



House of Commons

Friday 24 February 2017

CONSIDERATION OF BILL (REPORT STAGE)

New Amendments handed in are marked thus ★

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

PREVENTING AND COMBATING VIOLENCE AGAINST WOMEN AND DOMESTIC VIOLENCE (RATIFICATION OF CONVENTION) BILL

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This document includes all amendments tabled to date and includes any withdrawn amendments at the end.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

Philip Davies
Mr David Nuttall

NC1

To move the following Clause—

“Istanbul Convention: Application to men

Everything in the Convention will be deemed, across the United Kingdom, to apply equally to men and women.”

2 Consideration of Bill (Report Stage): 24 February 2017

Preventing and Combating Violence Against Women and Domestic Violence

Philip Davies
Mr David Nuttall

NC2

To move the following Clause—

“Istanbul Convention: Application to transsexuals

Everything in the Convention will be deemed, across the United Kingdom, to apply equally to men and women.”

Philip Davies
Mr David Nuttall

NC3

To move the following Clause—

“Cessation of the Convention: increase in violence against women

If there should be any increase in violence against women in any year after ratification of the Convention or no decrease for three consecutive years the Convention shall cease to have effect in the United Kingdom.”

Philip Davies
Mr David Nuttall

NC4

To move the following Clause—

“Cessation of the Convention: increase in domestic violence

If there should be any increase in domestic violence in any year after ratification of the Convention or no decrease for three consecutive years the Convention shall cease to have effect in the United Kingdom.”

Philip Davies
Mr David Nuttall

NC5

To move the following Clause—

“Monitoring by GREVIO and the Committee of the Parties

The United Kingdom shall be exempt from the monitoring of GREVIO (that is the Council of Europe’s Group of Experts on Action against Violence against Women and Domestic Violence) and the Committee of the Parties (that is the Committee of the Parties to the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence (Istanbul

Preventing and Combating Violence Against Women and Domestic Violence

Convention)), and instead that monitoring of the implementation of the Convention for the United Kingdom falls within the remit of the relevant parliamentary Select Committee.”

Philip Davies
Mr David Nuttall

NC6

To move the following Clause—

“Recommendations by GREVIO and the Committee of the Parties

Any recommendations given by GREVIO (that is the Council of Europe’s Group of Experts on Action against Violence against Women and Domestic Violence) and the Committee of the Parties (that is the Committee of the Parties to the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence (Istanbul Convention)) are not binding on the UK Government.”

Philip Davies
Mr David Nuttall

NC7

To move the following Clause—

“GREVIO fact-finding visits

The United Kingdom shall be exempt from receiving any GREVIO (that is the Council of Europe’s Group of Experts on Action against Violence against Women and Domestic Violence) fact-finding missions.”

Philip Davies
Mr David Nuttall

NC8

To move the following Clause—

“Exemption from reporting to GREVIO and the Committee of the Parties

The United Kingdom Government shall be exempt from requiring to report to GREVIO (that is the Council of Europe’s Group of Experts on Action against Violence against Women and Domestic Violence) and the Committee of the Parties (that is the Committee of the Parties to the Council of Europe Convention

4 Consideration of Bill (Report Stage): 24 February 2017

Preventing and Combating Violence Against Women and Domestic Violence

on Preventing and Combating Violence against Women and Domestic Violence (Istanbul Convention).”

Philip Davies
Mr David Nuttall

NC9

To move the following Clause—

“Exemption from time limits set by GREVIO and the Committee of the Parties

The United Kingdom Government shall be exempt from any time limits introduced on responding to reports from GREVIO (that is the Council of Europe’s Group of Experts on Action against Violence against Women and Domestic Violence) and the Committee of the Parties (that is the Committee of the Parties to the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence (Istanbul Convention)).”

Philip Davies
Mr David Nuttall

NC10

To move the following Clause—

“Recommendations by GREVIO and the Committee of the Parties (No. 2)

Any recommendations or reports by GREVIO (that is the Council of Europe’s Group of Experts on Action against Violence against Women and Domestic Violence) or the Committee of the Parties (that is the Committee of the Parties to the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence (Istanbul Convention)) must be debated in Parliament before any Government response is given.”

Philip Davies
Mr David Nuttall

NC11

To move the following Clause—

“Annual statistics

The Government must use its best endeavours to obtain statistics on the levels of violence against men, women and all domestic violence victims in each country

Preventing and Combating Violence Against Women and Domestic Violence

who are ratified members of the Convention and to make them publicly available and published annually.”

