



House of Commons

Monday 25 October 2010

Votes and Proceedings

The House met at 2.30 pm.

PRAYERS.

- 1 Questions to (1) the Secretary of State for Culture, Olympics, Media and Sport
(2) the Leader of the House
(3) the honourable Member representing the House of Commons Commission

2 Speaker's Statement: Controverted Elections (Fermanagh and South Tyrone, Election Petition)

The Speaker acquainted the House, That, as required by section 144 of the Representation of the People Act 1983, he had received the following Certificate from the Judges appointed to try the Election Petition relating to the Fermanagh and South Tyrone constituency election on 6 May 2010.

We, the Right Honourable Sir Declan Morgan, Lord Chief Justice of Northern Ireland, and the Honourable Sir John Gillen, one of Her Majesty's Judges of the High Court in Northern Ireland, being the judges selected pursuant to section 108(1) of the Judicature (Northern Ireland) Act 1978 and section 123 of the Representation of the People Act 1983 to be judges for the trial of parliamentary election petitions, do hereby certify, pursuant to section 144(2) of the Representation of the People Act 1983, that Michelle Gildernew, being the Member whose election was complained of in the petition presented by Rodney Connor on 27 May 2010, was duly elected.

Dated this 22nd day of October 2010.

Certificate to be entered in the Journals of the House.

3 Investor Compensation Schemes

Motion made and Question put forthwith (Standing Order No. 119(11)), That this House considers that the draft Directive to amend the Investor Compensation Schemes Directive (European Union Document 12346/10) does not comply with the principle of subsidiarity, for the reasons set out in the Annex to chapter 7 of the Third Report of the European Scrutiny Committee (HC 428-iii); and, in accordance with Article 6 of the Protocol on the application of the principles of subsidiarity and proportionality, instructs the Clerk of the House to forward this reasoned opinion to the presidents of the European institutions.—(*Angela Watkinson.*)

Question agreed to.

4 Parliamentary Voting System and Constituencies Bill: Committee of the whole House (5th allocated day)

The House again resolved itself into a Committee (Programme Orders, 6 September and 12 October).

(In the Committee)

New Clause NC19—(*Mr Mark Harper*)—brought up, read the first and second time and added.

New Clause NC20—(*Mr Mark Harper*)—brought up and read the first time.

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

The Committee divided.

Division No. 96.

Ayes: 335 (Tellers: Bill Wiggin, Mr Philip Dunne).

Noes: 207 (Tellers: Angela Smith, Phil Wilson).

Question accordingly agreed to.

Amendment (a) proposed.—(*Chris Bryant*.)

Question put, That the Amendment be made.

The Committee divided.

Division No. 97.

Ayes: 222 (Tellers: Angela Smith, Phil Wilson).

Noes: 317 (Tellers: Bill Wiggin, Mr Philip Dunne).

Question accordingly negatived.

Amendment (b) proposed.—(*Chris Bryant*.)

Question put, That the Amendment be made.

The Committee divided.

Division No. 98.

Ayes: 205 (Tellers: Angela Smith, Phil Wilson).

Noes: 326 (Tellers: Bill Wiggin, Mr Philip Dunne).

Question accordingly negatived.

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

The Committee divided.

Division No. 99.

Ayes: 327 (Tellers: Bill Wiggin, Mark Hunter).

Noes: 214 (Tellers: Angela Smith, Phil Wilson).

Question accordingly agreed to.

New Clause NC7—(*Mr Charles Walker*)—brought up, and read the first time.

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

Division No. 100.

Ayes: 241 (Tellers: Mr David Anderson, Graham Jones).

Noes: 293 (Tellers: Mr Philip Dunne, Norman Lamb).

Question accordingly negatived.

New Schedule NS2—(*Mr Mark Harper*)—brought up, read the first and second time, and added to the Bill.

New Schedule NS3—(*Mr Mark Harper*)—brought up, read the first and second time, and added to the Bill.

