—Adoption Support Services Regulations 2005 (S.I., 2005, No. 691), dated 11th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].


4 Local Government,—(1) Local Authorities (Functions and Responsibilities) (Amendment) (England) Regulations 2005 (S.I., 2005, No. 714), dated 14th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott];
   (2) Local Government (General Grant) (Amendment) Regulations (Northern Ireland) 2005 (S.R. (N.I.), 2005, No. 101), dated 11th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy]; and
   (3) Recreation Grounds (Revocation of Parish Council Byelaws) Order 2005 (S.I., 2005, No. 867), dated 21st March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Prescott].

Other Papers:

5 Animal Health,—Return of Expenditure incurred and prosecutions taken under the Animal Health Act 1981 and incidences of disease in imported animals for the year 2004 [by Act] [Secretary Margaret Beckett].

6 Education and Skills,—Paper, entitled Skills: Getting on in business, getting on at work [by Command] [Cm. 6483-I, -II and -III] [Secretary Ruth Kelly]

   (2) Naval and Marine Pay and Pensions (Maltese Naval Locally Engaged Personnel Widows’ Attributable Pensions) Order 2004; and
   (3) Naval and Marine Pay and Pensions (Maltese Naval Locally Engaged Ratings’ Service Pensions Increase) Order 2004, dated 16th December 2004 [by Act] [Mr David Lammy].

8 Registration Service,—Marriage, divorce and adoption statistics: Review of the Registrar General on marriages, divorces and adoptions in England and Wales, 2002 [by Act] [Mr Stephen Timms].

9 Wales,—Draft Commissioner for Older People (Wales) Bill, with Explanatory Notes and a Regulatory Impact Assessment [by Command] [Cm. 6498] [Mr Peter Hain].

APPENDIX II

Reports from Select Committees

1 Constitutional Affairs,—Seventh Report from the Constitutional Affairs Committee [The operation of the Special Immigration Appeals Commission (SIAC) and the use of Special Advocates], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 323-I and -II] [Mr A. J. Beith].

2 Environment, Food and Rural Affairs,—(1) Eighth Report from the Environment, Food and Rural Affairs Committee [Progress on the use of pesticides: the Voluntary Initiative], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 258];
   (2) Ninth Report from the Committee [Climate Change: looking forward], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 130];
   (3) Fifth Special Report from the Committee [Government’s Reply to the Nineteenth Report from the Committee, Session 2003-04 on Water Pricing: follow-up]; to be printed [No. 490];
   (4) A Memorandum laid before the Committee [Defra’s Spring Supplementary Estimates];
   (5) A Memorandum laid before the Committee [Avian influenza]; and
   (6) A Memorandum laid before the Committee [Dismantling defunct ships in the UK] [Mr Michael Jack].
3 Environmental Audit,—Sixth Report from the Environmental Audit Committee [Sustainable Public Procurement], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 266] [Mr Peter Ainsworth].

4 Foreign Affairs,—(1) Sixth Report from the Foreign Affairs Committee [Foreign Policy Aspects of the War against Terrorism], with the Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 36].
   (2) Memoranda laid before the Committee [Zimbabwe]; to be printed [No. 111];
   (3) Memoranda laid before the Committee [Development in the European Union]; to be printed [No. 110];
   (4) Memoranda laid before the Committee [Gibraltar]; to be printed [No. 488]; and
   (5) Memoranda laid before the Committee [Miscellaneous matters] [No. 489]; [Mr Donald Anderson].

5 Health,—(1) Fourth Report from the Health Committee [The Influence of the Pharmaceutical Industry], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed with the Minutes of Proceedings of the Committee relating to the Report [No. 42-I and -II]; and
   (2) Memoranda laid before the Committee [The Influence of the Pharmaceutical Industry] [Mr David Hinchliffe].

6 Home Affairs,—(1) Fifth Report from the Home Affairs Committee [Anti-Social Behaviour], with an Appendix, together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 80-I and -III]; and
   (2) Sixth Report from the Committee [Terrorism and Community Relations], with an Appendix, together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 165-I and -III] [Mr John Denham].

7 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—(1) Seventh Report from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [The Role and Effectiveness of the Standards Board for England], with Appendices to the Minutes of Evidence taken before the Urban Affairs Sub-Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 60-I];
   (2) Eighth Report from the Committee [Empty Homes and Low-demand Pathfinders], with Appendices to the Minutes of Evidence taken before the Urban Affairs Sub-Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 295-I];
   (3) Ninth Report from the Committee [Ward Boundaries], with Appendices to the Minutes of Evidence taken before the Urban Affairs Sub-Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 315-I]; and
   (4) Tenth Report from the Committee [Local Government Consultation], with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 316-I] [Andrew Bennett].

8 Statutory Instruments,—Thirteenth Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-xiii] [Mr David Tredinnick].

9 Trade and Industry,—(1) Thirteenth Report from the Trade and Industry Committee [Ofcom’s Strategic Review of Telecommunications], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 407];
   (2) Fourteenth Report from the Committee [Coal Health Compensation Schemes], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 375].
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(3) Fifteenth Report from the Committee [The UK Aerospace Industry], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 151]; and

(4) Sixteenth Report from the Committee [Jobs for the girls: the effect of occupational segregation on the gender pay gap], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 300]
[Mr Martin O'Neill].

10 Treasury,—Minutes of Evidence taken before the Committee [The 2003 Budget]; to be printed [No. 482-ii] [Mr John McFall].

[No. 59; WH, No. 35]
Tuesday 22nd March 2005.

The House sitting in Westminster Hall
The sitting began at half-past Nine o'clock.

Adjournment,—Resolved, That the sitting be now adjourned.—(Mr Tom Watson.)
And accordingly the sitting was adjourned till to-morrow.
[Adjourned at 4.31 p.m.

[No. 60.]

Wednesday 23rd March 2005.

The House met at half-past Eleven o'clock.

PRAYERS.

1 Spoliation Advisory Panel,—Resolved, That an Humble Address be presented to Her Majesty, That she will be graciously pleased to give directions that there will be laid before this House a Return of the Report of the Spoliation Advisory Panel in respect of a 12th Century manuscript now in possession of the British Library.—(Mr Vernon Coaker.)

2 Regulatory Reform,—Mr Peter Pike reported from the Regulatory Reform Committee the following Resolution:

That the draft Regulatory Reform (Fire Safety) Order 2005, which was laid before this House on 17th March, should be approved.

The Committee came to this Resolution without a Division.

3 Criminal Justice Act 1988 (Amendment) Bill,—Keith Vaz presented a Bill to amend the Criminal Justice Act 1988 to establish a right of appeal in relation to the amount of compensation payable under section 133 of that Act and to make provision about the procedure for the assessment of such amounts. And the same was read the first time; and ordered to be read a second time on Friday 8th April and to be printed [Bill 96].

4 Immigration Control (Balanced Migration)—A Motion was made, and the Question being proposed, That leave be given to bring in a Bill to enable annual limits to be set on immigration; and for connected purposes—(Mr Peter Lilley);

And the Motion being opposed, after permitting a short explanatory statement from the Member who made the Motion and from a Member who opposed it, the Deputy Speaker put the Question, pursuant to Standing Order No. 23(Motions for leave to bring in bills and nomination of select committees at commencement of public business):—

It was agreed to.

Resolved, That Mr Peter Lilley, Sir Sydney Chapman, Mr John Horam, Miss Julie Kirkbride, Mr Edward Leigh, Dame Marion Roe, Mrs Gillian Shephard, Sir Michael Spicer and Mr Andrew Turner do prepare and bring in the Bill.

5 Immigration Control (Balanced Migration) Bill,—Mr Peter Lilley accordingly presented a Bill to enable annual limits to be set on immigration; and for connected purposes. And the same was read the first time; and ordered to be read a second time on Friday 13th May and to be printed [Bill 98].

6 Disability Discrimination Bill [Lords],—The Disability Discrimination Bill [Lords] was, according to Order, read a second time.
Disability Discrimination Bill [Lords] (Programme).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions). That the following provisions shall apply to the Disability Discrimination Bill [Lords]—

Committee

1. The Bill shall be committed to a Standing Committee.

Proceedings in Standing Committee

2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on Thursday 14th April 2005.
3. The Standing Committee shall have leave to sit twice on the first day on which it meets.

Consideration and Third Reading

4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

Other proceedings

7. Any other proceedings on the Bill (including any proceedings on any message from the Lords) may be programmed—(Gillian Merron):—It was agreed to.

Disability Discrimination Bill [Lords] [Money].—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Disability Discrimination Bill [Lords] [Money], A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Disability Discrimination Bill [Lords], it is expedient to authorise the payment out of money provided by Parliament of any increase attributable to the Act in the sums payable by virtue of any other Act out of money so provided—(Gillian Merron):—It was agreed to.

Disability Discrimination Bill [Lords] [Ways and Means].—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Disability Discrimination Bill [Lords], it is expedient to authorise—

(a) the charging of fees in connection with rail vehicle accessibility compliance certificates, and
(b) the payment of sums into the Consolidated Fund—(Gillian Merron):—It was agreed to.

Public Petitions.—Public Petitions from—

(1) residents of Bexleyheath, Crayford and surrounding areas for the reinstatement of rail services between Bexleyheath and central London, and
(2) residents of the village of Woolavington, Somerset, for a weight restriction on vehicles passing through small villages

were presented and read; and ordered to lie upon the Table and to be printed.

Adjournment.—Resolved, That this House do now adjourn.—(Gillian Merron.)

And accordingly, the House, having continued to sit till twelve minutes to Seven o’clock, adjourned till to-morrow.

[Adjourned at 6.48 p.m.

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:

1 Defence,—Reserve Forces (Call-out and Recall) (Financial Assistance) Regulations 2005 (S.I., 2005, No. 859), dated 21st March 2005 [by Act], with an Explanatory Memorandum [by Command][Mr Secretary Hoon].

2 Environmental Protection,—(1) Landfill Allowances and Trading Scheme (England) (Amendment) Regulations 2005 (S.I., 2005, No. 880); and
23rd March 2005


5 Parliament,—Parliamentary Pensions (Amendment) Regulations 2005 (S.I., 2005, No. 887), dated 22nd March 2005 [by Act] [Mr Peter Hain].

6 Pensions,—(1) Occupational Pension Schemes (Winding up etc.) Regulations 2005 (S.I., 2005, No. 706), dated 22nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson]; and
(2) Naval, Military and Air Forces Etc. (Disability and Death) Service Pensions (Amendment) Order 2005 (S.I., 2005, No. 851), dated 22nd March 2005 [by Act] [Mr Christopher Leslie].

7 Prisons,—Prison (Amendment) Rules 2005 (S.I., 2005, No. 869), dated 21st March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

8 Prison and Young Offenders Centres,—Prison and Young Offenders Centre (Amendment) Rules (Northern Ireland) 2005 (S.R. (N.I.), 2005, No. 153), dated 21st March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

9 Social Security,—Workmen’s Compensation (Supplementation) (Amendment) Scheme 2005 (S.I., 2005, No. 832), dated 14th March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

10 Supreme Court (Northern Ireland),—Rules of the Supreme Court (Northern Ireland) (Amendment) 2005 (S.R. (N.I.), 2005, No. 146), dated 21st March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].

Other Papers:

11 Care Standards,—Report and Accounts of the National Care Standards Commission for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Statutory Instrument]; to be printed [No. 411] [Clerk of the House].

12 Foreign and Commonwealth Office,—Paper, entitled Review of Intelligence on Weapons of Mass Destruction: Implementation of its Conclusions [by Command] [Cm. 6492] [Mr Secretary Straw].

13 Government Resources and Accounts,—National Savings and Investments Product Accounts for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 460] [Mr Stephen Timms].

14 Health and Social Care,—Prudential Borrowing Code (PBC) for National Health Service Foundation Trusts [by Act] [Mr Secretary Reid].

15 Home Office,—Draft Corporate Manslaughter Bill with an Introduction and Explanatory Notes [by Command] [Cm. 6497] [Mr Secretary Clarke].

16 National Loans,—Account of the Consolidated Fund and National Loans Fund for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 484] [Clerk of the House].

17 Parliamentary Commissioner,—First Report of the Parliamentary Commissioner for Administration, Session 2004–05: Maxwell Communications Pension Plan Complaint [by Act]; to be printed [No. 455] [Clerk of the House].

18 Spoliation Advisory Panel,—Return to an Address to Her Majesty for a Return of the Report made by the Right Honourable Sir David Hirst on The Spoliation Advisory Panel in respect of a 12th Century manuscript now in the possession of the British Library [pursuant to Resolution this day]; to be printed [No. 406] [Secretary Tessa Jowell].

19 Treaty Series (No. 7, 2005),—Sixth Protocol, done at Strasbourg on 5th March 1996, to the General Agreement on Privileges and Immunities of the Council of Europe [by Command] [Cm. 6493] [Mr Secretary Straw].
20 Treaty Series (No. 8, 2005).—Agreement, done at Dublin on 10th December 2004, between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Ireland on the Early Notification of a Nuclear Accident or Incident of Radiological Significance and the Exchange of Information concerning the Operation and Management of Nuclear Facilities or Activities [by Command] [Cm. 6494] [Mr Secretary Straw].

21 Treaty Series (No. 9, 2005).—Headquarters Agreement, done at The Hague on 30th December 2004, between the Government of the United Kingdom of Great Britain and Northern Ireland and the European Police College [by Command] [Cm. 6495] [Mr Secretary Straw].

