

# Retained EU Law (Revocation and Reform) Bill

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## MOTION TO BE MOVED

### ON CONSIDERATION OF COMMONS AMENDMENTS AND REASONS

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*[The page and line references are to HL Bill 89, the Bill as first printed for the Lords]*

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#### LORDS AMENDMENT 15

##### After Clause 16

**Lord Krebs to move, That this House do not insist on its Amendment 15, to which the Commons have disagreed for their Reason 15A, and do propose the following amendment in lieu –**

After Clause 16, insert the following new Clause –

##### **“Environmental protection**

- (1) Regulations may not be made by a relevant national authority under section 12, 13, 15 or 16 unless the relevant national authority is satisfied that the regulations do not –
  - (a) reduce the level of environmental protection arising from the retained EU law to which the provision relates;
  - (b) conflict with any relevant international environmental agreements to which the United Kingdom is party.
- (2) Prior to making any provision to which this section applies, the relevant national authority must –
  - (a) seek advice from persons who are independent of the authority and have relevant expertise, and
  - (b) publish a report setting out –
    - (i) how the provision does not reduce the level of environmental protection in accordance with subsection (1), and
    - (ii) how the authority has taken into account the advice from the persons referred to in paragraph (a) of this subsection.
- (3) In this section “relevant international environmental agreements” includes but is not limited to –
  - (a) the UNECE Convention on access to information, public participation in decision-making and access to justice in environmental matters (Aarhus, 25 June 1998);

- (b) the Council of Europe’s Convention on the Conservation of European Wildlife and Natural Habitats (Bern, 1979);
- (c) the UN Convention on Biological Diversity (Rio, 1992);
- (d) the Convention on the Conservation of Migratory Species of Wild Animals (Bonn, 1979);
- (e) the Convention for the Protection of the Marine Environment of the North-East Atlantic (OSPAR, 1992);
- (f) the Convention on Wetlands of International Importance especially as Waterfowl Habitat (Ramsar, 1971).”



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*1 June 2023*

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