



House of Commons

NOTICES OF AMENDMENTS

given up to and including

Friday 12 June 2015

New Amendments handed in are marked thus ★

☆ *Amendments which will comply with the required notice period at their next appearance*

Amendments tabled since the last publication: 54

COMMITTEE OF THE WHOLE HOUSE

EUROPEAN UNION REFERENDUM BILL

NOTE

This document includes all amendments tabled to date and includes any withdrawn amendments at the end. The amendments have been arranged in accordance with the Order of the House [9 June 2015].

CLAUSE 1; NEW CLAUSES AND NEW SCHEDULES RELATING TO THE SUBJECT MATTER OF CLAUSE 1

Alex Salmond
 Angus Robertson
 Stephen Gethins
 Hywel Williams
 Mike Weir
 Ms Tasmina Ahmed-Sheikh

Tommy Sheppard

Joanna Cherry

16

Clause 1, page 1, line 4, at end insert—

- “(2) The Chief Counting Officer shall declare whether the result of the referendum is that a majority wish the United Kingdom to leave the European Union.
- (3) The Chief Counting Officer may declare that a majority wish the United Kingdom to leave the European Union only if—

European Union Referendum Bill, *continued*

- (a) a majority of total votes cast in the referendum in the United Kingdom are against the United Kingdom remaining a member of the European Union, and
- (b) a majority of the votes cast in the referendum in each of England, Scotland, Wales and Northern Ireland are against the United Kingdom remaining a member of the European Union.”

Member’s explanatory statement

This amendment imposes a double majority requirement for withdrawal, which would have to be supported by a majority the whole of the UK and by majorities in each of its four constituent parts.

Mike Gapes

49

- ☆ Clause 1, page 1, line 7, leave out “31 December” and insert “1 July”

Member’s explanatory statement

The amendment would require the referendum to take place before 1 July 2017.

Mike Gapes

50

- ☆ Clause 1, page 1, line 8, leave out “2017” and insert “2016”

Member’s explanatory statement

The amendment would require the referendum to take place before 31 December 2016.

Ms Harriet Harman
Hilary Benn
Ms Rosie Winterton
Mr Pat McFadden
Heidi Alexander
Mike Gapes

4

Clause 1, page 1, line 8, at end insert—

- “(3A) No later than ten weeks before the date on which the referendum is to be held the Secretary of State must lay before both Houses of Parliament an independent report by the Office for Budget Responsibility on the implications for the sustainability of the public finances of the United Kingdom leaving the European Union.”.

Member’s explanatory statement

The amendment would require the Secretary of State to publish, ten weeks before the referendum, a report by the OBR on the consequences of the United Kingdom leaving the European Union.

Ms Harriet Harman
Hilary Benn
Ms Rosie Winterton
Mr Pat McFadden
Heidi Alexander
Mike Gapes

5

Clause 1, page 1, line 8, at end insert—

- “(3A) No later than ten weeks before the date on which the referendum is to be held the Secretary of State must lay before both Houses of Parliament a report on the consequences of the United Kingdom leaving the European Union for each ministerial departments’ responsibilities.”.

Member’s explanatory statement

The amendment would require the Secretary of State to publish, ten weeks before the referendum, a report by each Secretary of State on the consequences of the United Kingdom leaving the European Union for their areas of ministerial responsibility.

 European Union Referendum Bill, *continued*

Ms Harriet Harman
 Hilary Benn
 Ms Rosie Winterton
 Mr Pat McFadden
 Heidi Alexander
 Mike Gapes

6

Clause 1, page 1, line 8, at end insert—

“(3A) No later than ten weeks before the date on which the referendum is to be held the Secretary of State must ask for and lay before both Houses of Parliament any assessment made by the Bank of England on the consequences of the United Kingdom leaving the European Union.”.

Member’s explanatory statement

The amendment would require the Secretary of State to publish, ten weeks before the referendum, any assessment by the Bank of England on the consequences of the United Kingdom leaving the European Union.

Alex Salmond
 Angus Robertson
 Stephen Gethins
 Hywel Williams
 Mike Weir
 Ms Tasmina Ahmed-Sheikh

Tommy Sheppard

Joanna Cherry

Caroline Lucas

17

Clause 1, page 1, line 8, at end insert—

“(3A) The day appointed under subsection (2) must not be the date of an election to the Scottish Parliament, Welsh Assembly or Northern Ireland Assembly.”