22 Work and Pensions.—Papers, entitled—
(1) Opportunity Age: Meeting the challenges of ageing in the 21st century; and
(2) Opportunity Age: Volume Two: A social portrait of ageing in the UK [by Command] [Cm. 6466-I and -II] [Mr Secretary Johnson].

APPENDIX II
Standing Committees

1 Civil Procedure (Amendment No. 2) Rules 2005 (S.I., 2005, No. 656):
(1) The Speaker has allocated the Rules to the First Standing Committee on Delegated Legislation; and
(2) the Committee of Selection has nominated sixteen Members to serve on the Committee: Mr Richard Allan, Mr Peter Atkinson, Mr Richard Bacon, Jeremy Corbyn, Geraint Davies, Mr Hilton Dawson, Mr Jonathan Djanogly, Mr David Heath, Mr Kelvin Hopkins, Mr David Lammy, Tony Lloyd, Mr Archie Norman, Bridget Prentice, Miss Barbara Roche, Joan Ruddock and Mr Clive Soley.

2 Town and Country Planning (Temporary Stop Notice) (England) Regulations 2005 (S.I., 2005, No. 206),—The Committee of Selection has discharged Mr Adrian Bailey, Mr Roger Berry, Mr John Hayes, Mr David Heyes, Mr John Gummer and Mr Brian Sedgemore from the Fifth Standing Committee on Delegated Legislation (nominated in respect of the Regulations) and nominated in substitution Linda Gilroy, Mr Philip Hammond, Mr Peter Luff, Mr Andrew Miller, Ms Meg Munn and Phil Sawford.

European Standing Committees

3 European Union Document No. 6364/05, relating to Working conditions on interoperable cross-border rail services, has been referred to European Standing Committee A.

4 European Union Document No. 5436/05, relating to Economic migration, has been referred to European Standing Committee B.

APPENDIX III
Reports from Select Committees

1 Culture, Media and Sport.—Sixth Report from the Culture, Media and Sport Committee [The Market for Art], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 414] [Sir Gerald Kaufman].

2 Education and Skills.—(1) Ninth Report from the Education and Skills Committee [Every Child Matters], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 40-I and -II]; and
(2) Third Special Report from the Committee [Government Response to the First Report from the Committee, Session 2004–05, on Public Expenditure on Education and Skills], to be printed [No. 492] [Mr Barry Sheerman].

3 European Scrutiny.—(1) Twelfth Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-xi];
(2) Thirteenth Report from the Committee [The Commission’s Work Programme for 2005]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-xiii];
(3) Fourteenth Report from the Committee [Aspects of the EU’s Constitutional Treaty], together with Appendices to the Minutes of Evidence; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-xiv]; and
(4) Memoranda laid before the Committee [Ministerial Correspondence]
[Mr Jimmy Hood].

4 Human Rights.—(1) Fifteenth Report from the Joint Committee on Human Rights [Scrutiny:
Seventh Progress Report]; together with Appendices; to be printed, with the Minutes of
Proceedings of the Committee relating to the Report [No. 496];
(2) Sixteenth Report from the Committee [Equality Bill]; together with an Appendix;
to be printed, with the Minutes of Proceedings of the Committee relating to the Report
[No. 497]; and
(3) Seventeenth Report from the Committee [Review of International Human Rights
Instruments]; together with Appendices to the Minutes of Evidence taken before the
Committee; to be printed, with the Minutes of Proceedings of the Committee relating to
the Report [No. 264]
[Jean Corston].

5 International Development,—(1) Sixth Report from the International Development
Committee [Fair Trade? The European Union’s trade agreements with African, Caribbean
and Pacific countries]; together with an Appendix, and Appendices to the Minutes of
Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of
the Committee relating to the Report [No. 68];
(2) Third Special Report from the Committee [Government Response to the First
Report from the Committee, on The Commission for Africa and Policy Coherence for
Development: First do no harm]; to be printed [No. 494]; and
(3) Memoranda laid before the Committee [Fair Trade? The European Union’s trade
agreements with African, Caribbean and Pacific countries]
[Tony Baldry].

6 Public Accounts,—(1) Eighteenth Report from the Committee of Public Accounts [Financial
Management in the European Union]; to be printed [No. 498]; and
(2) Minutes of Evidence taken before the Committee [The NHS Cancer Plan]; to be
printed [No. 499-4]
[Mr Edward Leigh].

7 Regulatory Reform,—Ninth Report from the Regulatory Reform Committee [Draft
Regulatory Reform (Fire Safety) Order 2005]; to be printed, with the Minutes of
Proceedings of the Committee relating to the Report [No. 495] [Mr Peter Pike].

8 Science and Technology,—(1) Eighth Special Report from the Science and Technology
Committee [Inquiry into Human Reproductive Technologies and the Law]; to be printed,
with the Minutes of Proceedings of the Committee relating to the Report [No. 491]; and
(2) Minutes of Evidence taken before the Committee [Chief Scientific Adviser to
DFID: Introductory Hearing]; to be printed [No. 487-4]
[Dr Ian Gibson].

9 Transport,—(1) Eighth Report from the Transport Committee [Search and Rescue]; to be
printed, with the Minutes of Proceedings of the Committee relating to the Report
[No. 322];
(2) Ninth Report from the Committee [European Community Competence and
Transport]; to be printed, with the Minutes of Proceedings of the Committee relating to
the Report [No. 467]; and
(3) Tenth Report from the Committee [Integrated Transport: the Future of Light Rail
And Modern Trans in the United Kingdom]; to be printed, with the Minutes of
Proceedings of the Committee relating to the Report [No. 378-I and -II]
[Mrs Gwyneth Dunwoody].

[Department for Work and Pensions Service Delivery to Minority Ethnic Clients], together
with Appendices to the Minutes of Evidence taken before the Committee; to be printed,
with the Minutes of Proceedings of the Committee relating to the Report [No. 268]; and
(2) First Special Report from the Committee [Child Support Agency: Government
Response to the Committee’s Second Report of Session 2004–05]; to be printed [No. 477]
[Sir Archy Kirkwood].
Wednesday 23rd March 2005.

The House sitting in Westminster Hall

The sitting began at half-past Nine o’clock.

Adjournment.—A Motion was made, and the Question being proposed, That the sitting be now adjourned—(Mr Nick Ainger);

And the sitting having continued for two and a half hours after Two o’clock, it was adjourned without Question put, till to-morrow.

Adjourned at 4.30 p.m.

Thursday 24th March 2005.

The House met at half-past Eleven o’clock.

PRAYERS.

1 Humber Bridge Bill,—Ordered, That the Examiners of Petitions for Private Bills do examine the Humber Bridge Bill with respect to the applicability thereto of the Standing Orders relating to Private Business.

2 Inquiries Bill [Lords],—Mr Roger Gale reported from Standing Committee B, That it had gone through the Inquiries Bill [Lords], and made Amendments thereto.

  Bill, as amended in the Standing Committee, to be considered on Monday 4th April, and to be printed [Bill 100].

Minutes of Proceedings of the Committee to lie upon the Table.

3 Fifth Standing Committee on Delegated Legislation,—Mrs Irene Adams reported from the Fifth Standing Committee on Delegated Legislation the Town and Country Planning (Temporary Stop Notice) (England) Regulations 2005 (S.I., 2005, No. 206).

  Minutes of Proceedings of the Committee to lie upon the Table.

4 Message from the Lords,—A Message was brought from the Lords, as follows:

  The Lords have agreed to the Income Tax (Trading and Other Income) Bill and the Child Benefit Bill, without Amendment.

  The Lords have agreed to the Mental Capacity Bill, with Amendments; to which the Lords desire the concurrence of this House.

5 Mental Capacity Bill,—Lords Amendments to the Mental Capacity Bill to be considered on Monday 4th April; and to be printed [Bill 101].

6 Smoking in Public Places (Wales) Bill,—The Order for reading the Smoking in Public Places (Wales) Bill a second time this day was read and discharged.

  Bill to be read a second time on Friday 20th May.

7 Disorderly Conduct,—Mr Laurence Robertson, Member for Tewkesbury, having used a grossly disorderly expression, was ordered by the Speaker to withdraw the same, but he declined to comply with that direction.

  Whereupon the Speaker, pursuant to Standing Order No. 43 (Disorderly conduct), ordered him to withdraw immediately for the remainder of this day’s sitting;—And he withdrew accordingly.

8 Royal Assent,—The Deputy Speaker notified the House, in accordance with the Royal Assent Act 1967, That Her Majesty had signified her Royal Assent to the following Acts, agreed upon by both Houses, and to the following Measures passed under the provisions of the Church of England Assembly (Powers) Act 1919:

  Constitutional Reform Act 2005
  Income Tax (Trading and Other Income) Act 2005
  Child Benefit Act 2005
  Stipends (Cessation of Special Payments) Measure 2005
  Care of Cathedrals (Amendment) Measure 2005
9 Anti-social Behaviour Bill.—Mr Frank Field, supported by Kate Hoey, Mr Calum MacDonald, Tony Wright and Derek Wyatt, presented a Bill to make provision in connection with anti-social behaviour: And the same was read the first time; and ordered to be read a second time on Friday 13th May and to be printed [Bill 99].

10 Adjournment (Matters to be considered before the forthcoming adjournment).—A Motion was made, and the Question being proposed, That this House do now adjourn—(James Purnell).

The Motion was, with leave of the House, withdrawn.

11 Adjournment.—Resolved, That this House do now adjourn.—(Mr Nick Ainger.)

And accordingly, the House, having continued to sit till twenty-four minutes past Six o’clock, adjourned till Monday 4th April, pursuant to Resolution [14th March].

[Adjourned at 6.24 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:

1 Child Trust Funds.—Child Trust Funds (Amendment No. 2) Regulations 2005 (S.I., 2005, No. 909), dated 23rd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Stephen Timms].


3 Food.—(1) Food Labelling (Amendment) (England) Regulations 2005 (S.I., 2005, No. 899); and (2) Materials and Articles in Contact with Food (England) Regulations 2005 (S.I., 2005, No. 898), dated 22nd March 2005 [by Act] [Mr Secretary Reid].


6 Health Care and Associated Professions.—General Medical Council (Legal Assessors) (Amendment) Rules 2005 (S.I., 2005, No. 896), dated 22nd March 2005 [by Act] [Mr Secretary Reid].

7 Highways.—Crime Prevention (Designated Areas) (No. 2) Order 2005 (S.I., 2005, No. 914), dated 23rd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

8 Immigration.—Statement of Changes in Immigration Rules [by Act]; to be printed [No. 486], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].


10 Merchant Shipping.—Merchant Shipping (Accident Reporting and Investigation) Regulations 2005 (S.I., 2005, No. 881), dated 22nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

11 National Health Service.—National Health Service (Primary Medical Services) (Miscellaneous Amendments) Regulations 2005 (S.I., 2005, No. 893), dated 22nd March 2005 [by Act] [Mr Secretary Reid].

13 Plant Health.—Plant Health (Import Inspection Fees) (England) Regulations 2005 (S.I., 2005, No. 906), dated 22nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Margaret Beckett].

14 Public Order (Northern Ireland).—Public Order (Prescribed Forms) Regulations (Northern Ireland) 2005 (S.I., 2005, No. 904), dated 23rd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Murphy].


17 Young Offender Institutions.—Young Offender Institution (Amendment) Rules 2005 (S.I., 2005, No. 897), dated 22nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Clarke].

Other Papers:

18 Constitutional Affairs.—Government Response to the Fourth Report from the Constitutional Affairs Committee, Session 2004–05, on Family Justice: the operation of the family courts [by Command] [Cm. 6507] [Mr Christopher Leslie].

19 Enterprise.—Plan of the Office of Fair Trading for 2005–06 [by Act]; to be printed [No. 461] [Ms Secretary Hewitt].

20 Political Parties, Elections and Referendums.—Corporate Plan of the Electoral Commission for 2005–06 to 2009–10 [by Act]; to be printed [No. 347] [The Speaker].

21 Prison Service Pay.—Third Report of the Prison Service Pay Review Body on Northern Ireland 2005 [by Command] [Cm. 6504] [Mr Secretary Murphy].

22 Public Petitions.—Observations by the Home Secretary on the Petition [9th September, in the last Session of Parliament] from Cathy Franklin and others for limiting to three months the time available to carry out a second post-mortem examination before a body is released for burial [by Standing Order] [Clerk of the House].

23 Treasury.—Treasury Minute, dated 24th March, concerning a contingent liability in relation to a Request to the Nation: Harold William Frost Deceased [by Command] [Mr Stephen Timms].

24 Trunk Road Charging Schemes.—Accounts of the Dartford-Thurrock Crossing Road User Charging Scheme for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Statutory Instrument]; to be printed [No. 478] [Mr Secretary Darling].
APPENDIX II

Standing Committees

1 Criminal Law (Amendment) (Householder Protection) Bill.—The Speaker has appointed Mr Peter Pike as an additional Chairman of Standing Committee C in respect of the Bill.

2 Civil Procedure (Amendment No. 2) Rules 2005 (S.I., 2005, No. 656).—The Speaker has appointed Derek Conway Chairman of the First Standing Committee on Delegated Legislation in respect of the Rules.

3 Town and Country Planning (Temporary Stop Notice) (England) Regulations 2005 (S.I., 2005, No. 206).—The Committee of Selection has discharged Mr Michael Trend from the Fifth Standing Committee on Delegated Legislation (nominated in respect of the Regulations) and nominated in substitution Mr James Paice.

