

Environment Bill

AMENDMENTS TO BE MOVED ON REPORT

Clause 4

BARONESS JONES OF WHITCHURCH

Page 3, line 43, at end insert—

“(d) the plastics reduction target,”

Member’s explanatory statement

This amendment would require draft regulations setting a plastics reduction target to be laid before Parliament by 31 October 2022.

Clause 113

THE EARL OF DEVON
BARONESS JONES OF WHITCHURCH
LORD OATES
VISCOUNT RIDLEY

Page 113, line 25, leave out “appears from” and insert “is stated within”

Member’s explanatory statement

This amendment adds formality to the process of creating a conservation covenant to reflect the serious, long-term nature of the commitments being made, and to ensure conservation covenants include provisions regarding the duration of the obligation and the consideration due to the landowner in return for the commitments given.

Page 113, line 27, leave out “in writing signed by the parties.” and insert “signed as a deed by the parties,

- (d) makes provision for the payment of consideration to the landowner, or states that no consideration is to be provided, and
- (e) includes provision regarding the duration or end date of the agreement.”

Member's explanatory statement

This amendment adds formality to the process of creating a conservation covenant to reflect the serious, long-term nature of the commitments being made, and to ensure conservation covenants include provisions regarding the duration of the obligation and the consideration due to the landowner in return for the commitments given.

Clause 115

THE EARL OF DEVON
BARONESS JONES OF WHITCHURCH
LORD OATES
VISCOUNT RIDLEY

Page 115, line 17, leave out “at least some” and insert “all”

Member's explanatory statement

This amendment requires that, where a Responsible Body is not a public body or a charity, all of its main activities should relate to conservation.

Clause 128

THE EARL OF DEVON
BARONESS JONES OF WHITCHURCH
LORD OATES
VISCOUNT RIDLEY

Page 122, line 17, at end insert –

“(c) the Secretary of State terminates the covenant under subsection 6(A).”

Member's explanatory statement

This amendment, along with another, gives the Secretary of State the ability to terminate a conservation covenant, after consulting with the landowner, if it is not possible to transfer it to another Responsible Body as an alternative to becoming the Responsible Body him- or herself.

Page 122, line 21, at end insert –

“(6A) If custodian of a conservation covenant, the Secretary of State may, after consultation with the landowner, discharge the conservation covenant if the Secretary of State is unable to secure the transfer of that conservation covenant to another responsible body;”

Member's explanatory statement

This amendment, along another, gives the Secretary of State the ability to terminate a conservation covenant, after consulting with the landowner, if it is not possible to transfer it to another Responsible Body as an alternative to becoming the Responsible Body him- or herself.

Page 122, line 28, at end insert –

“(9) The period for which the Secretary of State is the custodian of a conservation covenant must not exceed 12 months, and if the Secretary of State has not exercised the powers under subsection (5) within 12 months, the Secretary of State is deemed to have discharged the covenant under subsection (6A).”

Member's explanatory statement

This amendment limits the period for which the Secretary of State can be the custodian of a conservation covenant, and thus limits the period during which the custodian has no liability with respect to the performance of any obligation of the Responsible Body thereunder.

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27 August 2021