Member’s explanatory statement

This amendment prevents the referendum from being held on the same day as the elections to the Scottish Parliament, Welsh Assembly or Northern Ireland Assembly.

John McDonnell

46

☆ Clause 1, page 1, line 8, at end insert—

“(3A) No later than ten weeks before the date on which the referendum is to be held the Secretary of State must lay before both Houses of Parliament a report by the Office for Budget Responsibility on the consequences for the Transatlantic Trade and Investment Partnership of the United Kingdom leaving or remaining a member of the European Union.”

Member’s explanatory statement

The amendment would require the Secretary of State to publish, ten weeks before the referendum, a report by the OBR on the consequences for TTIP of leaving or remaining a member of the European Union.

John McDonnell

47

☆ Clause 1, page 1, line 8, at end insert—

“(3A) No later than ten weeks before the date on which the referendum is to be held the Secretary of State must lay before both Houses of Parliament a report on the consequences for negotiations on the Transatlantic Trade and Investment

European Union Referendum Bill, *continued*

Partnership of the United Kingdom leaving or remaining a member of the European Union.”

Member’s explanatory statement

The amendment would require the Secretary of State to publish, ten weeks before the referendum, a report on the consequences for negotiations on TTIP of leaving or remaining a member of the European Union.

Ms Harriet Harman
Hilary Benn
Mr Pat McFadden
Ms Rosie Winterton

54

★ Clause 1, page 1, line 8, at end insert—

“(3A) Before appointing a day under subsection (2) the Secretary of State shall lay before both Houses a report on materials which any Minister of the Crown, government department or local authority or any other person or body whose expenses are defrayed wholly or mainly out of public funds or by any local authority intend or expect to publish in the period of 28 days ending with the date of the referendum that—

- (a) deals with any of the issues raised by any question on which the referendum is being held;
- (b) puts any argument for or against any particular answer to any such question; or
- (c) is designed to encourage voting at the referendum.”

Member’s explanatory statement

This amendment requires the Government, prior to setting a date for the Referendum by regulations subject to the affirmative procedure, to publish a report on what publications which would normally be prohibited by Section 125 of the Political Parties, Elections and Referendums Act 2000 the Government intends or expects to publish in the four weeks before the referendum.

CLAUSE 3; SCHEDULES 1 TO 3; NEW CLAUSES AND NEW SCHEDULES RELATING TO THE SUBJECT MATTER OF CLAUSE 3 AND SCHEDULES 1 TO 3

Sir William Cash
Mr Owen Patterson
Mr Steve Baker
Mr Nigel Dodds
Mr Jacob Rees-Mogg
Kelvin Hopkins

Kate Hoey
John Redwood
Mr Richard Bacon
Mr Peter Bone
Richard Drax

Graham Stringer
Mr Nigel Evans
Jim Shannon
Mr Christopher Chope

Mr Bernard Jenkin
Dr Liam Fox
Mr David Nuttall
Mr David Burrowes

9

Schedule 1, page 6, line 6, after second “period”, insert “of not less than 16 weeks”

Member’s explanatory statement

The purpose of the amendment is to ensure that the referendum period lasts for at least 16 weeks.

European Union Referendum Bill, *continued*

Mr Bernard Jenkin		20
Schedule 1, page 6, leave out lines 23 and 24		
Mr Bernard Jenkin		28
Schedule 1, page 6, leave out lines 23 to 31		
Mr Bernard Jenkin		24
Schedule 1, page 6, leave out lines 25 to 31		
Sir Edward Leigh		53
☆ Schedule 1, page 6, line 33, at end add—		
“(ix) the total number of permitted participants shall be limited to a number specified by the Electoral Commission to ensure broad equality of resources between those campaigning for each of the outcomes of the referendum and those taken into account for the purposes of this provision will be the first persons to give notice under section 106(1) of the 2000 Act.”		
<i>Member’s explanatory statement</i>		
<i>The amendment would require the Electoral Commission to ensure that during the referendum campaign, the total spend of the campaign on either side of the referendum would be broadly equal by limiting the number of participants, taking into account moneys spent by business, government, the European Commission and the campaigns themselves.</i>		
Mr Bernard Jenkin		32
Schedule 1, page 6, line 33, at end add—		
“() Nothing in this Schedule alters the law governing charitable organisations in any part of the United Kingdom to confer an entitlement to participate in a referendum which would not have been possible prior to the coming into force of this Schedule.”		
Mr Bernard Jenkin		29
Schedule 1, page 7, line 5, leave out “any of sub-paragraphs (v) to (viii)” and insert “sub-paragraph (v)”		
Mr Bernard Jenkin		21
Schedule 1, page 7, line 5, leave out “(viii)” and insert “(vii)”		
Mr Bernard Jenkin		25
Schedule 1, page 7, line 5, leave out “(viii)” and insert “(vi)”		
Mr Bernard Jenkin		22
Schedule 1, page 7, leave out lines 16 to 19		

