



House of Commons

Tuesday 10 July 2018

PUBLIC BILL COMMITTEE PROCEEDINGS

COUNTER-TERRORISM AND BORDER SECURITY BILL

[FIRST TO SEVENTH SITTINGS]

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.

Negatived: rejected without a vote.

Negatived 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.

Question proposed: debate underway but not concluded.

Withdrawn after debate: moved and debated but then withdrawn, so not put to a decision.

Not selected: not chosen for debate by the Chair.

FIRST AND SECOND SITTINGS

Mr Ben Wallace

Agreed to

That—

- (1) the Committee shall (in addition to its first meeting at 9.25 am on Tuesday 26 June meet—
 - (a) at 2.00 pm on Tuesday 26 June;
 - (b) at 11.30 am on Thursday 28 June;
 - (c) at 9.25 am and 2.00 pm on Tuesday 3 July;
 - (d) at 11.30 am and 2.00 pm on Thursday 5 July;
 - (e) at 9.25 am and 2.00 pm on Tuesday 10 July;
 - (f) at 11.30 am and 2.00 pm on Thursday 12 July;
 - (g) at 9.25 am and 2.00 pm on Tuesday 17 July;

Counter-Terrorism and Border Security Bill, continued

- (2) the Committee shall hear oral evidence in accordance with the following Table:

TABLE

<i>Date</i>	<i>Time</i>	<i>Witness</i>
Tuesday 26 June	Until no later than 10.55 am	Metropolitan Police; Crown Prosecution Service
Tuesday 26 June	Until no later than 11.25 am	The Law Society
Tuesday 26 June	Until no later than 2.45 pm	Max Hill QC, Independent Reviewer of Terrorism Legislation
Tuesday 26 June	Until no later than 3.15 pm	The Law Society of Scotland
Tuesday 26 June	Until no later than 3.45 pm	Liberty; Criminal Bar Association

- (3) proceedings on consideration of the Bill in Committee shall be taken in the following order: Clauses 1 to 11; Schedule 1; Clauses 12 to 17; Schedule 2; Clauses 18 to 20; Schedule 3; Clause 21; Schedule 4; Clauses 22 to 26; new Clauses; new Schedules; remaining proceedings on the Bill;
- (4) the proceedings shall (so far as not previously concluded) be brought to a conclusion at 5.00 pm on Tuesday 17 July.

Mr Ben Wallace

That, subject to the discretion of the Chair, any written evidence received by the Committee shall be reported to the House for publication.

Agreed to

Mr Ben Wallace

That, at this and any subsequent meeting at which oral evidence is to be heard, the Committee shall sit in private until the witnesses are admitted.

Agreed to

The following witnesses gave oral evidence:

Assistant Commissioner Neil Basu, Metropolitan Police; Gregor McGill, Director of Legal Services, Crown Prosecution Service

Bethan David, Deputy Chief Crown Prosecutor for Special Crime and Counter-terrorism, Crown Prosecution Service

Richard Atkinson, Chair of the Criminal Law Committee, the Law Society

Max Hill QC, Independent Reviewer of Terrorism Legislation

Michael Clancy OBE, Director, the Law Society of Scotland

Corey Stoughton, Advocacy Director, Liberty; Abigail Bright, Executive Member, Criminal Bar

Counter-Terrorism and Border Security Bill, *continued*

Association; and Peter Carter QC, Member, Criminal Bar Association

THIRD SITTING

Nick Thomas-Symonds

Withdrawn after debate 2

Clause 1, page 1, line 5, at end insert—

“(A1) Section 12 of the Terrorism Act 2000 (support) is amended as follows.

(B1) In subsection (1), after paragraph (b), insert—

“(c) in doing so is reckless as to whether another person will be encouraged to support a proscribed organisation.””

Nick Thomas-Symonds

Not called 3

Clause 1, page 1, leave out line 6 and insert—

“(1) After subsection (1) insert—”

Nick Thomas-Symonds

Not called 1

Clause 1, page 1, line 10, leave out paragraph (b) and insert—

“(b) in doing so, intends to encourage support for a proscribed organisation”.

Clause agreed to.

