

# English Devolution and Community Empowerment Bill

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## MARSHALLED LIST OF MOTIONS AND AMENDMENTS

### TO BE MOVED ON CONSIDERATION OF COMMONS REASONS AND AMENDMENTS

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*[The page and line references are to HL Bill 150, the Bill as first printed for the Lords]*

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## MOTION A

### LORDS AMENDMENT 2

#### Clause 2

- 2 Clause 2, page 2, line 24, at end insert –  
“(h) rural affairs”

### COMMONS REASON

*The Commons disagree to Lords Amendment 2 for the following Reason –*

- 2A** *Because the matters that are within the scope of the other areas of competence already cover rural affairs.*
- A★** **Baroness Taylor of Stevenage to move, That this House do not insist on its Amendment 2, to which the Commons have disagreed for their Reason 2A.**
- A1★** **Baroness Bakewell of Hardington Mandeville to move, as an amendment to Motion A, leave out from “House” to the end and insert “do insist on its Amendment 2, to which the Commons have disagreed for their Reason 2A.”**

## MOTION B

## LORDS AMENDMENT 4

## Clause 9

4 Clause 9, page 11, line 9, at end insert –

“(1A) Appointments under this section must be made following a fair and open selection process.

(1B) The mayor must publish the criteria and process for appointment.

5 (1C) The mayor must publish the agreed remuneration for the appointed commissioner.

(1D) The mayor must publish details of appointments made under this section.”

## COMMONS REASON

*The Commons disagree to Lords Amendment 4 for the following Reason –*

4A *Because it is not necessary to legislate for the process of appointing commissioners.*

**B★** **Baroness Taylor of Stevenage to move, That this House do not insist on its Amendment 4, to which the Commons have disagreed for their Reason 4A.**

## MOTION C

## LORDS AMENDMENTS 13 AND 87

## After Clause 15

13 After Clause 15, insert the following new Clause –

**“Greater London Authority Act 1999: amendment of Schedule 6**

(1) The Greater London Authority Act 1999 is amended as follows.

(2) In Schedule 6 (procedure for determining the Authority’s consolidated council tax requirement), in paragraph 8(4), for “two-thirds of the Assembly members voting” substitute “a simple majority of the Assembly members voting”.”

## COMMONS REASON

*The Commons disagree to Lords Amendment 13 for the following Reason –*

13A *Because it would be inappropriate for changes to a proposed GLA budget to be subject to a simple majority decision by the London Assembly.*

**Clause 92**

**87** Clause 92, page 86, line 34, at end insert –

“(ia) section (*Greater London Authority Act 1999: amendment of Schedule 6*) (*Greater London Authority Act 1999: amendment of Schedule 6*);”

**COMMONS REASON**

*The Commons disagree to Lords Amendment 87 for the following Reason –*

**87A** *Because it is consequential on Lords Amendment 13 to which the Commons disagree.*

**C★** **Baroness Taylor of Stevenage to move, That this House do not insist on its Amendments 13 and 87, to which the Commons have disagreed for their Reasons 13A and 87A.**

**C1★** **Baroness Scott of Bybrook to move, as an amendment to Motion C, at end insert “, and do propose Amendments 87B and 87C in lieu –**

**87B** After Clause 15, insert the following new Clause –

**“Review of voting arrangements: Greater London Authority’s consolidated council tax requirement**

- (1) The Secretary of State must carry out a review of the voting arrangements for determining the Greater London Authority’s consolidated council tax requirement.
- (2) The review under subsection (1) must consider the situation of the Authority in the context of the budget-setting arrangements for strategic authorities in other regions, and make recommendations on whether there is a case for reducing the majority required for the Greater London Authority.
- (3) The review under subsection (1) must be published within one year of the passing of this Act.”

**87C** Clause 92, page 86, line 34, at end insert –

“(ia) section (*Review of voting arrangements: Greater London Authority’s consolidated council tax requirement*) (*review of voting arrangements: Greater London Authority’s consolidated council tax requirement*);”

## MOTION D

## LORDS AMENDMENTS 26 AND 89

## After Clause 37

26 After Clause 37, insert the following new Clause –

**“Brownfield land priority**

- (1) A mayor, combined authority, or combined county authority may not designate greenfield land for development unless it is satisfied that no suitable brownfield land is available within the relevant area.
- (2) In determining suitability under subsection (1), regard must be had to –
  - (a) the availability of land, and
  - (b) the viability and environmental impact of development.”