European Union Referendum Bill, *continued*

Mr Bernard Jenkin	30
Schedule 1, page 7, leave out lines 16 to 23	
Mr Bernard Jenkin	26
Schedule 1, page 7, leave out lines 20 to 23	
Mr Bernard Jenkin	23
Schedule 1, page 7, line 24, leave out “(viii)” and insert “(vii)”	
Mr Bernard Jenkin	27
Schedule 1, page 7, line 24, leave out “(viii)” and insert “(vi)”	
Mr Bernard Jenkin	31
Schedule 1, page 7, line 24, leave out “(viii)” and insert “(v)”	
Secretary Philip Hammond	14
Schedule 1, page 12, line 4, at end insert—	
“() Paragraph 1(2) of that Schedule (limit on expenses incurred by permitted participants during referendum period) has effect for the purposes of the referendum as if—	
(a) in paragraph (a) (designated organisations) for “£5 million” there were substituted “£7 million”,	
(b) in paragraph (b) (registered parties that are not designated organisations)—	
(i) in sub-paragraph (i) for “£5 million” there were substituted “£7 million”,	
(ii) in sub-paragraph (ii) for “£4 million” there were substituted “£5.5 million”,	
(iii) in sub-paragraph (iii) for “£3 million” there were substituted “£4 million”,	
(iv) in sub-paragraph (iv) for “£2 million” there were substituted “£3 million”, and	
(v) in sub-paragraph (v) for “£500,000” there were substituted “£700,000”, and	
(c) in paragraph (c) (certain other persons and bodies) for “£500,000” there were substituted “£700,000”.”	
<i>Member’s explanatory statement</i>	
<i>This amendment modifies, for the purposes of the European Union referendum only, the spending limits for permitted participants in paragraph 1(2) of Schedule 14 to the Political Parties, Elections and Referendums Act 2000 to take account of inflation.</i>	
Mr Bernard Jenkin	33
Schedule 1, page 12, leave out lines 18 and 19	

European Union Referendum Bill, *continued*

- Mr Bernard Jenkin 41
 Schedule 1, page 12, leave out lines 18 to 25
- Mr Bernard Jenkin 37
 Schedule 1, page 12, leave out lines 20 to 25
- Sir William Cash
 Mr Owen Patterson
 Mr Steve Baker
 Mr Nigel Dodds
 Mr Jacob Rees-Mogg
 Kelvin Hopkins
- | | | |
|------------------|----------------------|-------------------|
| Kate Hoey | Graham Stringer | Mr Bernard Jenkin |
| John Redwood | Mr Nigel Evans | Dr Liam Fox |
| Mr Richard Bacon | Jim Shannon | Mr David Nuttall |
| Mr Peter Bone | Mr Christopher Chope | Mr David Burrowes |
| Richard Drax | Mr Douglas Carswell | |
- 10
- Schedule 1, page 12, line 38, at end insert—
 “(6) For the purposes of paragraph 6 of Schedule 15 of the 2000 Act a permitted participant must not accept a relevant donation, irrespective of whether or not it meets the requirements of the 2000 Act and this Act, if the donation is funded directly or indirectly in whole or part from moneys, resources or support disbursed or allocated by or at the direction of the European Commission, its agencies or any related European institution to the donor or via other parties to the donor.”
- Member’s explanatory statement***
The purpose of the amendment is to ensure that no funds or support provided directly or indirectly by European Union bodies have a bearing on the outcome of the referendum.
- Mr Bernard Jenkin 45
 Schedule 1, page 12, line 38, at end add—
 “() Nothing in this Schedule alters the law governing charitable organisations in any part of the United Kingdom to confer an entitlement to make a donation during a referendum which would not have been permissible prior to the coming into force of this Schedule.”
- Mr Bernard Jenkin 42
 Schedule 1, page 13, line 6, leave out “any of the paragraphs (c) to (f)” and insert “paragraph (c)”
- Mr Bernard Jenkin 34
 Schedule 1, page 13, line 6, leave out “(f)” and insert “(e)”
- Mr Bernard Jenkin 38
 Schedule 1, page 13, line 6, leave out “(f)” and insert “(d)”