APPENDIX III

Reports from Select Committees

1 Draft Children (Contact) and Adoption Bill.—Report from the Joint Committee on the Draft Children (Contact) and Adoption Bill, together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Joint Committee [No. 400] [Mr Clive Soley].

2 Treasury.—(1) Minutes of Evidence and Appendices taken before the Treasury Committee [The Bank of England February 2005 Inflation Report]; to be printed [No. 500-i];

   (2) Appendices to the Minutes of Evidence taken before the Committee [Regional Productivity]; to be printed [No. 501];

   (3) Appendices to the Minutes of Evidence taken before the Committee on 8th February 2005 [Impact of China on the world and UK economy]; to be printed [No. 314-ii]; and

   (4) Memoranda laid before the Committee [HM Treasury winter and spring supplementary estimates 2004-05]

   [Mr John McFall].

[No. 61; WH, No. 37]

Thursday 24th March 2005.

The House sitting in Westminster Hall

The sitting began at half-past Two o'clock.

Adjournment (The UK and Africa).—A Motion was made, and the Question being proposed, That the sitting be now adjourned—(Mr Jim Murphy);

And the sitting having continued for three hours, it was adjourned without Question put, till Tuesday 5th April.

[Adjourned at 5.30 p.m.]

The House met at half-past Two o’clock.

PRAYERS.

1. Road Safety (Pillion Passengers) Bill,—Ordered, That the Road Safety (Pillion Passengers) Bill be read a second time on Friday 8th April.

2. Mobile Telephones (Re-programming) Bill,—Ordered, That the Explanatory Notes relating to the Mobile Telephones (Re-programming) Bill be printed [Bill 25–EN].

3. Public Services Ombudsman (Wales) Bill [Lords],—The Public Services Ombudsman (Wales) Bill [Lords] was, according to Order, read a second time.

4. Public Services Ombudsman (Wales) Bill [Lords] (Programme),—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following provisions shall apply to the Public Services Ombudsman (Wales) Bill [Lords]:

   **Committee**
   1. The Bill shall be committed to a Standing Committee.

   **Proceedings in Standing Committee**
   2. Proceedings in the Standing Committee shall (so far as not previously concluded) be brought to a conclusion on Thursday 14th April 2005.
   3. The Standing Committee shall have leave to sit twice on the first day on which it meets.

   **Consideration and Third Reading**
   4. Proceedings on consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
   5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.

   **Programming Committee**
   6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on consideration and Third Reading.

   **Programming of proceedings**
   7. Any other proceedings on the Bill (including any proceedings on any message from the Lords) may be programmed—(Mr John Heppell).—It was agreed to.

5. Public Services Ombudsman (Wales) Bill [Lords] [Money],—Her Majesty’s Recommendation having been signified to the proposed Motion relating to Public Services Ombudsman (Wales) Bill [Lords] [Money],

   A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills), That, for the purposes of any Act resulting from the Public Services Ombudsman (Wales) Bill [Lords], it is expedient to authorise the payment out of money provided by Parliament of any increase attributable to the Act in the sums payable out of money provided by Parliament under another enactment—(Mr John Heppell).—It was agreed to.

6. Adjournment (Welsh Affairs),—A Motion was made, and the Question being proposed, That this House do now adjourn—(Mr John Heppell),

   And it being Ten o’clock, the Motion for the adjournment of the House lapsed, without Question put.

7. Public Petitions,—A Public Petition from residents of Pudsey Constituency and others for co-ordinated international action to remove trade injustice, reduce international debt and increase aid was presented and read, and ordered to lie upon the Table and to be printed.

8. Adjournment,—Resolved, That this House do now adjourn.—(Mr Nick Ainger.)

   And accordingly, the House, having continued to sit till half-past Ten o’clock, adjourned till to-morrow.

[Adjourned at 10.30 p.m.]
APPENDIX I

Papers presented or laid upon the Table:
Papers presented by Her Majesty’s Command and delivered to the Votes and Proceedings Office on the undermentioned dates during the adjournment pursuant to Standing Order No. 158 (Presentation of command papers):

Thursday 31st March 2005

1 Treaty Series (No. 10, 2005).—Agreement, done at London on 8th December 2004, between the Government of the United States of America on Cooperation in Science and Technology for Critical Infrastructure Protection and other Homeland/Civil Security Matters [Cm. 6501] [Mr Secretary Straw].

Friday 1st April 2005

2 India (No. 1, 2005).—Agreement, done at New Delhi on 18th February 2005, between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Republic of India on the Transfer of Sentenced Persons, with an Explanatory Memorandum [Cm. 6512] [Mr Secretary Straw].

3 Treaty Series (No. 11, 2005).—Protocols 1 and 2, done at Strasbourg on 4th November 1993, to the European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment [Cm. 6502] [Mr Secretary Straw].

Papers delivered to the Votes and Proceedings Office on the undermentioned dates during the adjournment pursuant to Standing Order No. 159 (Presentation of statutory instruments):
Papers subject to Negative Resolution:

Tuesday 29th March 2005

4 Registration of Births, Deaths, Marriages, etc.—Adopted Children and Adoption Contact Registers Regulations 2005 (S.I., 2005, No. 924), dated 24th March 2005, with an Explanatory Memorandum [Mr Stephen Timms].

Wednesday 30th March 2005


Thursday 31st March 2005


12 National Health Service.—National Health Service (Pharmaceutical Services) Amendment Regulations 2005 (S.I., 2005, No. 1015), dated 31st March 2005 [Mr Secretary Reid].


(2) Occupational Pension Schemes (Contracting-out) (Amount Required for Restoring State Scheme Rights) Amendment Regulations 2005 (S.I., 2005, No. 891), dated 22nd March 2005; and

14 Social Security,—Statutory Maternity Pay (General) and Statutory Sick Pay (General) (Amendment) Regulations 2005 (S.I., 2005, No. 989), dated 29th March 2005, with an Explanatory Memorandum [Mr Secretary Johnson].

Friday 1st April 2005

15 Agriculture,—Feedingstuffs (Zootechnical Products) and Medicated Feedingstuffs (Amendment) (England, Scotland and Wales) Regulations 2005 (S.I., 2005, No. 1033), dated 24th March 2005, with an Explanatory Memorandum [Secretary Margaret Beckett].

16 Civil Aviation,—Civil Aviation (Denied Boarding, Compensation and Assistance) Regulations 2005 (S.I., 2005, No. 975), dated 29th March 2005, with an Explanatory Memorandum [Mr Secretary Darling].


19 Immigration,—Asylum (Designated States) (Amendment) Order 2005 (S.I., 2005, No. 1016), dated 31st March 2005, with an Explanatory Memorandum [Mr Secretary Clarke].


Papers presented or laid upon the Table on Monday 4th April 2005:

Papers subject to Affirmative Resolution:

21 Defence,—Draft Army, Air Force and Naval Discipline Acts (Continuation) Order 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Hoon].

22 Northern Ireland,—Direction given by the Secretary of State under section 51B(2) of the Northern Ireland Act 1998 on 1st April 2005 [by Act] [Mr Secretary Murphy].

Papers subject to Negative Resolution:

23 Copyright,—Copyright and Performances (Application to Other Countries) Order 2005 (S.I., 2005, No. 852), dated 22nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].


26 European Communities,—European Communities (Designation) Order 2005 (S.I., 2005, No. 850), dated 22nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Christopher Leslie].

27 Social Security,—Social Security (Contributions) (Amendment No. 4) Regulations 2005 (S.I., 2005, No. 1086), dated 4th April 2005 [by Act], with an Explanatory Memorandum [by Command] [Dawn Primarolo].


Other Papers:

29 Access to Justice,—Direction given by the Lord Chancellor under section 5(6) of the Access to Justice Act 1999, imposing requirements on the Legal Services Commission as to the services to be funded from specified amounts paid into the Community Legal Services Fund for 2005–06 [by Act] [David Lammy].
30 Air Force (Constitution).—Amendments to the—
   (1) Rates of Pay and Bounties of the Royal Air Force Reserve, the Royal Auxiliary
       Air Force and Uniformed Adult Instructors of the Air Training Corps and the Combined
       Cadet Force (RAF);
   (2) Rates of Pay and Bounties of the Royal Fleet Reserve, the Royal Naval Reserve
       and the Royal Marine Reserve;
   (3) Rates of Pay of the Royal Air Force; and
   (4) Regulations of the Royal Air Force Retired Pay and Pensions
       [by Act] [Mr Secretary Hoon].
31 Aviation and Maritime Security.—Report on the number of notices served, directions given
   and enforcement notices served under the Aviation and Maritime Security Act 1990
   during 2004 [by Act] [Mr Secretary Darling].
32 Aviation Security.—Report on the number of notices served, directions given and
   enforcement notices served under the Aviation Security Act 1982, as amended by the
   Aviation and Maritime Security Act 1990, during 2004 [by Act] [Mr Secretary Darling].
33 Channel Tunnel (Security).—Report on the number of notices served, directions given and
   enforcement notices served under the Channel Tunnel (Security) Order 1994 during 2004
   [by Statutory Instrument] [Mr Secretary Darling].
34 Government Resources and Accounts.—Financial Statements of the Design Council for
   2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to
   be printed [No. 502] [Ms Secretary Hewitt].
35 Health.—Department of Health Minute, dated 1st April 2005, concerning a contingent
   liability in respect of the Employers’ Organisation [by Command] [Mr Secretary Reid].
   dated 3rd April 2005 [by Act], with an Explanatory Memorandum [by Command]
   [Mr David Lammy].
37 Office of the Deputy Prime Minister.—Government Response to the Fifth Report from the
   Office of the Deputy Prime Minister: Housing, Planning, Local Government and the
   Regions Committee, Session 2004–05, on the Role and Effectiveness of the Commission
   for Architecture and the Built Environment [by Command] [Cm. 6509] [Mr Secretary
   Prescott].
38 Parliamentary and Other Pensions.—Account of the Parliamentary Contributory Pension
   Fund for 2003–04, with the Report of the Comptroller and Auditor General thereon [by
   Act]; to be printed [No. 505] [Clerk of the House].
39 Public Petitions.—Observations by—
   (1) the Deputy Prime Minister on the Petition [2nd March] from residents and friends
       of the village of Minety, Wiltshire, for prompt and effective enforcement of planning law
       in relation to use of land by Gypsies and travellers as caravan sites;
   (2) the Secretary of State for Transport on the Petition [17th March] from the
       residents of Remenham, Wargrave, and Ruscombe, in Wokingham, and others against
       the Community Rail proposals for the Henley to Twyford and Maidenhead to Marlow
       branch lines;
   (3) the Secretary of State for Work and Pensions on the Petitions [7th March]—
       (i) from members of the Turner and Newall Pension Fund and their supporters for
           action to deal with the projected shortfall in the fund; and
       (ii) from residents of High Folkestone, Hythe and the surrounding area against the
           proposed closure of the New Romney Jobcentre
           [by Standing Order]; to be printed [Clerk of the House].
40 Railways.—Report on the number of notices served, instructions given and enforcement
   notices served under the Railways Act 1993 for 2004 [by Act] [Mr Secretary Darling].
41 Reserve Forces.—Report under section 56(7) of the Reserve Forces Act 1996 on the making
   of a call-out order under section 56(1) of that Act [by Act] [Mr Secretary Hoon].

APPENDIX II
Reports from Select Committees

1 European Scrutiny.—Minutes of Evidence taken before the European Scrutiny Committee
   [EU Policies on ‘Justice, Freedom and Security’]; to be printed [No. 468-i] [Mr Jimmy
   Hood].
2 Science and Technology,—Eighth Report from the Science and Technology Committee [Strategic Science Provision in English Universities], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 220-I and -II] [Dr Ian Gibson].

3 Welsh Affairs,—Memorandum laid before the Welsh Affairs Committee [Transcript of hearings held on 17th March by the Culture, Media and Welsh Language Committee of the National Assembly for Wales enlarged by the Welsh Affairs Committee on the Ofcom review of broadcasting in Wales] [Mr Martyn Jones].

[No. 63.]

Tuesday 5th April 2005.

The House met at half-past Eleven o'clock.

PRAYERS.

1 London Local Authorities and Transport for London Bill,—The Order of the day being read, for the Second Reading of the London Local Authorities and Transport for London Bill, Ordered, That the Bill be read a second time on Tuesday 12th April.

2 Criminal Law (Amendment) (Householder Protection) Bill,—Mr Peter Pike reported from Standing Committee C, That it had gone through the Criminal Law (Amendment) (Householder Protection) Bill, and directed him to report the same, without Amendment.

Bill, not amended in the Standing Committee, to be considered on Friday 8th April.

Minutes of Proceedings of the Committee to lie upon the Table.

3 First Standing Committee on Delegated Legislation,—Derek Conway reported from the First Standing Committee on Delegated Legislation the Civil Procedure (Amendment No. 2) Rules 2005 (S.I., 2005, No. 656). Minutes of Proceedings of the Committee to lie upon the Table.

4 Message from the Lords,—A Message was brought from the Lords, as follows:

The Lords have agreed to the Commissioners for Revenue and Customs Bill, with Amendments, to which they desire the concurrence of this House.

5 Commissioners for Revenue and Customs Bill,—Lords Amendments to the Commissioners for Revenue and Customs Bill to be considered to-morrow; and to be printed [Bill 105].

