

PARLIAMENTARY
DEBATES
(HANSARD)

SIXTH SERIES—VOLUME 18

HOUSE OF COMMONS

OFFICIAL REPORT

THIRD SESSION OF THE FORTY-EIGHTH PARLIAMENT
OF THE UNITED KINGDOM OF GREAT BRITAIN
AND NORTHERN IRELAND
THIRTY-FIRST YEAR OF THE REIGN OF
HER MAJESTY QUEEN ELIZABETH II

SESSION 1981-82

COMPRISING PERIOD
15 FEBRUARY—26 FEBRUARY 1982

LONDON
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In the six to eight hours of debate on the schedule, we have attached ourselves to that work. We, and possibly others, have learnt more than was understood before about the contents and implications of the schedule to the Bill. That work is not complete, and I hope that we shall have the opportunity to carry that to a conclusion before we part with the Bill. However, let no one so far misunderstand as to say, either outside or inside the House, that we are interfering with Canada. We are doing our own business and we are doing that very thing that the Canadian Government asked us to do coincident with recalling into their own power their own constitution.

There are amendments other than amendment No. 2 on which it may be more convenient for hon. Members to express an opinion. Therefore, I beg to ask leave to withdraw the amendment.

Amendment, by leave, withdrawn.

Mr. Clinton Davis: On a point of order, Mr. Weatherill. I was under the impression that for the convenience of the Committee we would deal with the group of amendments that have just been debated and debate the remaining amendments next week. It might help if the Chief Whip were to tell us the position. It would be convenient to know what the Government intend to do about the amendments and Third Reading. There is a motion on Third Reading. I hope that the Government are in a position to make it abundantly plain that the situation can be resolved—

It being Ten o'clock, THE CHAIRMAN left the Chair to report Progress and ask leave to sit again.

Committee report Progress.

BUSINESS OF THE HOUSE

Ordered,

That, at this day's sitting, the Canada Bill may be proceeded with, though opposed, until any hour.—[*Mr. Goodlad.*]

Canada Bill

Again considered in Committee

Mr. J. Enoch Powell: Further to that point of order, Mr. Weatherill. I understand that amendments Nos. 14 and 15 will have to be taken before the other amendments in the group. In view of your ruling at the commencement of our proceedings that matters raised in the amendments could be discussed on clause stand part, I do not propose to move amendments Nos. 14 and 15, so that later amendments can be moved.

The Chairman: I understand that hon. Members wish to divide the House on amendment No. 17. That amendment will be moved by an hon. Member other than the right hon. Member for Down, South (Mr. Powell). However, we will be unable to vote on that amendment until we have dealt with the amendments Nos. 14 and 15. Does the right hon. Gentleman intend to move them?

Mr. J. Enoch Powell: No, Sir.

Amendment proposed: No. 17, in page 2, line 14, after 'Act', insert
'subject to the omission in Schedule B, section 35, subsection (1) of the word "existing"'.—[*Mr. George.*]

Question put, That the amendment be made:—

The Committee divided: Ayes 42, Noes 154.

Division No. 78]

[10.2 pm

AYES

Bennett, Andrew (*St'kp'tN*)
Bidwell, Sydney

Braine, Sir Bernard
Brown, R. C. (*N'castle W*)

Buchan, Norman
Callaghan, Jim (*Midd't'n & P*)
Clark, Dr David (*S Shields*)
Cook, Robin F.
Cryer, Bob
Cunliffe, Lawrence
Dalyell, Tam
Duffy, A. E. P.
English, Michael
George, Bruce
Hardy, Peter
Home Robertson, John
Hooley, Frank
Jones, Barry (*East Flint*)
Kerr, Russell
Lawrence, Ivan
McGuire, Michael (*Ince*)
McKelvey, William
McWilliam, John
Mikardo, Ian
Newens, Stanley

Orme, Rt Hon Stanley
Palmer, Arthur
Powell, Rt Hon J.E. (*S Down*)
Powell, Raymond (*Ogmore*)
Price, C. (*Lewisham W*)
Richardson, Jo
Rooker, J. W.
Ross, Ernest (*Dundee West*)
Ross, Wm. (*Londonderry*)
Rowlands, Ted
Skinner, Dennis
Stewart, Rt Hon D. (*W Isles*)
Wainwright, E. (*Dearne V*)
White, Frank R.
Wilson, Gordon (*Dundee E*)
Winterton, Nicholas
Wolfson, Mark

Tellers for the Ayes:

Mr. David Ennals and
Mr. D. N. Campbell-Savours.

