Jeremy Wright

That, subject to the discretion of the Chair, any written evidence received by the Committee shall be reported to the House for publication.

Jeremy Wright

Page 1, line 2, leave out Clause 1.

Jeremy Wright

Schedule 1, page 21, line 26, leave out paragraph (a) and insert—

‘(a) the Secretary of State is satisfied of the matters in subsection (2A),’.

Jeremy Wright

Schedule 1, page 21, line 30, at end insert—

‘(2A) Those matters are—

(a) that the misuse by the offender of a specified class A drug or a specified class B drug caused or contributed to an offence of which the offender has been convicted or is likely to cause or contribute to the commission of further offences by the offender, and

(b) that the offender is dependent on, or has a propensity to misuse, a specified class A drug or a specified class B drug.’.

Jeremy Wright

Clause 6, page 5, line 41, leave out ‘264A’ and insert ‘264B’.
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Jeremy Wright

Clause 6, page 6, line 13, leave out ‘After that section’ and insert ‘Before section 265 (and the italic heading before it)’.

Jeremy Wright

Clause 6, page 6, line 14, leave out ‘264A’ and insert ‘264B’.

Jeremy Wright

Clause 6, page 6, line 31, at end insert—
‘( ) In section 249(3) (duration of licence)—
(a) for “sections” substitute “section”, and
(b) for “and 264(3)” substitute “and sections 264(3C)(a) and 264B”.
( ) In section 250 (licence conditions), omit subsection (7).’.

Jeremy Wright

Schedule 3, page 29, line 20, leave out ‘264A(1)’ and insert ‘264B(1)’.

Jeremy Wright

Clause 10, page 9, line 7, at end insert—
‘( ) in subsection (4), for “that period” substitute “the automatic release period”,’.

Jeremy Wright

Clause 12, page 10, line 14, leave out subsection (2) and insert—
‘(2) In section 64 (release on licence: drug testing requirements)—
(a) in subsection (1)(a), omit “for a trigger offence, and”,
(b) in that subsection, at the end insert “, and
(c) the Secretary of State is satisfied of the matters in subsection (1A).”,
(d) after that subsection insert—
“(1A) Those matters are—
(a) that the misuse by the person of a specified class A drug or a specified class B drug caused or contributed to an offence of which the person has been convicted or is likely to cause or contribute to the commission of further offences by the person, and
(b) that the person is dependent on, or has a propensity to misuse, a specified class A drug or a specified class B drug.”,
(d) in subsection (2), after “conditions” insert “mentioned in subsection (1)(b)”, and
(e) in subsection (3), after “specified Class A drug” insert “or specified Class B drug”.’.
Jeremy Wright

Clause 12, page 10, line 21, leave out subsections (4) and (5).

Jeremy Wright

Clause 13, page 11, line 16, leave out ‘imposed on the offender’s release’ and insert ‘mentioned in subsection (1)(b)’.

Jeremy Wright

Clause 24, page 19, line 25, leave out subsection (2).

Mr Elfyn Llwyd

Clause 3, page 3, line 2, leave out ‘officer of a provider of probation services’ and insert ‘officer of a probation trust’.

Mr Elfyn Llwyd

Clause 3, page 3, line 21, at end add—

‘(5) A supervisor may apply to the court for the supervision period to be discharged for good conduct provided that half of that supervision period has been completed.’.

Mr Elfyn Llwyd

Clause 3, page 3, line 6, at end add—

‘(8A) Offenders released under this section shall be supervised by staff working for the National Probation Service or staff seconded from the National Probation Service to other providers of probation services.’.

Mr Elfyn Llwyd

Schedule 1, page 20, line 34, at end add—

‘(k) literacy, numeracy and employment training.’.

Mr Elfyn Llwyd

Schedule 1, page 21, line 31, at end insert—

‘(c) the drug test must be administered by a professionally qualified practitioner.’.

Mr Elfyn Llwyd

Schedule 2, page 26, line 33, at end insert—

‘(8A) The court must be satisfied when discharging an order for good progress that the offender has complied with all requirements and not been charged with any subsequent offence.’.
Mr Elfyn Llwyd

Schedule 2, page 25, line 37, at end insert ‘and the Court may in cases it considers necessary call the supervisor to give evidence at such hearing.’.

Mr Elfyn Llwyd

Schedule 4, page 30, line 36, at end insert—

‘(1A) When a matter is referred to an enforcement officer under paragraph 5(1)(b) or 6(1) the matter should be dealt with within 24 hours of the referral.’.

Mr Elfyn Llwyd

Schedule 4, page 30, line 40, at end insert—

‘(3) The Secretary of State must ensure sufficient enforcement officers are available to lay information before the courts.’.

Mr Elfyn Llwyd

Schedule 2, page 24, line 36, at end insert—

‘(c) a provider of probation services must ensure that any matter regarding breach or an amendment to supervision after the end of sentence is referred to an enforcement officer immediately following discovery of an allegation of breach or any need to award the supervision order.’.

