



House of Commons

ADDENDUM
TO
STANDING
ORDERS

PUBLIC BUSINESS

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AMENDMENTS TO STANDING ORDERS

The text of the amended Standing Order No. 12 (House not to sit on certain Fridays) is as follows.

12. House not to sit on certain Fridays

- (1) Unless the House otherwise orders, the House shall not sit on any Friday other than those on which private Members' bills have precedence.
- (2) At its rising on the Thursday before a Friday on which the House is not sitting the House shall stand adjourned till the following Monday without any question being put, unless it shall have resolved otherwise.
- (3) Unless the House shall have resolved to adjourn otherwise than from the previous Thursday to the following Monday, the Fridays on which the House does not sit shall be treated as sitting days for the purpose of calculating any period under any order of the House and for the purposes of paragraph (6) of Standing Order No. 22 (Notices of questions, motions and amendments) and of Standing Order No. 64 (Notices of amendments, etc., to bills); and on such Fridays—
 - (a) notices of questions may be given by Members to the Table Office, and
 - (b) notices of amendments to bills, new clauses and new schedules and of amendments to Lords amendments, and notices of [...] motions relating to proceedings on bills committed to a public bill committee, may be received by the Public Bill Office,between eleven o'clock and three o'clock.

¹ Order of 13 July 2021. Text omitted: "Consent Motions under Standing Order No. 83M (Consent Motions for certified England only or England and Wales only provisions) and of".

The text of the amended Standing Order No. 18 (Consideration of draft legislative reform orders etc.) is as follows.¹

18. Consideration of draft legislative reform orders etc.

- (1) If the *Business, Energy and Industrial Strategy Committee* has recommended under paragraph (4) of *Standing Order No. 141 (Scrutiny of regulatory and legislative reform orders etc.)* or paragraph (5) of *Standing Order No. 142 (Localism Act 2011, etc.: scrutiny of certain orders and draft orders)* that a draft order subject to the affirmative procedure should be approved, or has recommended under paragraph (6) of *Standing Order No. 141 (Scrutiny of regulatory and legislative reform orders etc.)* or paragraph (7) of *Standing Order No. 142 (Localism Act 2011, etc.: scrutiny of certain orders and draft orders)* that a draft order should be approved, and a motion is made by a Minister of the Crown to that effect, the question thereon shall—
 - (a) if the committee's recommendation was agreed without a division, be put forthwith; and
 - (b) if the committee's recommendation was agreed after a division, be put not later than one and a half hours after the commencement of proceedings on the motion.
- (2) If the committee has recommended under paragraph (4) of *Standing Order No. 141 (Scrutiny of regulatory and legislative reform orders etc.)* or paragraph (5) of *Standing Order No. 142 (Localism Act 2011, etc.: scrutiny of certain orders and draft orders)* that a draft order subject to the affirmative procedure be not approved, or has recommended under paragraph (6) of *Standing Order No. 141 (Scrutiny of regulatory and legislative reform orders etc.)* or paragraph (7) of *Standing Order No. 142 (Localism Act 2011, etc.: scrutiny of certain orders and draft orders)* that a draft order be not approved, no motion to approve the draft order shall be made unless the House has previously resolved to disagree with the committee's report;

¹ Order of 20 May 2021. New text is shown in italics.

the questions necessary to dispose of proceedings on the motion for such a resolution shall be put not later than three hours after their commencement; and the question on any motion thereafter made by a Minister of the Crown that the draft order be approved shall be put forthwith.

- (3) If the committee has recommended under paragraph (4) of *Standing Order No. 141 (Scrutiny of regulatory and legislative reform orders etc.)* or paragraph (5) of *Standing Order No. 142 (Localism Act 2011, etc.: scrutiny of certain orders and draft orders)* that a draft order subject to the negative resolution procedure should not be made (and that the recommendation is not intended to operate section 16(4) of the *Legislative and Regulatory Reform Act 2006*), that recommendation shall be deemed to constitute notice of a motion under sub-paragraph (4)(a) of *Standing Order No. 118 (Delegated Legislation Committees)*.
- (4) Motions under paragraphs (1) or (2) of this order may be proceeded with, though opposed, until any hour.

The text of the amended Standing Order No. 41A (Deferred divisions) is as follows.¹

41A. Deferred divisions

- (1) Except as provided in paragraph (2), *Standing Order No. 38 (Procedure on divisions)* shall not apply if, after the time for the interruption of business, the opinion of the Speaker as to the decision on a question is challenged in respect of any question.

¹ New text is shown in italics.

- (2) Standing Order No. 38 (Procedure on divisions) shall apply (and this order shall not apply) to questions—
- (a) on motions or amendments in the course of proceedings on bills or allocating time to or programming such proceedings;
 - (b) on motions which may be made without notice;
 - (c) on motions to be disposed of immediately following the disposal of amendments proposed thereto, and on such amendments;
 - (d) on motions made under—
 - (i) paragraph (2) of Standing Order No. 15 (Exempted business);
 - (ii) paragraph (3) of Standing Order No. 51 (Ways and means motions);
 - (iii) sub-paragraph (1)(a) of Standing Order No. 52 (Money resolutions and ways and means resolutions in connection with bills);
 - (iv) paragraph (6) of Standing Order No. 54 (Consideration of estimates);
 - (v) paragraph (1) of Standing Order No. 55 (Questions on voting of estimates, etc.);
 - (vi) *paragraph 1 of Standing Order No. 150D (Motions consequent on the ICGS); and¹*
 - (e) on motions made under paragraph (3) below or to which an order made under that paragraph applies.
- (3) After the moment of interruption and the conclusion of proceedings under any other Standing Order which fall to be taken immediately after it, a Minister of the Crown may make a motion to the effect that this order shall not apply to questions on any specified motions; such motion may be

¹ Amended by Order of 23 June 2020.

proceeded with, though opposed, and the question thereon shall be put forthwith.

- (4) If the opinion of the Speaker is challenged under paragraph (1) of this order, he shall defer the division until half-past eleven o'clock on the next Wednesday on which the House shall sit.
- (5) On any Wednesday to which a division has been deferred under paragraph (4) above—
 - (a) Members may record their votes on the question under arrangements made by the Speaker;
 - (b) votes may be recorded for two and a half hours after half-past eleven o'clock, no account being taken of any period during which the House or committee proceeds to a division; and
 - (c) the Speaker, or the chair, shall announce the result of the deferred division as soon as may be after the expiry of the period mentioned in sub-paragraph (b) above.

The text of the amended Standing Order No. 51 (Ways and means motions) is as follows.

51. Ways and means motions

- (1) A ways and means motion may be made in the House without notice on any day as soon as an address has been agreed to in answer to Her Majesty's Speech.
- (2) A Minister of the Crown may without notice make a motion for giving provisional statutory effect to any proposals in pursuance of section 5 of the Provisional Collection of Taxes Act 1968; and the question on such a motion shall be put forthwith.
- (3) When the question has been decided on the first of several motions upon which a bill is to be brought in for imposing, renewing, varying or repealing any charge upon the people,

the question on each such further motion shall be put forthwith [...]; and proceedings in pursuance of this paragraph, though opposed, may be decided after the expiration of the time for opposed business.

The text of the amended Standing Order No. 63 (Committal of bills not subject to a programme order) is as follows.

63. Committal of bills not subject to a programme order

(1) When a public bill (other than a Consolidated Fund or an Appropriation Bill, or a tax law rewrite bill, or a bill for confirming a provisional order) has been read a second time, it shall stand committed to a public bill committee unless the House otherwise orders.

(2) A motion—

(a) to commit a bill to a committee of the whole House or to a select committee, or a motion that it is expedient that a bill be committed to a joint committee of Lords and Commons; or

(b) to give a public bill committee to which a bill has been committed under this order power to send for persons, papers and records,

may be made by any Member and if made immediately after the bill has been read a second time shall not require notice, and, though opposed, may be decided after the expiration of the time for opposed business, and the question thereon shall be put forthwith.

(3) A motion to commit a bill to a public bill committee in respect of some of its provisions and to a committee of the whole House in respect of other provisions may be made by the

¹ Order of 13 July 2021. Text omitted: “or, in the case of a motion to which Standing Order No. 83U applies, forthwith upon the announcement of the Speaker’s decision with respect to the motion under that standing order”.