 European Union Referendum Bill, *continued*

Mr Bernard Jenkin	43
Schedule 1, page 13, line 10, leave out “any of the paragraphs (c) to (f)” and insert “paragraph (c)”	
Mr Bernard Jenkin	35
Schedule 1, page 13, line 11, leave out “(f)” and insert “(e)”	
Mr Bernard Jenkin	39
Schedule 1, page 13, line 11, leave out “(f)” and insert “(d)”	
Mr Bernard Jenkin	36
Schedule 1, page 13, leave out lines 12 to 16	
Mr Bernard Jenkin	44
Schedule 1, page 13, leave out lines 12 to 22	
Mr Bernard Jenkin	40
Schedule 1, page 13, leave out lines 17 to 20	
Secretary Philip Hammond	15
Schedule 1, page 14, line 38, at end insert—	

“Declaration where no referendum expenses incurred in referendum period

21A For the purposes of the referendum, the following section is to be treated as inserted after section 124 of the 2000 Act—

“124A Declaration where no expenses in referendum period

- (1) Subsection (2) applies where, in relation to a referendum to which this Part applies—
 - (a) a permitted participant incurs no referendum expenses during the referendum period (and no such expenses are incurred on behalf of that participant during that period), and
 - (b) accordingly, the responsible person in relation to the permitted participant is not required to make a return under section 120 or a declaration under section 120A.
- (2) The responsible person must, within 3 months beginning with the end of the referendum period—
 - (a) make a declaration under this section, and
 - (b) deliver that declaration to the Commission.
- (3) A declaration under this section is a declaration that no referendum expenses were incurred by or on behalf of the permitted participant during the referendum period.

European Union Referendum Bill, *continued*

- (4) The responsible person commits an offence if, without reasonable excuse, that person fails to comply with the requirements of subsection (2).
- (5) If a person who is the responsible person in relation to a permitted participant knowingly or recklessly makes a false declaration in purported compliance with the requirement in subsection (2)(a), that person commits an offence.
- (6) A person guilty of an offence under subsection (4) is liable—
 - (a) on summary conviction in England and Wales, to a fine;
 - (b) on summary conviction in Scotland or Northern Ireland, to a fine not exceeding level 5 on the standard scale;
 - (c) on summary conviction in Gibraltar, to a fine not exceeding level 5 on the Gibraltar standard scale.
- (7) A person guilty of an offence under subsection (5) is liable—
 - (a) on conviction on indictment, to imprisonment for a term not exceeding 12 months or to a fine, or to both;
 - (b) on summary conviction in England and Wales, to imprisonment for a term not exceeding 12 months or to a fine, or to both;
 - (c) on summary conviction in Scotland, to imprisonment for a term not exceeding 12 months or to a fine not exceeding the statutory maximum, or to both;
 - (d) on summary conviction in Northern Ireland, to imprisonment for a term not exceeding 6 months or to a fine not exceeding the statutory maximum, or to both;
 - (e) on summary conviction in Gibraltar, to imprisonment for a term not exceeding 12 months or to a fine not exceeding level 5 on the Gibraltar standard scale, or to both.
- (8) The reference in subsection (7)(b) to 12 months is to be read as a reference to 6 months in relation to an offence committed before the commencement of section 154(1) of the Criminal Justice Act 2003.
- (9) In this section “the Gibraltar standard scale” means the standard scale set out in Part A of Schedule 9 to the Criminal Procedure and Evidence Act.
- (10) Schedule 19C (civil sanctions), and any order under Part 5 of that Schedule, have effect as if the offence under subsection (4) of this section were an offence prescribed in an order under that Part.””

Member’s explanatory statement

This amendment requires permitted participants who do not incur referendum expenses to submit a declaration of that fact to the Electoral Commission within three months of the end of the referendum period.