Philip Davies

NC12

To move the following Clause—

“Quarterly statistics

The Government must use its best endeavours to obtain statistics on the levels of violence against men, women and all domestic violence victims who are ratified members of the Convention and to make them publicly available and published quarterly.”

Philip Davies
Mr David Nuttall

NC13

To move the following Clause—

“Breaches of the Convention by the United Kingdom

Any breach or failure to comply with the Convention shall be a matter for the United Kingdom Parliament and United Kingdom courts only.”

Mr Christopher Chope

NC14

To move the following Clause—

“Limitation on reservations concerning Article 44

The United Kingdom shall not make its ratification subject to any declaration as provided for under paragraph 2 of Article 78 of the Convention that it will not establish jurisdiction under Article 44 when the offence established with the Convention is committed by a person who has her or his habitual residence in the United Kingdom.”

6 Consideration of Bill (Report Stage): 24 February 2017

Preventing and Combating Violence Against Women and Domestic Violence

Mr Christopher Chope

NC15

To move the following Clause—

“Territorial application

The United Kingdom shall not make its ratification subject to any restriction on territorial application under Article 77 of the Convention.”

Mr Christopher Chope

NC16

To move the following Clause—

“Victims of forced marriage

The United Kingdom shall not make its ratification subject to any restriction on its right to take the necessary legislation or other measures referred to in Article 59.4.”

Philip Davies
Mr David Nuttall

NC17

To move the following Clause—

“Compensation awarded to those who have sustained serious bodily injury or impairment of health

No ratification of the Convention shall be made by the United Kingdom unless at the time of depositing its instrument of ratification it declares that it reserves the right not to apply the provisions of Article 30 paragraph 2.”

Mr Christopher Chope

NC18

To move the following Clause—

“Limitation on reservations concerning psychological violence and stalking

The United Kingdom shall not make its ratification subject to any declaration as provided for under paragraph 3 of Article 78 that it reserves the right to provide for non-criminal sanctions for the behaviours referred to in Article 33 and Article 34.”

Preventing and Combating Violence Against Women and Domestic Violence

Philip Davies
Mr David Nuttall

NC19

To move the following Clause—

“Reservations

Nothing in this Bill shall prevent the United Kingdom ratifying the Istanbul Convention with reservations as provided for in paragraphs 2 and 3 of Article 78.”

Mr Christopher Chope
Philip Davies
Mr David Nuttall

NC20

To move the following Clause—

“Requirement to denounce of the Convention after five years

The United Kingdom Government shall denounce the Istanbul Convention no later than five years after it has ratified the Convention.”

Sarah Newton

1

Page 1, line 1, leave out Clause 1
Member’s explanatory statement
This amendment leaves out clause 1.

Philip Davies
Mr David Nuttall

18

Clause 1, page 1, line 2, leave out “as soon as reasonably practicable” and insert “once all other signatories have ratified”

Philip Davies

19

Clause 1, page 1, line 2, leave out “as soon as reasonably practicable” and insert “once 90% of other signatories have ratified”

Philip Davies
Mr David Nuttall

20

Clause 1, page 1, line 2, leave out “as soon as reasonably practicable” and insert “once all members of the Council of Europe are signatories and have also ratified”

8 Consideration of Bill (Report Stage): 24 February 2017

Preventing and Combating Violence Against Women and Domestic Violence

Mr Christopher Chope

56

Clause 1, page 1, line 6, at end insert “without making any reservations under Article 78 of the Convention.”

Mr Christopher Chope

57

Clause 2, page 1, line 11, after “Convention” insert “without reservations”

Sarah Newton

2

Clause 2, page 1, line 12, leave out “date by” and insert “timescale within”
Member’s explanatory statement
This amendment requires the Secretary of State to report on the timescale within which she expects the Istanbul Convention to be ratified, rather than the date.

Mr Christopher Chope

58

Clause 2, page 1, line 13, at end insert “without reservations.”

Philip Davies

24

Clause 2, page 1, line 14, leave out from “laid” to end of the subsection and insert “when reasonably practicable”

Sarah Newton

3

Clause 2, page 1, line 14, leave out “within four weeks of this Act receiving Royal Assent” and insert “as soon as reasonably practicable after this Act comes into force”
Member’s explanatory statement
This amendment changes the deadline for a report under clause 2 from four weeks from Royal Assent to as soon as reasonably practicable after commencement.