Member in charge of the bill and, if made immediately after the bill has been read a second time, shall not require notice, and may, though opposed, be decided after the expiration of the time for opposed business. If such a motion is opposed, the Speaker after permitting, if he thinks fit, a brief explanatory statement from the Member who makes and from a Member who opposes the motion shall, without permitting any further debate, put the question thereon.

- (4) If the question on a motion made under paragraph (2) or paragraph (3) of this order is negatived, the Speaker shall forthwith declare that the bill stands committed to a public bill committee.

[...]¹

The text of the amended Standing Order No. 64 (Notices of amendments, etc., to bills) is as follows.

64. Notices of amendments, etc., to bills

Whenever the House is adjourned for more than one day, notices of amendments to bills, new clauses or new schedules[...]² or of amendments to Lords amendments

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- 1 Order of 13 July 2021. Text omitted: “(5) In the case of a bill certified by the Speaker under Standing Order No. 83J (Certification of bills etc. as relating exclusively to England or England and Wales and being within devolved legislative competence) as relating exclusively to England and being within devolved legislative competence—
(a) committal under this order is subject to Standing Order No. 83K (Committal and recommittal of certified England only bills), and
(b) committal under this order to a public bill committee is accordingly to a public bill committee to which Standing Order No. 86(2)(iv) (Nomination of general committees) applies.
(6) Nothing in this order enables a bill to be committed to any legislative grand committee other than to the Legislative Grand Committee (England) in accordance with Standing Order No. 83K (Committal and recommittal of certified England only bills).”
- 2 Order of 13 July 2021. Text omitted: “, of Consent Motions under Standing Order No. 83M (Consent Motions for certified England only or England and Wales only provisions)”.

received in the Public Bill Office at any time not later than half-past four o'clock on the last day on which the House is not sitting (excluding any Saturday, Sunday, bank holiday or public holiday in England) may be accepted as if the House were sitting.

The text of the amended Standing Order No. 73 (Report of bills committed to public bill committees, etc.) is as follows.

73. Report of bills committed to public bill committees, etc.

Save as provided in Standing Order No. 92 (Consideration on report of certain bills by a general committee) every bill committed to and reported from a public bill committee[...]¹, whether amended or not, shall be considered on report by the House, and the provisions of Standing Order No. 72 (Consideration of bill as amended in committee of whole House) shall apply to such consideration.

The text of the amended Standing Orders 83A to 83G and 83I is as follows.

83A. Programme motions

- (1) If, before second reading of a bill, notice of a motion providing—
 - (a) for committal of the bill, and
 - (b) for any proceedings on the bill to be programmed,
 is given by a Minister of the Crown, the motion may be made immediately after second reading, and Standing Order No. 63 (Committal of bills not subject to a programme order) shall not apply to the bill.

¹ Order of 13 July 2021. Text omitted: “or the Legislative Grand Committee (England)”.

- (2) Such a motion is to be called a programme motion.
- (3) A programme motion may not disapply paragraph (2) of Standing Order No. 84A (Public bill committees).
- (4) An order made by the House as a result of a programme motion is to be called a programme order.
- (5) A motion to vary or supplement a programme order is also to be called a programme motion.
- (6) A programme motion may provide for the allocation of time for any proceedings on a bill.
- (7) Except in the following four cases, the question on a programme motion is to be put forthwith.
- (8) The first exception is where—
 - (a) a public bill committee has reported a resolution under paragraph (12) of Standing Order No. 83C (Programming sub-committees) proposing an alteration of the date by which the bill is to be reported to the House, and
 - (b) the motion made under paragraph (13) of Standing Order No. 83C does not give effect to the public bill committee's proposal.
- (9) The second exception is where the motion makes further provision for proceedings on consideration and [...] third reading of the bill otherwise than in accordance with a resolution of a public bill committee under paragraph (14) of Standing Order No. 83C.
- (10) The third exception is where the motion reduces the amount of time allocated under a programme order for any proceedings on the bill (whether or not it also increases the amount of time allocated for other proceedings on the bill).
- (11) The fourth exception is where the motion relates to a resolution of a programming committee.

¹ Order of 13 July 2021. Text omitted: "up to and including".

- (12) If any of the exceptions applies, any question necessary to dispose of proceedings on a programme motion is to be put not later than three-quarters of an hour after the commencement of proceedings on the motion.
- (13) Paragraph (1) of Standing Order No. 15 (Exempted business) applies to proceedings on a programme motion.
- (14) Standing Order No. 83 (Allocation of time to bills) does not apply to a programme motion.
- (15) If a programme order applies to a bill, neither Standing Order No. 82 (Business Committee) nor Standing Order No. 120 (Business sub-committees) applies to the bill.

83B. Programming committees

- (1) This order applies if proceedings in committee of the whole House or on consideration and third reading [...] are subject to a programme order.
- (2) There is to be a committee for the bill consisting of—
 - (a) the Chairman of Ways and Means (who is to be chair of the committee); and
 - (b) not more than eight other Members, nominated by the Speaker.
- (3) The committee is to be called the programming committee.
- (4) The quorum of the programming committee is four.
- (5) The programming committee shall consider the allocation of time to proceedings in committee of the whole House or on consideration and third reading [...] and report any resolution which it makes to the House.

1 Order of 13 July 2021. Text omitted: “or in legislative grand committee or on reconsideration or consequential consideration”.

2 Order of 13 July 2021. Text omitted: “or in legislative grand committee or on reconsideration or consequential consideration”.

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- (6) Proceedings in the programming committee shall be brought to a conclusion not later than two hours after their commencement.
 - (7) For the purposes of bringing any proceedings to a conclusion in accordance with paragraph (6), the chair shall—
 - (a) first put forthwith any question which has been proposed from the chair and not yet decided; and
 - (b) then put successively questions on any motions made by a Minister of the Crown.
 - (8) Resolutions of the programming committee—
 - (a) may be reported from time to time; and
 - (b) subject to the powers of the Speaker or chair to select the amendments, new clauses and new schedules to be proposed, may include alterations in the order in which specified proceedings on the bill are to be taken.

83C. Programming sub-committees

- (1) If a bill is subject to a programme order which commits it to a public bill committee, the order stands referred to the committee and, subject to paragraph (10) of this order, shall be considered by a sub-committee of the committee.
- (2) The sub-committee is to be called the programming sub-committee.
- (3) The programming sub-committee shall consist of—
 - (a) the chair or one of the chairs of the committee (who is to be chair of the sub-committee); and
 - (b) seven members of the committee, nominated by the Speaker.
- (4) The quorum of the programming sub-committee is four.
- (5) The programming sub-committee shall report to the committee any resolution which it makes about—

- (a) the number of sittings to be allotted to the consideration of the bill in the committee;
 - (b) the allocation of the proceedings to each sitting;
 - (c) the time at which any proceedings, if not previously concluded, are to be brought to a conclusion;
 - (d) the date by which the bill is to be reported to the House;
 - (e) the programming of consideration and [...]’ third reading.
- (6) Proceedings in the programming sub-committee shall be brought to a conclusion not later than two hours after their commencement.
- (7) For the purposes of bringing any proceedings to a conclusion in accordance with paragraph (6), the chair shall—
- (a) first put forthwith any question which has been proposed from the chair and not yet been decided; and
 - (b) then put forthwith successively questions on any motions made by a Minister of the Crown.
- (8) Resolutions of the programming sub-committee—
- (a) may be reported from time to time; and
 - (b) subject to the powers of the chair to select the amendments, new clauses and new schedules to be proposed, may include alterations in the order in which specified proceedings are to be taken.
- (9) On a motion in the terms of a resolution of the programming sub-committee being made in the committee, any question necessary to dispose of proceedings on the motion is to be put not later than half an hour after the commencement of those proceedings.
- (10) A Minister of the Crown may make any motion in a public bill committee which could have been the subject of a resolution of the programming sub-committee; and for the purposes of

¹ Order of 13 July 2021. Text omitted: “up to and including”.

this order the motion shall be treated as if it were in the terms of a resolution of the programming sub-committee: provided that proceedings on such a motion shall lapse if any member of the committee signifies objection to it.

- (11) If the provisions of a resolution of the programming sub-committee under sub-paragraphs (a), (b) or (c) of paragraph (5) are agreed to (with or without modification) by the committee, the provisions (or the provisions as modified) are to have effect as if they were included in the programme order for the bill:

Provided that the chair may allow a sitting at which oral evidence is heard to continue for up to a quarter of an hour beyond the time provided for in the resolution.