6 Finance Bill,—The Order for reading the Finance Bill a second time this day was read and discharged. Bill withdrawn.

7 Computer Misuse Act 1990 (Amendment).—Ordered, That leave be given to bring in a Bill to amend the Computer Misuse Act 1990 to create offences in connection with denial of service and to make further provision about proceedings and penalties for an offence under section 1 of that Act; and for connected purposes: And that Derek Wyatt, Brian White, Mr Richard Allan, Sue Doughty and Dr Nick Palmer do prepare and bring it in.

8 Computer Misuse Act 1990 (Amendment) Bill,—Derek Wyatt accordingly presented a Bill to amend the Computer Misuse Act 1990 to create offences in connection with denial of service and to make further provision about proceedings and penalties for an offence under section 1 of that Act; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Friday 15th April and to be printed [Bill 102].

9 Equality Bill,—The Equality Bill was, according to Order, read a second time and stood committed to a Standing Committee.

10 Mental Capacity Bill (Programme) (No. 4).—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83A (Programme motions), That the following proceedings shall apply to the Mental Capacity Bill for the purpose of supplementing the Order of 11th October 2004, as varied by the Orders of 12th October 2004 and 14th December 2004:

Consideration of Lords Amendments

1. Proceedings on consideration of Lords Amendments shall be completed at this day's sitting and shall (so far as not previously concluded) be brought to a conclusion one hour after their commencement.
Subsequent stages

2. Any further Message from the Lords may be considered forthwith without any further question being put.
3. The proceedings on any further Message from the Lords shall (so far as not previously concluded) be brought to a conclusion one hour after their commencement—(James Purnell);
The House divided.
Tellers for the Ayes, Gillian Merron, Mr John Heppell: 277.
Tellers for the Noes, Mr John Randall, Mr Eric Forth: 97.
So the Question was agreed to.

11 Mental Capacity Bill.—The House, according to Order, proceeded to consider the Lords Amendments to the Mental Capacity Bill.

Lords Amendment No. 1.
An Amendment ((a)) was proposed to the Lords Amendment, in line 5, at the end, to add the words—
‘(c) a lack of capacity which is, or appears to be, purely temporary.’—(Mr Iain Duncan Smith.)
And the Question being put, That the Amendment be made;
The House divided.
Tellers for the Ayes, Ann Winterton, Mr Edward Leigh: 98.
Tellers for the Noes, Jim Fitzpatrick, Gillian Merron: 240.
So the Question was negatived.
It being more than one hour after the commencement of proceedings on the Lords Amendments, the Speaker, pursuant to Order [this day], proceeded to put the Questions to be decided at that hour.
And the Question being put, That this House agrees with the Lords in their Amendment No. 1;
The House divided.
Tellers for the Ayes, Mr Jim Murphy, Jim Fitzpatrick: 269.
Tellers for the Noes, Miss Ann Widdecombe, Ann Winterton: 68.
So the Question was agreed to.
The Lords Amendment was accordingly agreed to.
The Speaker then put the Question, That this House agrees with the Lords in the remaining Lords Amendments.
The House divided.
Tellers for the Ayes, Mr Jim Murphy, Jim Fitzpatrick: 236.
Tellers for the Noes, Ann Winterton, Mr Desmond Swayne: 51.
So the Question was agreed to.
Lords Amendments Nos. 2 to 95 were accordingly agreed to, the Commons being willing to waive their privileges in respect of Lords Amendment No. 69.

12 Public Petitions.—A Public Petition from Mr Cresswell Butters and others for measures to relieve the Wiltshire villages of Stapleford, Stoford, South Newton and parts of Wilton from increased road traffic was presented; and ordered to lie upon the Table and to be printed.

13 Adjournment.—A Motion was made, and the Question being proposed, That this House do now adjourn—(Mr Nick Ainger);
And the Motion having been made after Seven o’clock, and the Debate having continued for half an hour, the Deputy Speaker adjourned the House without Question put, pursuant to the Standing Order, it being then nineteen minutes past Nine o’clock, till to-morrow.
[Adjourned at 9.19 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Affirmative Resolution:

1 Supreme Court (Northern Ireland).—Rules of the Supreme Court (Northern Ireland) (Amendment No. 3) 2003 (S.R. (N.I.), 2003, No. 193), dated 5th April 2003 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].
Papers subject to Negative Resolution:


3 Civil Aviation,—Civil Aviation (Insurance) Regulations 2005 (S.I., 2005, No. 1089), dated 2nd April 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

4 Education,—Education (School Teachers' Pay and Conditions) (No. 2) Order 2005 (S.I., 2005, No. 1101), dated 4th April 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

5 Health and Safety,—Manufacture and Storage of Explosives Regulations 2005 (S.I., 2005, No. 1082), dated 4th April 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

6 Legal Services Commission,—Community Legal Service (Financial) (Amendment No. 2) Regulations 2005 (S.I., 2005, No. 1097), dated 5th April 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr David Lammy].

7 Merchant Shipping,—Merchant Shipping (Amendments to Reporting Requirements) Regulations 2005 (S.I., 2005, No. 1092), dated 4th April 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

8 Transport,—Railways (Penalty Fares) (Amendment) Regulations 2005 (S.I., 2005, No. 1095), dated 4th April 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Darling].

Other Papers:

9 Defence,—Ministry of Defence Minute, dated 5th April 2005, concerning the Ministry of Defence's intention to introduce a Service Group Life Insurance (SGLI) scheme for the armed forces [by Command] [Mr Secretary Hoon].

10 Foreign Affairs,—Government Response to the Third Report from the Foreign Affairs Committee, Session 2004–05, on The Western Balkans [by Command] [Cm. 6505] [Mr Secretary Straw].

11 Government Resources and Accounts,—Resource Accounts of the Wales Office for 2003–04, with the Report of the Comptroller and Auditor General thereon [by Act]; to be printed [No. 493] [Mr Stephen Timms].

12 Justice (Northern Ireland),—Inspection of the Juvenile Justice Centre (Northern Ireland), 18th–25th October 2004, [by Act] [Mr Secretary Murphy].

13 Public Petitions,—Observations by the Deputy Prime Minister on the Petition [10th March] from Bicester residents against the granting of planning permission for accommodation centres for asylum seekers against the decision of local councillors [by Standing Order]; to be printed [Clerk of the House].

APPENDIX II

Standing Committees

Civil Procedure (Amendment No. 2) Rules 2005 (S.I., 2005, No. 656),—The Committee of Selection has discharged Geraint Davies and Mr David Lammy from the First Standing Committee on Delegated Legislation (nominated in respect of the Rules) and nominated in substitution Caroline Flint and Ms Dari Taylor.

APPENDIX III

Reports from Select Committees

1 Culture, Media and Sport,—Minutes of Evidence and Appendices thereto taken before the Culture, Media and Sport Committee [Community Sport]; to be printed [No. 507-i] [Sir Gerald Kaufman].

2 Environmental Audit,—Seventh Report from the Environmental Audit Committee [Pre-Budget 2004 and Budget 2005: Tax, Appraisal, and the Environment], together with Appendices to the Minutes of Evidence taken before the Committee, to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 261] [Mr Peter Ainsworth].

3 Foreign Affairs,—Memoranda laid before the Foreign Affairs Committee [Miscellaneous matters] [No. 489] [Mr Donald Anderson].
4 Health,—(1) Fifth Report from the Health Committee [The use of New Medical Technologies within the NHS], together with the Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 398-I and -II];

(2) Sixth Report from the Committee [NHS—Continuing Care], together with the Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 399-I and -II];

(3) Memoranda laid before the Committee [The use of New Medical Technologies within the NHS];

(4) Memoranda laid before the Committee [NHS—Continuing Care]; and

(5) Memoranda laid before the Committee [The Government’s Public Health White Paper (Cm. 6374)].

[Mr David Hinchliffe].

5 International Development,—(1) Seventh Report from the International Development Committee [Development assistance in Iraq], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 244];

(2) Fourth Special Report from the Committee [Government Response to the Third Report from the Committee, on DFID’s bilateral programme of assistance to India]; to be printed [No. 506]; and

(3) Memoranda laid before the Committee [Development assistance in Iraq]

[Tony Baldry].

6 Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions,—(1) Eleventh Report from the Office of the Deputy Prime Minister: Housing, Planning, Local Government and the Regions Committee [The Role and Effectiveness of the Local Government Ombudsmen for England], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 458]; and

(2) Memorandum laid before the Committee [Local Government Consultation]

[Andrew Bennett].

7 Scottish Affairs,—Memorandum laid before the Scottish Affairs Committee [Spring Supplementary Estimate 2005: Explanatory Memorandum by the Scotland Office]; to be printed [No. 546] [Mrs Irene Adams].

8 Standards and Privileges,—Sixth Report from the Committee on Standards and Privileges [Conduct of Mr George Galloway], together with an Appendix; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 509] [Sir George Young].

9 Statutory Instruments,—(1) Fourteenth Report from the Joint Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 66-xiv]; and

(2) Third Report from the Select Committee on Statutory Instruments, together with Memoranda laid before the Committee; to be printed [No. 217-iii]

[Mr David Tredinnick].

10 Treasury,—Second Special Report from the Treasury Committee [Responses to the Second Report from the Committee, on Credit card charges and marketing]; to be printed [No. 508] [Mr John McFall].

11 Welsh Affairs,—Minutes of Evidence taken before the Welsh Affairs Committee [Draft Commissioner for Older People (Wales) Bill]; to be printed [No. 547-i] [Mr Martyn Jones].
Wednesday 6th April 2005.

The House met at half-past Eleven o’clock.

PRAYERS.

1 Message from the Lords.—A Message was brought from the Lords, as follows:

The Lords have agreed to the Railways Bill, with Amendments; to which the Lords desire the concurrence of this House.

2 Railways Bill.—Lords Amendments to the Railways Bill to be printed [Bill 107].

3 Equal Enforcement of the Law.—Ordered, That leave be given to bring in a Bill to make provision for direction to police forces to enforce the law equally as it applies to settled communities and to travellers; to amend the law on trespass; and for connected purposes: And that Mr Andrew Robathan do prepare and bring it in.

4 Equal Enforcement of the Law Bill.—Mr Andrew Robathan accordingly presented a Bill to make provision for direction to police forces to enforce the law equally as it applies to settled communities and to travellers; to amend the law on trespass; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Thursday 5th May and to be printed [Bill 106].

5 Business of the House.—Ordered, That the following provisions shall have effect—

Sittings on 6th, 7th and 8th April: general

1. At this day’s sitting and at the sittings to-morrow and on Friday—

   (1) any Motion made by a Minister of the Crown may be proceeded with, though opposed, until any hour, and shall not be interrupted under any Standing Order relating to the sittings of the House;
   (2) proceedings on Lords Amendments or any subsequent Lords Message in respect of any Bill may be considered forthwith without any further Question being put and shall be brought to a conclusion (unless already concluded) one hour after their commencement (subject to paragraph 3(1));
   (3) Standing Orders Nos. 83D to 83H and 83I(2) to (6) (conclusion of proceedings, &c.) shall apply to proceedings to be taken in accordance with this Order (but with the omission of Standing Orders Nos. 83D(2)(c) and 83E(2)(c));
   (4) notices of Amendments, new Clauses or new Schedules to be moved in Committee on any Bill may be accepted by the Clerks at the Table before the Bill has been read a second time;
   (5) Standing Order No. 41A (Deferred divisions) shall not apply; and
   (6) the Speaker shall not adjourn the House until any Messages from the Lords have been received and any Committee to draw up Reasons has reported.

Wednesday 6th April

2. At the sitting this day the following business shall be brought to a conclusion (unless already concluded) at the time after its commencement shown in brackets at the end of each sub-paragraph—

   (1) any Motion made by a Minister of the Crown for the reading of specified Resolutions of 22nd March, presentation and first reading of any Finance (No. 2) Bill brought in on those Resolutions and remaining proceedings on any such Bill (four hours);
   (2) any Motion made by a Minister of the Crown for the bringing in of an Appropriation Bill, presentation and first reading of any Bill brought in in pursuance of that motion and remaining proceedings on any such Bill, to which Standing Order No. 56 (Consolidated Fund Bills) shall apply (forthwith);
   (3) remaining proceedings on the Inquiries Bill [Lords] (one hour);
   (4) Committee of the whole House and remaining proceedings on the Disability Discrimination Bill [Lords] (one hour); and
   (5) Committee of the whole House and remaining proceedings on the Public Services Ombudsman (Wales) Bill [Lords] (one hour).

Thursday 7th April

3. At the sitting to-morrow the following business shall be brought to a conclusion (unless already concluded) at the time after its commencement shown in brackets at the end of each sub-paragraph—

   (1) proceedings on any Lords Amendments to the Serious Organised Crime and Police Bill which may be received (one and a half hours);
(2) remaining proceedings on the Education Bill [Lords] (one hour);
(3) the Motion relating to suspension and revival of the Crossrail Bill (one hour), and
(4) second reading and remaining proceedings on the International Organisations Bill [Lords] (one and a half hours).

4. On Thursday 7th April there shall be no sitting in Westminster Hall.

Friday 8th April

5. On Friday—
(1) Standing Order No. 14(4) (Private Members’ Bills) shall not apply; and
(2) the Speaker shall not adjourn the House until a Message has been received from the Lords Commissioners.

General

6. If any Finance (No. 2) Bill, or the International Organisations Bill [Lords], is read a second time, it shall stand committed to a Committee of the whole House.

7. The Orders that the Disability Discrimination Bill [Lords] and the Public Services Ombudsman (Wales) Bill [Lords] be committed to a Standing Committee shall be discharged and the Bills shall be committed to a Committee of the whole House.