European Union Referendum Bill, *continued*

Sir William Cash
 Mr Owen Patterson
 Mr Steve Baker
 Mr Nigel Dodds
 Mr Jacob Rees-Mogg
 Kelvin Hopkins

Kate Hoey
 John Redwood
 Mr Richard Bacon
 Mr Peter Bone
 Richard Drax

Graham Stringer
 Mr Nigel Evans
 Jim Shannon
 Mr Christopher Chope
 Mr Douglas Carswell

Mr Bernard Jenkin
 Dr Liam Fox
 Mr David Nuttall
 Mr David Burrowes

11

Schedule 1, page 17, line 37, leave out paragraph 25 and insert—

- 5 “25 (1) Section 125 of the 2000 Act (restriction of publication etc of promotional material by central and local government etc) applies in relation to the referendum during the referendum period with the following modification.
- (2) Section 125(2)(a) of the 2000 Act has effect for the purposes of the referendum as if, after “Crown”, there were inserted “including ministers in the Scottish Government, the Welsh Government, the Northern Ireland Executive and Her Majesty’s Government of Gibraltar”.”

Member’s explanatory statement

The purpose of the amendment is to apply the “purdah” arrangements that govern ministerial and official announcements, visits and publicity during general elections to the campaign period before the referendum.

As Amendments to Sir William Cash’s proposed Amendment (No. 11):—

Mr Bernard Jenkin

- ☆ Line 4, leave out “modification” and insert “modifications”

(a)

Mr Bernard Jenkin

- ☆ Line 8, at end add—

“(3) Section 125(2) of the 2000 Act has effect for the purposes of the referendum with the addition of subsection—

“(e) advocacy on any issue having a bearing on the outcome of the referendum””

(b)

Member’s explanatory statement

The purpose of the amendment is to ensure that the “purdah” arrangements that govern ministerial and official announcements, visits and publicity include spending money on advocacy.

European Union Referendum Bill, *continued*

Alex Salmond
 Angus Robertson
 Stephen Gethins
 Hywel Williams
 Mike Weir
 Ms Tasmina Ahmed-Sheikh

Tommy Sheppard

Joanna Cherry

NC3

To move the following Clause—

“Restriction on publications etc

- (1) This section applies to any material, which—
 - (a) provides general information about the referendum,
 - (b) deals with any of the issues raised by the referendum question,
 - (c) puts any arguments for or against any outcome, or
 - (d) is designed to encourage voting at the referendum.
- (2) Subject to subsection (3), no material to which this section applies is to be published during the relevant period by or on behalf of—
 - (a) the UK government,
 - (b) the House of Commons or House of Lords,
 - (c) the devolved administrations,
 - (d) any local authority,
 - (e) public bodies, or
 - (f) the European Commission and European Parliament.
- (3) Sub-paragraph (2) does not apply to—
 - (a) existing material made available to persons in response to specific requests for information or to persons specifically seeking access to it, or
 - (b) anything done by or on behalf of—
 - (i) a designated organisation,
 - (ii) the Electoral Commission, or
 - (c) the Chief Counting Officer or any other counting officer, or
 - (d) the publication of information relating to the holding of the poll.
- (4) In this paragraph—

“publish” means make available to the public at large, or any section of the public, in whatever form and by whatever means (and “publication” is to be construed accordingly),

“the relevant period” means the period of 28 days ending with the date of the referendum.
- (5)
 - (a) A breach of the rules set out in this section, will be an offence.
 - (b) A person guilty of an offence under this section, is liable—
 - (i) on conviction on indictment, to a fine;
 - (ii) on summary conviction in England and Wales, to a fine;
 - (iii) on summary conviction in Scotland or Northern Ireland, to a fine not exceeding the statutory maximum;

European Union Referendum Bill, *continued*

- (iv) on summary conviction in Gibraltar, to a fine not exceeding level 5 on the Gibraltar standard scale.”

Member’s explanatory statement

The New Clause prescribes a period of “purdah” in the four weeks before the referendum.

Alex Salmond
 Angus Robertson
 Stephen Gethins
 Hywel Williams
 Mike Weir
 Ms Tasmina Ahmed-Sheikh

Tommy Sheppard

Joanna Cherry

NC4

To move the following Clause—

“Referendum Fairness Board

- (1) There shall be a committee of privy counsellors, to be called the Referendum Fairness Board, whose duty is to consider any alleged breach of section (*Restriction on publications etc*) which comes attention of any of its members.
- (2) Each of the following presiding officers for the time being may appoint any privy counsellor as a member of the board—
 - (a) the Speaker of the House of Commons,
 - (b) the Lord Speaker,
 - (c) the Presiding Officer of the Scottish Parliament,
 - (d) the Speaker of the Northern Ireland Assembly, or
 - (e) the Presiding Officer of the National Assembly for Wales.
- (3) The Board shall prescribe its own rules of procedure, which must include procedures for—
 - (a) instituting legal action to interdict or injunct any further breach or repetition of an alleged breach, and
 - (b) drawing to the attention of the relevant prosecuting authority any serious or continuing breach of section (*Restriction on publications etc*).”