- (12) Any resolution of the committee—
- (a) proposing an alteration to the date by which the bill is to be reported to the House; or
 - (b) making a recommendation about the programming of the bill on consideration and [...] third reading;
- shall be reported to the House.
- (13) If a resolution is reported proposing an alteration to the date by which the bill is to be reported to the House, a supplemental programme motion shall be set down for a day not later than the fifth sitting day after the day when the report was made which may—
- (a) give effect to the committee’s proposal;
 - (b) otherwise alter or supplement the provisions of the original programme of the bill; or
 - (c) confirm the date set in the original programme order for the bill.

¹ Order of 13 July 2021. Text omitted: “up to and including”.

- (14) If a resolution is reported making a recommendation about the programming of the bill on consideration and [...]’ third reading, a supplemental programme motion shall be set down before the consideration of the bill on report which may—
- (a) give effect to the committee’s recommendations;
 - (b) otherwise alter or supplement the provisions of the original programme of the bill; or
 - (c) confirm the original programme order for the bill.

83D. Programme orders: conclusion of proceedings in public bill committee or in committee of the whole House[...]²

- (1) This order applies for the purpose of bringing proceedings in public bill committee[...]’³ or in committee of the whole House to a conclusion in accordance with a programme order.
- (2) The chair shall put forthwith the following questions (but no others) in the same order as they would fall to be put if this order did not apply—
 - (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, new clause or new schedule selected by the chair for separate decision;
 - (d) the question on any amendment moved or motion made by a Minister of the Crown;
 - (e) any other question necessary for the disposal of the business to be concluded.

¹ Order of 13 July 2021. Text omitted: “up to and including”.

² Order of 13 July 2021. Text omitted: “, etc.”.

³ Order of 13 July 2021. Text omitted: “, in the Legislative Grand Committee (England) when exercising functions under Standing Order No. 83W(6)(a) (Legislative Grand Committees)”.

- (3) On a motion made for a new clause or a new schedule, the chair shall put only the question that the clause or schedule be added to the bill.
- (4) If two or more questions would fall to be put under paragraph (2)(d) on successive amendments moved or motions made by a Minister of the Crown, the chair shall instead put a single question in relation to those amendments or motions.
- (5) If two or more questions would fall to be put under paragraph (2)(e) in relation to successive provisions of the bill, the chair shall instead put a single question in relation to those provisions, except that the question shall be put separately on any clause of or schedule to the bill which a Minister of the Crown has signified an intention to leave out.
- (6) On conclusion of the proceedings in a committee, the chair shall report the bill (or such of the bill's provisions as were committed to it) to the House without putting any question.

83E. Programme orders: conclusion of proceedings on consideration *or*¹ third reading

- (1) This order applies for the purpose of bringing proceedings on consideration and [*...*]² third reading to a conclusion in accordance with a programme order.
- (2) The Speaker shall put forthwith the following questions (but no others) in the same order as they would fall to be put if this order did not apply—
 - (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, new clause or new schedule selected by the Speaker for separate decision;

¹ Order of 13 July 2021. New text shown in italics substituting the text “and up to and including”

² Order of 13 July 2021. Text omitted: “up to and including”.

- (d) the question on any amendment moved or motion made by a Minister of the Crown;
 - (e) any other question necessary for the disposal of the business to be concluded.
- (3) On a motion made for a new clause or a new schedule, the Speaker shall put only the question that the clause or schedule be added to the bill.
 - (4) If two or more questions would fall to be put under paragraph (2)(d) on successive amendments moved or motions made by a Minister of the Crown, the Speaker shall instead put a single question in relation to those amendments or motions.

[...]¹

83F. Programme orders: conclusion of proceedings on consideration of Lords amendments

- (1) This order applies for the purpose of bringing proceedings on consideration of Lords amendments to a conclusion in accordance with a programme order.
- (2) The Speaker shall first put forthwith any question which has been proposed from the chair and not yet decided.
- (3) If that question is for the amendment of a Lords amendment, the Speaker shall then put forthwith—
 - (a) a single question on any further amendments of the Lords amendment moved by a Minister of the Crown; and
 - (b) the question on any motion made by a Minister of the Crown that this House agrees or disagrees with the Lords in their amendment or (as the case may be) in their amendment as amended.

¹ Order of 13 July 2021. Text omitted: “(5) In the application of this order to proceedings on a Consent Motion in legislative grand committee, the references to the Speaker in paragraph (2) are to be read as references to the Chairman of Ways and Means or either Deputy Chairman.”

- (4) The Speaker shall then put forthwith—
 - (a) a single question on any amendments moved by a Minister of the Crown to a Lords amendment; and
 - (b) the question on any motion made by a Minister of the Crown that this House agrees or disagrees with the Lords in their amendment or (as the case may be) in their amendment as amended.
- (5) The Speaker shall then put forthwith the question on any motion made by a Minister of the Crown that this House disagrees with the Lords in a Lords amendment.
- (6) The Speaker shall then put forthwith the question that this House agrees with the Lords in all the remaining Lords amendments.
- (7) As soon as the House has—
 - (a) agreed or disagreed with the Lords in any of their amendments; or
 - (b) disposed of an amendment relevant to a Lords amendment which has been disagreed to,

the Speaker shall put forthwith a single question on any amendments moved by a Minister of the Crown relevant to the Lords amendment.

[...]

83G. Programme orders: conclusion of proceedings on further messages from the Lords

- (1) This order applies for the purpose of bringing proceedings on any further message from the Lords to a conclusion in accordance with a programme order.
- (2) The Speaker shall first put forthwith any question which has been proposed from the chair and not yet decided.

¹ Order of 13 July 2021. Paragraphs (8) to (11) omitted..

- (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 on or relevant to any of the remaining items in the Lords message.
- (5) The Speaker shall [...]¹ then put forthwith the question that this House agrees with the Lords in all of the remaining Lords proposals.

[...]²

831. Programme orders: supplementary provisions

- (1) The provisions of this order apply to proceedings in the House or in committee of the whole House [...]³ on a bill which is subject to a programme order.
- (2) Paragraph (1) of Standing Order No. 15 (Exempted business) applies to the proceedings for any period after the moment of interruption allocated to them in accordance with the programme order.
- (3) The proceedings may not be interrupted under any Standing Order relating to the sittings of the House.
- (4) If, on a day on which the bill has been set down to be taken as an order of the day, a motion for the adjournment of the House under Standing Order No. 24 (Emergency debates) would, apart from this order, stand over to seven o'clock, four o'clock or three o'clock—
 - (a) that motion stands over until the conclusion of any proceedings on the bill which, in accordance with the programme order, are to be brought to a conclusion at or before that time; and

1 Order of 13 July 2021. Text omitted: ", subject to paragraphs (6) and (7),".

2 Order of 13 July 2021. Paragraphs (6) to (9) omitted.

3 Order of 13 July 2021. Text omitted: "or in legislative grand committee".

- (b) the bringing to a conclusion of any proceedings on the bill which, in accordance with the programme order, are to be brought to a conclusion after that time is postponed for a period of time equal to the duration of the proceedings on that motion.
- (5) If a day on which the bill has been set down to be taken as an order of the day is one to which a motion for the adjournment of the House under Standing Order No. 24 stands over from an earlier day, the bringing to a conclusion of any proceedings on the bill which, in accordance with the programme order, are to be brought to a conclusion on that day is postponed for a period equal to the duration of the proceedings on that motion.
- (6) No dilatory motion may be made in relation to the proceedings except by a Minister of the Crown; and the question on any such motion is to be put forthwith.
- (7) If at any sitting the House is adjourned, or the sitting is suspended, before the expiry of the period at the end of which proceedings are to be brought to a conclusion under a programme order, no notice is required of a motion made at the next sitting by a Minister of the Crown for varying or supplementing the provisions of the programme order.

The text of the amended Standing Order No. 86 (Nomination of general committees) is as follows.

86. Nomination of general committees

- (1) Save in the case of—
 - (a) the Scottish Grand Committee,
 - (b) the Welsh Grand Committee,
 - (c) a committee for the consideration of a bill on report, and
 - (d) a European Committee,

the Committee of Selection shall nominate not fewer than sixteen nor more than fifty Members to serve on each general committee for the consideration of each bill allocated or referred to it, or for the consideration of instruments (whether or not in draft) referred to it.

