



HOUSE OF COMMONS

Monday 3 February 2020

Votes and Proceedings

The House met at 2.30 pm.

Prayers

1 Questions to the Secretary of State for Defence

2 Statements: (1) Global Britain (Secretary Dominic Raab)

(2) Wuhan coronavirus (Secretary Matt Hancock)

(3) Streatham incident (Secretary Robert Buckland)

3 Agriculture Bill: Second Reading

Motion made and Question proposed, That the Agriculture Bill be now read a second time.—(*Secretary Theresa Villiers.*)

The Deputy Speaker announced a time limit on backbench speeches (Standing Order No. 47(1)).

Amendment moved, to leave out from 'That' to the end of the Question and add 'this House, whilst recognising that on leaving the EU the UK needs to shift agricultural support from land-based payments to the delivery of environmental and other public benefits, declines to give a Second Reading to the Agriculture Bill because it fails to provide controls on imported agricultural goods, such as chlorinated chicken or hormone treated beef, and does not guarantee the environmental, animal welfare and food safety standards which will apply.'.—(*Luke Pollard.*)

Question put, That the Amendment be made.

The House divided.

Division No. 27

Ayes: 206 (Tellers: Thangam Debbonaire, Jeff Smith)

Noes: 320 (Tellers: Nigel Huddleston Maria Caulfield)

Question accordingly negatived.

Question, That the Bill be now read a second time, put forthwith (Standing Order No. 62(2)).

Question agreed to.

4 Agriculture Bill: Programme

Motion made and Question put forthwith (Standing Order No. 83A(7)), That the following provisions shall apply to the Agriculture Bill:

Committal

(1) The Bill shall be committed to a Public Bill Committee.

Proceedings in Public Bill Committee

(2) Proceedings in the Public Bill Committee shall (so far as not previously concluded) be brought to a conclusion on Tuesday 10 March 2020.

(3) The Public Bill Committee shall have leave to sit twice on the first day on which it meets.

Proceedings on Consideration and up to and including Third Reading

(4) Proceedings on Consideration and any proceedings in legislative grand committee shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which proceedings on Consideration 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 up to and including Third Reading.

Other proceedings

(7) Any other proceedings on the Bill may be programmed.—(*Iain Stewart.*)

Question agreed to.

5 Agriculture Bill: Money

Queen's Recommendation signified.

Motion made and Question put forthwith (Standing Order No. 52(1)(a)), That, for the purposes of any Act resulting from the Agriculture Bill, it is expedient to authorise the payment out of money provided by Parliament of:

(1) sums required for—

(a) giving financial assistance to any person by virtue of powers of the Secretary of State under the Act;

(b) continuing to make direct payments, under the basic payment scheme as it operates in relation to England, for one or more years after 2020 by virtue of the Act;

(c) making delinked payments in relation to England (in place of direct payments under the basic payment scheme) by virtue of the Act;

(d) providing support under the Rural Development Regulation (EU No 1305/2013) as it operates in England in consequence of amendments of that Regulation made by virtue of the Act;

(e) operating the public market intervention or aid for private storage mechanisms under retained direct EU legislation as it operates in relation to England in response to exceptional conditions in agricultural markets;

(2) any administrative expenditure incurred by the Secretary of State by virtue of the Act; and (3) any increase attributable to the Act in the sums payable out of money so provided by virtue of any other Act.—(*Iain Stewart.*)

Question agreed to.

6 European Statutory Instruments Committee (Temporary Standing Order)

Ordered, That the following Standing Order shall have effect for the remainder of this Parliament:—

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- (1) There shall be a select committee, called the European Statutory Instruments Committee, to examine and report on—
- (a) any of the following documents laid before the House of Commons in accordance with paragraph 3(3)(b) or 17(3)(b) of Schedule 7 to the European Union (Withdrawal) Act 2018—
 - (i) a draft of an instrument; and
 - (ii) a memorandum setting out both a statement made by a Minister of the Crown to the effect that in the Minister's opinion the instrument should be subject to annulment in pursuance of a resolution of either House of Parliament (the negative procedure) and the reasons for that opinion, and
 - (b) any matter arising from its consideration of such documents.
- (2) In its consideration of a document referred to in paragraph 1(a) the committee shall include, in addition to such other matters as it deems appropriate, whether the draft instrument—
- (a) contains any provision of the type specified in paragraph 1(2) of Schedule 7 to the European Union (Withdrawal) Act 2018 in relation to which the Act requires that a draft of the instrument must be laid before, and approved by a resolution of, each House of Parliament (the affirmative procedure);
 - (b) otherwise appears to make an inappropriate use of the negative procedure; and shall report to the House its recommendation of the procedure which should apply.
- (3) The committee shall have regard to the reasons offered by the Minister in support of the Minister's opinion that the instrument should be subject to the negative procedure.
- (4) Before reporting on any document, the committee shall provide to the government department concerned an opportunity to provide orally or in writing to it or any sub-committee appointed by it such further explanations as the committee may require except to the extent that the committee considers that it is not reasonably practicable to do so within the period provided by the Act.
- (5) It shall be an instruction to the committee that it shall report any recommendation that the affirmative procedure should apply within the period specified by the Act.
- (6) The committee shall consist of sixteen Members.
- (7) The committee and any sub-committees appointed by it shall have the assistance of the Counsel to the Speaker.
- (8) The committee shall have power to appoint specialist advisers either to supply information which is not readily available or to elucidate matters of complexity within the committee's order of reference.
- (9) The committee shall have power to send for persons, papers and records, to sit notwithstanding any adjournment of the House, to adjourn from place to place, and to report from time to time.
- (10) The committee shall have power to appoint sub-committees and to refer to such sub-committees any of the matters referred to the committee.
- (11) Each such sub-committee shall have power to send for persons, papers and records, to sit notwithstanding any adjournment of the House, to adjourn from place to place, and to report to the committee from time to time.
- (12) The committee shall have power to report from time to time the evidence taken before such sub-committees, and the formal minutes of sub-committees.
- (13) The quorum of each such sub-committee shall be two.