Nick Thomas-Symonds

Withdrawn after debate 4

Clause 2, page 2, line 6, at end insert—

“(1C) It is a defence for a person charged with an offence under subsection (1A) to prove that he had a reasonable excuse for the publication of the image.”

Clause agreed to.

FOURTH AND FIFTH SITTINGS

Nick Thomas-Symonds

Withdrawn after debate 5

Clause 3, page 2, line 13, after “occasions” insert “in a 12 month period”

Nick Thomas-Symonds

Not called 6

Clause 3, page 2, line 15, after “kind” insert “, provided that on each occasion the person intends to provide practical assistance to a person who prepares or commits an act of terrorism.”

Counter-Terrorism and Border Security Bill, *continued*

Nick Thomas-Symonds

Not called 7

Clause 3, page 2, line 26, at end insert—

- “(4) In subsection (3), leave out from “section” to the end of the subsection and insert “where—
- (a) the person sets out a reasonable excuse for their action or possession; and
 - (b) the excuse in paragraph (a) is not disproved beyond reasonable doubt.””

Nick Thomas-Symonds

Not called 8

Clause 3, page 2, line 26, at end insert—

- “(5) After subsection (3), insert—
- “(3A) A reasonable excuse under subsection (3) may include, but is not limited to, that the material has been viewed, possessed or collected—
- (a) for the purposes of journalism;
 - (b) for the purposes of research;
 - (c) by an elected official, or an individual acting on behalf of an elected official, in the course of their duties; or
 - (d) by a public servant in the course of their duties.
- (6) At the end of subsection (5) insert—
- “(c) “elected official” has the same meaning as section 23 of the Data Protection Act 2018; and
 - (d) “public servant” means an officer or servant of the Crown or of any public authority.””

Nick Thomas-Symonds

Not called 9

Clause 3, page 2, line 26, at end insert—

- “(7) The Secretary of State must within 12 months of the passing of this Act make arrangement for an independent review and report on the operation of section 58 of the Terrorism Act 2000 as amended by subsection (2).
- (8) The review under subsection (7) must be laid before both Houses of Parliament within 18 months of the passing of this Act.”

Gavin Newlands

Not selected 12

Page 2, line 7, leave out Clause 3

*Clause agreed to.**Clause 4 agreed to.**Clause 5 agreed to.*

Nick Thomas-Symonds

Withdrawn after debate 10

Clause 6, page 3, line 36, at end insert—

Counter-Terrorism and Border Security Bill, *continued*

- “(7) Sentencing guidelines for offences for which the maximum sentence has been increased under this section must be published within six months of the passing of this Act by the following bodies—
- (a) in relation to England and Wales, the Sentencing Council for England and Wales;
 - (b) in relation to Scotland, the Scottish Sentencing Council; and
 - (c) in relation to Northern Ireland, the Lord Chief Justice’s Sentencing Group.”

Clause agreed to.

Clause 7 agreed to.

Clause 8 agreed to.

Clause 9 agreed to.

Clause 10 agreed to.

Clause 11 agreed to.

Schedule 1 agreed to.

Nick Thomas-Symonds

Withdrawn after debate 28

Clause 12, page 13, line 18, at end insert—

“(ba) that there are reasonable grounds for believing that the person to whom the warrant relates has committed an offence;”

Stephen Doughty

Not called 46

- ★ Clause 12, page 13, line 40, at end insert “, provided that all reasonable steps are taken to avoid injury to, or disruption to the normal activities of other occupants of the premises.”

Clause agreed to.

Clause 13 agreed to.

Gavin Newlands

Withdrawn after debate 13

Clause 14, page 15, line 20, at end insert—

“(2A) The authority may not impose any charge where the relevant event is a public procession or assembly as defined by section 16 of the Public Order Act 1986 taking place for the purposes set out at section 11(1) of the same Act.”

Counter-Terrorism and Border Security Bill, *continued*

Nick Thomas-Symonds

Not called 29

Clause 14, page 15, line 20, at end insert—

“(2A) The authority may not impose a charge where—

- (a) the order or notice is made in relation to an event which is a public procession or public assembly; and
- (b) the event is taking place for one or more of the purposes set out in section 11(1) of the Public Order Act 1986.