- (2) In nominating such Members the Committee of Selection shall have regard to the qualifications of those Members nominated and to the composition of the House, and shall have power to discharge Members from time to time and appoint others in substitution for those discharged:

Provided that—

- (i) for the consideration of any public bill certified by the Speaker as relating exclusively to Scotland or of a public bill (or part of a public bill) ordered to be considered by a Scottish public bill committee, the committee shall be so constituted as to include not fewer than sixteen Members representing Scottish constituencies;
- (ii) for the consideration of any public bill relating exclusively to Wales, the committee shall be so constituted as to include all Members sitting for constituencies in Wales;
- (iii) for the consideration of any bill a draft of which, or of parts of which, has been considered by a committee of this House, the Committee of Selection shall treat a Member's membership of that committee as one of the qualifications to which it shall have regard.

[...]

¹ Order of 13 July 2021. Text omitted: "(iv) for the consideration of any bill certified by the Speaker under Standing Order No. 83J (or, in the case of recommittal after recertification, Standing Order No. 83L) as relating exclusively to England and being within devolved legislative competence, the Committee of Selection, in nominating Members to a public bill committee, shall have regard to the composition of that part of the House consisting of Members representing constituencies in England; and no Member who does not represent a constituency in England shall be nominated to such a committee."

The text of the amended Standing Order No. 141 (Scrutiny of regulatory and legislative reform orders etc.) is as follows.¹

141. Scrutiny of regulatory and legislative reform orders etc.

- (1) *The Business, Energy and Industrial Strategy Committee shall be the select committee to examine and report on—*
 - (i) every draft order laid before the House under sections 14 or 18 of the Legislative and Regulatory Reform Act 2006 ('the Act'), other than one laid under section 18 of the Act as applied by section 7 of the Localism Act 2011 or by section 5E of the Fire and Rescue Services Act 2004;
 - (ii) any subordinate provisions order or draft of such an order made or proposed to be made under sections 1 and 4 of the Regulatory Reform Act 2001 (except those not made by a Minister of the Crown);
 - (iii) any matter arising from its consideration of such orders or draft orders; and
 - (iv) matters relating to regulatory reform;and to carry out its functions under Standing Order No. 142 (Localism Act 2011, etc.: scrutiny of certain orders and draft orders).
- (2) In the case of every draft order referred to in paragraph (1)(i) above the committee shall consider the Minister's recommendation under section 15(1) of the Act as to the procedure which should apply to it and shall report to the House any recommendation under the Act that a different procedure should apply.
- (3) In its consideration of draft orders under Part 1 of the Act the committee shall include in each case, in addition to such other matters as it deems appropriate, whether provision in the draft order—

¹ Order of 20 May 2021. New text is shown in italics.

- (a) appears to make an inappropriate use of delegated legislation;
- (b) serves the purpose of removing or reducing a burden, or the overall burdens, resulting directly or indirectly for any person from any legislation (in respect of a draft order under section 1 of the Act);
- (c) serves the purpose of securing that regulatory functions are exercised so as to comply with the regulatory principles, as set out in section 2(3) of the Act (in respect of a draft order under section 2 of the Act);
- (d) secures a policy objective which could not be satisfactorily secured by non-legislative means;
- (e) has an effect which is proportionate to the policy objective;
- (f) strikes a fair balance between the public interest and the interests of any person adversely affected by it;
- (g) does not remove any necessary protection;
- (h) does not prevent any person from continuing to exercise any right or freedom which that person might reasonably expect to continue to exercise;
- (i) is not of constitutional significance;
- (j) makes the law more accessible or more easily understood (in the case of provisions restating enactments);
- (k) has been the subject of, and takes appropriate account of, adequate consultation;
- (l) gives rise to an issue under such criteria for consideration of statutory instruments laid down in paragraph (1) of Standing Order No. 151 (Statutory Instruments (Joint Committee)) as are relevant.

[...]

- (4) In relation to every draft order laid under section 14 of the Act subject to the negative or affirmative procedure under sections 16 or 17 of the Act, the committee shall report its recommendation whether the draft order should be made (in the case of the negative procedure) or approved (in the case of the affirmative procedure), indicating in the case of the latter whether the recommendation was agreed without a division.
- (5) In relation to every draft order laid under section 14 of the Act subject to the super-affirmative procedure under section 18 of the Act, the committee shall report its recommendation as to whether—
 - (a) the draft order should be proceeded with unamended under section 18(3) of the Act; or
 - (b) a revised draft order should be laid under section 18(7) of the Act; or
 - (c) no statement under section 18(3) or revised draft order under section 18(7) should be laid.
- (6) In relation to every draft order or revised draft order referred to in paragraph (1)(i) of this order that is subject to the super-affirmative procedure and is being proceeded with under section 18(3) or 18(7) of the Act, the committee shall report its recommendation whether the draft order or revised draft order should be approved, indicating in the case of draft orders which it recommends should be approved whether its recommendation was agreed without a division; and in respect of such draft orders or revised draft orders the committee shall consider in each case all such matters set out in paragraph (3) of this order as are relevant and the extent to which the

¹ Text omitted by the Order of 20 May 2021: (m) appears to be incompatible with any obligation resulting from membership of the European Union: Provided that in the case of draft orders under section 20 of the Act, those criteria which are not relevant to provisions made pursuant to section 2(2) of the European Communities Act 1972 need not be taken into consideration in relation to those provisions.

Minister concerned has had regard to any resolution or report of the committee or to any other representations made during the period for parliamentary consideration.

- (7) It shall be an instruction to the committee considering draft orders referred to in paragraph (1)(i) of this order and being proceeded with under section 18(3) or 18(7) that it report not more than fifteen sitting days (in the case of an order under section 18(3)) or twenty-five sitting days (in the case of an order under section 18(7)) after the relevant statement is laid.
- (8) In relation to every draft order or revised draft order referred to in paragraph (1)(i) of this order, the committee shall report any recommendation under section 16(4) of the Act that the draft order be not made, or under sections 17(3), 18(5) or 18(9) of the Act that no further proceedings be taken in relation to the draft order.
- (9) In its consideration of any subordinate provisions order under paragraph (1)(ii) of this order, the committee shall in each case consider whether the special attention of the House should be drawn to it on any of the grounds laid down in paragraph (1) of Standing Order No. 151 (Statutory Instruments (Joint Committee)); and if the committee is of the opinion that any such order or draft order should be annulled, or, as the case may be, should not be approved, they shall report that opinion to the House.

[...]¹

- (10) *In undertaking functions under this order, the committee and any sub-committee of it shall have the assistance of Counsel to the Speaker.*
- (11) *In undertaking functions under this order, the committee and any sub-committee of it shall have power to invite Members of the House who are not members of the committee to attend meetings at which witnesses are being examined in relation to matters within paragraphs (1)(i) to (iii) and such Members may, at the discretion of the chair, ask questions of those witnesses; but no Member not being a member of the committee shall otherwise take part in the proceedings of the committee or sub-committee, or be counted in the quorum.*²
- (12) It shall be an instruction to the committee that before reporting on a draft order it shall afford to any government department concerned an opportunity of furnishing orally or in writing to it or to the sub-committee appointed by it such explanations as the department thinks fit, except to the extent that the committee considers that it is not reasonably practicable to do so without risking the opportunity for effective exercise of a function conferred on it under section 15, 16, 17 or 18 of the Act or under section 19 of the Localism Act 2011.

¹ Text omitted by the Order of 20 May 2021:

(10) The committee shall consist of fourteen members; and, 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.

(11) The committee shall have power—

(a) 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;

(b) 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; and

(c) to appoint a sub-committee, of which the quorum shall be two, which shall have power to send for persons, papers and records, to sit notwithstanding any adjournment of the House, and to adjourn from place to place.

² Order of 20 May 2021. New text is shown in italics.