(14) The committee shall have power to seek from any committee of the House, including any committee appointed to meet with a committee of the Lords as a joint committee, its opinion on any document within its remit, and to require a reply to such a request within such time as it may specify.

(15) Unless the House otherwise orders each Member nominated to the committee shall continue to be a member of it for the remainder of the Parliament, or until this Standing Order lapses, whichever occurs sooner.

(16) This Standing Order, to the extent that it relates to a regulation-making power provided to the Government under sections 8 or 23(1) of the European Union (Withdrawal) Act 2018, shall lapse upon the expiry of the power to make new regulations under those sections and shall lapse entirely upon expiry of the last such remaining power.—(*Iain Stewart.*)

7 Positions for which additional salaries are payable for the purposes of Section 4A(2) of the Parliamentary Standards Act 2009

Ordered, That the resolution of the House of 19 March 2013 (Positions for which additional salaries are payable for the purposes of section 4A(2) of the Parliamentary Standards Act 2009) be amended, in paragraph (1)(a), by inserting, in the appropriate place, “the European Statutory Instruments Committee,”.—(*Iain Stewart.*)

8 Presentation of documents under paragraph 3(3)(b) or 17(3)(b) of Schedule 7 to the European Union (Withdrawal) Act 2018

Ordered, That where, under paragraph 3(3)(b) or 17(3)(b) of Schedule 7 to the European Union (Withdrawal) Act 2018, any document is to be laid before this House, the delivery of a copy of the document to the Votes and Proceedings Office on any day during the existence of a Parliament shall be deemed to be for all purposes the laying of it before the House; and the proviso to Standing Order No. 159 (Presentation of statutory instruments) shall not apply to any document laid in accordance with this Order.—(*Iain Stewart.*)

9 Church of England (Miscellaneous Provisions) Measure

Ordered, That the Measure passed by the General Synod of the Church of England, entitled Church of England (Miscellaneous Provisions) Measure (HC 299), a copy of which was laid before this House on 4 November 2019, in the last Parliament, be referred to a Delegated Legislation Committee.—(*Iain Stewart.*)

10 Adjournment

Subject: Tax policy and Netflix (Dame Margaret Hodge)

Resolved, That this House do now adjourn.—(*Iain Stewart.*)

Adjourned at 10.44 pm until tomorrow.

Other Proceedings

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).

11 First Delegated Legislation Committee (draft Electricity Supplier Obligations (Excluded Electricity) (Amendment) Regulations 2019)

Members: Claire Coutinho discharged and Lia Nici nominated in substitution.

12 Second Delegated Legislation Committee (draft Public Bodies (Abolition of Public Works Loan Commissioners) Order 2019)

Members: Lia Nici discharged and Claire Coutinho nominated in substitution.

General Committees: Reports

13 First Delegated Legislation Committee

Mr Iain Paisley (Chair) reported the draft Electricity Supplier Obligations (Excluded Electricity) (Amendment) Regulations 2019

14 Second Delegated Legislation Committee

Mr Virendra Sharma (Chair) reported the draft Public Bodies (Abolition of Public Works Loan Commissioners) Order 2019.