Member’s explanatory statement

The New Clause provides for swift enforcement of the “purdah” rules which would apply under the linked New Clause in the four weeks leading up to the referendum.

CLAUSE 2; NEW CLAUSES AND NEW SCHEDULES RELATING TO THE SUBJECT MATTER OF CLAUSE 2; CLAUSE 5; NEW CLAUSES AND NEW SCHEDULES RELATING TO THE SUBJECT MATTER OF CLAUSE 5

Mike Gapes

51

- ☆ Clause 2, page 1, line 16, leave out “parliamentary” and insert “local government”

Member’s explanatory statement

The amendment would allow citizens of all countries of the European Union living in the UK and Gibraltar to vote in the referendum.

 European Union Referendum Bill, *continued*

Alex Salmond
 Angus Robertson
 Stephen Gethins
 Hywel Williams
 Mike Weir
 Ms Tasmina Ahmed-Sheikh

Tommy Sheppard

Joanna Cherry

Caroline Lucas

18

Clause 2, page 1, line 17, leave out from “electors” to the end of line 12 on page 2 and insert—

- “at a local government election in any electoral area in Great Britain, or
- (b) the persons who, on the date of the referendum, would be entitled to vote as electors at a local government election in any electoral area in Northern Ireland.”

Member’s explanatory statement

This amendment extends the franchise in the referendum to EU nationals resident in the United Kingdom.

Ms Harriet Harman
 Hilary Benn
 Ms Rosie Winterton
 Mr Pat McFadden
 Heidi Alexander
 Mike Gapes

1

Clause 2, page 1, line 17, at end insert “and persons who would be so entitled except for the fact that they will be aged 16 or 17 on the date on which the referendum is to be held”.

Member’s explanatory statement

The amendment would entitle British citizens, qualifying Commonwealth citizens and citizens of the Republic of Ireland aged 16 and 17 to vote in the referendum.

Stephen Phillips

12

Clause 2, page 2, line 9, after “Commonwealth citizens”, insert “or citizens of the Republic of Ireland”

Ms Harriet Harman
 Hilary Benn
 Ms Rosie Winterton
 Mr Pat McFadden
 Heidi Alexander
 Mike Gapes

2

Clause 2, page 2, line 12, at end insert “and persons who would be so entitled except for the fact that they will be aged 16 or 17 on the date on which the referendum is to be held”.

Member’s explanatory statement

The amendment would entitle Commonwealth citizens aged 16 and 17 who would be entitled to vote in Gibraltar for elections to the European Parliament to vote in the referendum.

European Union Referendum Bill, *continued*

Alex Salmond
 Angus Robertson
 Stephen Gethins
 Hywel Williams
 Mike Weir
 Ms Tasmina Ahmed-Sheikh

Tommy Sheppard

Joanna Cherry

Caroline Lucas

19

Clause 2, page 2, line 16, at end add—

- “(3) A person is entitled to vote in the referendum if, on the date on which the poll at the referendum is held, the person is aged 16 or over and registered in—
- (a) the register of local government electors, or
 - (b) the register of young voters maintained under section (Register of young voters) for any such area.”

Member’s explanatory statement

This amendment extends the franchise in the referendum to 16 and 17 year olds.

Mike Gapes

52

☆ Clause 2, page 2, line 16, at end add—

- “(3) Notwithstanding the provisions of the Representation of the People Act 1983, as amended, or of any other statute, a British citizen resident overseas in a country within the European Union will be eligible:

- (a) to register to vote and
- (b) to vote in the referendum

irrespective of the length of time that the citizen has been resident overseas.”

Member’s explanatory statement

The amendment would entitle British citizens living in any country in the European Union to vote in the referendum irrespective of the time they have been resident overseas.