The text of the amended Standing Order No. 142A (Localism Act 2011, etc.: scrutiny of certain orders and draft orders) is as follows.¹

142. Localism Act 2011, etc.: scrutiny of certain orders and draft orders

- (1) The *Business, Energy and Industrial Strategy Committee* shall examine and report on—
 - (i) every draft order laid before the House under or by virtue of section 7 of the Localism Act 2011 or section 5E of the Fire and Rescue Services Act 2004;
 - (ii) every draft order laid before the House under section 19 of the Localism Act 2011.
- (2) In the case of every draft order referred to in paragraph (1)(i) the committee shall consider the Minister's recommendation under section 15(1) of the Legislative and Regulatory Reform Act 2006 ('the 2006 Act') as to the procedure which should apply to it and shall report to the House any recommendation under that Act that a different procedure should apply.
- (3) In its consideration of a draft order referred to in paragraph (1)(i) the committee shall include, in addition to such other matters as it deems appropriate, whether provision in the draft order—
 - (a) appears to make an inappropriate use of delegated legislation;
 - (b) has an effect which is proportionate to the policy objective intended to be secured;
 - (c) strikes a fair balance between the public interest and the interests of any person adversely affected by it;
 - (d) does not remove any necessary protection;

¹ Order of 20 May 2021. New text is shown in italics.

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- (e) does not prevent any person from continuing to exercise any right or freedom which that person might reasonably expect to continue to exercise;
 - (f) is not of constitutional significance;
 - (g) has been the subject of, and takes appropriate account of, adequate consultation;
 - (h) gives rise to an issue under such criteria for consideration of statutory instruments laid down in paragraph (1) of Standing Order No. 151 (Statutory Instruments (Joint Committee)) as are relevant.
- (4) In its consideration of a draft order referred to in paragraph (1)(ii) the committee shall include, in addition to such other matters as it deems appropriate, whether provision in the draft order—
- (a) appears to make an inappropriate use of delegated legislation;
 - (b) gives rise to an issue under such criteria for consideration of statutory instruments laid down in paragraph (1) of Standing Order No. 151 (Statutory Instruments (Joint Committee)) as are relevant.
- (5) In relation to every draft order laid under section 7(2) of the Localism Act 2011 or section 5E(2) of the Fire and Rescue Services Act 2004 subject to the negative or affirmative procedure under section 16 or 17 of the 2006 Act, the committee shall report its recommendation whether the draft order should be made (in the case of the negative procedure) or approved (in the case of the affirmative procedure), indicating in the case of the latter whether the recommendation was agreed without a division.
- (6) In relation to every draft order laid under section 7(2) of the Localism Act 2011 or section 5E(2) of the Fire and Rescue Services Act 2004 subject to the super-affirmative procedure under section 18 of the 2006 Act, the committee shall report its recommendation as to whether—

- (a) the draft order should be proceeded with unamended under section 18(3) of the 2006 Act; or
 - (b) a revised draft order should be laid under section 18(7) of the 2006 Act; or
 - (c) no statement under section 18(3) of the 2006 Act or revised draft order under section 18(7) of the 2006 Act should be laid.
- (7) In relation to every draft order or revised draft order referred to in paragraph (1)(i) of this order that is subject to the super-affirmative procedure and is being proceeded with under section 18(3) or 18(7) of the 2006 Act, the committee shall report its recommendation whether the draft order or revised draft order should be approved, indicating in the case of draft orders which it recommends should be approved whether its recommendation was agreed without a division; and in respect of such draft orders or revised draft orders the committee shall consider in each case all such matters set out in paragraph (3) of this order as are relevant and the extent to which the Minister concerned has had regard to any resolution or report of the committee or to any other representations made during the period for parliamentary consideration.
- (8) It shall be an instruction to the committee considering draft orders referred to in paragraph (1)(i) of this order and being proceeded with under section 18(3) or 18(7) of the 2006 Act that it report not more than fifteen sitting days (in the case of an order under section 18(3) of the 2006 Act) or twenty-five sitting days (in the case of an order under section 18(7) of the 2006 Act) after the relevant statement is laid.
- (9) In relation to every draft order or revised draft order referred to in paragraph (1)(i) of this order, the committee shall report any recommendation under section 16(4) of the 2006 Act that the draft order be not made, or under section 17(3), 18(5) or 18(9) of the 2006 Act that no further proceedings be taken in relation to the draft order.

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- (10) In relation to every draft order laid under section 19 of the Localism Act 2011, the committee shall report its recommendation as to whether—
- (a) the draft order should be proceeded with unamended under section 19(3) of that Act; or
 - (b) a revised draft order should be laid under section 19(7) of that Act; or
 - (c) no statement under section 19(3) of that Act or revised draft order under section 19(7) of that Act should be laid.
- (11) In relation to every draft order or revised draft order being proceeded with under section 19(3) or 19(7) of the Localism Act 2011, the committee shall report its recommendation whether the draft order or revised draft order should be approved, indicating in the case of draft orders which it recommends should be approved whether its recommendation was agreed without a division; and in respect of such draft orders or revised draft orders the committee shall consider in each case all such matters set out in paragraph (4) of this order as are relevant and the extent to which the Minister concerned has had regard to any resolution or report of the committee or to any other representations made during the period for parliamentary consideration.
- (12) It shall be an instruction to the committee considering draft orders being proceeded with under section 19(3) or 19(7) of the Localism Act 2011 that it report not more than fifteen sitting days (in the case of an order under section 19(3) of that Act) or twenty-five sitting days (in the case of an order under section 19(7) of that Act) after the relevant statement is laid.
- (13) In relation to every draft order or revised draft order referred to in paragraph (1)(ii) of this order, the committee shall report any recommendation under section 19(5) or 19(9) of the Localism Act 2011 that no further proceedings be taken in relation to the draft order.

- (14) *In undertaking functions under this order, the committee and any sub-committee of it shall—*
- (a) *have the assistance of Counsel to the Speaker, and*
 - (b) *have power to invite Members of the House who are not members of the committee to attend meetings at which witnesses are being examined in relation to matters within paragraph (1) and such Members may, at the discretion of the chair, ask questions of those witnesses; but no Member not being a member of the committee shall otherwise take part in the proceedings of the committee or sub-committee, or be counted in the quorum.¹*

The text of the amended Standing Order No. 149 (Committee on Standards) is as follows.²

149. Committee on Standards

- (1) There shall be a select committee, called the Committee on Standards—
 - (a) to oversee the work of the Parliamentary Commissioner for Standards *except in relation to the conduct of individual cases under the Independent Complaints and Grievance Scheme³*; to examine the arrangements proposed by the Commissioner for the compilation, maintenance and accessibility of the Register of Members' Financial Interests and any other registers of interest established by the House; to review from time to time the form and content of those registers; and to consider any specific complaints made in relation to the registering or declaring of interests referred to it by the Commissioner; and

¹ Order of 20 May 2021. New text is shown in italics.

² New text is shown in italics.

³ Amended on 23 June 2020.

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- (b) to consider any matter relating to the conduct of Members, including specific complaints in relation to alleged breaches in any code of conduct to which the House has agreed and which have been drawn to the committee's attention by the Commissioner; and to recommend any modifications to such code of conduct as may from time to time appear to be necessary.
- (2) The committee shall consist of seven Members, and seven lay members.
 - (3) 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.
 - (4) The committee shall have power to appoint sub-committees and to refer to such sub-committees any of the matters referred to the committee.
 - (5) Lay members may take part in proceedings of the committee and of any sub-committee to which they are appointed and may ask questions of witnesses, may move motions and amendments to motions or draft reports, and may vote.
 - (6) The quorum of the committee shall be three members who are Members of this House and three lay members, and the quorum of any sub-committee shall be three, of whom at least one shall be a Member of this House and at least one a lay member.
 - (7) The committee and any sub-committee shall have power—
 - (a) to send for persons, papers and records, to sit notwithstanding any adjournment of the House and to adjourn from place to place;
 - (b) subject to the provisions of paragraph (8) of this order, to report from time to time;
 - (c) to appoint legal advisers, and 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.

- (8) Any lay member present at a meeting at which a report has been agreed shall have the right to submit a paper setting out that lay member's opinion on the report. The Committee shall not consider a motion that the Chair make a report to the House until it has ascertained whether any lay member present wishes to submit such a paper; and any such paper shall be appended to the report in question before it is made to the House.
- (9) The committee shall have power to order the attendance of any Member before the committee or any sub-committee and to require that specific documents or records in the possession of a Member relating to its inquiries, or to the inquiries of a sub-committee or of the Commissioner, be laid before the committee or any sub-committee.
- (10) The committee, or any sub-committee, shall have power to refer to unreported evidence of former Committees on Standards and Privileges and of former Committees on Standards and to any documents circulated to any such committee.
- (11) The committee shall have power to refuse to allow proceedings to which the public are admitted to be broadcast.
- (12) The Attorney General, the Advocate General and the Solicitor General, being Members of the House, may attend the committee or any sub-committee, may take part in deliberations, may receive committee or sub-committee papers and may give such other assistance to the committee or sub-committee as may be appropriate, but shall not vote or make any motion or move any amendment or be counted in the quorum.

