



# House of Commons

## NOTICES OF AMENDMENTS

given up to and including

**Monday 23 April 2018**

*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: 9 to 11 and NC1 to NC3*

### CONSIDERATION OF BILL (REPORT STAGE)

## ASSAULTS ON EMERGENCY WORKERS (OFFENCES) 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**This document includes all amendments tabled to date and includes any withdrawn amendments at the end.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.**

Philip Davies

NC1

★ To move the following Clause—

**“Assaults on police constables**

In Section 89(1) of the Police Act 1996, leave out from “offence” to end of subsection (1) and insert—

“and liable—

- (a) on summary conviction, to imprisonment for a term not exceeding 12 months, or to a fine, or to both;

### Assaults on Emergency Workers (Offences) Bill, *continued*

- (b) on conviction on indictment, to imprisonment for a term not exceeding 12 months, or to a fine, or to both.””

***Member’s explanatory statement***

*This new clause would make assaults specifically on police constables carry the same penalty as the new offence and not just the six months currently available to courts.*

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Philip Davies

NC2

- ★ To move the following Clause—

**“Assaults on police constables (No. 2)**

In Section 89(1) of the Police Act 1996, leave out from “offence” to end of subsection (1) and insert—

“and liable—

- (a) on summary conviction, to imprisonment for a term not exceeding 12 months, or to a fine, or to both;
- (b) on conviction on indictment, to imprisonment for a term not exceeding 24 months, or to a fine, or to both.””

***Member’s explanatory statement***

*This new clause would make assaults specifically on police constables carry greater penalties than are currently available to match the new offence and also to ensure that Crown courts have greater powers of sentence for the offence than magistrates’ courts.*

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Philip Davies

NC3

- ★ To move the following Clause—

**“Review of impact of non-commencement of sections 154 and 282 of the Criminal Justice Act 2004**

If Sections 154 and 282 of the Criminal Justice Act 2003 have not come into force two years after this Act has come into force the Secretary of State for Justice must review the likely impact this non commencement has had on the sentences given for offences affected by this Act and provide a statement to Parliament within six months of the end of the two-year period detailing that impact.”

***Member’s explanatory statement***

*This new clause would allow a review from the Secretary of State to enable insight into the impact on sentences for the offences covered by the Bill that are not able to exceed six months as a result of no changes being made to the sentencing powers of magistrates.*

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Assaults on Emergency Workers (Offences) Bill, *continued*

Chris Bryant  
Holly Lynch  
Philip Davies

2

Clause 1, page 1, line 3, after “battery” insert “including spitting”  
*Member’s explanatory statement*  
*This makes explicit that this section applies to incidents of assault or battery that are spitting.*

Philip Davies

9

★ Clause 1, page 1, line 10, leave out “12” and insert “24”  
*Member’s explanatory statement*  
*This amendment would increase the sentence for the new offence from 12 to 24 months in Crown courts to allow for longer sentences and to ensure Crown courts have greater powers of sentence for the offence than magistrates’ courts.*

Philip Davies

11

★ Clause 1, page 2, line 1, leave out subsection (4) and insert—  
“(4) Sections 154 and 282 of the Criminal Justice Act 2003 shall come into force.”  
*Member’s explanatory statement*  
*This amendment would increase the sentencing powers of magistrates from six months to 12 months for a single offence and enable the sentencing in the Bill to actually be imposed in magistrates’ courts.*

Philip Davies

10

★ Clause 1, page 2, line 14, at end insert—  
“(5A) Offences under this Act are either way offences.”  
*Member’s explanatory statement*  
*This amendment would mean that offences under the Act are to be treated as either way offences.*

Chris Bryant  
Holly Lynch  
Jim Fitzpatrick  
Jo Stevens  
Mr Bob Seely  
Liz Twist

Mohammad Yasin

Philip Davies

Caroline Lucas

3

Clause 2, page 2, line 39, at end insert—  
“(aa) an offence under section 3 (sexual assault) of the Sexual Offences Act 2003”  
*Member’s explanatory statement*  
*This causes the fact that the victim was an emergency worker to be an aggravating factor in cases of sexual assault.*

## 4 Consideration of Bill (Report Stage): 23 April 2018

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### Assaults on Emergency Workers (Offences) Bill, *continued*

Chris Bryant

Page 4, line 23, leave out Clause 4

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4

Chris Bryant

Page 6, line 6, leave out Clause 5

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5

Chris Bryant

Page 8, line 14, leave out Clause 6

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6

Chris Bryant

Clause 7, page 9, line 37, leave out from “only,” to end of line 38  
*Member’s explanatory statement*  
*This amendment is consequential on Amendment 5.*

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7

Chris Bryant

Title, line 3, leave out from “duty;” to “and” in line 6  
*Member’s explanatory statement*  
*This amendment is consequential on Amendments 4 to 6.*

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8

### NOTICES WITHDRAWN

*The following Notices were withdrawn on 5 March 2018:*

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