Requirement to pilot before tendering for probation services

Mr Elfyn Llwyd

To move the following Clause:—

‘No national tendering for any probation service shall commence before any proposed restructuring of such services has been the subject of a pilot scheme which is subsequently independently monitored and the results of such monitoring laid before both Houses of Parliament.’.

Requirement to pilot before restructuring probation services

Mr Elfyn Llwyd

To move the following Clause:—

‘Any proposed restructuring of the Probation Service must first be the subject of an independently evaluated pilot scheme and the proposals should be laid before Parliament and be approved by resolution of both Houses.’.

Annual reporting of reconviction rates

Mr Elfyn Llwyd

To move the following Clause:—
Offender Rehabilitation Bill [Lords], continued

‘The Secretary of State must publish an annual report which must include details of the impact of new measures on the reconviction rates of offenders supervised by providers of probation services and as a consequence of participating in any programme or intervention.’.

Jenny Chapman
Mr Andy Slaughter
Karl Turner

Clause 3, page 3, line 1, after (8) insert ‘Subject to subsection (8A)’.

Jenny Chapman
Mr Andy Slaughter
Karl Turner

Clause 3, page 3, line 5, at end insert—
‘(8A) where the offender turns 18 on or before the last day of the requisite custodial period but is under the age of 21, the supervisor may be a member of a youth offending team established by the local authority in whose area the offender resides for the time being.

(b) the decision as to when to transfer responsibility for an offender from a member of a youth offending team to an officer of another provider of probation services must be taken by the relevant youth offending team, in consultation with the future provider of probation services.’.

Jenny Chapman
Mr Andy Slaughter
Karl Turner

Clause 4, page 4, line 28, at end insert—
‘(9A) The Secretary of State must make an annual report to Parliament on the number of breaches of a supervision requirement recorded in the preceding year, the reasons recorded for an offender’s failure to comply in each case, and the outcome in each case including details of any order imposed on the offender by a magistrates’ court.’.

Jenny Chapman
Mr Andy Slaughter
Karl Turner

Clause 3, page 3, line 5, at end insert—
‘(8A) Where the supervisor is an officer of a non-public sector provider of probation services the Secretary of State must—

(a) designate the provider as a “public authority”, as defined in section 3 of the Freedom of Information Act 2000;

(b) limit contractual arrangements with the provider for the provision of probation services to a maximum length of five years;

(c) prescribe key performance standards that the provider is required to meet in regulations to be laid before, and approved by resolution of, both Houses of Parliament;

(d) have the power to terminate the contractual arrangements at any time if the provider fails to meet the key performance standards;
Offender Rehabilitation Bill [Lords], continued

(e) agree with the provider a percentage of the contract fee that must be returned to the Exchequer on the occasion that the provider fails to meet the key performance standards.’.

Jenny Chapman
Mr Andy Slaughter
Karl Turner

Clause 3, page 3, line 5, at end insert—
‘(8A) Supervisors may not be officers of any provider of probation services that is under investigation by a UK police force, the Serious Fraud Office or any other UK law enforcement agency.’.

Clause 3, page 3, line 20, at end add—
‘(5) This section may not come into force until such a time as the Secretary of State has piloted the provisions in one or more probation trust areas, and has laid before Parliament an independent evaluation of the pilot.’.

Clause 22, page 18, line 32, at end insert—
‘(1A) Section 3 comes into force in accordance with section 3(5).’.

Clause 14, page 12, line 29, at end add—
‘(3) This section may not come into force until such a time as the Secretary of State has piloted the provisions in one or more probation trust areas, and has laid before Parliament an independent evaluation of the pilot.’.

Clause 22, page 18, line 32, at end insert—
‘(1A) Section 14 comes into force in accordance with section 14(3).’.

Schedule 1, page 21, line 10, at end insert—
‘(4A) An order under subsection (4) shall be made by statutory instrument. (4B) A statutory instrument introduced under subsection (4A) shall be subject to approval by both Houses of Parliament.’.
Mental health treatment requirements

Jenny Chapman
Mr Andy Slaughter
Karl Turner

To move the following Clause:—

‘The Secretary of State must annually publish the number of mental health treatment requirements, as defined in section 208 of the Criminal Justice Act 2003, imposed as part of a community order or suspended sentence order by each court in England and Wales.’.

Provision of probation services

Jenny Chapman
Mr Andy Slaughter
Karl Turner

To move the following Clause:—

‘In any scheme for the supervision of offenders under sections 3 to 7, probation trusts and local authorities shall be permitted to tender for contracts.’.

Access to Victims’ Liaison Services for victims of domestic violence or stalking

Mr Elfyn Llwyd

To move the following Clause:—

‘After section 57 of the Domestic Violence, Crime and Victims Act 2004 there is inserted—

“57A Any victim of domestic violence or stalking or both shall have access to Victims’ Liaison Services, including a women’s safety officer.”’.