Philip Davies

23

Clause 2, page 1, line 14, leave out from “within” to the end of subsection and insert “one year of negotiations on leaving the European Union finishing”

Philip Davies

Mr David Nuttall

22

Clause 2, page 1, line 14, leave out “four weeks” and insert “three years”

Sarah Newton

4

Clause 2, page 1, line 16, leave out “Her Majesty’s Government” and insert “the Secretary of State”
Member’s explanatory statement
This amendment means the obligation to make a statement to Parliament will fall on the Secretary of State, rather than Her Majesty’s Government generally.

Preventing and Combating Violence Against Women and Domestic Violence

Mr Christopher Chope	59
Clause 2, page 1, line 17, after “Convention” insert “without reservations”	
Sarah Newton	5
Clause 2, page 1, line 17, leave out “it” and insert “the Secretary of State”	
<i>Member’s explanatory statement</i>	
<i>This amendment is consequential on amendment 4.</i>	
Sarah Newton	6
Clause 2, page 1, line 19, leave out “its” and insert “the”	
<i>Member’s explanatory statement</i>	
<i>This amendment is consequential on amendment 4.</i>	
Sarah Newton	7
Clause 2, page 1, line 20, leave out “the Convention will be” and insert “the Secretary of State would expect the Convention to be”	
<i>Member’s explanatory statement</i>	
<i>This amendment means the Secretary of State will be required to make a statement detailing when she would expect the Istanbul Convention to be ratified, rather than when it will be so ratified.</i>	
<hr/>	
Philip Davies Mr David Nuttall	25
Clause 3, page 2, line 2, leave out “each year” and insert “biennially”	
Sarah Newton	8
Clause 3, page 2, line 2, after “each year” insert “until ratification”	
<i>Member’s explanatory statement</i>	
<i>This amendment makes clear that the government will only have to report on progress towards ratification until ratification has taken place (see amendment 14).</i>	
Sarah Newton	9
Clause 3, page 2, line 4, leave out paragraph (a) and insert—	
“(a) if a report has been laid under section 2(1), any alteration in the timescale specified in that report in accordance with subsection (1)(b) and the reasons for its alteration;”	
<i>Member’s explanatory statement</i>	
<i>This amendment is designed to avoid the implication that a report under clause 2 will necessarily have been issued before a report is required under clause 3.</i>	
Philip Davies Mr David Nuttall	26
Clause 3, page 2, line 4, leave out paragraph (a)	

10 Consideration of Bill (Report Stage): 24 February 2017

Preventing and Combating Violence Against Women and Domestic Violence

Philip Davies Mr David Nuttall	27
Clause 3, page 2, line 7, leave out paragraph (b)	
Sarah Newton	10
Clause 3, page 2, line 7, leave out “(before ratification)” <i>Member’s explanatory statement</i> <i>This amendment is consequential on amendment 8.</i>	
Philip Davies Mr David Nuttall	28
Clause 3, page 2, line 10, leave out paragraph (c)	
Sarah Newton	11
Clause 3, page 2, line 10, leave out “(before ratification)” <i>Member’s explanatory statement</i> <i>This amendment is consequential on amendment 8.</i>	
Sarah Newton	12
Clause 3, page 2, line 11, leave out “to” and insert “in” <i>Member’s explanatory statement</i> <i>This amendment changes a reference to legislative proposals being brought forward “to” the devolved legislatures to legislative proposals being brought forward “in” the devolved legislatures - which is the usual formulation.</i>	
Philip Davies Mr David Nuttall	29
Clause 3, page 2, line 14, leave out paragraph (d)	
Sarah Newton	13
Clause 3, page 2, line 14, leave out “(before ratification)” <i>Member’s explanatory statement</i> <i>This amendment is consequential on amendment 8.</i>	
Sarah Newton	14
Clause 3, page 2, line 16, leave out paragraph (e) <i>Member’s explanatory statement</i> <i>This amendment removes the ongoing reporting obligation in clause 3(1)(e).</i>	
Philip Davies Mr David Nuttall	30
Clause 3, page 2, line 18, after “Convention,” insert “and also recognises male victims of violence in addition in the United Kingdom”	