Lindsay Hoyle

Speaker

Papers Laid

1 Papers presented and delivered to the Votes and Proceedings Office on Friday 31 January 2020 under Standing Orders No. 158 and No. 159

Papers subject to Affirmative Resolution

2 Agriculture

(1) Financing, Management and Monitoring of Direct Payments to Farmers (Amendment) Regulations 2020 (SI, 2020, No. 90), dated 30 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Theresa Villiers)

(2) Rules for Direct Payments to Farmers (Amendment) Regulations 2020 (SI, 2020, No. 91), dated 30 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Theresa Villiers)

Papers subject to Negative Resolution

3 Education

Adult Skills (Specified Qualification in Information Technology) (Amendment) Regulations 2020 (SI, 2020, No. 67), dated 28 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Michelle Donelan)

4 Payment Scheme

Victims' Payments Regulations 2020 (SI, 2020, No. 103), dated 31 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Julian Smith)

Papers presented or laid upon the Table on Monday 3 January 2020

Papers subject to Affirmative Resolution

5 County Court

Draft Justices of the Peace and Authorised Court and Tribunal Staff (Costs) Regulations 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Robert Buckland)

6 Defence

Draft Armed Forces Act (Continuation) Order 2020 (by Act), with an Explanatory Memorandum (by Command) (Johnny Mercer)

7 Fees and Charges

Draft Private Security Industry (Licence Fees) Order 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Priti Patel)

8 Financial Services and Markets

Draft Civil Liability (Information Requirements) and Risk Transformation (Amendment) Regulations 2020 (by Act), with an Explanatory Memorandum and an Impact Assessment (by Command) (John Glen)

9 Housing

Draft Client Money Protection Schemes for Property Agents (Approval and Designation of Schemes) (Amendment) Regulations 2020 (by Act), with an Explanatory Memorandum (by Command) (Esther McVey)

Papers subject to Negative Resolution

10 Agriculture

Trade in Animals and Related Products (Amendment) Regulations 2020 (SI, 2020, No. 109), dated 3 February 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Theresa Villiers)

11 Electricity

Electricity and Gas (Internal Markets) Regulations 2020 (SI, 2020, No. 96), dated 3 February 2020 (by Act), with an Explanatory Memorandum (by Command) (Kwasi Kwarteng)

12 Electronic Communications

Communications (Television Licensing) (Amendment) Regulations 2020 (SI, 2020, No. 80), dated 28 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Nigel Adams)

13 Exiting the European Union (Auditors)

Statutory Auditors and Third Country Auditors (Amendment) (EU Exit) Regulations 2020 (SI, 2020, No. 108), dated 31 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Andrea Leadsom)

14 Exiting the European Union (Customs)

Trade Remedies (Amendment) (EU Exit) Regulations 2020 (SI, 2020, No. 99), dated 30 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Conor Burns)

15 Family Court

(1) Authorised Court Staff (Legal Advice Functions) Qualifications Regulations 2020 (SI, 2020, No. 98), dated 28 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Robert Buckland)

(2) Courts and Tribunals (Judiciary and Functions of Staff) Act 2018 (Consequential, Transitional and Saving Provision) Regulations 2020 (SI, 2020, No. 100), dated 27 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Robert Buckland)

16 Income Tax

Income Tax (Pay As You Earn) (Amendment) Regulations 2020 (SI, 2020, No. 88), dated 30 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Jesse Norman)

17 Pensions

Pension Protection Fund and Occupational Pension Schemes (Levy Ceiling and Compensation Cap) Order 2020 (SI, 2020, No. 101), dated 30 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Guy Opperman)

18 Road Traffic

(1) M23 Motorway (Junctions 8 to 10) (Variable Speed Limits) Regulations 2020 (SI, 2020, No. 79), dated 29 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Grant Shapps)

(2) M62 and M606 Motorways (Chain Bar Roundabout) (Car Share Lane) (Revocation) Regulations 2020 (SI, 2020, No. 68), dated 27 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Grant Shapps)

(3) M62 Motorway (Junctions 10 to 12) and M602 Motorway (Junction 1) (Variable Speed Limits) Regulations 2020 (SI, 2020, No. 85), dated 30 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Grant Shapps)

19 Senior Courts of England and Wales

Civil Procedure (Amendment) Rules 2020 (SI, 2020, No. 82), dated 27 January 2020 (by Act), with an Explanatory Memorandum (by Command) (Secretary Robert Buckland)

Other papers

20 National Audit

(1) Report by the Comptroller and Auditor General on Department of Health and Social Care: NHS financial management and sustainability (by Act), to be printed (HC 44) (Clerk of the House)

(2) Report by the Comptroller and Auditor General on Department of Health and Social Care: Review of capital expenditure in the NHS (by Act), to be printed (HC 43) (Clerk of the House)

21 Treasury

Response from the Economic Secretary to the Treasury to the Treasury Committee relating to the Public Works Loan Board (by Command) (John Glen)

SPEAKER'S CERTIFICATE

Proxy Voting for Parental Absence (Variation of Proxy Vote)

The Speaker has certified, under the terms of the temporary Standing Order on voting by proxy for parental absence and the Resolution of the House of 28 January, that Mark Pritchard has given notice that he wishes to amend his proxy voting arrangement on 12 February only. His nominated proxy on this day will be Stuart Andrew. On the other relevant dates it will remain Sir Charles Walker.