(2B) In subsection (2A), “public procession” and “public assembly” have the same meaning as in the Public Order Act 1986.”

Mr Ben Wallace

Agreed to

★ That the Order of the Committee of 26 June 2018 be varied by leaving out “and 2.00pm” in paragraph 1(d).”

Nick Thomas-Symonds

Withdrawn after debate 30

Clause 14, page 16, line 33, leave out from “authorise” to “to” in line 34, and insert “another constable”.

*Clause agreed to.**Clause 15 agreed to.**Clause 16 agreed to.**Clause 17 agreed to.*

Gavin Newlands

Withdrawn after debate 14

Schedule 2, page 26, line 5, leave out paragraph 2

Nick Thomas-Symonds

Not called 34

Schedule 2, page 26, line 16, at end insert—

“(c) the Commissioner for the Retention and Use of Biometric Material has consented under section 63G to the retention of the material.”

Gavin Newlands

Not called 15

Schedule 2, page 26, line 29, leave out sub-paragraph 3(4)

Gavin Newlands

Not called 16

Schedule 2, page 29, line 3, leave out sub-paragraph 7(4)

Gavin Newlands

Not called 17

Schedule 2, page 30, line 3, leave out sub-paragraph 10(4)

Counter-Terrorism and Border Security Bill, continued

- Gavin Newlands *Not called* 18
 Schedule 2, page 31, line 32, leave out sub-paragraph 13(4)
- Gavin Newlands *Not called* 19
 Schedule 2, page 33, line 4, leave out sub-paragraph 16(4)
- Gavin Newlands *Not called* 20
 Schedule 2, page 34, line 28, leave out paragraph 19
- Nick Thomas-Symonds *Negatived on division* 33
 Schedule 2, page 35, line 17, at end insert—
 “21 (1) A person whose biometric data is retained under the provisions of this schedule may apply to the Commissioner for the Retention and Use of Biometric Material (“the Commissioner”) for the destruction of that data when the conditions in sub-paragraph (2) are met.
 (2) The conditions referred to in sub-paragraph (1) are—
 (a) that the retention of the biometric data has not been previously authorised by the Commissioner or a court of law; and
 (b) that the biometric data was taken from the person—
 (i) in circumstances where the arrest or charging of the person was substantially due to a mistake, whether of identity, place or other material fact; or
 (ii) the person was arrested but never charged for the relevant offence.
 (3) On receiving an appeal under sub-paragraph (1), the Commissioner must seek representations from the chief officer of police in the area in which the biometric data was taken as to whether the data should be destroyed or not.
 (4) The Commissioner must determine an appeal under sub-paragraph (1) within three months of receiving the appeal.”
- Schedule agreed to.*

-
- Nick Thomas-Symonds *Negatived on division* 31
 Clause 18, page 19, line 14, at end insert—
 “(8) After section 39 (Power to amend Chapter 2), insert—
“39A Review of support for people vulnerable to being drawn into terrorism
 (1) The Secretary of State must within 6 months of the passing of the Counter-Terrorism and Border Security Act 2018 make arrangements for an independent review and report on the Government strategy for supporting people vulnerable to being drawn into terrorism.

Counter-Terrorism and Border Security Bill, *continued*

- (2) The report and any recommendations of the review under subsection (1) must be laid before the House of Commons within 18 months of the passing of the Counter-Terrorism and Border Security Act 2018.
- (3) The laying of the report and recommendations under subsection (2) must be accompanied by a statement by the Secretary of State responding to each recommendation made as part of the independent review.””

Nick Thomas-Symonds

Withdrawn 32

Clause 18, page 19, line 14, at end insert—

- “(8) Within 6 months of the passing of this Act, the Secretary of State must conduct a review to establish whether local authorities have sufficient resources and expertise to effectively carry out their duties in supporting people vulnerable to being drawn into terrorism.
- (9) Within 12 months of the passing of this Act, the Secretary of State must lay the results of the review under subsection (8) before the House of Commons.”

Clause agreed to.