Preventing and Combating Violence Against Women and Domestic Violence

Philip Davies Mr David Nuttall		31
Clause 3, page 2, line 19, after “women” insert “and men”		
Philip Davies Mr David Nuttall		37
Clause 3, page 2, line 19, after “women” insert “and those that identify as women”		
Philip Davies Mr David Nuttall		43
Clause 3, page 2, line 19, after “women” insert “and girls and men and boys”		
Philip Davies Mr David Nuttall		32
Clause 3, page 2, line 20, after “women” insert “and men”		
Philip Davies Mr David Nuttall		38
Clause 3, page 2, line 20, after “women” insert “and those that identify as women”		
Philip Davies Mr David Nuttall		44
Clause 3, page 2, line 20, after “women” insert “and girls and men and boys”		
Philip Davies Mr David Nuttall		33
Clause 3, page 2, line 21, after “women” insert “and men”		
Philip Davies Mr David Nuttall		39
Clause 3, page 2, line 21, after “women” insert “and those that identify as women”		
Philip Davies Mr David Nuttall		45
Clause 3, page 2, line 21, after “women” insert “and girls and men and boys”		
Philip Davies Mr David Nuttall		34
Clause 3, page 2, line 23, after “women” insert “and men”		

12 Consideration of Bill (Report Stage): 24 February 2017

Preventing and Combating Violence Against Women and Domestic Violence

Philip Davies Mr David Nuttall	40
Clause 3, page 2, line 23, after “women” insert “and those that identify as women”	
Philip Davies Mr David Nuttall	46
Clause 3, page 2, line 23, after “women” insert “and girls and men and boys”	
Philip Davies Mr David Nuttall	35
Clause 3, page 2, line 24, after “women” insert “and men”	
Philip Davies Mr David Nuttall	41
Clause 3, page 2, line 24, after “women” insert “and those that identify as women”	
Philip Davies Mr David Nuttall	47
Clause 3, page 2, line 24, after “women” insert “and girls and men and boys”	
Philip Davies Mr David Nuttall	49
Clause 3, page 2, line 25, at end insert “and produce a breakdown of government spending on victims of violence and domestic violence for both men and women.”	
Philip Davies Mr David Nuttall	50
Clause 3, page 2, line 27, after “violence” insert “and provide statistics showing international comparison on levels of violence against women and men”	
Philip Davies Mr David Nuttall	36
Clause 3, page 2, line 30, after “women” insert “and men”	
Philip Davies Mr David Nuttall	42
Clause 3, page 2, line 30, after “women” insert “and those that identify as women”	
Philip Davies Mr David Nuttall	48
Clause 3, page 2, line 30, after “women” insert “and girls and men and boys”	

Preventing and Combating Violence Against Women and Domestic Violence

Philip Davies
Mr David Nuttall

51

Clause 3, page 2, line 31, at end insert “and to include the names of these organisations”

Mr Christopher Chope

60

Clause 3, page 2, line 31, at end insert—
“(f) the costs to the Exchequer of the measures set out in subsection (1)(e).”

Philip Davies
Mr David Nuttall

52

Clause 3, page 2, line 32, leave out “annual” and insert “biennial”

Philip Davies
Mr David Nuttall

53

Clause 3, page 2, line 32, leave out “1 November 2017” and insert “1 January 2020”

Philip Davies
Mr David Nuttall

54

Clause 3, page 2, line 33, leave out “1 November each year” and insert “1 January every 2 years”.

Philip Davies

55

Clause 4, page 2, line 37, leave out from “Act” to end of subsection and insert “will not come into force until 90% of the signatories to the Convention have ratified it and there has been a proven reduction in violence against women in 75% of the countries who have ratified the Convention.”

Sarah Newton

15

Clause 4, page 2, line 37, leave out “on the day on which this Act receives Royal Assent” and insert “at the end of the period of 2 months beginning with the day on which this Act is passed”

Member’s explanatory statement

This amendment means the Act will be brought into force two months following Royal Assent, rather than immediately on Royal Assent.

14 **Consideration of Bill (Report Stage): 24 February 2017**

Preventing and Combating Violence Against Women and Domestic Violence

Sarah Newton

16

Title, line 1, leave out “Require the United Kingdom to ratify” and insert “Make provision in connection with the ratification by the United Kingdom of”

Member’s explanatory statement

This amendment is consequential on amendment 7.

Sarah Newton

17

Title, line 3, leave out “; and for connected purposes”

Member’s explanatory statement

This amendment is consequential on amendment 16.
