Clauses 100 to 102 agreed to.

Mr David Hanson

Clause 103, page 75, line 15, at end add—

‘(8) It shall be a duty on the Secretary of State to prepare and publish guidance about the effect of this section before it comes into force to such descriptions of persons as the Secretary of State considers appropriate.

(9) A person exercising public functions to whom guidance is given under this section must have regard to it in the exercise of those functions.’.

Clause agreed to.

Richard Fuller

Clause 104, page 75, line 18, after ‘coercion’, insert ‘or any form of deception’.

Paul Maynard

Clause 104, page 75, line 27, at end add—

‘(2A) A person commits an offence if he or she—"
(a) causes a person to enter into a marriage who lacks capacity, as determined by the Mental Capacity Act 2005,
(b) uses violence, threats or any other form of coercion, or practises any form of deception for the purposes of causing another person to enter into a marriage, and believes, or should reasonably believe, that such conduct may diminish the other person’s capacity to make decisions, to the extent that they no longer have capacity to consent to the marriage.’.

Bridget Phillipson
Mrs Emma Lewell-Buck
Simon Danczuk
Sarah Champion
Gloria De Piero
Phil Wilson

Mr David Hanson

Clause 104, page 76, line 8, at end add—
‘(9) It shall be a duty on the Secretary of State to prepare and publish guidance about the effect of this section before it comes into force to such descriptions of persons as the Secretary of State considers appropriate.
(10) A person exercising public functions to whom guidance is given under this section must have regard to it in the exercise of those functions.’.

Clause agreed to.

Mr David Hanson
Gloria De Piero
Phil Wilson

Clause 105, page 76, line 21, leave out from ‘so’ to end of line 22.

Mr David Hanson
Gloria De Piero
Phil Wilson

Clause 105, page 77, line 13, leave out from ‘so’ to end of line 14.

Mr David Hanson
Gloria De Piero
Phil Wilson

Clause 105, page 77, line 31, leave out from ‘so’ to end of line 32.

Clause agreed to.

Clause 106 agreed to.
Mr David Hanson
Gloria De Piero
Phil Wilson

Clause 107, page 78, line 22, leave out from ‘officer’ to end of line 24.

Withdrawn 47

Mr David Hanson
Gloria De Piero
Phil Wilson

Clause 107, page 78, line 29, at end insert—
‘(c) the scope of use by police forces of civilian and contracted staff.’.

Clause agreed to.

Mr David Hanson
Gloria De Piero
Phil Wilson

Clause 113, page 80, line 33, leave out ‘five’ and insert ‘four’.

Withdrawn 60

Mr David Hanson
Gloria De Piero
Phil Wilson

Clause 113, page 80, line 33, at end insert ‘and one member appointed by the Department of Justice in Northern Ireland.’.

Not called 61

Mr David Hanson
Gloria De Piero
Phil Wilson

Clause 113, page 81, line 4, leave out from ‘(4)’ to end line of 6, and insert ‘may not be made unless a draft of the instrument has been laid before both Houses of Parliament and approved by a resolution of each House.’.

Clause agreed to.

Mr David Hanson
Phil Wilson
Gloria De Piero

Schedule 5, page 129, line 25, at end add—
‘(c) the quorum for the review body.’.

Not called 126

Schedule agreed to.
Mr Jeremy Browne

Clause 116, page 85, line 39, after ‘Part’ insert ‘and of any regulations made under this Part’.

Agreed to 98

Mr Jeremy Browne

Clause 116, page 85, line 44, after ‘Part’ insert ‘, and to any regulations made under this Part,’.

Clause, as amended, agreed to.

Clause 117 agreed to.

Mr Jeremy Browne

Clause 118, page 86, leave out lines 35 to 37.

Agreed to 100

Mr Jeremy Browne


Agreed to 101

Mr Jeremy Browne

Clause 118, page 86, line 39, at end insert—
‘( ) to provide information that was provided to the person by, or by an agency of, the Government of a country or territory outside the United Kingdom where that Government does not consent to the disclosure of the information.’.

Agreed to 102

Mr Jeremy Browne

Clause 118, page 86, line 39, at end insert—
‘( ) Neither must an information notice require a postal or telecommunications operator (within the meaning of Chapter 2 of Part 1 of the Regulation of Investigatory Powers Act 2000) to provide communications data (within the meaning of that Chapter).’.