The text of the amended Standing Order No. 150 (Parliamentary Commissioner for Standards) is as follows.¹

150. Parliamentary Commissioner for Standards

- (1) There shall be an Officer of this House, called the Parliamentary Commissioner for Standards, who shall be appointed by the House.
- (2) The principal duties of the Commissioner shall be—
 - (a) to maintain the Register of Members' Financial Interests and any other registers of interest established by the House, and to make such arrangements for the compilation, maintenance and accessibility of those registers as are approved by the Committee on Standards or an appropriate sub-committee thereof;
 - (b) to provide advice confidentially to Members and other persons or bodies subject to registration on matters relating to the registration of individual interests;
 - (c) to advise the Committee on Standards, its sub-committees and individual Members on the interpretation of any code of conduct to which the House has agreed and on questions of propriety;
 - (d) to monitor the operation of such code and registers, and to make recommendations thereon to the Committee on Standards or an appropriate sub-committee thereof;
 - (e) to investigate, if he thinks fit, specific matters which have come to his attention relating to the conduct of Members and to report to the Committee on Standards or to an appropriate sub-committee thereof, unless the provisions of paragraph (4) apply; and
 - (f) *to oversee investigations and make findings in cases against Members under the Independent Complaints and Grievance Scheme; to refer such cases to the Independent*

¹ Order of 23 June 2020. New text is shown in italics.

Panel of Experts where a sanction beyond her powers is contemplated; and to assist the Panel and its sub-panels in its work.¹

- (3) In determining whether to investigate a specific matter relating to the conduct of a Member the Commissioner shall have regard to whether in his view there is sufficient evidence that the Code of Conduct or the rules relating to registration or declaration of interests may have been breached to justify taking the matter further.
- (4) No report shall be made by the Commissioner—
 - (a) in any case where the Member concerned has agreed that he has failed to register or declare an interest, if it is the Commissioner's opinion that the interest involved is minor, or the failure was inadvertent, and the Member concerned has taken such action by way of rectification as the Commissioner may have required within any procedure approved by the Committee for this purpose;
 - (b) in any case involving parliamentary allowances, or the use of facilities or services, if the Commissioner has with the agreement of the Member concerned referred the matter to the relevant Officer of the House for the purpose of securing appropriate financial reimbursement, and the Member has made such reimbursement within such period of time as the Commissioner considers reasonable.

[. . .]²

- (5) *The Commissioner shall have power to—*
 - (a) *instigate informal discussions with a Member to indicate concern about the Member's reported attitude, behaviour or conduct; and*

¹ Amended on 23 June 2020.

² Text omitted by Order of 23 June 2020: "(c) in any case arising from the Independent Complaints and Grievance Scheme where the Commissioner has proposed remedial action within any procedure approved by the Committee with which the Member concerned has complied or, if the remedy is prospective, undertaken to comply."

- (b) *require a Member to attend a formal meeting at which the Commissioner may indicate concern about or give words of advice on the Member's reported attitude, behaviour or conduct.*¹
- (6) The Commissioner may at any time in the course of investigating a complaint, and if so requested by the Committee on Standards shall, appoint an Investigatory Panel to assist him in establishing the facts relevant to the investigation.
- (7) An Investigatory Panel shall—
- (a) consist of the Commissioner, who shall be Chair of the Panel, and two assessors, one of whom shall be a legally qualified person appointed by the Commissioner and the other shall be a Member, who shall not be a member of the Committee on Standards, appointed by the Speaker; and
- (b) meet in private.
- (8) The Commissioner—
- (a) shall determine the procedures of the Panel, subject to the provisions of this order; and
- (b) may appoint counsel for the purpose of assisting the Panel.
- (9) Any report that the Commissioner may have made to the Committee on Standards in relation to the complaint before the appointment of the Panel shall be made available to the Panel by the Committee.
- (10) Any Member who is the subject of the complaint under investigation shall, if he so requests, be heard by the Panel; may call witnesses; and may examine other witnesses.
- (11) When the Panel has completed its proceedings—
- (a) the Commissioner shall report as in paragraph (2)(e);

¹ Amended on 21 April 2021.

- (b) the legal assessor shall report to the Committee on Standards his opinion as to the extent to which its proceedings have been consistent with the principles of natural justice; and
 - (c) the Member assessor may report to the Committee on Standards his opinion as to the extent to which its proceedings have had regard to the customs and practice of the House and its Members.
- (12) The Commissioner shall report each year to the House on the exercise by him of his functions.
- (13) The Commissioner shall have leave to publish from time to time—
 - (a) information and papers relating to—
 - (i) matters resolved in accordance with paragraph (4) of this order; and
 - (ii) complaints not upheld;
 - and
 - (b) [*. . .*]¹ information about complaints received and *matters under investigation*².
- (14) The Commissioner may be dismissed only following a resolution of the House, moved for by a Member of the House of Commons Commission, after the Committee on Standards has reported to the House that it is satisfied that the Commissioner is unfit to hold his office or unable to carry out his functions; and any such report shall include a statement of the Committee's reasons for its conclusion.

¹ Text omitted by Order of 21 April 2021: "statistical".

² Amended on 21 April 2021.

**STANDING ORDER DISAPPLIED FOR THE DURATION OF
THE 2019 PARLIAMENT¹**

122A. Term limits for chairs of select committees

STANDING ORDERS RESCINDED

- 83J. Certification of bills etc. as relating exclusively to England or England and Wales and being within devolved legislative competence**
- 83K. Committal and recommitment of certified England only bills**
- 83L. Reconsideration of certification before third reading**
- 83M. Consent Motions for certified England only or England and Wales only provisions**
- 83N. Reconsideration of bills so far as there is absence of consent**
- 83O. Consideration of certified motions or amendments relating to Lords Amendments or other messages**
- 83P. Certification of instruments**
- 83Q. Deciding the question on motions relating to certified instruments**
- 83R. Deciding the question on certain other motions**
- 83S. Modification of Standing Orders Nos. 83J to 83N in their application to Finance Bills**

¹ By Order 2 March 2020.

- 83T. Modification of Standing Orders Nos. 83P and 83Q in their application to financial instruments**
- 83U. Certification of motions upon which a Finance Bill is to be brought in which would authorise provision relating exclusively to England, to England and Wales or to England, Wales and Northern Ireland**
- 83V. Deciding the question on motions certified under Standing Order No. 83U**
- 83W. Legislative Grand Committees**
- 83X. Legislative Grand Committees: supplementary**

NEW STANDING ORDERS

The text of the new Standing Order No. 39A (Voting by proxy) (agreed on 23 September 2020, as amended on 13 July 2021) is as follows.

39A. Voting by proxy

- (1) A Member eligible under paragraph (2) may arrange for their vote to be cast by one other Member acting as a proxy (a proxy vote) under a scheme drawn up by the Speaker in accordance with this order and published by him.
- (2) A Member is eligible for a proxy vote by reason of absence from the precincts of the House for childbirth or care of an infant or newly adopted child, subject to the conditions set out in the scheme published under paragraph (1) of this order.
- (3) A proxy vote may be cast—
 - (a) in any division, including a deferred division, in the House, in Committee of the whole House, [...] save as provided in paragraph (4) below; and
 - (b) in a ballot cast in an election under Standing Order No. 1B (Election of Speaker by secret ballot), Standing Order No. 2A (Election of the Deputy Speakers), Standing Order No. 122B (Election of select committee chairs) and Standing Order No. 122D (Election of Chair of Backbench Business Committee).
- (4) No proxy vote shall be reckoned in the numbers participating in a division for the purposes of—
 - (a) Standing Order No. 41(1) (Quorum), and

¹ Order of 13 July 2021. Text omitted: “or in any legislative grand committee”.

- (b) Standing Order No. 37 (Majority for closure or for proposal of question).
- (5) (a) A proxy vote may be cast only if the Speaker has certified that the Member for whom the vote is to be cast is eligible under the terms of this order.
 - (b) The Speaker shall cause that certificate, including the name of the Member nominated as a proxy, to be entered in the Votes and Proceedings no later than the sitting day on which it takes effect.
- (6) A vote cast by a proxy shall be clearly indicated as such in the division lists published under the authority of the House.
- (7) A Member is also eligible for a proxy vote by reason of absence from the precincts of the House in circumstances where there have been complications relating to childbirth; and the Speaker may make appropriate provision for the exercise of a proxy vote in such circumstances in the scheme drawn up under paragraph (1) above.