## COMMONS REASON

*The Commons disagree to Lords Amendment 26 for the following Reason –*

26A *Because national planning policy already ensures that brownfield land is prioritised for development.*

## Clause 92

89 Clause 92, page 88, line 1, at end insert –

“(ka) section (*Brownfield land priority*) (brownfield land priority);”

## COMMONS REASON

*The Commons disagree to Lords Amendment 89 for the following Reason –*

89A *Because it is consequential on Lords Amendment 26 to which the Commons disagree.*

**D★** **Baroness Taylor of Stevenage to move, That this House do not insist on its Amendments 26 and 89, to which the Commons have disagreed for their Reasons 26A and 89A.**

**D1★** **Baroness Scott of Bybrook to move, as an amendment to Motion D, at end insert “, and do propose Amendments 89B and 89C in lieu –**

89B After Clause 37, insert the following new Clause –

**“Brownfield land priority**

- (1) A spatial development strategy prepared by a mayor, combined authority, or combined county authority must seek to prioritise the development of suitable brownfield land within the relevant area before designating greenfield land for development.

- (2) Greenfield land may be designated for development where the authority is satisfied that –
- (a) the use of available brownfield land alone would be insufficient to meet identified development needs, or
  - (b) development of such brownfield land would not be viable, deliverable, or would give rise to unacceptable environmental impacts, having regard to subsection (3).
- (3) In applying this section, the authority must have regard to –
- (a) the availability and deliverability of brownfield land,
  - (b) the economic viability of development,
  - (c) the suitability of brownfield land for the proposed development,
  - (d) the environmental impacts of any development,
  - (e) the need to meet housing and economic development requirements in the relevant area, and
  - (f) and relevant national planning policy.”

**89C** Clause 92, page 88, line 1, at end insert –

“(ka) section (*Brownfield land priority*) (brownfield land priority);”

## MOTION E

### LORDS AMENDMENTS 36, 90 AND 155

#### Clause 59

**36** Leave out Clause 59

#### COMMONS REASON

*The Commons disagree to Lords Amendment 36 for the following Reason –*

**36A** *Because it is appropriate for the Leader and Cabinet Executive to be the principal type of executive arrangements for local authorities.*

#### Clause 92

**90** Clause 92, page 88, line 20, leave out paragraph (z)

#### COMMONS REASON

*The Commons disagree to Lords Amendment 90 for the following Reason –*

**90A** *Because it is consequential on Lords Amendments 36 and 155 to which the Commons disagree.*

## Schedule 27

155 Leave out Schedule 27

### COMMONS DISAGREEMENT AND AMENDMENTS TO THE WORDS SO RESTORED TO THE BILL

*The Commons disagree to Lords Amendment 155 and propose the following amendments to the words so restored to the Bill –*

155A Schedule 27, page 283, line 10, leave out “or remained”

155B Schedule 27, page 283, line 11, after “resolution” insert “under this Part”

155C Schedule 27, page 283, line 36, after “resolution” insert “under this Part”

155D Schedule 27, page 283, line 37, leave out “or remained”

155E Schedule 27, page 286, line 18, leave out paragraph (a),

155F Schedule 27, page 286, line 23, leave out sub-paragraph (3)

**E★** **Baroness Taylor of Stevenage to move, That this House do not insist on its Amendments 36 and 90, to which the Commons have disagreed for their Reasons 36A and 90A, do not insist on its Amendment 155 and do agree with Commons in their amendments 155A to 155F.**

**E1★** **Lord Shipley to move, as an amendment to Motion E, leave out from “House” to the end and insert “do insist on its Amendments 36, 90 and 155 and do disagree with the Commons in their Amendments 155A to 155F to the words so restored to the Bill.”**

## MOTION F

### LORDS AMENDMENTS 37 AND 91

#### After Clause 60

37 After Clause 60, insert the following new Clause –

#### **“Promotion of parish governance**

- (1) The Secretary of State must develop and implement a strategy for parish governance in England, particularly for areas that are currently unparished.
- (2) In carrying out this duty, the Secretary of State must –
  - (a) issue guidance to principal authorities on identifying areas where a community governance review may be appropriate,

- (b) encourage principal authorities to consider establishing parish or town councils where doing so would strengthen neighbourhood representation and community engagement, and
  - (c) publish information and examples of best practice on the establishment and operation of parish and town councils.
- (3) Principal authorities must act in accordance with guidance issued under subsection (2) when exercising their functions under Part 4 of the Local Government and Public Involvement in Health Act 2007.
- (4) In preparing guidance under this section, the Secretary of State must consult such persons as the Secretary of State considers appropriate, including representatives of parish and town councils.”

#### COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

*The Commons disagree to Lords Amendment 37 but propose amendment 37A to the Bill as an amendment in lieu –*

**37A** Clause 60, page 61, line 39, at end insert –

“(3A) Regulations under this section about the membership of specified organisational structures may, in particular, provide for the membership to include one or more members representing any parish council or councils within the neighbourhood area.”

#### Clause 92

**91** Clause 92, page 88, line 21, at end insert –

“(z1) section (*Promotion of parish governance*) (promotion of parish governance);”

#### COMMONS REASON

*The Commons disagree to Lords Amendment 91 for the following Reason –*

**91A** *Because it is consequential on Lords Amendment 37 to which the Commons disagree.*

**F★** **Baroness Taylor of Stevenage to move, That this House do not insist on its Amendment 37, do agree with the Commons in their Amendment 37A in lieu and do not insist on its Amendment 91, to which the Commons have disagreed for their Reason 91A.**

**F1★** **Baroness Scott of Bybrook to move, as an amendment to Motion F, leave out from “House” to the end and insert “do insist on its Amendment 37, do disagree with the Commons in their Amendment 37A, and do insist on its Amendment 91, to which the Commons have disagreed for their Reason 91A.”**

## MOTION G

## LORDS AMENDMENTS 41 AND 94

## After Clause 63

41 After Clause 63, insert the following new Clause –

**“Agent of change: integration of new development with existing businesses and facilities**

(1) In this section –

“agent of change principle” means the principle requiring planning policies and decisions to ensure that new development can be integrated effectively with existing businesses and community facilities so that those businesses and facilities do not have unreasonable restrictions placed on them as a result of developments permitted after they were established;

“development” has the same meaning as in section 55 of the Town and Country Planning Act 1990 (meaning of “development” and “new development”);

“licensing functions” has the same meaning as in section 4(1) of the Licensing Act 2003 (general duties of licensing authorities);

“provision of regulated entertainment” has the same meaning as in Schedule 1 to the Licensing Act 2003 (provision of regulated entertainment);

“relevant authority” means a local planning authority construed in accordance with Part I of the Town and Country Planning Act 1990, or a licensing authority within the meaning of section 3 of the Licensing Act 2003 (licensing authorities)

(2) In exercising any functions under the Town and Country Planning Act 1990 or any licensing functions concerning development which is or is likely to be affected by an existing business or facility, a relevant authority shall have special regard to the agent of change principle.

(3) An application for development within the vicinity of any premises licensed for the provision of regulated entertainment shall contain a noise impact assessment.

(4) In determining whether noise emitted by or from an existing business or community facility constitutes a nuisance to a residential development, the decision-maker shall have regard to –

(a) the chronology of the introduction of the relevant noise source and the residential development, and

(b) what steps have been taken by the developer to mitigate the entry of noise from the existing business or facility to the residential development.”

## COMMONS REASON

*The Commons disagree to Lords Amendment 41 for the following Reason –*



- 41A** *Because it is not necessary to make provision in primary legislation about the agent of change principle.*

### Clause 92

- 94** Clause 92, page 88, line 21, at end insert –

“(z1) section (*Agent of change: integration of new development with existing businesses and facilities*) (agent of change: integration of new development with existing businesses and facilities);”

### COMMONS REASON

*The Commons disagree to Lords Amendment 94 for the following Reason –*

- 94A** *Because it is consequential on Lords Amendment 41 to which the Commons disagree.*

**G★** **Baroness Taylor of Stevenage to move, That this House do not insist on its Amendments 41 and 94, to which the Commons have disagreed for their Reasons 41A and 94A.**