8. A reference in this Order to proceedings on or in respect of a Bill includes a reference to proceedings on any Money Resolution, Ways and Means Resolution or Order of Consideration Motion in relation to those proceedings.

9. The Order of Consideration Motion of which Maria Eagle has given notice in respect of the Standing Committee on the Disability Discrimination Bill [Lords] may be moved by a Minister of the Crown in respect of the Committee of the whole House to which the Bill is committed under paragraph 7.

10. Paragraph 2(1) shall have effect notwithstanding the practice of the House as to the intervals between stages of Bill brought in upon Ways and Means Resolutions.

11. If the sitting this day continues after 11.30 a.m. on Thursday 7th April, this Order shall have effect as if any reference to the sitting on Thursday 7th April or Friday 8th April included a reference to the sitting this day.

12. If the sitting to-morrow continues after 9.30 a.m. on Friday 8th April, this Order shall have effect as if any reference to the sitting on Friday 8th April included a reference to the sitting to-morrow.—(Mr Peter Hain)

6 Ways and Means,—Ordered, That, of the Resolutions of the 22nd day of March last, the following be read—
(a) Nos. 1 to 6, 11 to 17, 22 to 27, 30, 43, 47, 48, 50 to 53, 56 and 58;
(b) Procedure (Lorry Road-User Charge);
(c) paragraphs (a), (e) and (f) of Procedure (Future Taxation); and
(d) paragraph (b) of Finance (Money).—(Mr Nick Ainger)

Ordered, That a Bill be brought in upon the said Resolutions: and that the Chairman of Ways and Means, Mr Chancellor of the Exchequer, Mr Secretary Prescott, Mr Secretary Darling, Mr Secretary Reid, Ms Secretary Hewitt, Mr Secretary Johnson, Secretary Ruth Kelly, Mr Paul Boateng, Dawn Primarolo, Mr Stephen Timms and John Healey do prepare and bring it in.

7 Finance (No. 2) Bill,—Mr Stephen Timms accordingly presented a Bill to grant certain duties, to alter other duties, and to amend the law relating to the National Debt and the Public Revenue, and to make further provision in connection with finance: and the same was read the first time; and ordered to be printed [Bill 104].

The Bill was read a second time, and was committed to a Committee of the whole House, pursuant to Order [this day].

Resolved, That this House will immediately resolve itself into a Committee:—The House accordingly resolved itself into a Committee.

(In the Committee)

Clauses Nos. 1 to 12 agreed to.

Clause No. 13 (Non-corporate distribution rate for financial year 2005).

Question proposed, That the Clause stand part of the Bill.
And it being four hours after the commencement of proceedings on the Ways and Means Motion, the Chairman, pursuant to Order [this day], put the Questions necessary to bring proceedings in Committee to a conclusion.

Clause agreed to.

Clauses Nos. 14 to 106 and Schedules Nos. 1 to 11 agreed to.

Whereupon the Chairman left the Chair to report the Bill to the House.

The Deputy Speaker resumed the Chair, and Jim Fitzpatrick reported, That the Committee had gone through the Bill, and had made no Amendment thereunto.

A Motion was made, and the Question being put forthwith, pursuant to Order [this day], That the Bill be now read the third time:—It was agreed to.

The Bill was accordingly read the third time, and passed.

8 Appropriation.—A Motion was made, and the Question being put forthwith, pursuant to Order [this day], That leave be given to bring in a Bill to appropriate the supply authorised in this Session of Parliament for the service of the year ending with 31st March 2006:—(Jim Fitzpatrick):—It was agreed to.

Ordered, That the Chairman of Ways and Means, Mr Chancellor of the Exchequer, Mr Paul Boateng, Dawn Primarolo, Mr Stephen Timms and John Healey do prepare and bring in the Bill.

9 Appropriation Bill,—Mr Stephen Timms accordingly presented a Bill to appropriate the supply authorised in this Session of Parliament for the service of the year ending with 31st March 2006: And the same was read the first time; and ordered to be printed [Bill 103].

And a Motion being made, and the Question being put forthwith, pursuant to Standing Order No. 56 (Consolidated Fund Bills) and Order [this day], That the Bill be now read a second time:—It was agreed to.

The Bill was accordingly read a second time.

And the Question being put forthwith, That the Bill be now read the third time:—It was agreed to.

The Bill was accordingly read the third time, and passed.

10 Inquiries Bill [Lords],—The House, according to Order, proceeded to consider the Inquiries Bill [Lords], as amended in the Standing Committee.

A Motion being made, That the Bill be now read the third time;

Mr Paul Boateng, by Her Majesty’s Command, acquainted the House, That Her Majesty, having been informed of the purport of the Bill, gives her Consent, as far as Her Majesty’s prerogative is concerned, That the House may do therein as it shall think fit.

And the Question being put:—It was agreed to.

The Bill was accordingly read the third time, and passed, with Amendments.

11 Disability Discrimination Bill [Lords],—The House, pursuant to Order [this day], resolved itself into a Committee on the Disability Discrimination Bill [Lords].

(In the Committee)

Ordered, That the Bill be considered in the following order, namely, Clause No. 18, Clauses Nos. 1 to 17, new Clauses, new Schedules, Clause No. 19, Schedules Nos. 1 and 2, Clause No. 20 and remaining proceedings on the Bill.—(Maria Eagle.)

Clause No. 18 (Meaning of ‘disability’).—Amendment (No. 1) proposed, in page 46, line 1, to leave out subsection (3).—(Maria Eagle.)

Question put, That the Amendment be made.

The Committee divided.

Tellers for the Ayes, Mr John Heppell, Margaret Moran: 214.

Tellers for the Noes, Mr Peter Atkinson, Gregory Barker: 98.

Clause, as amended, agreed to.

Clauses Nos. 1 to 17 and 19 agreed to.

Schedules Nos. 1 and 2 agreed to.

Clause No. 20 (Short title, interpretation, commencement and extent).
Amendment (No. 2) made.
Clause, as amended, agreed to.
Bill, as amended, to be reported.

The Deputy Speaker resumed the Chair; and James Purnell reported, That the Committee had gone through the Bill and made Amendments thereunto.

Ordered, That the Bill, as amended in the Committee, be now considered:—The House accordingly proceeded to consider the Bill.

A Motion being made, That the Bill be now read the third time;

Mr Bob Ainsworth, by Her Majesty’s Command, acquainted the House, That Her Majesty, having been informed of the purport of the Bill, gives her Consent, as far as Her Majesty’s interest is concerned, That the House may do therein as it shall think fit.

And the Question being put:—It was agreed to.

The Bill was accordingly read the third time, and passed, with Amendments.

12 Public Services Ombudsman (Wales) Bill [Lords].—The House, pursuant to Order [this day], resolved itself into a Committee on the Public Services Ombudsman (Wales) Bill [Lords]. (In the Committee)

Clauses Nos. 1 to 45 agreed to.
Clause No. 46 (Short title).
Amendment (No. 2) made.
Clause, as amended, agreed to.
Schedule No. 1 (Public Services Ombudsman for Wales: appointment etc.).
Amendment (No. 1) proposed, in page 27, line 18, to leave out the words ‘seven years’ and insert the words ‘five years, renewable for a further five years’—(Mr Bill Wiggin.)
Question proposed, That the Amendment be made:—Amendment, by leave, withdrawn.
Schedule agreed to.
Schedules Nos. 2 to 7 agreed to.
Bill, as amended, to be reported.

The Deputy Speaker resumed the Chair; and James Purnell reported, That the Committee had gone through the Bill and made Amendments thereunto.

Ordered, That the Bill, as amended in the Committee, be now considered:—The House accordingly proceeded to consider the Bill.

The Bill was read the third time, and passed, with Amendments.

13 Commissioners for Revenue and Customs Bill.—The House, according to Order, proceeded to consider the Lords Amendments to the Commissioners for Revenue and Customs Bill.
Lords Amendments Nos. 1 to 9 were agreed to.

14 Railways Bill.—The House, pursuant to Order [this day], proceeded forthwith to consider the Lords Amendments to the Railways Bill.
Lords Amendment No. 1.
A Motion was made, and the Question being put, That this House disagrees with the Lords in their Amendment—(Mr Tony McNulty).
The House divided.

Tellers for the Ayes, Mr Tom Watson, James Purnell: 198.
Tellers for the Noes, Gregory Barker, Bob Russell: 63.
So the Question was agreed to.
The Lords Amendment was accordingly disagreed to.
Lords Amendments Nos. 2 to 7 were disagreed to.
Lords Amendments Nos. 8 to 13 were agreed to.
Lords Amendment No. 14 was disagreed to.
Amendments ((a) to (e)) were made to the Bill in lieu of Lords Amendment No. 14 disagreed to.

Lords Amendments Nos. 15 to 17 were agreed to.

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83H (Programme orders: reasons committee) and Order [this day], That a Committee be appointed to draw up Reasons to be assigned to the Lords for disagreeing to their Amendments Nos. 1 to 7.

That Mr Greg Knight, Mr Khalid Mahmood, Gillian Merron, Mr Tony McNulty and John Thurso be members of the Committee.

That Mr Tony McNulty be the Chairman of the Committee.

That three be the Quorum of the Committee.

That the Committee do withdraw immediately—(Gillian Merron).—It was agreed to.

15 Railways Bill,—Mr Tony McNulty reported from the Committee appointed to draw up Reasons to be assigned to the Lords for disagreeing to certain of their Amendments to the Railways Bill, That it had drawn up the following Reason, which it had directed him to report to the House:

The Commons disagree to Lords Amendments Nos. 1 to 7 for the following Reason:

Because it is inappropriate for Passenger Transport Executives to have the involvement in the franchising of railway passenger services that would result from the provision to be made by Lords Amendments Nos. 1 to 7.

The Reason was agreed to.

Message to the Lords to communicate the said Reason, with the Bill and Amendments.

The Deputy Speaker suspended the sitting, pursuant to Order [this day].

16 Message from the Lords,—A Message was brought from the Lords, as follows:

The Lords have agreed to the Clean Neighbourhoods and Environment Bill, with Amendments; to which the Lords desire the concurrence of this House.

17 Clean Neighbourhoods and Environment Bill.—Lords Amendments to the Clean Neighbourhoods and Environment Bill to be printed [Bill 109].

18 Clean Neighbourhoods and Environment Bill,—The House, pursuant to Order [this day], proceeded forthwith to consider the Lords Amendments to the Clean Neighbourhoods and Environment Bill.

Lords Amendments Nos. 1 to 4 were agreed to.

The Deputy Speaker suspended the sitting, pursuant to Order [this day].

19 Message from the Lords,—A Message was brought from the Lords, as follows:

The Lords have agreed to the Drugs Bill, with Amendments; to which the Lords desire the concurrence of this House.

20 Drugs Bill,—Lords Amendments to the Drugs Bill to be printed [Bill 110].

21 Drugs Bill,—The House, pursuant to Order [this day], proceeded forthwith to consider the Lords Amendments to the Drugs Bill.

Lords Amendments Nos. 1 to 3 were agreed to.

22 Public Petitions,—Public Petitions from—

(1) residents of Hodge Hill in Birmingham and the surrounding area against the proposed development of a Tesco’s supermarket on the site of the Brockhurst Road playing fields;

(2) residents of St Albans for legislation preventing the construction of telephone masts without consultation with residents and the taking into account of the needs of children living in the area; and

(3) residents and bus passengers of Walton, Stone, in Staffordshire, for the restoration of the 101 bus service from Walton Corner along the A34 to Aston Island were presented and read; and ordered to lie upon the Table and to be printed.
23 Adjournment.—A Motion was made, and the Question being proposed, That this House do now adjourn—(Mr Tom Watson);

And the Motion having been made after Seven o'clock, and the Debate having continued for half an hour, the Deputy Speaker adjourned the House without Question put, pursuant to the Standing Order, it being then half-past Ten o'clock, till to-morrow.

[Adjourned at 10.30 p.m.]

APPENDIX I

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:

1 Children and Young Persons,—Special Guardianship Regulations 2005 (S.I., 2005, No. 1109), dated 4th April 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

2 Education,—(1) Education (Free School Lunches) (State Pension Credit) Order 2005 (S.I., 2005, No. 885); and

(2) Teacher Training Agency (Additional Functions) Order 2005 (S.I., 2005, No. 892), dated 23rd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

3 Pensions,—(1) Draft Code of Practice by the Pensions Regulator on Notifiable Events; and

(2) Occupational and Personal Pension Schemes (Pension Liberation) Regulations 2005 (S.I., 2005, No. 992), dated 30th March 2005 [by Act], with Explanatory Memoranda thereon [by Command] [Mr Secretary Johnson].

4 Professional Qualifications,—European Communities (Recognition of Professional Qualifications) (Second General System) (Amendment) Regulations 2005 (S.I., 2005, No. 882), dated 22nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].


Other Papers:

6 Foreign Affairs,—Government Response to the Second Report from the Foreign Affairs Committee, Session 2004–05, on Cyprus [by Command] [Cm. 6506] [Mr Secretary Straw].

7 Public Accounts,—Treasury Minutes on the First, Second and Fourth Reports from the Committee of Public Accounts, Session 2004–05 [by Command] [Cm. 6496] [Mr Stephen Timms].