Agreed to 103

Mr Jeremy Browne

Clause 118, page 87, line 30, leave out from beginning to line 4 on page 88 and insert—
Anti-social Behaviour, Crime and Policing Bill, continued

'Sensitive information: restriction on further disclosure

19ZD(1) Where the Commission receives information within sub-paragraph (2) under an information notice, it must not disclose (whether under section 11, 20 or 21 or otherwise) the information, or the fact that it has received it, unless the relevant authority consents to the disclosure.

(2) The information is—
   (a) intelligence service information,
   (b) intercept information, or
   (c) information obtained (directly or indirectly) from a government department which, at the time it is provided to the Commission, is identified by the department as information the disclosure of which may, in the opinion of the relevant authority, cause damage to—
      (i) national security or international relations, or
      (ii) the economic interests of the United Kingdom or any part of the United Kingdom.

(3) Where the Commission discloses to another person information within sub-paragraph (2), or the fact that it has received it, that person must not disclose that information or that fact unless the relevant authority consents to the disclosure.'.

Mr Jeremy Browne  

Clause 118, page 88, line 5, at end insert—
   "“government department” means a department of Her Majesty’s Government but does not include—
      (a) the Security Service,
      (b) the Secret Intelligence Service, or
      (c) the Government Communications Headquarters (“GCHQ”);’.

Mr Jeremy Browne  

Clause 118, page 88, line 12, leave out ‘the Government Communications Headquarters (“GCHQ”)’ and insert ‘GCHQ’.

Mr Jeremy Browne  

Clause 118, page 88, line 19, at end insert—
   ““Minister of the Crown” includes the Treasury;’.

Mr Jeremy Browne  

Clause 118, page 88, line 34, at end insert—
   ‘( ) in the case of information within sub-paragraph (2)(c)—
      (i) the Secretary of State, or
      (ii) the Minister of the Crown in charge of the government department from which the information was obtained (if that Minister is not a Secretary of State);’.

Clause, as amended, agreed to.
Clause 119 agreed to.

Mr David Hanson
Phil Wilson
Gloria De Piero

Clause 120, page 91, line 12, after ‘period’, insert ‘but not by more than 20 days.’.  

Clause agreed to.

Clause 121 agreed to.

Mr David Hanson
Phil Wilson
Gloria De Piero

Clause 122, page 95, line 11, leave out subsection (2).  

Clause agreed to.

Mr David Hanson
Gloria De Piero
Phil Wilson

Clause 123, page 95, line 16, leave out ‘may’ and insert ‘shall’.  

Negatived on division 34

Mr David Hanson
Gloria De Piero
Phil Wilson

Clause 123, page 95, line 27, leave out ‘may’ and insert ‘shall’.  

Not called 35

Mr David Hanson
Gloria De Piero
Phil Wilson

Clause 123, page 95, line 29, at end insert—

‘(3A) The Secretary of State shall from time to time publish guidance as to the quality standard of service expected under this section.’.

Clause agreed to.
Mr Jeremy Browne

Agreed to

Schedule 6, page 132, line 28, at end insert—

‘Power to make and retain copies

In Schedule 7 to the Terrorism Act 2000, after paragraph 11 there is inserted—

“Power to make and retain copies

11A (1) This paragraph applies where the examining officer is a constable.

(2) The examining officer may copy anything which—

(a) is given to the examining officer in accordance with paragraph 5,

(b) is searched or found on a search under paragraph 8, or

(c) is examined under paragraph 9.

(3) The copy may be retained—

(a) for so long as is necessary for the purpose of determining whether a person falls within section 40(1)(b),

(b) while the examining officer believes that it may be needed for use as evidence in criminal proceedings, or

(c) while the examining officer believes that it may be needed in connection with a decision by the Secretary of State whether to make a deportation order under the Immigration Act 1971.”.

Schedule, as amended, agreed to.

Mr Robert Syms

That the Order of the Committee of 18 June be amended as follows—

Line 11, leave out ‘and 2.00 pm’.

[Adjourned until Thursday at 11.30 am]