NOES

Aitken, Jonathan
Alexander, Richard
Alton, David
Ancram, Michael
Arnold, Tom
Aspinwall, Jack
Atkins, Rt Hon H. (*S'thorne*)
Atkinson, David (*B'm'th, E*)
Baker, Nicholas (*N Dorset*)
Beith, A. J.
Bendall, Vivian
Benyon, Thomas (*A'don*)
Benyon, W. (*Buckingham*)
Berry, Hon Anthony
Biffen, Rt Hon John
Blackburn, John
Boscawen, Hon Robert
Bottomley, Peter (*W'wich W*)
Bright, Graham
Brinton, Tim
Brooke, Hon Peter
Brown, Michael (*Brigg & Sc'n*)
Browne, John (*Winchester*)
Butcher, John
Cadbury, Jocelyn
Carlisle, John (*Luton West*)
Carlisle, Kenneth (*Lincoln*)
Carlisle, Rt Hon M. (*R'c'n*)
Chapman, Sydney
Churchill, W. S.
Clarke, Kenneth (*Rushcliffe*)
Clegg, Sir Walter
Cockeram, Eric
Cope, John
Costain, Sir Albert
Cunningham, G. (*Islington S*)
Dean, Paul (*North Somerset*)
Douglas-Hamilton, Lord J.
Dover, Denshore
Dunn, Robert (*Dartford*)
Dykes, Hugh
Emery, Sir Peter
Fairgrieve, Sir Russell
Faith, Mrs Sheila
Fenner, Mrs Peggy
Finsberg, Geoffrey
Fisher, Sir Nigel
Fookes, Miss Janet
Fox, Marcus
Garel-Jones, Tristan
Goodhew, Sir Victor
Goodlad, Alastair
Gorst, John
Gray, Hamish
Griffiths, Peter (*Portsm'th N*)
Grylls, Michael
Gummer, John Selwyn

Hamilton, Hon A.
Hampson, Dr Keith
Havers, Rt Hon Sir Michael
Hawkins, Paul
Hawksley, Warren
Hedde, John
Hogg, Hon Douglas (*Gr'th'm*)
Hordern, Peter
Howell, Rt Hon D. (*G'ld'f'd*)
Howells, Geraint
Hunt, David (*Wirral*)
Hunt, John (*Ravensbourne*)
Jenkin, Rt Hon Patrick
Jessel, Toby
Johnston, Russell (*Inverness*)
Jopling, Rt Hon Michael
Kaberry, Sir Donald
Kershaw, Sir Anthony
Kimball, Sir Marcus
King, Rt Hon Tom
Knight, Mrs Jill
Lang, Ian
Lawson, Rt Hon Nigel
Lee, John
LeMarchant, Spencer
Lester, Jim (*Beeston*)
Lloyd, Ian (*Havant & W'loo*)
Lloyd, Peter (*Fareham*)
Luce, Richard
Lyell, Nicholas
Mabon, Rt Hon Dr J. Dickson
MacKay, John (*Argyll*)
McNair-Wilson, M. (*N'bury*)
McNamara, Kevin
Major, John
Marland, Paul
Mather, Carol
Mawby, Ray
Maxwell-Hyslop, Robin
Mellor, David
Meyer, Sir Anthony
Mills, Iain (*Meriden*)
Mills, Peter (*West Devon*)
Montgomery, Fergus
Morris, M. (*N'hampton S*)
Morrison, Hon C. (*Devizes*)
Murphy, Christopher
Myles, David
Neale, Gerrard
Nelson, Anthony
Neubert, Michael
Normanton, Tom
Osborn, John
Page, Richard (*SW Herts*)
Penhallow, David
Pink, R. Bonner
Prentice, Rt Hon Reg

Pym, Rt Hon Francis	Stewart, A. (ERenfrewshire)
Raison, Rt Hon Timothy	Stradling Thomas, J.
Rhys Williams, Sir Brandon	Tapsell, Peter
Ridley, Hon Nicholas	Taylor, Teddy (S'end E)
Rifkind, Malcolm	Tebbit, Rt Hon Norman
Roberts, M. (Cardiff NW)	Thomas, Rt Hon Peter
Roper, John	Thompson, Donald
Rossi, Hugh	Thorne, Neil (Ilford South)
Sainsbury, Hon Timothy	Thornton, Malcolm
Shaw, Michael (Scarborough)	Trippier, David
Shelton, William (Streatham)	Trotter, Neville
Sims, Roger	Viggers, Peter
Skeet, T. H. H.	Waddington, David
Smith, Cyril (Rochdale)	Wainwright, R. (Colne V)
Speed, Keith	Waldegrave, Hon William
Speller, Tony	Waller, Gary
Spicer, Jim (West Dorset)	Wheeler, John
Spicer, Michael (S Worcs)	Wickenden, Keith
Stanbrook, Ivor	
Stanley, John	Tellers for the Noes:
Steen, Anthony	Mr. Nick Budgen and
Stevens, Martin	Mr. Tony Newton.

Question accordingly negatived.

The Lord Privy Seal (Mr. Humphrey Atkins): We have made a useful start on the proceedings on the Bill and

we have had a series of important debates and speeches. It may be for the convenience of the Committee if we report progress and ask leave to sit again.

To report Progress and ask leave to sit again.—[Mr. Goodlad.]

Committee report Progress; to sit again tomorrow.

AGRICULTURAL TRAINING BOARD BILL

[LORDS]

Ordered,

That, in respect of the Agricultural Training Board Bill [Lords], notices of Amendments, new Clauses and new Schedules to be moved in Committee may be accepted by the Clerks at the Table before the Bill has been read a second time.—[Mr. Pym.]

INDUSTRIAL TRAINING BILL [LORDS]

Ordered,

That, in respect of the Industrial Training Bill [Lords], notices of Amendments, new Clauses and new Schedules to be moved in Committee may be accepted by the Clerks at the Table before the Bill has been read a second time.—[Mr. Pym.]