



House of Commons

Tuesday 5 November 2013

PUBLIC BILL COMMITTEE PROCEEDINGS

IMMIGRATION BILL

[FIFTH AND SIXTH SITTINGS]

Mr David Hanson
Helen Jones
Phil Wilson

Withdrawn 15

Clause 1, page 1, line 10, after 'it', insert 'and the Secretary of State has given the person written notice of his liability to removal'.

Mr David Hanson
Helen Jones
Phil Wilson

Withdrawn 16

Clause 1, page 2, line 32, at end add—

'(7) Regulations under subsection (6)—

- (a) shall be made by statutory instrument, and
- (b) may not be made unless a draft has been laid before and approved by resolution of each House of Parliament.'

Dr Julian Huppert

Withdrawn 39

Clause 1, page 2, line 32, at end add—

'(7) The Secretary of State shall by order—

- (a) ensure that children are not detained for immigration purposes; and
- (b) ensure that if a child requires accommodation prior to departure for—
 - (i) a minimal pre-departure period with their family, or
 - (ii) the period until they can leave the country, where a child arrives at a port of entry without a required visa, and makes no claim for visa or asylum on arrival,
 such accommodation must be provided.

(8) Accommodation set out in subsection (7) should be—

- (a) suitable so as to ensure the child's welfare needs can be met, and
- (b) for the least amount of time practicably possible.

(9) Where subsection (7)(b) applies, the officer responsible must ensure that children are only separated from their parents and carers for the purposes of child protection.'

Immigration Bill, *continued*

Clause agreed to.

Mr David Hanson
Helen Jones
Phil Wilson

Withdrawn 40

Clause 2, page 2, line 35, at end add—

- ‘(2) The enforcement powers provided for in Schedule 1 are subject to oversight by—
- (a) the Chief Inspector of Borders and Immigration,
 - (b) the Independent Police Complaints Commission, and
 - (c) HM Inspector of Prisons.’.

Clause agreed to.

Mr David Hanson
Helen Jones
Phil Wilson

Withdrawn 29

Schedule 1, page 51, line 23, after ‘premises’, insert ‘within 24 hours of application.’.

Schedule agreed to.

Mr David Hanson
Helen Jones
Phil Wilson

Withdrawn 18

Clause 3, page 3, line 6, at end insert—

- ‘(5) In deciding whether to give consent to bail the Secretary of State will consider whether the applicant is pregnant.’.

Dr Julian Huppert

Withdrawn 32

Clause 3, page 3, leave out paragraph (3).

Dr Julian Huppert

Not called 33

Clause 3, page 3, leave out paragraph (6).

Clause agreed to.

Immigration Bill, continued

Clause 4 agreed to.

Mr David Hanson
Helen Jones
Phil Wilson

Not selected 19

Page 4, line 23, leave out Clause 5.

Clause agreed to.

Dr Julian Huppert

Withdrawn 34

Clause 6, page 4, line 36, at end insert—

‘(1ZA) Subsection 1(bza) does not apply to persons who were—

- (a) born before 1 January 1983 outside the United Kingdom to a British mother; or
- (b) born before 1 July 2006 outside the United Kingdom to a British father who was not married to their mother.’

Mr David Hanson
Helen Jones
Phil Wilson

Withdrawn 20

Clause 6, page 5, line 10, after ‘citizen’, insert ‘or after three years’.

Clause agreed to.

Clauses 7 and 8 agreed to.

Schedule 2 agreed to.

Clause 9 agreed to.

Mr David Hanson
Helen Jones
Phil Wilson

Not moved 21

Clause 10, page 6, line 37, after ‘offence’, insert ‘for which, if convicted, the offender would be liable to a term of imprisonment exceeding eight weeks’.

Immigration Bill, continued

Mr David Hanson
Helen Jones
Phil Wilson

Withdrawn **22**

Clause **10**, page **7**, leave out lines 1 to 3.

Clause agreed to.

Mr David Hanson
Helen Jones
Phil Wilson

Negated on division **24**

Clause **11**, page **10**, line **1**, at end insert—

- ‘(6) This section shall not come into force until a draft statutory instrument is laid before, and approved by resolution of, each House of Parliament.
- (7) An order under subsection (6) may not be made until—
 - (a) a report by the Independent Chief Inspector of Borders and Immigration on entry clearance decision-making in the UK Border Agency for entry clearance and managed migration; and
 - (b) the Secretary of State is satisfied that decision-making for entry clearance and managed migration is—
 - (i) efficient;
 - (ii) effective; and
 - (iii) fair.’.

Mr David Hanson
Helen Jones
Phil Wilson

Not selected **23**

Page **8**, line **19**, leave out Clause 11.

Clause agreed to.

Mr Mark Harper

Agreed to **1**

Clause **12**, page **10**, line **27**, leave out ‘foreign criminals’ and insert ‘persons liable to deportation’.

Mr Mark Harper

Agreed to **2**

Clause **12**, page **11**, line **13**, leave out ‘foreign criminals’ and insert ‘persons liable to deportation’.

Mr Mark Harper

Agreed to **3**

Clause **12**, page **11**, line **14**, leave out from ‘where’ to end of line 15 and insert ‘a human rights claim has been made by a person (“P”) who is liable to deportation under—

Immigration Bill, continued

- (a) section 3(5)(a) of the Immigration Act 1971 (Secretary of State deeming deportation conducive to public good), or
- (b) section 3(6) of that Act (court recommending deportation following conviction).’.

Mr Mark Harper

Clause 12, page 11, line 18, leave out ‘C’ and insert ‘P’.

Agreed to 4

Mr Mark Harper

Clause 12, page 11, line 19, leave out ‘C’ and insert ‘P’.

Agreed to 5

Mr Mark Harper

Clause 12, page 11, line 20, leave out ‘C’s’ and insert ‘P’s’.

Agreed to 6

Mr Mark Harper

Clause 12, page 11, line 24, leave out ‘C’ and insert ‘P’.

Agreed to 7

Mr Mark Harper

Clause 12, page 11, line 26, leave out ‘C’ and insert ‘P’.

Agreed to 8

Mr Mark Harper

Clause 12, page 11, line 28, leave out subsection (4).

Agreed to 9

Clause, as amended, agreed to.

Clause 13 agreed to.

Dr Julian Huppert

Clause 14, page 14, line 3, at end insert ‘or

Withdrawn 35

- (c) was born in the United Kingdom and has always lived in the United Kingdom;’.

Clause agreed to.

[Adjourned until Thursday at 11.30 am