**G1★** **Baroness McIntosh of Pickering to move, as an amendment to Motion G, at end insert “, and do propose Amendments 94B and 94C in lieu –**

- 94B** After Clause 63 insert the following new Clause –

**“Protection for existing businesses and facilities from unreasonable restrictions resulting from new developments**

After section 70D of the Town and Country Planning Act 1990, insert the following new section –

**“70E Protection for existing businesses and facilities from unreasonable restrictions resulting from new developments**

- (1) A development that is the subject of an application for planning permission is an “impact-sensitive development” if residents or occupiers of the development are likely to be affected by significant impact from existing activity in the vicinity of the development.
- (2) Without prejudice to the generality of section 70(1), a planning authority –
  - (a) must, when considering under section 70 whether to grant planning permission for an impact-sensitive development subject to conditions, take particular account of whether the development includes sufficient measures to mitigate, minimise or manage the effect of the anticipated impact of existing activities on the development from any existing cultural venues or facilities (including in particular, but not limited to, live music venues), or dwellings or businesses in the vicinity of the development, and
  - (b) may not, as a condition of granting planning permission for an impact-sensitive development, impose on existing cultural venues or facilities additional costs relating to design measures to mitigate, minimise or manage the effects of that impact.”

**94C** Clause 92, page 88, line 21, at end insert –

“(z1) section (*Protection for existing businesses and facilities from unreasonable restrictions resulting from new developments*) (*protection for existing businesses and facilities from unreasonable restrictions resulting from new developments*);”

## MOTION H

### LORDS AMENDMENTS 85 AND 86, 97 TO 116, 120, 121 AND 123

**85** Clause 92, page 86, line 24, leave out “16”

#### COMMONS REASON

*The Commons disagree to Lords Amendment 85 for the following Reason –*

**85A** *Because it is consequential on Lords Amendment 103 to which the Commons disagree.*

**86** Clause 92, page 86, line 25, leave out “38”

#### COMMONS REASON

*The Commons disagree to Lords Amendment 86 for the following Reason –*

**86A** *Because it is consequential on Lords Amendment 120 to which the Commons disagree.*

## Schedule 1

**97** Schedule 1, page 89, line 10, leave out “(10A),”

#### COMMONS REASON

*The Commons disagree to Lords Amendment 97 for the following Reason –*

**97A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**98** Schedule 1, page 89, line 15, leave out paragraph (b)

#### COMMONS REASON

*The Commons disagree to Lords Amendment 98 for the following Reason –*

**98A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**99** Schedule 1, page 89, line 33, leave out paragraph (b)

COMMONS REASON

*The Commons disagree to Lords Amendment 99 for the following Reason –*

**99A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**100** Schedule 1, page 91, line 6, leave out paragraph 8

COMMONS REASON

*The Commons disagree to Lords Amendment 100 for the following Reason –*

**100A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**101** Schedule 1, page 91, line 8, leave out paragraph 9

COMMONS REASON

*The Commons disagree to Lords Amendment 101 for the following Reason –*

**101A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**102** Schedule 1, page 91, line 14, leave out paragraph 11

COMMONS REASON

*The Commons disagree to Lords Amendment 102 for the following Reason –*

**102A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**103** Schedule 1, page 92, line 36, leave out paragraph 16

COMMONS REASON

*The Commons disagree to Lords Amendment 103 for the following Reason –*

**103A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**104** Schedule 1, page 93, line 34, leave out paragraph 17

COMMONS REASON

*The Commons disagree to Lords Amendment 104 for the following Reason –*

**104A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**105** Schedule 1, page 96, line 10, leave out paragraph (j)

COMMONS REASON

*The Commons disagree to Lords Amendment 105 for the following Reason –*

**105A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**106** Schedule 1, page 97, leave out line 24

COMMONS REASON

*The Commons disagree to Lords Amendment 106 for the following Reason –*

**106A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**107** Schedule 1, page 98, leave out line 12

COMMONS REASON

*The Commons disagree to Lords Amendment 107 for the following Reason –*

**107A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**108** Schedule 1, page 98, line 13, leave out paragraph 20

COMMONS REASON

*The Commons disagree to Lords Amendment 108 for the following Reason –*

**108A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**109** Schedule 1, page 99, line 10, leave out paragraph 21

COMMONS REASON

*The Commons disagree to Lords Amendment 109 for the following Reason –*

**109A** *Because streamlining the processes relating to the establishment, expansion and functions of combined authorities is necessary to ensure that Strategic Authorities are in place across England.*

