



House of Commons

NOTICES OF AMENDMENTS

given up to and including
Thursday 16 July 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: 12 to 14 and NC4

CONSIDERATION OF BILL

EUROPEAN UNION REFERENDUM BILL, AS AMENDED

NOTE

This document includes all amendments tabled to date and includes any withdrawn amendments at the end. The amendments have been arranged in the order in which they relate to the Bill.

NEW CLAUSES

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

Jim Shannon
 Graham Stringer
 Sir Gerald Howarth

Mr Richard Bacon
 Richard Drax
 Mr Andrew Turner

Mr Bernard Jenkin
 Kate Hoey

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 any 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.

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

NC2

To move the following Clause—

“Exemptions to prohibition on publication of promotional material by central and local government etc.

- (1) For the purposes of the referendum the Secretary of State may, by regulations, specify materials that he intends or expects to publish in the regulation period to be exempted from the prohibitions on the publication of materials under section 125 of the 2000 Act.
- (2) Any materials listed in regulations made under this section will not be subject to the prohibitions on publication under section 125 of the 2000 Act.”

Member's explanatory statement

*This new clause permits the Government to specify material that they intend or expect to publish in the “*purdah*” period for the referendum that would be exempted from the prohibition on publication of promotional material contained in section 125 of the Political Parties, Elections and Referendums Act 2000, which amendment no. 4 would apply to the EU Referendum. The material*

European Union Referendum Bill, *continued*

would have to be specified in regulations exercisable by statutory instrument, which under clause 6 of this bill must be laid before and approved by a resolution of each House of Parliament.

Alex Salmond
 Stephen Gethins
 Ms Tasmina Ahmed-Sheikh
 Patrick Grady
 Stuart Blair Donaldson

NC3

To move the following Clause—

“Declaration of intent for withdrawal from the EU

The Secretary of State will present to Parliament a declaration of intent for withdrawal from the European Union if—

- (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 would require the Secretary of State to present to Parliament a declaration of intent to withdraw from the EU only on the basis of a double-majority covering the whole UK and each of the four constituent nations of the UK

Philip Davies
 Mr David Nuttall

NC4

★ To move the following Clause—

“Referendum result

In the event that the referendum result is in favour of the United Kingdom leaving the European Union—

- (a) notice of withdrawal under Article 50 of the Treaty of Lisbon must be served by the Government on the European Council within 28 days of the referendum;
 - (b) withdrawal must be completed within two years of serving notice as per (1) above; and
 - (c) there shall not be another referendum on the United Kingdom’s membership of the European Union before withdrawal from the European Union has been completed.”
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 European Union Referendum Bill, *continued*

Alex Salmond
 Stephen Gethins
 Ms Tasmina Ahmed-Sheikh
 Patrick Grady
 Stuart Blair Donaldson

5

Clause 1, page 1, line 9, at end insert “or a date within three months before or after May 5.”

Member’s explanatory statement

This would ensure the referendum vote could not be held on a day three months before or after the date of the Scottish, Welsh and Northern Irish elections.

Alex Salmond
 Stephen Gethins
 Ms Tasmina Ahmed-Sheikh
 Patrick Grady
 Stuart Blair Donaldson

6

Clause 1, page 1, line 9, at end insert—
 “(c) must not be the same day as local government elections in England, Scotland, Wales or Northern Ireland.”

Member’s explanatory statement

This amendment would ensure the referendum vote could not be held on the same day as local government elections.

Philip Davies
 Mr David Nuttall

12

★ Clause 1, page 1, line 9, at end add “and
 (c) must not be 4 May 2017.”

Philip Davies
 Mr David Nuttall

13

★ Clause 1, page 1, line 11, at end add “or leave the European Union?”

