



# House of Commons

Tuesday 25 October 2016

## PUBLIC BILL COMMITTEE PROCEEDINGS

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### DIGITAL ECONOMY BILL

[SEVENTH AND EIGHTH SITTINGS]

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#### GLOSSARY

*This document shows the fate of each clause, schedule, amendment and new clause.*

*The following terms are used:*

*Agreed to:* agreed without a vote.

*Agreed to on division:* agreed following a vote.

*Negated:* rejected without a vote.

*Negated on division:* rejected following a vote.

*Not called:* debated in a group of amendments, but not put to a decision.

*Not moved:* not debated or put to a decision.

*Withdrawn after debate:* moved and debated but then withdrawn, so not put to a decision.

*Not selected:* not chosen for debate by the Chair.

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Kevin Brennan  
Louise Haigh

Clause 26, page 26, line 18, leave out “, or will expose the owner of the copyright to the risk of loss.” *Withdrawn 92*

Kevin Brennan  
Louise Haigh

Clause 26, page 26, line 35, leave out “, or expose the owner of the rights to the risk of loss.” *Not called 93*

*Clause agreed to.*

**Digital Economy Bill, *continued***

*Clause 27 agreed to.*

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Nigel Adams

Clause 28, page 27, line 31, leave out subsections (3) to (5)

*Withdrawn 63*

Kevin Brennan  
Louise Haigh

Clause 28, page 27, line 36, at end insert—

“(6) The Secretary of State shall—

- (a) produce a report on the implication of the repeal of section 73 of the Copyright, Designs and Patent Act 1988, and
- (b) undertake a comprehensive consultation on the future of television content distribution and public service broadcasters.”

*Not called 189*

*Clause agreed to.*

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Louise Haigh  
Kevin Brennan

Clause 29, page 28, line 25, leave out “had regard to” and insert “complied with”

*Withdrawn 98*

*Clause agreed to.*

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Matt Hancock

Clause 30, page 29, line 21, at end insert “, or

- ( ) the making of grants (by any person) under section 15 of the Social Security Act 1990 in accordance with regulations under that section made by the Scottish Ministers or the Welsh Ministers.”

*Agreed to 108*

Louise Haigh  
Kevin Brennan

Clause 30, page 29, line 33, leave out “had regard to” and insert “complied with”

*Not called 100*

*Clause, as amended, agreed to.*

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*Clause 31 agreed to.*

**Digital Economy Bill, continued**

Louise Haigh  
Kevin Brennan

*Not called* 99

Clause 32, page 30, line 13, at end insert—

- “(1A) In determining whether to make regulations under section 29, 30 or 31 the appropriate national authority must ensure that—
- (a) the sharing of information authorised by the regulations is minimised to what is strictly necessary,
  - (b) the conduct authorised by the regulations to achieve the “specified objective” is proportionate to what is sought to be achieved by that conduct,
  - (c) a Privacy Impact Assessment compliant with the relevant code of practice of the Information Commissioner’s Office has taken place and been made publicly available,
  - (d) the proposed measures have been subject to public consultation for a minimum of 12 weeks, and responses have been given conscientious consideration.
- (1B) As soon as is reasonably practicable after the end of three years beginning with the day on which the regulations come into force, the relevant Minister must review its operation for the purposes of deciding whether these should be amended or repealed.
- (1C) Before carrying out the review the relevant Minister must publish the criteria by reference to which that determination will be made.
- (1D) In carrying out the review the relevant Minister must consult—
- (a) the Information Commissioner, and
  - (b) open the review to public consultation for a minimum of 12 weeks, and demonstrate that responses have been given conscientious consideration.”

Matt Hancock

*Agreed to* 109

Clause 32, page 30, line 18, at end insert—

- “(ba) for the prevention or detection of crime or the prevention of anti-social behaviour.”

Matt Hancock

*Agreed to* 110

Clause 32, page 30, line 19, leave out “(whether or not in the United Kingdom)”

Matt Hancock

*Agreed to* 111

Clause 32, page 30, line 21, leave out “and whether or not in the United Kingdom”

Matt Hancock

*Agreed to* 112

Clause 32, page 30, line 28, at end insert—

- “( ) In subsection (2)(ba) “anti-social behaviour” has the same meaning as in Part 1 of the Anti-social Behaviour, Crime and Policing Act 2014 (see section 2 of that Act).”

**Digital Economy Bill, *continued***

Louise Haigh  
Kevin Brennan

*Not called* 96

Clause 32, page 30, line 33, at end insert—

“(3A) A particular person identified in personal information disclosed under sections 29, 30 or 31 is able to request to a specified person under subsection 29(1) that the personal information is modified and corrected if necessary.”

Louise Haigh  
Kevin Brennan

*Not called* 95

Clause 32, page 30, line 34, leave out “(including a body corporate)” and insert “, a group of persons, a private company or a publicly traded company irrespective of their size and revenue, but”

*Clause, as amended, agreed to.*

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Louise Haigh  
Kevin Brennan

*Negated on division* 101

Clause 33, page 31, line 19, leave out “or permitted”

Matt Hancock

*Agreed to* 113

Clause 33, page 31, line 24, at end insert—

“(da) for the prevention or detection of crime or the prevention of anti-social behaviour,”

Louise Haigh  
Kevin Brennan

*Not called* 102

Clause 33, page 31, line 25, leave out “made” and insert “necessary”

Matt Hancock

*Agreed to* 114

Clause 33, page 31, line 25, leave out “(whether or not in the United Kingdom)”

Louise Haigh  
Kevin Brennan

*Not called* 103

Clause 33, page 31, line 27, leave out “made” and insert “necessary”

Matt Hancock

*Agreed to* 115

Clause 33, page 31, line 28, leave out “and whether or not in the United Kingdom”

Louise Haigh  
Kevin Brennan

*Not called* 104

Clause 33, page 31, line 30, leave out “made” and insert “necessary”

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**Digital Economy Bill, continued**

Matt Hancock

*Agreed to 116*

Clause 33, page 31, line 35, at end insert—

- “( ) In subsection (2)(da) “anti-social behaviour” has the same meaning as in Part 1 of the Anti-social Behaviour, Crime and Policing Act 2014 (see section 2 of that Act).”

Matt Hancock

*Agreed to 117*

Clause 33, page 31, line 36, leave out subsections (3) and (4) insert—

- “( ) A person commits an offence if—
- (a) the person discloses personal information in contravention of subsection (1), and
  - (b) at the time that the person makes the disclosure, the person knows that the disclosure contravenes that subsection or is reckless as to whether the disclosure does so.”

*Clause, as amended, agreed to.*

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*Clause 34 agreed to.*

Matt Hancock

*Agreed to 118*

Clause 35, page 32, line 30, at end insert—

- “( ) The code of practice must be consistent with the code of practice issued under section 52B (data-sharing code) of the Data Protection Act 1998 (as altered or replaced from time to time).”

Louise Haigh  
Kevin Brennan*Not called 105*

Clause 35, page 32, line 31, leave out “have regard to” and insert “comply with”

Louise Haigh  
Kevin Brennan*Withdrawn 106*

Clause 35, page 32, line 42, at end insert—

- “(ea) the public for a minimum of 12 weeks, and the relevant Minister, must demonstrate that responses have been given conscientious consideration, and”

*Clause, as amended, agreed to.*

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*Clauses 36 and 37 agreed to.*

[Adjourned until Thursday at 11.30 am