

Amendment	Page	Line
*60	41	37
*61	41	45
*62	42	4
*63	42	24
*64	45	28
*65	45	35
*66	45	43
*67	46	15

Mr Chancellor of the Exchequer

Amendment 60

Page 41, line 37 [*Clause 61*], leave out lines 37 to 40 and insert-

‘The National Assembly for Wales

Local government: England

A county or district council constituted under section 2 of the Local Government Act 1972 (c. 70)’.

Amendment 61

Page 41, line 45 [*Clause 61*], at end insert-

Local government: Wales

A county or district council constituted under section 21 of the Local Government Act 1972 (c. 70)’.

Amendment 62

Page 42, line 4 [*Clause 61*], leave out lines 4 to 11 and insert-

‘A Strategic Health Authority or Health Authority established under section 8 of the National Health Service Act 1977 (c. 49)

A Special Health Authority established under section 11 of that Act

A Primary Care Trust established under section 16A of that Act

A Local Health Board established under section 16BA of that Act

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A National Health Service Trust established under section 5 of the National Health Service and Community Care Act 1990 (c. 19)’.

Amendment 63

Page 42, line 24 [*Clause 61*], at end insert-

Other planning authorities

Any other authority that-

- (a) is a local planning authority within the meaning of the Town and Country Planning Act 1990 (c. 8), or
- (b) is the planning authority for any of the purposes of the planning Acts within the meaning of the Town and Country Planning (Scotland) Act 1997 (c. 8)’.

Amendment 64

Page 45, line 28 [*Clause 66*], leave out lines 28 to 31 and insert-

‘Local government: England

A county or district council constituted under section 2 of the Local Government Act 1972 (c. 70)’.

Amendment 65

Page 45, line 35 [*Clause 66*], at end insert-

‘Local government: Wales

A county or district council constituted under section 21 of the Local Government Act 1972 (c. 70)’.

Amendment 66

Page 45, line 43 [*Clause 66*], leave out from beginning to end of line 2 on page 46 and insert-

‘A Strategic Health Authority or Health Authority established under section 8 of the National Health Service Act 1977 (c. 49)

A Special Health Authority established under section 11 of that Act

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A Primary Care Trust established under section 16A of that Act

A Local Health Board established under section 16BA of that Act

A National Health Service Trust established under section 5 of the National Health Service and Community Care Act 1990 (c. 19)'.
'.

Amendment 67

Page 46, line 15 [*Clause 66*], at end insert-

'Other planning authorities

Any other authority that-

- (a) is a local planning authority within the meaning of the Town and Country Planning Act 1990 (c. 8), or
- (b) is the planning authority for any of the purposes of the planning Acts within the meaning of the Town and Country Planning (Scotland) Act 1997 (c. 8)'.
'.

EXPLANATORY NOTE

SUMMARY

1. Clause 61 as a whole provides for a relief where a developer is required, under a planning obligation, to transfer land to one of a list of prescribed "public authorities".
2. Clause 66 provides a general exemption from stamp duty land tax where land is transferred between public bodies under a statutory reorganisation.
3. The amendments add various bodies to the list of public authorities in clause 61 and the list of public bodies in clause 66.

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DETAILS

4. Amendments 60-63 make amendments to the list of “public authorities” in clause 61 as follows:
5. Amendment 60 adds the National Assembly for Wales to the list of Government bodies and separates the English local authorities into a separate section of the list to the Welsh local authorities.
6. Amendment 61 creates a separate section of the list headed “Local government: Wales” which contains a reference to the Welsh local authorities.
7. Amendment 62 reorders the list of health authorities, adds Welsh Local Health Boards to the list, and deletes the National Assembly for Wales (moved to the Government section).
8. Amendment 63 adds to the list a reference to any body not already listed that has planning responsibilities in England, Wales and Scotland, or who might have planning responsibilities delegated to them under existing powers.
9. Amendments 64-67 make amendments to the list of “public bodies” in clause 66 as follows:
10. Amendment 64 makes an amendment equivalent to amendment 60 except that it does not add the National Assembly for Wales to the Government section of the list, as the Assembly already appears there.
11. Amendment 65 makes an amendment equivalent to amendment 61.
12. Amendment 66 makes an amendment equivalent to amendment 62, except that the National Assembly for Wales has never appeared in the ‘health’ section of this clause so there is no need to delete it.
13. Amendment 67 makes an amendment equivalent to amendment 63.

BACKGROUND NOTE

14. The amendments referring to Welsh Local Health Boards stem from Standing Committee amendments 278 and 279 which were debated at Standing Committee but later withdrawn.

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15. Amendments 60, 61, 64 and 65 add Welsh local authorities to the lists in clause 61 and 66 and separate the references to the local authorities in each jurisdiction, for clarity.
16. Amendments 63 and 67 have been introduced because for clause 61 in particular, due to its close links with the planning system, it makes sense to include in the relief all bodies that might have planning responsibilities in a given area. At present the lists in clause 61 and 66 omit certain bodies, potentially giving a disadvantage to developments in the areas for which the omitted bodies are responsible.