Neil Coyle

Withdrawn 45

Clause 19, page 19, line 20, leave out paragraph (b) and insert—

- “(b) *after paragraph (b) insert—*
- “(c) *the use of a motor vehicle during acts of terrorism; and*
- (d) *any loss which falls within subsection (1A).””*

Neil Coyle

Withdrawn 11

Clause 19, page 19, line 27, at end insert—

- “(c) *the acts of terrorism referred to in paragraph (b) occurred on or after 1 January 2017”.*

SIXTH SITTING

Neil Coyle

Withdrawn after debate 26

Clause 19, page 19, line 27, at end insert—

- “(4) Where an event occurs which the Secretary of State has grounds to believe may be an act of terrorism for the purposes of terrorism reinsurance, the Secretary of State must within three days of the event make a statement that—
- (a) the event is or is not an act of terrorism for the purposes of terrorism reinsurance; or
- (b) there is not yet enough evidence to make a statement under paragraph (a) and set a timeframe for when it is expected that such a statement is likely to be made.”

Counter-Terrorism and Border Security Bill, continued

Neil Coyle

Withdrawn after debate 27

Clause 19, page 19, line 27, at end insert—

“(4) After section 2 of the Reinsurance (Acts of Terrorism) Act 1993 (Reinsurance arrangements to which this Act applies) insert—

“2A Duty to advise on terrorism insurance

- (1) Where the conditions in subsection (2) are met, an insurance provider *has* a duty to advise on the available insurance related to losses sustained as a result of acts of terrorism.
- (2) The conditions referred to in subsection (1) are—
 - (a) that a person asks the insurance provider for advice in relation to insurance (whether related to terrorism or not); and
 - (b) that it seems to the insurance provider that the person may benefit from insurance in relation to a loss which is covered by terrorism reinsurance arrangements under this Act.
- (3) In this section, “insurance provider” means—
 - (a) a person regulated by the Financial Conduct Authority or the Prudential Regulation Authority who sells insurance, or underwrites the risk of such insurance, or
 - (b) the agent of such a person.”

*Clause agreed to.**Clause 20 agreed to.*

Nick Thomas-Symonds

Withdrawn after debate 44

Schedule 3, page 35, line 37, leave out “whether or not there are” and insert “where there are reasonable”

Nick Thomas-Symonds

Withdrawn after debate 37

Schedule 3, page 36, line 7, at end insert—

- “(6A) The Investigatory Powers Commissioner (“the Commissioner”) must be informed when a person is stopped under the provisions of this paragraph.
- (6B) The Commissioner must make an annual report on the use of powers under this paragraph.”

Nick Thomas-Symonds

Withdrawn after debate 35

Schedule 3, page 40, line 27, at end insert—

“11A(1) This paragraph applies where—

- (a) an examining officer intends to retain an article under paragraph (2); and
 - (b) the person who owns or was carrying or transporting the article alleges that the article contains confidential material.
- (2) Where sub-paragraph (1) applies, the examining officer—

Counter-Terrorism and Border Security Bill, *continued*

- (a) may not examine the article; and
- (b) must immediately provide the article to the Investigatory Powers Commissioner (the “Commissioner”).
- (3) On receiving an article under sub-paragraph (2), the Commissioner must determine whether or not the article contains confidential material.
- (4) Where the Commissioner determines the article contains confidential material, the Commissioner may authorise the examination and retention of material in accordance with the provisions of paragraph 12(5).
- (5) Where the Commissioner determines the article does not contain confidential material, the Commissioner must return the article to the examining officer to determine whether the material should be retained under paragraph 11(2).”

Nick Thomas-Symonds

Not called 36

Schedule 3, page 40, line 31, at end insert—

“(2A) The person who owns or was carrying or transporting an article which is retained under paragraph 11(2)(d) or (e) must be notified by the examining officer when the Commissioner is informed that the article has been retained.”

Gavin Newlands

Withdrawn after debate 21

Schedule 3, page 46, line 17, leave out “and 26”

Gavin Newlands

Not called 22

Schedule 3, page 46, line 26, leave out sub-paragraph (3)

Nick Thomas-Symonds

Not called 38

Schedule 3, page 46, line 27, leave out from “would” to the end of line 28 and insert “create an immediate risk of physical injury to any person or persons.”

