

Environment Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Clause 3

BARONESS PARMINTER

Page 2, line 36, at end insert—

“(1A) Advice on whom to consult with regards to relevant expertise under subsection (1) must first be sought from the Office for Environmental Protection.”

Clause 7

BARONESS PARMINTER

Page 5, line 11, leave out “steps Her Majesty’s Government intends to take” and insert “policies and proposals Her Majesty’s Government intends to pursue”

LORD BRADSHAW

Page 5, line 17, at end insert—

“(5A) To assist in informing the environmental improvement plan, the Secretary of State must carry out a public consultation on whether driving a motor vehicle for recreational purposes on unsealed tracks in the countryside, in particular in protected landscapes, should continue to be permitted.”

Member’s explanatory statement

This amendment requires a public consultation on driving motor vehicles for recreational purposes on unsealed tracks. The Natural Environment and Rural Communities Act 2006 protected footpaths and bridleways from use and damage by recreational motor vehicles but not unsealed tracks.

Clause 18

BARONESS PARMINTER

Page 11, line 20, leave out from “benefit” to end of line 26 and insert—

“(3) Subsection (1) does not apply to policy so far as relating to Wales.”

Member's explanatory statement

This amendment removes the proportionality limitation and the exceptions for armed forces, defence policy, tax, spending and resources from the requirement to have due regard to the policy statement on environmental principles.

Clause 45

BARONESS PARMINTER

Page 27, line 15, leave out subsection (2)

Member's explanatory statement

This amendment would remove the exceptions for disclosure of or access to information, the armed forces or national security and taxation, spending or the allocation of resources within government from the meaning of environmental law.

Clause 50

BARONESS BAKEWELL OF HARDINGTON MANDEVILLE

Page 30, line 13, at end insert "including fly-tipped items."

Member's explanatory statement

Farmers and landowners currently have to pay for the removal of all fly-tipping. This amendment is intended to extend the 'polluter pays' principle to fly-tipping.

Clause 133

BARONESS BAKEWELL OF HARDINGTON MANDEVILLE

Page 120, line 29, at end insert –

- “(1) Article 26 of the REACH Regulation is amended as follows.
- (2) After the words “the same” insert “or similar” in each place where they appear.
- (3) After paragraph 4 insert –
 - “5. In this Article, “similar substance” means a substance whose physicochemical, toxicological and eco-toxicological properties are likely to be similar, or which follows a regular pattern as a result of structure, to the substance with which comparison is made.””

Member's explanatory statement

REACH Regulation Articles 26, 27 and 30 deal with prevention of duplication of testing. This amendment would extend the duties to enquire and data share to sufficiently similar substances with a view to further avoiding any unnecessary duplication of testing on animals.

After Clause 133

BARONESS BAKEWELL OF HARDINGTON MANDEVILLE

Insert the following new Clause—

“REACH: targets to replace testing on animals

- (1) The Secretary of State must by regulations set targets for the replacement of types of tests on animals conducted to protect human health and the environment within the scope of the REACH Regulation, and for the reduction pending replacement of the numbers of animals used and the suffering they endure.
- (2) A target under this section to reduce the suffering of animals must specify—
 - (a) a standard to be achieved, which must be capable of being objectively measured, and
 - (b) a date by which it is to be achieved.
- (3) Regulations under this section may make provision about how a set target is to be measured.
- (4) A target under this section is initially set when the regulations setting it come into force.”

Member’s explanatory statement

This amendment requires the Secretary of State to set targets for replacing testing on animals within the scope of the REACH Regulation.

Insert the following new Clause—

“REACH: data sharing for unnecessary testing

- (1) The Secretary of State must by regulations make provision for sharing data and the avoidance of unnecessary testing of substances where they are sufficiently similar in nature.
- (2) Regulations made under this section must require potential registrants to enquire of the agency whether registration has already been submitted for a substance of a sufficiently similar nature in addition to substances which are the same.
- (3) Potential registrants must share—
 - (a) their identity;
 - (b) the identity of the substance;
 - (c) which information requirements would require new studies involving animals to be carried out by the registrant;
 - (d) an assessment of alternative non-animal testing methods available to meet these requirements.
- (4) For the purposes of regulations made under this section, “sufficiently similar” has the same meaning as used for the purposes of the International Programme on Chemical Safety.”

Member’s explanatory statement

This amendment will enable further avoidance of unnecessary duplication of animal tests where data from sufficiently similar substances is already available.

Schedule 8

BARONESS BAKEWELL OF HARDINGTON MANDEVILLE

Page 180, line 12, at end insert –

“(ea) to remove all fly-tipping at the expense of the manufacturer or producer;”

Member’s explanatory statement

Farmers and landowners currently have to pay for the removal of all fly-tipping. This amendment extends the 'polluter pays' principle to fly-tipping.

Page 181, line 2, at end insert –

“(l) to reimburse landowners for fly-tipping expenses.”

Member’s explanatory statement

Farmers and landowners currently have to pay for the removal of all fly-tipping. This amendment extends the 'polluter pays' principle to fly-tipping.

Page 182, line 7, at end insert –

“(t) a power to make payments to reimburse landowners for fly-tipping expenses.”

Member’s explanatory statement

Farmers and landowners currently have to pay for the removal of all fly-tipping. This amendment extends the 'polluter pays' principle to fly-tipping.

Schedule 20

BARONESS BAKEWELL OF HARDINGTON MANDEVILLE

Page 250, line 6, at end insert –

“Article 13 (general requirements for generation of information on intrinsic properties of substances)”

Member’s explanatory statement

This amendment is intended to ensure that the Government has the power to ensure that animal testing requirements reflect evolving scientific consensus and thereby promote animal welfare.

Page 250, line 7, at end insert –

“Article 26 (duty to inquire prior to registration)

Article 27 (sharing of existing data in the case of registered substances)

Article 30 (sharing of information involving tests)”

Member’s explanatory statement

This amendment is intended to ensure that the Government has the power to ensure that animal testing requirements reflect evolving scientific consensus and thereby promote animal welfare.

Page 250, line 8, at end insert –

“Article 40(2) (third party information)”

Member’s explanatory statement

This amendment is intended to ensure that the Government has the power to ensure that animal testing requirements reflect evolving scientific consensus and thereby promote animal welfare.

Page 250, line 33, after “Annexes” insert “save insofar as they contain endpoints for tests using animals”

Member’s explanatory statement

This amendment is intended to ensure that the Government has the power to ensure that animal testing requirements reflect evolving scientific consensus and thereby promote animal welfare.

Environment Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

11 June 2021