The text of the new Standing Orders 150A to 150D (agreed on 23 June 2020) is as follows.

150A. Independent Expert Panel

- (1) There shall be a Panel, to be known as the Independent Expert Panel for the Independent Complaints and Grievance Scheme (the "ICGS"), whose members shall be appointed by the House in accordance with Standing Order No. 150C (Appointment of Independent Expert Panel Members).
- (2) The Panel shall consist of eight members, of whom a quorum shall be four.
- (3) The functions of the Panel shall be—

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- (a) to determine the appropriate sanction in ICGS cases referred to it by the Parliamentary Commissioner on Standards;
 - (b) to hear appeals against the decisions of the Parliamentary Commissioner for Standards in respect of ICGS cases involving Members of this House;
 - (c) to hear appeals against a sanction imposed under paragraph (a);
 - (d) to report from time to time, through the Clerk of the House, on the operation of the ICGS as it relates to Members of this House.
- (4) The Panel may elect its own Chair.
- (5) The responsibilities of the Chair shall include—
- (a) ensuring that the Panel and its sub-panels comply with the provisions of the relevant resolutions and standing orders of this House;
 - (b) the appointment of sub-panels to consider individual cases;
 - (c) co-ordinating the work of the Panel with that of the Parliamentary Commissioner for Standards;
 - (d) referring any report from a sub-panel which determines a sanction that can only be imposed by the House to the Clerk of the House who shall lay it upon the Table of the House;
 - (e) informing the parties concerned of the outcome of any other case reported to the Chair by a sub-panel and ensuring compliance as appropriate with its recommendations;
 - (f) establishing the procedure for an appeal against the findings or determination of a sub-panel in cases referred under (3)(a) above;

- (g) reporting to the Parliamentary Commissioner for Standards any case of non-compliance under subparagraph (e) above by a Member of this House;
 - (h) ensuring publication of an Annual Report on the functioning of the Panel and its sub-panels by referring the report to the Clerk of the House for laying on the Table.
- (6) The Panel and any sub-panel shall have power—
- (a) to sit notwithstanding any adjournment of the House;
 - (b) to order the attendance of any Member before it and to require that specific documents or records in the possession of a Member relating to its inquiries, or to the inquiries of the Commissioner, be laid before it;
 - (c) to appoint legal advisers, and to appoint specialist advisers either to supply information which is not readily available or to elucidate matters of complexity within the Panel's order of reference.

150B. Independent Expert Panel: Sub-panels

- (1) Cases referred to the Independent Expert Panel under Standing Order No. 150A (Independent Expert Panel) shall be considered by a sub-panel appointed under paragraph (5)(b) of that order.
- (2) A sub-panel shall consist of three members of the Panel and shall have a quorum of three.
- (3) Sub-panels shall sit in private.
- (4) A sub-panel may request the Parliamentary Commissioner for Standards to conduct further investigations in respect of a case referred to it and may specify the matters to be covered in that investigation.
- (5) In respect of each case referred to it, a sub-panel shall make a report of its findings to the Chair of the Panel.

- (6) Where an appeal is made against a finding or determination of a sanction by a sub-panel, a new sub-panel shall be established to hear that appeal. No member shall be eligible to hear an appeal against the decision of a sub-panel on which they have served.

150C. Appointment of Independent Expert Panel Members

- (1) Members of the Independent Expert Panel shall be appointed by a resolution of the House on a motion made under the provisions of this order and shall remain as members in accordance with the provisions of this order.
- (2) The period of appointment of each member shall be specified in the resolution of the House for appointment and shall not exceed six years. The appointment of a member is not terminated by any dissolution of Parliament.
- (3) No person who has once been a member may be appointed for a further term.
- (4) No person may be appointed as a member if that person is or has been a Member of this House or a Member of the House of Lords; and any person so appointed shall cease to be a member upon becoming a Member of this House or of the House of Lords.
- (5) No person may be appointed as a member unless that person has been selected on the basis of a fair and open competition.
- (6) A person appointed as a member may resign as a member by giving notice to the House of Commons Commission.
- (7) A person appointed as a member shall be dismissed from that position only following a resolution of the House, after the House of Commons Commission has reported that it is satisfied that the person should cease to be a member; and any such report shall include a statement of the Commission's reasons for its conclusion.
- (8) No motion may be made under the provisions of this order unless—

- (a) notice of the motion has been given at least two sitting days previously, and
 - (b) the motion is made on behalf of the House of Commons Commission by a Member of the Commission.
- (9) The Speaker shall put the questions necessary to dispose of proceedings on motions made under the provisions of this order not later than one hour after the commencement of those proceedings.
- (10) Business to which this order applies may be proceeded with at any hour, though opposed.

150D. Motions consequent on the ICGS

- (1) A motion may be moved by a member of the House of Commons Commission to implement a sanction in respect of an individual ICGS case determined by a sub-panel of the Independent Expert Panel.
- (2) The Speaker shall put the questions necessary to dispose of proceedings on a motion under paragraph (1) of this order forthwith.
- (3) Business under this order may be proceeded with until any hour, though opposed.

The text of the new Standing Order No. 152L (Free Trade Agreements and genocide) (agreed on 20 July 2021) is as follows.

152L. Free Trade Agreements and genocide

The Foreign Affairs Committee shall be the Committee charged with the functions in sections 3(1) to 3(3) of the Trade Act 2021.

ORDERS AND RESOLUTIONS OF THE HOUSE

The text of the amended Resolution (Positions for which additional salaries are payable for the purposes of Section 4A(2) of the Parliamentary Standards Act 2009) is as follows.¹

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

Resolution of 19 March 2013 (amended 26 March 2015, 11 October 2016, 4 July and 12 September 2017, 30 January and 16 July 2018, 16 January, 3 February and 2 March 2020, 20 May 2021)

Resolved, That—

- (1) Subject to paragraphs (2) and (3), the following offices or positions are specified for the purposes of section 4A(2) of the Parliamentary Standards Act 2009, with effect from 1 April 2013—
 - (a) the Chair of a select committee appointed under Standing Order No. 152 (Select committees related to government departments), the Administration Committee, the Backbench Business Committee, the Environmental Audit Committee, the European Scrutiny Committee, *the European Statutory Instruments Committee*², the Finance Committee, the Liaison Committee, the Petitions Committee, the Select Committee on Procedure, [...] ³ the Committee of Public Accounts, the Public Administration

1 New text is shown in italics.

2 Words added by Order of 3 February 2020, to have effect for the remainder of this Parliament.

3 Text omitted “the Committee on the Future Relationship with the European Union,” following the expiry of the Order on 16 January 2021 establishing that committee.

and Constitutional Affairs Committee, [. . .]¹ the Committee of Selection, the Committee on Standards, the Joint Committee on Human Rights or the Joint Committee on Statutory Instruments; and

- (b) a member of the Panel of Chairs appointed under Standing Order No. 4 (Panel of Chairs), other than a member who is the Chair of a committee specified in subparagraph (a) or a member who is entitled to an additional salary by virtue of any provision of the Ministerial and other Salaries Act 1975.
- (2) If a Member already holds an office or position referred to in paragraph (1)(a), then any other office or position referred to in paragraph (1)(a) is not specified for the purposes of section 4A(2) of the Parliamentary Standards Act 2009 in respect of any period for which that other post or position is held by that Member.
 - (3) Any office or position referred to in paragraph (1)(a) for the purposes of section 4A(2) of the Parliamentary Standards Act 2009 is not specified for the purposes of that section in respect of any period in which it is held by a Member who is also entitled to an additional salary by virtue of any provision of the Ministerial and other Salaries Act 1975.
 - (4) Any reference to any committee in paragraph (1)(a) shall, if the name of the committee is changed, be taken to be a reference to the committee by its new name.

¹ Text omitted by the Order of 20 May 2021: “the Regulatory Reform Committee,”.

The text of the Resolution (Liaison Committee (Membership)) is as follows.