8 Public Petitions,—Observations by—

(1) the Leader of the House of Commons on the Petition [8th March] from William Jolly, Linda Preston, Rhodri Thomas and others against the party whipping system;

(2) the Parliamentary Under-Secretary of State for Constitutional Affairs on the Petition [15th March] from the residents of North Nantymoel (Bridgend) and others, for the reinstatement of the polling station at Bryants Centre in North Nantymoel;

(3) the Secretary of State for Environment, Food and Rural Affairs on the Petition [14th March] from residents of Middleton on Sea, Sussex, and the surrounding area for maintenance and protection of the beaches in the area; and

(4) the Secretary of State for Transport on the Petition [23rd March] from residents of Bexleyheath, Crayford and surrounding areas for the reinstatement of rail services between Bexleyheath and central London

[by Standing Order]; to be printed [Clerk of the House].

APPENDIX II

European Standing Committees

European Union Documents Nos. 15570/04 and 15614/04, relating to Nominal quantities for pre-packed products, have been referred to European Standing Committee C.

APPENDIX III

Reports from Select Committees

1 Education and Skills,—Minutes of Evidence taken before the Education and Skills Committee [Tuition Fees and Student Bursaries]; to be printed [No. 369-ii] [Mr Barry Sheerman].

2 European Scrutiny,—(1) Fifteenth Report from the European Scrutiny Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 38-xv]; and
   (2) Memoranda laid before the Committee [Ministerial Correspondence] [Mr Jimmy Hood].

3 Human Rights,—(1) Eighteenth Report from the Joint Committee on Human Rights [Scrutiny: Final Progress Report]; together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 551];
   (2) Nineteenth Report from the Committee [The Work of the Committee in the 2001–2007 Parliament], together with Appendices; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 552]; and
   (3) Memoranda laid before the Committee [UK Derogations from Convention Rights] [Jean Corston].

4 Northern Ireland Affairs,—(1) Eighth Report from the Northern Ireland Committee [Air Transport Services in Northern Ireland], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 53-I and -II];
   (2) Ninth Report from the Committee [The Challenge of Diversity: Hate Crime in Northern Ireland], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 548-I and -II];
   (3) Tenth Report from the Committee [Ways of dealing with Northern Ireland’s past: Interim Report—Victims and Survivors], together with Appendices to the Minutes of Evidence taken before the Committee; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 303-I and -II];
   (4) Third Special Report from the Committee [Government Response to the Third Report from the Committee, Session 2004–05, on Northern Ireland Departments’ 2002–03 Resource Accounts]; to be printed [No. 549]; and
   (5) Fourth Special Report from the Committee [Government Response to the Sixth Report from the Committee, Session 2004–05, on Waste Management Strategy in Northern Ireland]; to be printed [No. 550] [Mr Michael Mates].

5 Public Accounts,—(1) Nineteenth Report from the Committee of Public Accounts [The Accounts of the Duchies of Cornwall and Lancaster]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 313];
   (2) Twentieth Report from the Committee [PFI: The STEPS deal]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 553];
   (3) Twenty-first Report from the Committee [The United Kingdom’s civil space programme]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 47];
   (4) Twenty-second Report from the Committee [Facing justice: tackling defendants’ non-attendance at court]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 103];
   (5) Twenty-third Report from the Committee [Reducing crime: the Home Office working with Crime and Disorder Reduction Partnerships]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 147];
   (6) Twenty-fourth Report from the Committee [Improving patient care by reducing the risk of hospital acquired infection: a progress report]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 554];
(7) Twenty-fifth Report from the Committee [Tackling congestion by making better use of England’s motorways and trunk roads]: to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 134];

(8) Twenty-sixth Report from the Committee [Ministry of Defence: the rapid procurement of capability to support operations]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 70];

(9) Twenty-seventh Report from the Committee [The impact of the Office of Government Commerce’s initiatives on the delivery of major IT-enabled projects]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 555];

(10) Twenty-eighth Report from the Committee [Network Rail: making a fresh start]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 556];

(11) Twenty-ninth Report from the Committee [Inheritance tax]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 174];

(12) Thirtieth Report from the Committee [Department of Health: reforming NHS dentistry]; to be printed, with the Minutes of Proceedings of the Committee relating to the Report [No. 167]; and

(13) Minutes of Evidence taken before the Committee [Skills for Life]; to be printed [No. 557-i]

[Mr Edward Leigh].

[No. 64, WH, No. 39]

Wednesday 6th April 2005.

The House sitting in Westminster Hall

The sitting began at half-past Nine o’clock.

Adjournment.—A Motion was made, and the Question being proposed, That the sitting be now adjourned—(Mr Jim Murphy); And the sitting having continued for two and a half hours after Two o’clock, it was adjourned without Question put, till Tuesday 12th April, pursuant to Order [this day].

[Adjourned at 4.30 p.m.

THE SPEAKER’S CERTIFICATE

The Speaker certified that the Appropriation Bill is a Money Bill within the meaning of the Parliament Act 1911.
The House met at half-past Eleven o'clock.

PRAYERS.

1 Standing Orders (Private Business).—Ordered, That the Amendments to Standing Orders set out in the Schedule be made at the beginning of the new Session of Parliament:—

**SCHEDULE**

Standing Order 1, line 76, at end insert—

‘the term “unitary district” means a non-metropolitan district which is not included in the area of a county council.’

After Standing Order 1

Insert—

New Standing Order 1A

Deposit of documents etc at offices of government departments and public bodies

1A.—(1) Any reference in a provision of these orders to a document, or to a copy or copies of a document, being deposited in accordance with this order is a reference to the document, or to a copy or copies of the document, being deposited—

(a) at the offices of such government departments and public bodies as may be specified in the list, and

(b) if the context so admits, in such quantities as may be so specified.

(2) In paragraph (1) above—

“document” includes any bill, plan, section, book of reference, ordnance map, environmental or other statement or estimate;

“the list” means the list which, for the purposes of this order, is compiled and maintained by the Private Bill Office under the direction of the Chairman of Ways and Means.

(3) The provisions of these orders which contain such references as are mentioned in paragraph (1) above are—

(a) Standing Order 27(5),

(b) Standing Order 27A(1),

(c) Standing Order 29,

(d) Standing Order 30,

(e) Standing Order 30A(1),

(f) Standing Order 31,

(g) Standing Order 32,

(h) Standing Order 34,

(i) Standing Order 37,

(j) Standing Order 39,

(k) Standing Order 45(3), and

(l) Standing Order 47(1).’

Standing Order 2A, line 5, after ‘November’, insert ‘(or if that day is a Saturday or a Sunday, the first Monday following that day)’.

Standing Order 4A, line 17, after ‘district,’ insert ‘unitary district,’.

Standing Order 4A, line 28, after ‘districts,’ insert ‘unitary districts,’.

Standing Order 4A, line 44, after ‘district,’ insert ‘unitary district,’.

Standing Order 4A, line 49, after ‘district,’ insert ‘unitary district,’.

Standing Order 5, line 33, leave out ‘and’.

Standing Order 5, line 36, at end insert ‘; and

‘(f) where it is proposed by the bill to confer powers authorising any alteration or disturbance of the surface of any street or road in connection with the construction of a tramway, tram road, trolley vehicle system or an underground railway, a general description of the roads or streets which may be affected by the exercise of the power and of the circumstances in which, and the extent to which, it is envisaged that the power may be exercised.’.”
Standing Order 10, line 13, after ‘district,’ insert ‘unitary district,’.
Standing Order 10, line 24, after ‘districts,’ insert ‘unitary districts,’.
Standing Order 10, line 36, after ‘district,’ insert ‘unitary district,’.
Standing Order 10, line 40, after ‘county’ insert ‘metropolitan district, unitary district or London borough’.

After Standing Order 10

Insert—

New Standing Order 10A

‘Publication of notice relating to works bills

10A—(1) If the bill—

(a) authorises the construction of works to which Standing Order 27 (Deposit of plan, book of reference, and section, etc.) applies, or the compulsory acquisition of lands or of rights to use lands, or

(b) extends the time limited by a former Act for any of those purposes,

the notice shall be displayed for two consecutive weeks ending not later than 11 December at a place of public resort in each of the counties, metropolitan districts, unitary authorities, or London boroughs or (in Wales) the counties or county boroughs or (in Scotland) the local government areas in which the works are to be, or the lands are, situated.

(2) For the purposes of paragraph (1), “place of public resort” include a public library and a local government office.’

Standing Order 12, line 4, leave out ‘confer powers authorising any alteration or disturbance of’ and insert ‘alter or disturb’.

Standing Order 12, line 8, leave out ‘such street or road’ and insert ‘street or road the surface of which it is proposed to alter or disturb’.

Standing Order 12, line 10, leave out ‘powers’ and insert ‘alteration or disturbance’.

Standing Order 12, line 12, leave out ‘powers’ and insert ‘alteration or disturbance’.

Standing Order 12, line 21, leave out ‘the said powers are proposed to be conferred’ and insert ‘it is proposed to alter or disturb the surface of any street or road’.

Standing Order 12, line 24, leave out ‘any’ and insert ‘the’.

Standing Order 16, line 24, leave out ‘county councils, metropolitan districts or London boroughs, as the case may be’ and insert ‘councils of counties, metropolitan districts, unitary districts or London boroughs or (in Wales) counties or county boroughs’.

Standing Order 27, line 12, after ‘district,’ insert ‘unitary district,’.

Standing Order 27, line 23, after ‘district’ insert ‘unitary district’.

Standing Order 27, line 28, after ‘district,’ insert ‘unitary district,’.

Standing Order 27, line 54, after ‘district,’ insert ‘unitary district,’.

Standing Order 27, line 69, leave out from ‘and’ to end of line 73 and insert ‘copies of the same shall be deposited in accordance with Standing Order 1A’.

Standing Order 27A, line 30, leave out paragraph (2) and insert—

(2) Copies shall be deposited in accordance with Standing Order 1A’.

Standing Order 29, line 7, leave out from ‘deposited’ to end of line 9 and insert ‘in the Private Bill Office and in accordance with Standing Order 1A’.

Standing Order 30, line 5, leave out from ‘deposited’ to end and insert ‘in accordance with Standing Order 1A’.

Standing Order 30A, line 4, leave out from ‘deposited’ to the second ‘and’ in line 5, and insert ‘in accordance with Standing Order 1A’.

Standing Order 31, line 6, leave out from ‘deposited’ to ‘marked’ in line 8, and insert ‘in accordance with Standing Order 1A’.

Standing Order 32, line 8, leave out from ‘deposited’ to end of line 9, and insert ‘in accordance with Standing Order 1A’.

Standing Order 34, line 9, leave out from ‘deposited’ to end and insert ‘in accordance with Standing Order 1A’.

Standing Order 36, line 12, after ‘district’ insert ‘or unitary district,’.
Standing Order 37 is hereby repealed.

New Standing Order 37

"Deposit of copy of plan, etc. in certain circumstances"

37. In the case of a bill by which it is proposed to authorise the compulsory acquisition—

(a) of any churchyard, burial ground or cemetery, or any part thereof, or
(b) of rights to use any churchyard, burial ground or cemetery, or any part thereof, or
(c) of any other land, or of rights to use any other land,

copies of so much of the deposited plan, section (if any) and book of references as relates to the land shall, on or before 20th November, be deposited in accordance with Standing Order 1A."

Standing Order 38, line 3, after ‘November’ insert ‘(or when 27th November is a Saturday or a Sunday, on the first Monday following that day)’.

Standing Order 39 is hereby repealed.

New Standing Order 39

"Deposit of copies of bills"

39. On or before 4th December, printed copies of every bill shall be deposited in accordance with Standing Order 1A."

Standing Order 45, line 19, leave out from ‘deposited’ to end and insert ‘in accordance with Standing Order 1A.’.

Standing Order 47, line 9, leave out from ‘and’ to ‘on’ in line 11 and insert ‘in accordance with Standing Order 1A.’.

Standing Order 55, line 17, leave out from ‘datum’ to ‘shall’ in line 11 and insert ‘of Newlyn.’.

Standing Order 61, line 16, after ‘district,’ insert ‘unitary district,’.

Standing Order 61, line 33, after ‘county’ insert ‘metropolitan district, unitary district or London borough’.

Standing Order 62, line 15, after ‘county’ insert ‘metropolitan district, unitary district or London borough’.

Standing Order 65, line 28, after ‘county,’ insert ‘metropolitan district, unitary district or London borough’.

Standing Order 131A, line 3, after ‘be’ to end of line 4 and insert ‘reproduced at the expense of the parties and the cost of reproduction shall be divided among the several parties in such proportions as may be specified by the Private Bill Office.’.

Standing Order 145, line 3, leave out second ‘the’ and insert ‘any’.

After Standing Order 145

Insert—

New Standing Order 145A

"Minutes of evidence to be laid upon the Table"

145A. The minutes of the evidence taken before a committee on a private bill shall be laid on the Table of the House and ordered to be published.

Standing Order 147, line 7, leave out ‘for Transport’ and insert ‘responsible for the time being for transport matters’.

Standing Order 147, line 11, leave out ‘for Transport’ and insert ‘responsible for the time being for transport matters’.

Standing Order 154, line 12, leave out ‘for Transport’ and insert ‘responsible for the time being for transport matters’.

Standing Order 154, line 27, leave out ‘for Transport’ and insert ‘responsible for the time being for transport matters’.

Standing Order 174, line 3, leave out ‘2.45 pm’ and insert ‘a quarter of an hour after the House sits’.

Standing Order 174, line 28, leave out ‘at 7 pm’ and insert ‘at a time three hours before the moment of interruption’.