**110** Schedule 1, page 102, line 36, leave out paragraph (b)

COMMONS REASON

*The Commons disagree to Lords Amendment 110 for the following Reason –*

**110A** *Because streamlining the processes relating to the establishment, expansion and functions of combined county authorities is necessary to ensure that Strategic Authorities are in place across England.*

**111** Schedule 1, page 103, line 10, leave out paragraph (b)

COMMONS REASON

*The Commons disagree to Lords Amendment 111 for the following Reason –*

**111A** *Because streamlining the processes relating to the establishment, expansion and functions of combined county authorities is necessary to ensure that Strategic Authorities are in place across England.*

**112** Schedule 1, page 104, line 5, leave out paragraph (b)

COMMONS REASON

*The Commons disagree to Lords Amendment 112 for the following Reason –*

**112A** *Because streamlining the processes relating to the establishment, expansion and functions of combined county authorities is necessary to ensure that Strategic Authorities are in place across England.*

**113** Schedule 1, page 104, line 17, leave out paragraph (b)

## COMMONS REASON

*The Commons disagree to Lords Amendment 113 for the following Reason –*

- 113A** *Because streamlining the processes relating to the establishment, expansion and functions of combined county authorities is necessary to ensure that Strategic Authorities are in place across England.*
- 114** Schedule 1, page 105, line 10, leave out paragraph 33

## COMMONS REASON

*The Commons disagree to Lords Amendment 114 for the following Reason –*

- 114A** *Because streamlining the processes relating to the establishment, expansion and functions of combined county authorities is necessary to ensure that Strategic Authorities are in place across England.*
- 115** Schedule 1, page 105, line 12, leave out paragraph 34

## COMMONS REASON

*The Commons disagree to Lords Amendment 115 for the following Reason –*

- 115A** *Because streamlining the processes relating to the establishment, expansion and functions of combined county authorities is necessary to ensure that Strategic Authorities are in place across England.*
- 116** Schedule 1, page 105, line 13, leave out paragraph 35

## COMMONS REASON

*The Commons disagree to Lords Amendment 116 for the following Reason –*

- 116A** *Because streamlining the processes relating to the establishment, expansion and functions of combined county authorities is necessary to ensure that Strategic Authorities are in place across England.*
- 120** Schedule 1, page 106, line 34, leave out paragraph 38

## COMMONS REASON

*The Commons disagree to Lords Amendment 120 for the following Reason –*

- 120A** *Because streamlining the processes relating to the establishment, expansion and functions of combined county authorities is necessary to ensure that Strategic Authorities are in place across England.*

- 121** Schedule 1, page 107, line 34, leave out paragraph 39

COMMONS REASON

*The Commons disagree to Lords Amendment 121 for the following Reason –*

- 121A** *Because streamlining the processes relating to the establishment, expansion and functions of combined county authorities is necessary to ensure that Strategic Authorities are in place across England.*

- 123** Schedule 1, page 112, line 13, leave out paragraph 42

COMMONS REASON

*The Commons disagree to Lords Amendment 123 for the following Reason –*

- 123A** *Because streamlining the processes relating to the establishment, expansion and functions of combined county authorities is necessary to ensure that Strategic Authorities are in place across England.*

- H★** **Baroness Taylor of Stevenage to move, That this House do not insist on its Amendments 85 and 86, 97 to 116, 120, 121 and 123, to which the Commons have disagreed for their Reasons 85A and 86A, 97A to 116A, 120A, 121A and 123A.**

- H1★** **Baroness Scott of Bybrook to move, as an amendment to Motion H, leave out from “House” to the end and insert “do insist on its Amendments 85 and 86, 97 to 116, 120, 121 and 123, to which the Commons have disagreed for their Reasons 85A and 86A, 97A to 116A, 120A, 121A and 123A.”**

# **English Devolution and Community Empowerment Bill**

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TO BE MOVED ON CONSIDERATION OF COMMONS REASONS AND AMENDMENTS

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*22 April 2026*

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