
Lords Message: Monday 8 November 2021

Environment Bill

(Motions relating to Lords Amendments)

This document should be read alongside the amendments the Lords have made to this Bill and the Speaker's provisional selection and grouping.

This paper sets out any motions to disagree, change or comment on amendments proposed by the Lords.

The motions are arranged in the order in which it is expected they will be decided.

Lords Amendments Nos. **31C**

Secretary George Eustice

To move, That this House insists on its Amendments 31A and 31B and disagrees with the Lords in their Amendment 31C.

Lords Amendment No. **33B**

Secretary George Eustice

To move, That this House disagrees with the Lords in their Amendment and proposes the following Amendments to the Bill in lieu of the Lords Amendment:—

(a)

- ★ page 22, line 25, leave out from “if” to end of line 28 and insert “Condition A or Condition B is met.

(8A) Condition A is that the court is satisfied that granting the remedy would not—

- (a) be likely to cause substantial hardship to, or substantially prejudice the rights of, any person other than the authority, or
- (b) be detrimental to good administration.

(8B) Condition B is that Condition A is not met but the court is satisfied that—

- (a) granting the remedy is necessary in order to prevent or mitigate serious damage to the natural environment or to human health, and
- (b) there is an exceptional public interest reason to grant it.”

(b)

- ★ page 148, line 21, leave out from “if” to end of line 26 and insert “Condition A or Condition B is met.

(5A) Condition A is that the court is satisfied that granting the remedy would not—

- (a) be likely to cause substantial hardship to, or substantially prejudice the rights of, any person other than the authority, or
- (b) be detrimental to good administration.

(5B) Condition B is that Condition A is not met but the court is satisfied that—

- (a) granting the remedy is necessary in order to prevent or mitigate serious damage to the natural environment or to human health, and
- (b) there is an exceptional public interest reason to grant it.”

Lords Amendment No. **45B**

Secretary George Eustice

To move, That this House disagrees with the Lords in their Amendment and proposes the following Amendments to the Bill in lieu of the Lords Amendment:—

- ★ page 73, line 29, insert the following new Clause—

(a)

“Reduction of adverse impact of storm overflows

In Chapter 4 of Part 4 of the Water Industry Act 1991, after section 141EB insert—

“141EC Reduction of adverse impact of storm overflows

- (1) A sewerage undertaker whose area is wholly or mainly in England must secure a progressive reduction in the adverse impact of discharges from the undertaker’s storm overflows.
- (2) The reference in subsection (1) to reducing adverse impacts includes—
 - (a) reducing adverse impacts on the environment, and

(b) reducing adverse impacts on public health.

(3) The duty of a sewerage undertaker under this section is enforceable under section 18 by—

(a) the Secretary of State, or

(b) the Authority with the consent of or in accordance with a general authorisation given by the Secretary of State.””

★ page 125, line 41, at end insert—

(b)

“() section (*reduction of adverse impacts of storm overflows*)
(reduction of adverse impacts of storm overflows);”

Lords Amendment No. **75C**

Secretary George Eustice

To move, That this House insists on its Amendments 75A and 75B and disagrees with the Lords in their Amendment 75C.
