



# House of Commons

Friday 5 February 2016

## CONSIDERATION OF BILL (REPORT STAGE)

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*New Amendments handed in are marked thus ★*

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

### RIOT COMPENSATION BILL

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#### 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**This document includes all amendments tabled to date and includes any withdrawn amendments at the end.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.**

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Mike Wood

1

Clause 3, page 3, line 16, at end insert—

“( ) Regulations under subsection (3)(b) or (3)(d) must provide that—

- (a) the time period within which a claim may be made ends no earlier than 42 days from the date of the riot;
  - (b) the time period within which details and evidence must be submitted ends no earlier than 90 days from the date the claimant first made the claim.”
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Mr David Lammy

4

Clause 8, page 5, line 19, leave out from “compensation” to “that”

*Member’s explanatory statement*

*This amendment would remove the £1 million compensation cap.*

Mr David Lammy

6

Clause 8, page 5, line 19, leave out from “maximum” to “per”

*Member’s explanatory statement*

*Amendments 6 and 7 together represent an alternative to amendment 4 and to amendment 5. They would make determining the compensation cap subject to parliamentary approval and also*

**Riot Compensation Bill, *continued***

*provide for its review and revision on the same basis without recourse to further primary legislation.*

Mr David Lammy

5

Clause 8, page 5, line 19, leave out “1” and insert “10”

***Member’s explanatory statement***

*This amendment is an alternative to amendment 4 and would increase the £1 million compensation cap to £10 million.*

Mr David Lammy

7

Clause 8, page 5, line 20, at end insert—

“(1A) The compensation cap (the “cap”) under subsection (1) must be determined, and revised every three years, by regulations made by the Secretary of State, with the following elements:

- (a) the cap may apply differently, or be set at a different level, in different areas; and
- (b) the Secretary of State must publish:
  - (i) the methodology used; and
  - (ii) the first draft determination of the cap for public consultation within a month of the day after the day on which this Act is passed.

(1B) The Secretary of State must lay before the House of Commons a draft of the regulations making the final determination or revision in a statutory instrument alongside a statement of whether and how the responses to the public consultation were taken into account.

(1C) A statutory instrument under subsection (1B) must be laid in draft before the House of Commons and may not be made until approved by resolution of that House.

(1D) Notwithstanding section 12, section 8 shall come into force on the day after the day on which this Act is passed for the purposes of subsection (1A).

(1E) Until a determination has been approved by the House of Commons, no cap shall apply.

***Member’s explanatory statement***

*Amendments 6 and 7 together represent an alternative to amendment 4 and to amendment 5. They would make determining the compensation cap subject to parliamentary approval and also provide for its review and revision on the same basis without recourse to further primary legislation.*

Mike Wood

2

Clause 8, page 5, line 23, at end insert “, except in the circumstances described in subsection (2A).”

(2A) Where a claimant’s home is rendered uninhabitable, the amount of compensation may reflect costs that the claimant incurs as a result of needing alternative accommodation.”

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Riot Compensation Bill, *continued*

Mike Wood

3

Clause 8, page 5, line 26, at end insert—

“( ) considerations that decision-makers must take into account in deciding the amount of compensation payable as a result of a claimant needing alternative accommodation (and the regulations may include provision limiting the amount of time for which the costs of alternative accommodation may be claimed),”

Mr David Lammy

8

Clause 8, page 5, line 29, at end insert—

“(3A) Money received by the claimant from emergency or recovery funds, whether funded publicly or privately, in the aftermath of a riot must not be taken into account by the decision maker when deciding the amount of compensation to be paid.

***Member’s explanatory statement***

*This amendment would ensure that money received by the claimant for the purposes of emergency relief or recovery in the immediate aftermath of a riot is not seen in the same category as compensation under the purposes of this Bill and therefore reduce the amount a claimant might receive.*

Mr David Lammy

9

Clause 8, page 6, leave out lines 16 and 17

***Member’s explanatory statement***

*This amendment is consequential on amendment 4 and on amendment 7.*

Mr David Lammy

10

Clause 8, page 6, line 17, at end insert—

“The Secretary of State shall make arrangements for the production of, and lay before each House, a report of an assessment of the effectiveness of the provisions of this Act, from time to time, but also—

- (a) after any riot in relation to which compensation was paid under this Act; and
- (b) after each period of five years beginning on the date that section 8 came into force.”

***Member’s explanatory statement***

*This amendment would require the Government to undertake post-legislative scrutiny.*

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