

**MEMORANDUM ON THE APPLICATION OF STANDING ORDER 83L OF
THE STANDING ORDERS OF THE HOUSE OF COMMONS RELATING
TO PUBLIC BUSINESS TO THE BANK OF ENGLAND AND FINANCIAL
SERVICES BILL (LORDS)**

Commons Stage Report Amendments

The following is the Department's assessment of the Bill and the amendments to the Bill tabled by the Government for consideration at Commons Report stage.

Summary

1. The Bill's provisions extend to the whole of the United Kingdom, with the exception of clause 31(2), which extends to England and Wales and Scotland, and clause 31(3), which extends to Northern Ireland. The government amendments proposed for Report (amendment 3 and Government New Clause) apply to the whole of the United Kingdom.
2. In the Department's view, the matters to which the Bill and the amendments relate are not within the legislative competence of the Scottish Parliament, the National Assembly for Wales or the Northern Ireland Assembly, and no legislative consent motions are necessary.¹
3. The above analysis is set out in tabular form below.

Provision	England	Wales		Scotland		Northern Ireland		
	Extends to E & W and applies to England?	Extends to E & W and applies to Wales?	Would corresponding provision be within the competence of the National Assembly for Wales?	Extends and applies to Scotland?	Would corresponding provision be within the competence of the Scottish Parliament?	Extends and applies to Northern Ireland?	Would corresponding provision be within the competence of the Northern Ireland Assembly?	LCM needed?
Part 1 Clauses 1 to 17	Yes	Yes	N/A	Yes	N/A	Yes	N/A	No
Part 2 Government	Yes	Yes	N/A	Yes	N/A	Yes	N/A	No

¹ References in this Memorandum to a provision being within the legislative competence of the Scottish Parliament, the National Assembly for Wales or the Northern Ireland Assembly are to the provision being within the legislative competence of the relevant devolved legislature for the purposes of Standing Order No. 83J of the Standing Orders of the House of Commons relating to Public Business.

New Clause								
Clauses 18 to 30	Yes	Yes	N/A	Yes	N/A	Yes	N/A	No
Clause 31(1),(4) to (7)	Yes	Yes	N/A	Yes	N/A	Yes	N/A	No
Clause 31(2)	Yes	Yes	N/A	Yes	N/A	No	N/A	No
Clause 31(3)	No	No	N/A	No	N/A	Yes	N/A	No
Clauses 32 to 33	Yes	Yes	N/A	Yes	N/A	Yes	N/A	No
Part 3								
Clauses 34 to 38	Yes	Yes	N/A	Yes	N/A	Yes	N/A	No
Schedule 1 to 4 (including Schedule 2 as amended by amendment 3)	Yes	Yes	N/A	Yes	N/A	Yes	N/A	No

Territorial application

4. The amendments which are to be made at Report stage apply, as noted above, to the whole of the United Kingdom.
5. They do not change the territorial application of the Bill.