Standing Order 174, line 39, leave out ‘7 pm’ and insert ‘a time three hours before the moment of interruption’.
New Standing Orders 188A and 188B
After Standing Order 188
Insert—
*SUSPENSION AND REVIVAL OF BILLS
Suspension of bills
188A.—(1) Paragraph (2) applies where—
(a) this House resolves that the promoters of a bill originating in this House
should have leave to suspend any further proceedings on the bill in order to
proceed with it, if they think fit, in the next session of Parliament, and any
conditions attached to the leave have been met, and
(b) the House of Lords concur with the resolution, or have previously passed
a resolution to the like effect as the resolution of this House.
(2) The bill shall be deposited in the Private Bill Office on the fifth sitting day in the
next session together with a declaration, signed by the agent, stating that the bill
is the same in every respect as the bill at the last stage of the proceedings on it in
this House in the current session.
(3) Paragraph (4) applies where—
(a) this House resolves that the promoters of a bill originating in the House
of Lords should have leave to suspend any further proceedings on the bill in
order to proceed with it, if they think fit, in the next session of Parliament, and
any conditions attached to the leave have been met; and
(b) the House of Lords subsequently pass a resolution to the like effect as the
resolution of this House.
(4) If the bill is brought from the House of Lords in the next session, the agent for
the bill shall deposit in the Private Bill Office a declaration, signed by the agent,
stating that the bill is the same in every respect as the bill which was brought from
the House of Lords in the current session.
(5) The following provisions of this Order apply in either case.
(6) The bill shall be deemed to have passed through every stage through which it has
passed in the current session, and shall be recorded in the Journal of the House as
having passed those stages, and no new fees shall be charged to those stages.
(7) These Standing Orders shall apply to the bill in the next session only in regard
to any stage through which the bill has not passed in the current session.
(8) If there is any petition outstanding—
(a) any such petition which has been presented (if not withdrawn) shall stand
referred to any committee on the bill in the next session;
(b) any minutes of evidence taken before a committee on the bill in the
current session shall stand referred to any committee on the bill in the next
session;
(c) no petitioners shall be heard before any committee on the bill in the next
session unless their petition has been presented within the time stipulated for the
deposit of petitions in the current session or deposited pursuant to Standing
Order 126(b);
(d) Standing Order 127 shall have effect as if the words “under Standing
Order 126 (Reference to committee of petitions against bill)” were omitted.
(9) In this Order “the current session” means the session in which the resolution of
this House is passed and “the next session” shall be construed accordingly.’

After New Standing Order 188A
Insert—
*Revival of bills
188B.—(1) Paragraphs (2) and (3) apply where—
(a) this House resolves that the promoters of a bill which—
(i) originated in this House in an earlier session of this Parliament or in the
last Parliament; and
(ii) had not received the Royal Assent,
should, notwithstanding anything in the Standing Orders or practice of this
House, have leave to proceed with the bill in the current session; and
(b) the House of Lords concur with the resolution, or have previously passed
a resolution to the like effect as the resolution of this House.
(2) The petition for the bill shall be deemed to have been deposited and all Standing
Orders applicable to it shall be deemed to have been complied with.
(3) The bill shall be deposited in the Private Bill Office not later than the fifth day on which the House sits after the passing of the resolution, and a declaration, signed by the agent, shall be annexed to the bill stating that it is the same in every respect as the bill at the last stage of the proceedings on it in this House in the last session or the last Parliament or, as the case may be, the bill passed by this House.

(4) Paragraph (5) applies where—

(a) this House resolves that the promoters of a bill which—

(i) originated in the House of Lords in an earlier session of this Parliament or in the last Parliament; and

(ii) had not received the Royal Assent,

should, notwithstanding anything in the Standing Orders or practice of this House, have leave to proceed with the bill in the current session; and

(b) the House of Lords subsequently pass a resolution to the like effect as the resolution of this House.

(5) If the bill is brought from the House of Lords in the current session, the agent for the bill shall deposit in the Private Bill Office a declaration, signed by the agent, stating that the bill is the same in every respect as the bill which was brought from the Commons in the last session or the last Parliament.

(6) The following provisions of this Order apply in either case.

(7) The bill shall be deemed to have passed through every stage through which it has passed in the last session or last Parliament, and shall be recorded in the Journal of the House as having passed those stages, and no new fees shall be charged to those stages.

(8) If there is any petition outstanding—

(a) any such petition which has been presented (if not withdrawn) shall stand referred to any committee on the bill in the current session;

(b) any minutes of evidence taken before a committee on the bill in the last session or last Parliament shall stand referred to any committee on the bill in the current session;

(c) no petitioners shall be heard before any committee on the bill in the current session unless their petition has been presented within the time stipulated for the deposit of petitions in the last session or last Parliament or deposited pursuant to Standing Order 126(b);

(d) Standing Order 127 shall have effect as if the words “under Standing Order 126 (Reference to committee of petitions against bill)” were omitted.

(9) In this Order “current session” means the session of Parliament in which the resolution of this House is passed and “this Parliament” means the Parliament in which the resolution of this House is passed; “the last Parliament” and “the last session” shall be construed accordingly.

Standing Order 200, line 6, leave out ‘two’ and insert ‘five’.

Standing Order 204A, line 4, leave out ‘7 pm’ and insert ‘a time three hours before the moment of interruption’—(The Chairman of Ways and Means.)

2 Message from the Lords.—A Message was brought from the Lords, as follows:

The Lords have agreed to the Serious Organised Crime and Police Bill, with Amendments, to which they desire the concurrence of this House.

The Lords have agreed to the Amendment made by this House to the Public Service Ombudsman (Wales) Bill [Lords], without Amendment.

The Lords have agreed to the Gambling Bill, with Amendments, to which they desire the concurrence of this House.

The Lords communicate that they have come to the following Resolution:

That, if a Crossrail Bill is brought from the House of Commons in the next Session of Parliament, the Standing Orders of the House applicable to the Bill, so far as complied with or dispensed with in this Session, shall be deemed to have been complied with or (as the case may be) dispensed with in the next Session.

The Lords have agreed to the Finance (No. 2) Bill, without Amendment.

The Lords have agreed to the Appropriation Bill, without Amendment.

The Lords have agreed to the Amendments made by this House to the Inquiries Bill [Lords], without Amendment.
The Lords have agreed to the Amendments made by this House to the Disability Discrimination Bill [Lords], without Amendment.

The Lords do not insist on their Amendments to the Railways Bill to which this House has disagreed, and agree without Amendment to the Amendments proposed by this House in lieu of the remaining Lords Amendment.

3 Serious Organised Crime and Police Bill,—Lords Amendments to the Serious Organised Crime and Police Bill printed pursuant to Standing Orders Nos. 57A (Bills brought from the Lords) and 78 (Lords amendments) on 6th April [Bill 108].

4 Gambling Bill,—Lords Amendments to the Gambling Bill printed pursuant to Standing Orders Nos. 57A (Bills brought from the Lords) and 78 (Lords amendments) on 6th April [Bill 111].

5 Accommodation and Works,—Ordered, That the Minutes of Proceedings of the Accommodation and Works Committee be printed [No. 510].

6 Administration,—Ordered, That the Minutes of Proceedings of the Administration Committee be printed [No. 511].

7 Broadcasting,—Ordered, That the Minutes of Proceedings of the Broadcasting Committee be printed [No. 512].

8 Catering,—Ordered, That the Minutes of Proceedings of the Catering Committee be printed [No. 513].

9 Constitutional Affairs,—Ordered, That the Minutes of Proceedings of the Constitutional Affairs Committee be printed [No. 514].

10 Culture, Media and Sport,—Ordered, That the Minutes of Proceedings of the Culture, Media and Sport Committee be printed, together with the Minutes of Proceedings of the Maritime Heritage and Historic Ships Sub-Committee [No. 515].

11 Defence,—Ordered, That the Minutes of Proceedings of the Defence Committee be printed [No. 516].

12 Education and Skills,—Ordered, That the Minutes of Proceedings of the Education and Skills Committee be printed [No. 517].

13 Environmental Audit,—Ordered, That the Minutes of Proceedings of the Environmental Audit Committee be printed, together with the Minutes of Proceedings of the Environmental Education Sub-Committee [No. 518].

14 Environment, Food and Rural Affairs,—Ordered, That the Minutes of Proceedings of the Environment, Food and Rural Affairs Committee be printed, together with the Minutes of Proceedings of the Government’s Rural Delivery Strategy Sub-Committee, the Future for UK Fishing Sub-Committee, the Progress on Pesticides Sub-Committee and the draft Natural Environment and Rural Communities Bill Sub-Committee [No. 519].

15 European Scrutiny,—Ordered, That the Minutes of Proceedings of the European Scrutiny Committee be printed [No. 520].

16 Finance and Services,—Ordered, That the Minutes of Proceedings of the Finance and Services Committee be printed [No. 521].

17 Foreign Affairs,—Ordered, That the Minutes of Proceedings of the Foreign Affairs Committee be printed [No. 522].

18 Health,—Ordered, That the Minutes of Proceedings of the Health Committee be printed [No. 523].

19 Home Affairs,—Ordered, That the Minutes of Proceedings of the Home Affairs Committee be printed [No. 524].

20 Human Rights,—Ordered, That the Minutes of Proceedings of the Select Committee appointed to join with a Committee of the House of Lords on Human Rights be printed [No. 525].

21 Information,—Ordered, That the Minutes of Proceedings of the Information Committee be printed [No. 526].

22 International Development,—Ordered, That the Minutes of Proceedings of the International Development Committee be printed [No. 527].
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24 Modernisation of the House of Commons.—Ordered, That the Minutes of Proceedings of the Select Committee on Modernisation of the House of Commons be printed [No. 529].

25 Northern Ireland Affairs.—Ordered, That the Minutes of Proceedings of the Northern Ireland Affairs Committee be printed, together with the Minutes of Proceedings of the Sub-Committee [No. 530].


27 Procedure.—Ordered, That the Minutes of Proceedings of the Procedure Committee be printed [No. 532].

28 Public Accounts.—Ordered, That the Minutes of Proceedings of the Committee of Public Accounts be printed [No. 533].

29 Public Administration,—Ordered, That the Minutes of Proceedings of the Select Committee on Public Administration be printed [No. 534].

30 Regulatory Reform,—Ordered, That the Minutes of Proceedings of the Regulatory Reform Committee be printed [No. 535].

31 Science and Technology.—Ordered, That the Minutes of Proceedings of the Science and Technology Committee be printed [No. 536].

32 Scottish Affairs.—Ordered, That the Minutes of Proceedings of the Scottish Affairs Committee be printed [No. 537].

33 Standards and Privileges.—Ordered, That the Minutes of Proceedings of the Committee on Standards and Privileges be printed [No. 538].

34 Statutory Instruments.—Ordered, That the Minutes of Proceedings of the Select Committee on Statutory Instruments be printed [No. 539].

35 Statutory Instruments.—Ordered, That the Minutes of Proceedings of the Select Committee appointed to join with a Committee of the House of Lords on Statutory Instruments be printed [No. 540].

36 Trade and Industry.—Ordered, That the Minutes of Proceedings of the Trade and Industry Committee be printed [No. 541].

37 Transport.—Ordered, That the Minutes of Proceedings of the Transport Committee be printed [No. 542].

38 Treasury.—Ordered, That the Minutes of Proceedings of the Treasury Committee be printed, together with the Minutes of Proceedings of the Treasury Sub-Committee [No. 543].

39 Welsh Affairs.—Ordered, That the Minutes of Proceedings of the Welsh Affairs Committee be printed [No. 544].

40 Work and Pensions.—Ordered, That the Minutes of Proceedings of the Work and Pensions Committee be printed [No. 545].

41 Standing Orders (Public Business).—Ordered, That the Standing Orders relating to Public Business, as amended, be printed [No. 558].

42 Standing Orders (Private Business).—Ordered, That the Standing Orders relating to Private Business, as amended, be printed [No. 559].

43 Climate Change Bill.—Mr Michael Meacher, supported by Mr John Gummer and Norman Baker, presented a Bill to combat climate change by setting annual targets for the reduction of carbon dioxide emissions until 2050; to place duties on the Prime Minister regarding the reporting on and achievement of those targets; to specify procedures to be followed if the targets are not met; to specify certain functions of and provide certain powers to Members of Parliament with regard to ensuring carbon dioxide emissions are reduced; to set sectoral reduction targets and targets for energy efficiency, the generation of energy from renewable sources, combined heat and power and microgeneration; and for connected purposes: And the same was read the first time; and ordered to be read a second time on Monday 11th April and to be printed [Bill 112].
44 Electricity (Microgeneration) Bill.—Alan Simpson, supported by Mr Andrew Stunell, Mr Peter Ainsworth, Dr Desmond Turner, Sue Doughty, Joan Walley, Mr David Drew, Norman Baker, Mr Simon Thomas, Vera Baird, Mr Kerry Pollard and Peter Bottomley, presented a Bill to promote microgeneration of electricity; and for connected purposes: And the same was read the first time; and ordered to be read a second time to-morrow and to be printed [Bill 113].

45 Serious Organised Crime and Police Bill.—The House, according to Order, proceeded to consider the Lords Amendments to the Serious Organised Crime and Police Bill.

Lords Amendments Nos. 1 to 101 were agreed to, the Commons being willing to waive their privileges in respect of Lords Amendments Nos. 5, 7, 8 and 57.

46 Education Bill [Lords].—The House, according to Order, proceeded to consider the Education Bill [Lords], as amended in the Standing Committee.

The Bill was read the third time, and passed, with Amendments.