Liaison Committee (Membership)

Resolution of 20 May 2020 (as amended on 20 May 2021)

Resolved, That:—

- (1) With effect for the current Parliament, notwithstanding Standing Order No. 121 (Nomination of select committees), the Members elected by the House or otherwise chosen to be chairs of each of the select committees listed in paragraph (2) shall be a member of the Liaison Committee;
- (2) The committees to which paragraph (1) applies are:

Administration; Backbench Business; Business, Energy and Industrial Strategy; Defence; Digital, Culture, Media and Sport; Education; Environmental Audit; Environment, Food and Rural Affairs; European Scrutiny; European Statutory Instruments; Finance; Foreign Affairs; [...] ¹ Health and Social Care; Home Affairs; Housing, Communities and Local Government; Joint Committee on Human Rights (the chair being a Member of this House); International Development; International Trade; Justice; Northern Ireland Affairs; Petitions; Privileges (the chair not being the chair of the Committee on Standards); Procedure; Public Accounts; Public Administration and Constitutional Affairs; [...] ² Science and Technology; Scottish Affairs; Selection; Standards; Statutory Instruments; Transport; Treasury; Welsh Affairs; Women and Equalities; and Work and Pensions.

1 Text omitted: "Future Relationship with the European Union;" following the expiry of the Order on 16 January 2021 establishing that committee.

2 Text omitted by the Order of 20 May 2021: "Regulatory Reform;"

- (3) Sir Bernard Jenkin shall also be a member, and the chair, of the Liaison Committee.

The text of the Resolution (Presentation of documents under paragraph 3(3)(b) or 17(3)(b) of Schedule 7 to the European Union (Withdrawal) Act 2018) is as follows.¹

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

Order of 16 July 2018 and 3 February 2020

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.

¹ This Resolution is to have effect for the remainder of this Parliament.

The text of the Resolution (Independent determination of complaints of bullying and harassment) is as follows.

Independent determination of complaints of bullying and harassment

Resolution of 23 June 2020

Resolved, That this House reaffirms its commitment to the Independent Complaints and Grievance Scheme (ICGS) and to tackling bullying, harassment and sexual misconduct on the part of anyone who is or was a member of the parliamentary community; accepts the recommendation in the report by Dame Laura Cox QC on The Bullying and Harassment of House of Commons Staff that complaints against Members should be determined by an independent body; agrees with the proposal brought forward by the House of Commons Commission to implement this recommendation; accordingly agrees to the establishment of an independent panel of experts which shall operate in accordance with the principles of fairness, transparency and natural justice; and expects all Members of this House to cooperate with the Panel's work and comply with its decisions.

The text of the Resolution (Confidentiality in the House's Standards System) is as follows.

Confidentiality in the House's Standards System

Resolution of 21 April 2021

Resolved, That this House reaffirms its commitment to the Independent Complaints and Grievance Scheme (ICGS) and to tackling bullying, harassment and sexual misconduct on the part of anyone who works for or with Parliament; reasserts the importance of

confidentiality within the ICGS in order to protect the vulnerable and encourage victims to come forward; notes the concerns expressed by the Parliamentary Commissioner for Standards, as set out in the Appendix to the Sixth Report of the Committee on Standards, Confidentiality in the House's standards system (HC 474), about the operation of certain aspects of the confidentiality regime set up by the House in its decisions of 19 July 2018; agrees to the recommendations specified in paragraph 22 of the Committee's Twelfth Report, Sanctions and confidentiality in the House's standards system: revised proposals (HC 1340); and notes that nothing in these recommendations undermines the key ICGS principle of confidentiality.

The text of the Resolution (Sanctions in respect of the conduct of Members) is as follows.

Sanctions in respect of the conduct of Members

Resolution of 21 April 2021

Resolved, That this House notes the Seventh Report of the Committee on Standards, Sanctions in respect of the conduct of Members (HC 241) and the Committee's Twelfth Report, Sanctions and confidentiality in the House's standards system: revised proposals (HC 1340); endorses the Committee's approach to creating a revised regime of sanctions for breaches of the Code of Conduct in relation both to Independent Complaints and Grievance Scheme (ICGS) cases and non-ICGS cases; notes that the two reports propose which sanctions will be available to be imposed by the Parliamentary Commissioner for Standards, by the Independent Expert Panel (IEP) in ICGS cases, by the Committee on Standards in non-ICGS cases, and by the House itself, with tables showing ICGS and non-ICGS sanctions as an Annex to the Twelfth Report; notes that the Committee has set out aggravating and mitigating factors in non-ICGS cases that it will keep under review, and that the IEP has published a separate set of

aggravating and mitigating factors that will apply in ICGS cases; notes that the new range of sanctions includes the withdrawal of facilities or services from Members, but that, where such a sanction would interfere with the core functions of a Member, the decision on imposing it will lie with the House; notes that the Committee is currently considering options for possible appeal procedures in non-ICGS cases and intends to report to the House separately on these; and approves the conclusions and recommendations of the Committee's Seventh Report, as modified by its Twelfth Report.

The text of the Resolution (Sanctions in respect of the conduct of Members (ICGS cases)) is as follows.

Sanctions in respect of the conduct of Members (ICGS cases)

Resolution of 21 April 2021

Resolved, That this House approves the following arrangements for sanctions in cases of bullying, harassment or sexual misconduct by Members following an investigation under the Independent Complaints and Grievance Scheme:

- (1) The Parliamentary Commissioner for Standards shall have power to instigate informal discussions with a Member to indicate concern about the Member's reported attitude, behaviour or conduct; to require a Member to attend a formal meeting at which the Commissioner may indicate concern about or give words of advice on the Member's reported attitude, behaviour or conduct; and require an apology in writing, or on the floor of the House by means of a point of order or a personal statement;
- (2) The Independent Expert Panel shall have power to impose the following sanctions on its own authority:
 - (a) requiring a Member to attend training or enter into a behaviour agreement;

- (b) withdrawal of services and facilities from a Member, and imposing other personal restrictions including on travel, where this will not affect the core functions of a Member¹;
- (c) for non-Members, subject to the approval of the Speaker, withdrawal of Parliamentary passes, either indefinitely or for a fixed period.

The Panel may determine the following sanctions for decision by the House:

- (d) withdrawal of services and facilities from a Member, and imposing other personal restrictions including on travel, where this will affect the core functions of a Member, and where the sanction reflects the nature of the offence²;
- (e) dismissal from a select committee;
- (f) suspension from the service of the House for a specified period (during which time the Member receives no salary and must withdraw from the precincts of the House);
- (g) withholding of a Member's salary or allowances even if he or she has not been suspended;
- (h) in the most serious cases, expulsion from the House.

¹ The core functions of a Member are defined as (a) participation in the formal proceedings of the House or its committees, and (b) their ability to communicate with and make representations on behalf of their constituents. If the Panel is in any doubt as to whether a sanction would interfere with core functions, they are expected to seek the views of the House authorities where appropriate, and to err in their decision on the side of caution, i.e. to recommend that imposition of a sanction should be decided by the House itself if there is any reasonable doubt in the matter.

² See previous footnote.

TEMPORARY STANDING ORDER

The text of the temporary Standing Order (European Statutory Instruments Committee) is as follows.¹

European Statutory Instruments Committee

Order of 3 February 2020 (as amended on 17 March 2021)²

- (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
 - (aa) *any of the following documents laid before the House of Commons in accordance with paragraph 8(3)(b) of Schedule 5 to the European Union (Future Relationship) Act 2020—*
 - (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*

¹ Amendment of 17 March 2021 is shown in italics.

² This order is to have effect for the remainder of this Parliament.

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) 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);
 - (aa) *contains any provisions of the type specified in paragraph 6(2) of Schedule 5 to the European Union (Future Relationship) Act 2020 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 shall lapse—*
- (a) *in so far as it relates to documents laid in accordance with paragraph 3(3)(b) of Schedule 7 to the European Union (Withdrawal) Act 2018 (and matters arising from the consideration of such documents), at the end of the period after which no more regulations may be made under section 8(1) of that Act;*
 - (b) *in so far as it relates to documents laid in accordance with paragraph 17(3)(b) of Schedule 7 to the European Union (Withdrawal) Act 2018 (and matters arising from the consideration of such documents), at the end of the period after which no more regulations may be made under section 23(1) of that Act; and*
 - (c) *in so far as it relates to documents laid in accordance with paragraph 8(3)(b) of Schedule 5 to the European Union (Future Relationship) Act 2020 (and matters arising from the consideration of such documents), at the end of the period specified in paragraph 8(1) of that Schedule.*