New Schedule NS4—(*Mr Mark Harper*)—brought up, read the first and second time, and added to the Bill.

New Schedule NS5—(*Mr Mark Harper*)—brought up, read the first and second time, and added to the Bill.

Bill to be reported with Amendments.

The Deputy Speaker resumed the Chair.

Mr Brooks Newmark reported, That the Committee had gone through the Bill and made Amendments.

Bill, as amended, to be considered tomorrow.

5 Adjournment

Subject: Future of Newport Passport Office (Jessica Morden).

Motion made and Question proposed, That this House do now adjourn.—(*Mr Brooks Newmark.*)

House adjourned without Question put (Standing Order No. 9(7)).

Adjourned at 10.45 pm until tomorrow.

Other proceedings

General Committees: Reports

6 First Delegated Legislation Committee

Mr Edward Leigh (Chair) reported the Alcoholic Liquor Duties (Definition of Cider) Order 2010 (S.I., 2010, No. 1914).

General Committees: Appointments

The Speaker appoints the Chair of General Committees and members of Programming Sub-Committees, and allocates Statutory Instruments to Delegated Legislation Committees.

The Committee of Selection nominates Members to serve on General Committees (and certain Members to serve on Grand Committees).

7 First Delegated Legislation Committee (Alcoholic Liquor Duties (Definition of Cider) Order 2010 (S.I., 2010, No. 1914))

Members: Lyn Brown, Mr Stephen Hepburn and Mr Virendra Sharma discharged and Simon Danczuk, Mr Frank Field and Angela Smith nominated in substitution.

Reports from Select Committees

8 Administration Committee

(1) Record of the Committee's discussions at its meeting on 25 October, to be published;

(2) *Catering Services in the House of Commons*: Written evidence, to be published

(Sir Alan Haselhurst).

9 Backbench Business Committee

Determination of business to be taken on Thursday 11 November, with Annex containing a transcript of representations made on Monday 25 October, to be published (Natascha Engel).

10 Home Affairs Committee

Immigration Cap: First Report, to be printed, with the Formal Minutes relating to the Report (HC 361) (Keith Vaz).

11 Treasury Committee

Appointments to the Budget Responsibility Committee: Fifth Report, with Evidence, to be printed, with the Formal Minutes relating to the Report (HC 545) (Mr Andrew Tyrie).

John Bercow

Speaker

The Speaker will take the Chair at 2.30 pm.

APPENDIX

Papers presented or laid upon the Table:

Draft Legislative Reform Order:

1 Regulatory Reform

Draft Legislative Reform (Civil Partnership) Order 2010 (by Act), with an Impact Assessment (by Command), with an Explanatory Document recommending the negative resolution procedure (Secretary William Hague).

Papers subject to Affirmative Resolution:

2 Constitutional Law

(1) Draft National Assembly for Wales (Representation of the People) (Amendment) Order 2010 (by Act), with an Explanatory Memorandum (by Command) (Secretary Cheryl Gillan); and

(2) draft Scottish Parliament (Elections etc.) Order 2010 (by Act), with an Explanatory Memorandum (by Command) (Mr Secretary Moore).

3 Northern Ireland

(1) Draft Local Elections (Northern Ireland) Order 2010 (by Act), with an Explanatory Memorandum (by Command) (Secretary Owen Paterson); and

(2) draft Northern Ireland Assembly (Elections) (Amendment) Order 2010 (by Act), with an Explanatory Memorandum (by Command) (Secretary Owen Paterson).

Papers subject to Negative Resolution:

4 Banks and Banking

(1) Bank Administration (England and Wales) (Amendment) Rules 2010 (S.I., 2010, No. 2583), dated 20 October 2010 (by Act), with an Explanatory Memorandum and an Impact Assessment (by Command) (Mark Hoban); and

(2) Bank Insolvency (England and Wales) (Amendment) Rules 2010 (S.I., 2010, No. 2579), dated 20 October 2010 (by Act), with an Explanatory Memorandum and an Impact Assessment (by Command) (Mark Hoban).