Alex Salmond
 Angus Robertson
 Stephen Gethins
 Hywel Williams
 Mike Weir
 Ms Tasmina Ahmed-Sheikh

Tommy Sheppard

Joanna Cherry

Caroline Lucas

NC2

To move the following Clause—

“Register of young voters

- (1) For the purposes of this Act, each registration officer must prepare and maintain, for the officer’s area, a register to be known as the register of young voters.
- (2) The register must contain—
 - (a) the names of the persons appearing to the registration officer to be entitled to be registered in the register, and
 - (b) in relation to each person registered in it, the person’s—
 - (i) date of birth,

European Union Referendum Bill, *continued*

- (ii) (except where otherwise provided by an applied enactment) qualifying address, and
- (iii) voter number.
- (3) Subsection (2) is subject to section 9B of the 1983 Representation of the People Act (anonymous registration).
- (4) A person's qualifying address is the address in respect of which the person is entitled to be registered in the register.
- (5) A person's voter number is such number (with or without any letters) as is for the time being allocated by the registration officer to the person for the purposes of the register.
- (6) A person is entitled to be registered in the register of young voters for any area if, on the relevant date, the person—
 - (a) is not registered in the register of local government electors for the area,
 - (b) meets the requirements (apart from any requirement as to age) for registration in the register of local government electors for the area, and
 - (c) has attained the age of 16, or will attain that age on or before the date on which the poll at an independence referendum is to be held.
- (7) In the case of a person who has not yet attained the age of 16—
 - (a) the person's entry in the register must state the date on which the person will attain the age of 16, and
 - (b) until that date, the person is not, by virtue of the entry, to be taken to be a voter for the purposes of any independence referendum other than one the date of the poll at which is on or after that date.
- (8) Where a person to whom subsection (7) applies has an anonymous entry in the register, the references in that subsection to the person's entry in the register are to be read as references to the person's entry in the record of anonymous entries.
- (9) In this section, "the relevant date" mean the date on which an application for registration in the register of young voters is made (or the date on which such an application is treated as made by virtue of section 10A(2) of the 1983 Act)."

Member's explanatory statement

This amendment extends the franchise in the referendum to 16 and 17 year olds.

*CLAUSES 4 AND 6 TO 11; REMAINING NEW CLAUSES; REMAINING NEW SCHEDULES;
REMAINING PROCEEDINGS ON THE BILL*

John McDonnell

48

☆ Clause 4, page 2, line 30, at end insert—

“(aa) the provision made under subsection (1)(a) shall include making arrangements to allow all those entitled to vote in the referendum to vote by electronic means.”

Member's explanatory statement

The amendment would provide for electronic voting in the referendum.

European Union Referendum Bill, *continued*

Ms Harriet Harman
 Hilary Benn
 Ms Rosie Winterton
 Mr Pat McFadden
 Heidi Alexander

3

Clause 4, page 2, line 39, leave out subsection (2) and insert—

- “(2) The referendum shall not be held on the same day as:
- (a) elections to the Scottish Parliament;
 - (b) elections to the National Assembly for Wales;
 - (c) elections for the Mayor of London; or
 - (d) local authority elections”.

Member’s explanatory statement

The amendment would prevent the referendum being held on the same day as Scottish Parliament, National Assembly for Wales, London mayoral or local authority elections.

Sir William Cash
 Mr Owen Patterson
 Mr Steve Baker
 Mr Nigel Dodds
 Kelvin Hopkins
 Kate Hoey

Graham Stringer
 Mr Nigel Evans
 Jim Shannon
 Mr Christopher Chope
 Mr Douglas Carswell

Mr Bernard Jenkin
 Dr Liam Fox
 Mr David Nuttall
 Mr David Burrowes

John Redwood
 Mr Richard Bacon
 Mr Peter Bone
 Richard Drax

7

Clause 4, page 2, line 39, leave out subsection (2) and insert—

- “(2) The referendum shall not be held on the same day as elections, other than by-elections, that are scheduled to take place for:
- (a) the Scottish Parliament;
 - (b) the National Assembly for Wales;
 - (c) the Northern Ireland Assembly;
 - (d) the Gibraltar Parliament;
 - (e) Police and Crime Commissioners in England and Wales;
 - (f) the London Assembly and Mayor of London; or
 - (g) local authorities and mayors in the United Kingdom and Gibraltar.”

Member’s explanatory statement

The purpose of the amendment is to ensure that the referendum is not held on the same day as other polls.

European Union Referendum Bill, *continued*

Sir William Cash
Mr Owen Patterson
Mr Steve Baker
Mr Nigel Dodds
Mr Jacob Rees-Mogg
Kelvin Hopkins

Kate Hoey
John Redwood
Jim Shannon
Mr Christopher Chope

Graham Stringer
Mr Nigel Evans
Mr David Nuttall
Mr David Burrowes

Mr Bernard Jenkin
Mr Richard Bacon
Mr Peter Bone
Richard Drax

8

Clause 6, page 3, line 37, at end add—

“(5) Regulations made under this Act or the 2000 Act in respect of the referendum must be made and come into force not less than six months before the start of the referendum period.”