Philip Davies
 Mr David Nuttall

14

★ Clause 1, page 1, line 13, leave out from “papers—” to end of line 14 and insert “A ddylai’r Deyrnas Unedig bara i fod yn aelod o’r Undeb Ewropeaidd neu adael yr Undeb Ewropeaidd”

European Union Referendum Bill, *continued*

Alex Salmond
 Stephen Gethins
 Ms Tasmina Ahmed-Sheikh
 Patrick Grady
 Stuart Blair Donaldson

7

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

“(d) the persons who on the date of the referendum would be entitled to vote in a European parliamentary election by virtue of the European Parliamentary Elections (Franchise of Relevant Citizens of the Union) Regulations 2001 (S.I. 2001/1184) (citizens of the European Union other than Commonwealth and Republic of Ireland citizens).”

Member’s explanatory statement

This amendment would extend the franchise to EU nationals who would be entitled to vote in EU parliamentary elections in the UK.

Alex Salmond
 Stephen Gethins
 Ms Tasmina Ahmed-Sheikh
 Patrick Grady
 Stuart Blair Donaldson

8

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

“(1A) In subsection 1(a), “persons” include individuals who are aged 16 or 17 and would otherwise meet the conditions to be entitled to vote as electors in a parliamentary election.”

Member’s explanatory statement

This amendment would extend the franchise to 16 and 17 year olds.

Alex Salmond
 Stephen Gethins
 Ms Tasmina Ahmed-Sheikh
 Patrick Grady
 Stuart Blair Donaldson

9

Clause 2, page 2, line 20, at end insert—

“(3) (a) In subsection 1(a) “a parliamentary election” includes elections to the Scottish Parliament,
 (b) a person resident in England, Wales, Northern Ireland or Gibraltar who, if resident in Scotland, met the conditions for inclusion in the electoral register for Scottish elections, will be entitled to vote in the referendum.”

Member’s explanatory statement

This amendment would extend the vote to 16 and 17 years olds and EU nationals.

European Union Referendum Bill, *continued*

Alex Salmond
 Stephen Gethins
 Ms Tasmina Ahmed-Sheikh
 Patrick Grady
 Stuart Blair Donaldson

10

Clause 2, page 2, line 20, at end insert—

“(3) In subsection 1(a) “a parliamentary election” includes elections to the Scottish Parliament.”

Member’s explanatory statement

This amendment would extend the vote to 16 and 17 years olds and EU nationals in Scotland.

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

Jim Shannon
 Graham Stringer
 Sir Gerald Howarth

Mr Richard Bacon
 Richard Drax
 Mr Andrew Turner

Mr Bernard Jenkin
 Kate Hoey

3

Clause 6, page 3, line 40, 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.

Alex Salmond
 Stephen Gethins
 Ms Tasmina Ahmed-Sheikh
 Patrick Grady
 Stuart Blair Donaldson

11

Clause 10, page 5, line 28, at end insert—

- “(1A) (a) Section 1 will come into effect after a resolution has been passed by both Houses approving arrangements for a purdah period covering a period of five weeks before the referendum date.
- (b) arrangements for a purdah period will include—
- (i) restrictions on material that can be published by the government, public bodies and the EU institutions; and

European Union Referendum Bill, *continued*

- (ii) measures to determine breaches of purdah and penalties for such a breach.”

Member’s explanatory statement

The referendum provision of the Bill could only come into effect after arrangements for purdah had been approved by both Houses of Parliament.

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

Jim Shannon
Graham Stringer
Sir Gerald Howarth

Mr Richard Bacon
Richard Drax
Mr Andrew Turner

Mr Bernard Jenkin
Kate Hoey

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.

1

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

Jim Shannon
Graham Stringer
Sir Gerald Howarth

Mr Richard Bacon
Richard Drax
Mr Andrew Turner

Mr Bernard Jenkin
Kate Hoey

Schedule 1, page 13, line 11, at end add—

- “(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.

2

European Union Referendum Bill, *continued*

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

4

Schedule 1, page 19, line 23, leave out paragraph 26

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. The amendment should be read in conjunction with NC2.

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.
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

European Union Referendum Bill, *continued*

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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