5 Banks and Banking, Scotland

(1) Bank Administration (Scotland) (Amendment) Rules 2010 (S.I., 2010, No. 2578), dated 21 October 2010 (by Act), with an Explanatory Memorandum and an Impact Assessment (by Command) (Mark Hoban); and

(2) Bank Insolvency (Scotland) (Amendment) Rules 2010 (S.I., 2010, No. 2586), dated 21 October 2010 (by Act), with an Explanatory Memorandum and an Impact Assessment (by Command) (Mark Hoban).

6 Building Societies

(1) Building Society Insolvency (England and Wales) Rules 2010 (S.I., 2010, No. 2581), dated 20 October 2010 (by Act), with an Explanatory Memorandum and an Impact Assessment (by Command) (Mark Hoban); and

(2) Building Society Special Administration (England and Wales) Rules 2010 (S.I., 2010, No. 2580), dated 20 October 2010 (by Act), with an Explanatory Memorandum and an Impact Assessment (by Command) (Mark Hoban).

7 Building Societies, Scotland

Building Society Insolvency (Scotland) Rules 2010 (S.I., 2010, No. 2584), dated 21 October 2010 (by Act), with an Explanatory Memorandum and an Impact Assessment (by Command) (Mark Hoban).

8 Children and Young Persons

Care Leavers (England) Regulations 2010 (S.I., 2010, No. 2571), dated 20 October 2010 (by Act), with an Explanatory Memorandum (by Command) (Secretary Michael Gove).

9 Dangerous Drugs

(1) Controlled Drugs (Drug Precursors) (Intra-Community Trade and Community External Trade) Regulations 2010 (S.I., 2010, No. 2564), dated 19 October 2010 (by Act), with an Explanatory Memorandum and an Impact Assessment (by Command) (Secretary Theresa May); and

(2) Misuse of Drugs (Licence Fees) Regulations 2010 (S.I., 2010, No. 2497), dated 12 October 2010 (by Act), with an Explanatory Memorandum and an Impact Assessment (by Command) (Secretary Theresa May).

10 Local Government

Revenue Support Grant (Specified Body) (England) Regulations 2010 (S.I., 2010, No. 2568), dated 19 October 2010 (by Act), with an Explanatory Memorandum (by Command) (Secretary Eric Pickles).

11 Local Loans

Local Loans (Procedure) (Amendment) Regulations 2010 (S.I., 2010, No. 2576), dated 21 October 2010 (by Act), with an Explanatory Memorandum (by Command) (Justine Greening).

12 Senior Courts of England and Wales

Civil Procedure (Amendment No. 3) Rules 2010 (S.I., 2010, No. 2577), dated 19 October 2010 (by Act), with an Explanatory Memorandum (by Command) (Secretary Kenneth Clarke).

13 Social Security

Social Fund Cold Weather Payments (General) Amendment (No. 2) Regulations 2010 (S.I., 2010, No. 2591), dated 21 October 2010 (by Act), with an Explanatory Memorandum (by Command) (Secretary Iain Duncan Smith).

Other Papers:

14 Controverted Elections (Fermanagh and South Tyrone)

Copy of the Shorthand Writer's Notes of the Election Court in which an election petition relating to the return of the Member for the Fermanagh and South Tyrone constituency was heard, with a copy of the order made by the Court (The Speaker).

15 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. 3) Rules 2010 (S.I., 2010, No. 2577) (by Standing Order) (The Speaker).

Withdrawn Papers:

16 National Health Service

Explanatory Memorandum to the Health and Social Care Act 2008 (Primary Dental Services, Private Ambulance Services and Primary Medical Services) (Regulated Activities) (Transitory and Transitional Provisions) Order 2010 (S.I. 2010, No. 2484) (by Command) (laid 15 October 2010).