Member’s explanatory statement

The purpose of the amendment is to ensure the legislative framework for the referendum is clear at least six months before it is required to be implemented or complied with.

Stephen Phillips

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Clause 8, page 4, line 15, at end insert—

““Commonwealth citizens” does not include citizens of any country which has terminated its membership of the Commonwealth or which has been wholly or partly suspended from the Councils of the Commonwealth by the Commonwealth Ministerial Action Group.”

Sir William Cash
Mr Owen Patterson
Mr Steve Baker
Mr Nigel Dodds
Mr Jacob Rees-Mogg
Kelvin Hopkins

Kate Hoey
John Redwood
Mr Richard Bacon
Mr Peter Bone
Richard Drax

Graham Stringer
Mr Nigel Evans
Jim Shannon
Mr Christopher Chope
Mr Douglas Carswell

Mr Bernard Jenkin
Dr Liam Fox
Mr David Nuttall
Mr David Burrowes

NC1

To move the following Clause—

“Impartiality of broadcasters

- (1) Notwithstanding any enactment or legal instrument, before the start of the referendum period the Secretary of State shall by regulations make provision to ensure the impartiality of broadcasters during the referendum period.

European Union Referendum Bill, *continued*

- (2) Regulations made under this section must include provision for the appointment by the Secretary of State of a referendum broadcasting adjudicator.
- (3) Regulations made under this section must require the referendum broadcasting adjudicator
 - (a) to draw up and publish guidance applicable to the referendum to ensure the impartiality of broadcasters during the referendum period, notwithstanding any relevant guidance currently in force or in draft; and
 - (b) to make arrangements by which an allegations of breach of the guidance on impartiality can be referred to and determined by the adjudicator and where an allegation, in the adjudicator's view, is vexatious or frivolous to dismiss the allegation.
- (4) Guidance published under subsection (3)(a) shall apply to—
 - (a) the holder of a licence under the Broadcasting Act 1990 or 1996 and
 - (b) the British Broadcasting Corporation.
- (5) Regulations made under this section shall require the referendum broadcasting adjudicator within one day of receipt of an allegation that a broadcaster has breached the guidance on impartiality to determine whether the guidance has been breached and publish its determination and, where a breach has taken place, to require the broadcaster to remedy the breach within one day.
- (6) Regulations made under this section are to be made by statutory instrument which is subject to annulment in pursuance of a resolution of either House of Parliament.

Member's explanatory statement

The intention of this amendment is to ensure impartiality of television and radio broadcasters during the referendum campaign and to allow for swift adjudication where an allegation of bias is made.

ORDER OF THE HOUSE [9 JUNE 2015]

That the following provisions shall apply to the European Union Referendum Bill:

Committal

1. The Bill shall be committed to a Committee of the whole House.

Proceedings in Committee

2. Proceedings in Committee of the whole House shall be taken in two days.
3. The proceedings shall be taken on the days shown in the first column of the following Table and in the order so shown.
4. The proceedings shall (so far as not previously concluded) be brought to a conclusion at the times specified in the second column of the Table.

TABLE

<i>Proceedings</i>	<i>Time for conclusion of proceedings</i>
First day	
Clause 1; new Clauses and new Schedules relating to the subject matter of Clause 1	Three hours after the commencement of proceedings on the Bill on the first day.

European Union Referendum Bill, *continued*

<i>Proceedings</i>	<i>Time for conclusion of proceedings</i>
Clause 3; Schedules 1 to 3; new Clauses and new Schedules relating to the subject matter of Clause 3 and Schedules 1 to 3	The moment of interruption on the first day
Second day	
Clause 2; new Clauses and new Schedules relating to the subject matter of Clause 2; Clause 5; new Clauses and new Schedules relating to the subject matter of Clause 5	Four hours after the commencement of proceedings on the Bill on the second day
Clauses 4 and 6 to 11; remaining new Clauses; remaining new Schedules; remaining proceedings on the Bill	The moment of interruption on the second day

Consideration and Third Reading

5. Any proceedings on Consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
6. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.

Programming committee

7. Standing Order No 83B (Programming committees) shall not apply to proceedings in Committee of the whole House, to any proceedings on Consideration or to proceedings on Third Reading.
 8. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed.
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