47 Crossrail Bill (Carry over).—Ordered, That further proceedings on the Crossrail Bill shall be suspended until the next Session of Parliament;

That if a Bill is presented in the next Session in the same terms as the Crossrail Bill when it was presented in this Session—

(a) the Bill shall be ordered to be printed and shall be deemed to have been read the first time; and

(b) the Standing Orders of the House applicable to the Bill, so far as complied with or dispensed with in this Session, shall be deemed to have been complied with or (as the case may be) dispensed with in the next Session;

That these Orders be Standing Orders of the House.—(Mr Tony McNulty.)

Message to the Lords to acquaint them therewith.

48 Gambling Bill.—The House, pursuant to Order [yesterday], proceeded forthwith to consider the Lords Amendments to the Gambling Bill.

Lords Amendments Nos. 1 and 2 were agreed to.

Lords Amendments Nos. 3 and 4 were disagreed to.

Lords Amendments Nos. 5 to 193 were agreed to.

A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 83H (Programme orders: reasons committee) and Order [yesterday], That a Committee be appointed to draw up Reasons to be assigned to the Lords for disagreeing to their Amendments Nos. 3 and 4.

That Mr Don Foster, Secretary Tessa Jowell, Mr Gordon Marsden, Mr Mark Prisk and Mr Tom Watson be members of the Committee.

That Secretary Tessa Jowell be the Chairman of the Committee.

That three be the Quorum of the Committee.

That the Committee do withdraw immediately.—(Mr Tom Watson.)

49 Message from the Lords.—A Message was brought from the Lords, as follows:

The Lords have agreed to the Amendments made by this House to the Education Bill [Lords], without Amendment.

50 Supreme Court of England and Wales.—A Motion was made, and the Question being put forthwith, pursuant to Standing Order No. 118 (Standing Committees on Delegated Legislation), That the Civil Procedure (Amendment No. 2) Rules 2005 (S.I., 2005, No. 656), dated 11th March 2005, a copy of which was laid before this House on 14th March, be approved—(Mr Tom Watson)—It was agreed to.

51 Gambling Bill.—Secretary Tessa Jowell reported from the Committee appointed to draw up Reasons to be assigned to the Lords for disagreeing to certain of their Amendments to the Gambling Bill, That it had drawn up the following Reason, which it had directed her to report to the House:

The Commons disagree to Lords Amendments Nos. 3 and 4 for the following Reason:

Because the Amendment no longer reflects other Amendments made by the Lords.

The Reason was agreed to.

Message to the Lords to communicate the said Reason, with the Bill and Amendments.
52 International Organisations Bill [Lords].—The International Organisations Bill [Lords] was, according to Order, read a second time and was committed, pursuant to Order [yesterday], to a Committee of the whole House.

Resolved, That this House will immediately resolve itself into a Committee:—The House accordingly resolved itself into a Committee.

(In the Committee)
Clauses Nos. 1 to 10 agreed to.
Clause No. 11 (Short title, interpretation, commencement and extent).
Amendment (No. 1) made.
Clause, as amended, agreed to.
Schedule agreed to.
Bill, as amended, to be reported.

The Deputy Speaker resumed the Chair; and Mr Jim Murphy reported, That the Committee had gone through the Bill, and made an Amendment thereunto.

Ordered, That the Bill, as amended in the Committee, be now considered:—The House accordingly proceeded to consider the Bill.

The Bill was read the third time, and passed, with an Amendment.

The Deputy Speaker suspended the sitting, pursuant to Order [yesterday].

53 Message from the Lords,—A Message was brought from the Lords, as follows:
The Lords do not insist on their Amendments to the Gambling Bill to which this House has disagreed.
The Lords have agreed to the Amendment made by this House to the International Organisations Bill [Lords], without Amendment.

54 Message to attend the Lords Commissioners,—A Message from the Lords Commissioners was delivered by the Gentleman Usher of the Black Rod.

Mr Speaker.
The Lords, authorised by virtue of Her Majesty's Commission, for declaring Her Royal Assent to several Acts agreed upon by both Houses and for proroguing the present Parliament, desire the immediate attendance of this Honourable House in the House of Peers, to hear the Commission read.

Accordingly the Speaker, with the House, went up to the House of Peers, where a Commission was read giving, declaring and notifying the Royal Assent to several Acts, and for proroguing this present Parliament.

The Royal Assent was given to the following Acts:—
Finance Act 2005
Appropriation (No. 2) Act 2005
Mental Capacity Act 2005
Public Services Ombudsman (Wales) Act 2005
Commissioners for Revenue and Customs Act 2005
Disability Discrimination Act 2005
Education Act 2005
Serious Organised Crime and Police Act 2005
Inquiries Act 2005
Clean Neighbourhoods and Environment Act 2005
Drugs Act 2005
International Organisations Act 2005
Railways Act 2005
Gambling Act 2005

And afterwards Her Majesty's Most Gracious Speech was delivered to both Houses of Parliament by the Lord High Chancellor (in pursuance of Her Majesty's Command), as follows:

My Lords and Members of the House of Commons

My Government has pursued economic policies which have brought about sustained growth and prosperity.

My Government has continued to take action to secure high levels of employment as it reforms the welfare state.
An Act has been passed that allows for the extension of the circumstances in which a family can be eligible for Child Benefit for 16–19 year olds who are in learning.

Legislation has been enacted to support the continuing fight against terrorism in the United Kingdom.

An Act has been passed to reform the office of Lord Chancellor, and to establish a Supreme Court for the United Kingdom and a Judicial Appointments Commission for England and Wales.

An Act has been passed as an interim measure to make the electoral register in Northern Ireland both accurate and comprehensive until more permanent measures can be put in place.

Legislation has been passed to provide a statutory framework for dealing with the financial, health and welfare decisions of those people who might lack capacity through mental illness or disability.

My Government has continued to work towards the reduction of bureaucracy and the costs of Government, and towards promoting efficiency. An Act has been passed to integrate the Inland Revenue and Her Majesty’s Customs and Excise.

An Act has been passed to establish the Serious Organised Crime Agency and to strengthen the fight against crime.

An Act has been passed to reform the Office of Lord Chancellor, and to establish a Supreme Court for the United Kingdom and a Judicial Appointments Commission for England and Wales.

An Act has been passed as an interim measure to make the electoral register in Northern Ireland both accurate and comprehensive until more permanent measures can be put in place.

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My Government has continued to work towards the reduction of bureaucracy and the costs of Government, and towards promoting efficiency. An Act has been passed to integrate the Inland Revenue and Her Majesty’s Customs and Excise.

An Act has been passed to establish the Serious Organised Crime Agency and to strengthen the fight against crime.

An Act has been passed to improve local environmental quality by tackling the antisocial behaviour that blights our communities.

Legislation has been enacted to streamline the school inspection regime and to bring in three-year budgets for schools, which will help raise standards for every child in every school.

An Act has been passed to unify and simplify the Ombudsman service in Wales.

An Act has been passed to tackle the problem of drug abuse and the crime that flows from it.

Legislation has been enacted to enable the United Kingdom to fulfil international commitments to confer privileges and immunities on a number of international organisations and bodies.

Measures to reform the law on mental health have undergone pre-legislative scrutiny. Draft legislation has been published to safeguard the welfare of children in circumstances of parental separation and inter-country adoption from countries where there are concerns about child welfare.

A draft Bill has been published to introduce a new offence of corporate manslaughter. Draft legislation has been published to ensure the better management and protection of our natural environment and rural communities.

A Bill has been introduced to authorise the construction of Crossrail.

Other important measures have been enacted.

Members of the House of Commons

I thank you for the provision you have made for the work and dignity of the Crown and for the public service.

My Lords and Members of the House of Commons

The Duke of Edinburgh and I were pleased to receive the State Visit of His Excellency the President of the Republic of Korea and the State Visit of His Excellency the President of Italy.

My Government currently holds the G8 Presidency, and is placing high priority on the important issues of Africa and climate change.

My Government has continued to work with partners around the world to prevent terrorism and the proliferation of nuclear, chemical and biological weapons, and the problems of drug smuggling and international crime.

My Government has worked to strengthen commitment on both sides of the Atlantic to the transatlantic relationship and to the continued effectiveness of the North Atlantic Treaty Organisation, and has worked with the international community to strengthen the United Nations.

My Government continues to support the Government of Iraq to provide security and stability following the elections held in January.

My Government has continued to support efforts to build peace in the Middle East, to promote democratic reform and reduce conflict and extremism.
My Lords and Members of the House of Commons
I pray that the blessing of Almighty God may rest upon your counsels.

After which the Lord Chancellor said:
My Lords and Members of the House of Commons:
By virtue of Her Majesty’s Commission which has now been read, we do, in Her Majesty’s name, and in obedience to Her Majesty’s Commands, prorogue this Parliament to Thursday the fourteenth day of April to be then here holden, and this Parliament is accordingly prorogued to the fourteenth day of April.

Michael J. Martin
Speaker

APPENDIX

Papers presented or laid upon the Table:

Papers subject to Negative Resolution:

1 Children and Young Persons.—Disclosure of Adoption Information (Post-Commencement Adoptions) Regulations 2005 (S.I., 2005, No. 888), dated 22nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

2 Disabled Persons.—Disability Discrimination (Providers of Services) (Adjustment of Premises) (Amendment) Regulations 2005 (S.I., 2005, No. 1121), dated 6th April 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

3 Education.—Crawley College and Haywards Heath College (Dissolution) Order 2005 (S.I., 2005, No. 1113), dated 5th April 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly].

4 Fees and Charges.—Medicines for Human Use (Fees Amendments) Regulations 2005 (S.I., 2005, No. 1124), dated 6th April 2005 [by Act] [Mr Secretary Reid].

5 Food.—Miscellaneous Food Additives (Amendment) (England) Regulations 2005 (S.I., 2005, No. 1099), dated 4th April 2005 [by Act] [Mr Secretary Reid].

6 Health and Safety.—(1) Blood Safety and Quality (Amendment) Regulations 2005 (S.I., 2005, No. 1098), dated 4th April 2005 [by Act] [Mr Secretary Reid].

(2) Control of Major Accident Hazards (Amendment) Regulations 2005 (S.I., 2005, No. 1088), dated 4th April 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson]; and

(3) Control of Vibration at Work Regulations 2005 (S.I., 2005, No. 1093), dated 4th April 2005 [by Act], with an Explanatory Memorandum [by Command] [Mr Secretary Johnson].

7 Medicines.—Medicines (Advisory Bodies) Regulations 2005 (S.I., 2005, No. 1094), dated 4th April 2005 [by Act] [Mr Secretary Reid].

8 National Health Service.—National Health Service (Standing Advisory Committees) Amendment Order 2005 (S.I., 2005, No. 1100), dated 4th April 2005 [by Act] [Mr Secretary Reid].


10 Social Care.—(1) Adoption Information and Intermediary Services (Pre-Commencement Adoptions) Regulations 2005 (S.I., 2005, No. 890), dated 22nd March 2005 [by Act], with an Explanatory Memorandum [by Command] [Secretary Ruth Kelly]; and


Other Papers:

11 Air Force (Constitution).—Amendment List 27 to Air Publication 1269A—The Royal Air Force Manual of Assessment of Medical Fitness [by Act] [Mr Secretary Hoon].

12 Covent Garden Market.—Statement of remuneration and allowances payable to members of the Covent Garden Market Authority under section 1(5) of the Covent Garden Market Act 1961 [by Act] [Secretary Margaret Beckett].
13 Intelligence Services.—(1) Annual Report of the Intelligence and Security Committee for 2004–05;
   (2) Government Response to the Intelligence and Security Committee’s Annual Report 2004–05; and
   (3) Government Response to the Intelligence and Security Committee’s Report on The Handling of Detainees by UK Intelligence Personnel in Afghanistan, Guantanamo Bay and Iraq
   [by Command] [Cms. 6510, 6515 and 6511] [The Prime Minister].

   (2) Naval and Marine Pay and Pensions (Pay) Order 2005; and
   (3) Naval and Marine Pay and Pensions (Pensions Increase) Order 2005,
dated 22nd March 2005 [by Act] [Mr Christopher Leslie].

15 Parliamentary Papers.—Alphabetical index to the Bills, House of Commons Papers and Command Papers in the House of Commons set of parliamentary papers with notes on the volume arrangement and summary of legislation, Session 2004–05, Fifty-third Parliament, Fourth Session, 53rd and 54th Elizabeth II, 23rd November 2004 to 7th April 2005; to be printed [No. 560] [The Speaker].

16 Prisons (Northern Ireland).—Corporate Plan for 2005–08 and Business Plan for 2005–06 of the Northern Ireland Prison Service [by Command] [Mr Secretary Murphy].

17 Public Expenditure.—Paper, entitled Public Expenditure: Statistical Analyses 2005 [by Command] [Cm. 6521] [Mr Chancellor of the Exchequer].

18 Public Petitions.—Observations by the Secretary of State for Transport on the Petition [23rd March 2005] from the residents of the village of Woolavington, Somerset, for a weight restriction on vehicles passing through small villages [by Standing Order]; to be printed [Clerk of the House].

19 Reserve Forces.—Reserve Forces Pension Scheme Regulations 2005, dated 4th April 2005 [by Act] [Mr Secretary Hoon].
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<tr>
<td></td>
<td>Supplementary Estimates, 2004–05 (Department for Education and Skills)</td>
<td>42*</td>
<td>42</td>
<td>£26,303,662,000 (r)</td>
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<tr>
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<td>Supplementary Estimates, 2004–05 (Department for Education and Skills)</td>
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