



House of Commons

Thursday 11 September 2014

PUBLIC BILL COMMITTEE PROCEEDINGS

MODERN SLAVERY BILL

[EIGHTH AND NINTH SITTINGS]

Diana Johnson
Mr David Hanson
Phil Wilson

Negated on division 50

Clause 35, page 25, line 1, at end insert—

- “(c) the support offered to victims, including but not limited to, the operations of any Government agency and support offered in accordance with section 41 and section 42,
- (d) any other area which the Commissioner feels is relevant to identifying and preventing human trafficking in the UK or elsewhere.”

Diana Johnson
Mr David Hanson
Phil Wilson

Not called 111

Clause 35, page 25, line 1, at end insert—

- “(c) the promotion and protection of the rights of victims of human trafficking and slavery.

(1A) The Commissioner must monitor the implementation in the UK of the Trafficking Convention, Anti-Trafficking Directive and other international obligations.”

Member’s explanatory statement

The amendment extends the functions of the Commissioner beyond law enforcement and identification of victims and gives the Commissioner responsibility for monitoring the implementation of international obligations on modern slavery.

Diana Johnson
Mr David Hanson
Phil Wilson

Not called 51

Clause 35, page 25, line 4, leave out “permitted matter” and insert “matter pertinent to the prevention of human trafficking and forced labour in the UK or elsewhere”

Modern Slavery Bill, *continued*

Fiona Bruce
Mr David Burrowes

Not called 119

Clause 35, page 25, line 9, at end insert—

“() Undertaking investigations and studies to monitor and identify trends in human trafficking and slavery;

() Requesting inspections to be carried out by statutory inspectors;”

Member’s explanatory statement

The amendment extends the permitted activities of the Commissioner in carrying out the general functions.

Fiona Bruce
Mr David Burrowes

Not called 120

Clause 35, page 25, line 12, at end insert “, including relevant civil society organisations”

Member’s explanatory statement

The amendment adds that the Commissioner may work with relevant civil society organisations.

Diana Johnson
Mr David Hanson
Phil Wilson

Not called 52

Clause 35, page 25, line 13, leave out subsection (3) and insert—

“(3) Apart from under subsection (5), the Secretary of State must not take steps or impose measures that may impair, or may appear to impair the Commissioner’s independence and shall ensure that the Commissioner is, to the extent the Commissioner is able, to determine, without limitation (other than as prescribed in this Act)—

- (a) the Commissioner’s activities;
- (b) the Commissioner’s timetables;
- (c) the Commissioner’s priorities, and
- (d) the Commissioner’s resources and funding.”

Mark Durkan

Not selected 56

Page 24, line 38, leave out Clause 35.

Clause agreed to.

Diana Johnson
Mr David Hanson
Phil Wilson

Withdrawn 113

Clause 36, page 25, line 29, at end insert—

“(1A) When preparing the strategic plan the Commissioner must give consideration to any proposal submitted to the Commissioner from any Parliamentary Select Committee. If the Commissioner does not accept the Committee’s proposal the Commissioner must write to the relevant Committee explain the decision.”

Modern Slavery Bill, *continued*

Diana Johnson
Mr David Hanson
Phil Wilson

Not called 114

Clause 36, page 26, line 4, leave out “Secretary of State” and insert “Parliament”.

Mark Durkan

Not called 107

Clause 36, page 26, line 12, at end insert—

“(8) An annual report can also include observations and recommendations as to the adequacy, efficacy and co-ordination of measures, policies and performance of relevant services including public authorities as specified in Clause 37 section 5 or under relevant devolved powers.”

Diana Johnson
Mr David Hanson
Phil Wilson

Not called 115

Clause 36, page 26, line 13, leave out subsection (9).

Diana Johnson
Mr David Hanson
Phil Wilson

Not called 116

Clause 36, page 26, line 18, leave out “Secretary of State may” and insert “Commissioner must consult with the Secretary of State and”

Clause agreed to.

Mark Durkan

Withdrawn 108

Clause 37, page 26, line 38, at end insert—

“(6) Specified public authority can also include a public authority which has been specified under relevant procedures of devolved institutions.”

Clause agreed to.

Clause 38 agreed to.

Mark Durkan
Sarah Teather

Negatived on division 71

Clause 39, page 27, line 9, after “act”, insert “or the person is a child”

Mark Durkan
Sarah Teather

Not called 72

Clause 39, page 27, line 10, after “compulsion”, insert “or, in the case of a child,

Modern Slavery Bill, *continued*

the illegal act”

Mark Durkan
Sarah Teather

Not called 74

Clause 39, page 27, line 11, leave out paragraph (c)

Diana Johnson
Mr David Hanson
Phil Wilson

Withdrawn 53

Clause 39, page 27, line 13, at end insert—

“(9) Once the defence set out in subsection (1) is raised by the accused or on his or her behalf, or the court of its own volition or on hearing submissions from any party decides that such a defence should be considered by the court, the burden of proving that the offence was not committed as a direct and immediate response of him or her being a victim as set out in subsection (1) shall lie upon the prosecution.”

Sarah Teather

Not called 88

Clause 39, page 27, line 14, leave out from “characteristics” to end of line 15 and insert “shall include, but not be limited to, age, family relationships, disability, position of dependency, language skills, ethnicity, national origin, religious background, and any mental or physical illness.”

Mark Durkan
Sarah Teather

Not called 73

Clause 39, page 27, line 18, after “compulsion”, insert “or in the case of a child, the illegal act”

Mark Durkan

Withdrawn 75

Clause 39, page 27, line 27, leave out subsection (7).

Diana Johnson
Mr David Hanson
Phil Wilson

Not called 125

Clause 39, page 27, line 28, at end insert—

“(9) The Anti-Slavery Commissioner shall in their annual report produced under section 36, include a review of the offences listed in Schedule 3.”

Clause agreed to.

Sarah Teather

Not called 89

Schedule 3, page 38, line 15, leave out paragraph 14.

Modern Slavery Bill, *continued*

Sarah Teather

Not called **90**

Schedule **3**, page **38**, line **30**, leave out paragraphs 16 and 17.

Schedule agreed to.

[Adjourned until Tuesday 14 October at 9.25 am