Nick Thomas-Symonds

Not called 40

Schedule 3, page 46, line 28, at end insert—

“(3A) Where the examining officer believes that there is an immediate risk of physical injury to any person or persons under subparagraph (3), they must allow the detainee to consult a solicitor by telephone.”

Gavin Newlands

Not called 23

Schedule 3, page 46, line 33, leave out sub-paragraph (6) and insert—

“(6) Sub-paragraph (5) does not apply if the examining officer reasonably believes that the time it would take to consult a solicitor in person would create an immediate risk of physical injury to any person.”

Nick Thomas-Symonds

Not called 39

Schedule 3, page 46, line 34, leave out from “would” to the end of line 35 and insert “create an immediate risk of physical injury to any person or persons.”

Counter-Terrorism and Border Security Bill, *continued*

Nick Thomas-Symonds

Not called 41

Schedule 3, page 46, line 35, at end insert—

“(6A) Where the examining officer believes that there is an immediate risk of physical injury to any person or persons under subparagraph (6), they must allow the detainee to consult a solicitor by telephone.”

SEVENTH SITTING

Gavin Newlands

Negated on division 24

Schedule 3, page 46, line 37, at end insert, “provided that the person is at all times able to consult with a solicitor in private.”

Nick Thomas-Symonds

Not called 43

Schedule 3, page 46, line 37, at end insert—

“(7A) The examining officer may require that the detainee consult only a solicitor who has been approved by the Law Society for providing advice to persons detained under the provisions of this schedule.”

Gavin Newlands

Not called 25

Schedule 3, page 47, line 29, leave out paragraph 26

Nick Thomas-Symonds

Not called 42

Schedule 3, page 47, line 31, leave out “and hearing” and insert “but not hearing”

Stephen Doughty

Not moved 47

Schedule 3, page 48, line 9, at end insert—

“26A(1) This paragraph applies where a person detained under the powers contained in section 20 and schedule 3 is released without further action, charge or proceedings being taken against them within a period of 6 months.

(2) A person so released shall have an enforceable right to compensation in relation to any costs incurred by them in relation to—

- (a) any non-refundable or amendable travel by air, sea, or land postponed or cancelled during the period of their detention,
- (b) pre-paid accommodation cancelled as a result of travel cancelled as a consequence of (a), and
- (c) reasonable repair of any damage to property seized during the period of detention that is not retained for evidential purposes, or replacement of property damaged or destroyed on a like for like basis.

(3) The Secretary of State may by regulations made by statutory instrument set out arrangements for such compensation to be paid.

(4) A statutory instrument under subsection (3) may not be made unless a draft of the instrument has been laid before and approved by resolution of each House of Parliament.

Counter-Terrorism and Border Security Bill, *continued*

Schedule agreed to.

Clause 21 agreed to.

Mr Ben Wallace

Agreed to **48**

Schedule 4, page 78, line 30, at end insert—

“Civil Legal Services (Financial) Regulations (Northern Ireland) 2015 (S.R. (N.I.) 2015 No. 196)

28A (1) In regulation 4(2) of the Civil Legal Services (Financial) Regulations (Northern Ireland) 2015 (exceptions from requirement to make a determination in respect of an individual’s financial resources), after sub-paragraph (a) insert—

“(aa) is detained under Schedule 7 to the Terrorism Act 2000 or under Part 1 of Schedule 3 to the Counter-Terrorism and Border Security Act 2018;”.

(2) Nothing in sub-paragraph (1) affects any power under the Access to Justice (Northern Ireland) Order 2003 (S.I. 2003/435 (N.I. 10)) to revoke or amend any provision of the regulations amended by that sub-paragraph.

Civil Legal Services (Remuneration) Order (Northern Ireland) 2015 (S.R. (N.I.) 2015 No. 201)

28B (1) In Schedule 2 to the Civil Legal Services (Remuneration) Order (Northern Ireland) 2015 (advice and assistance)—

(a) for the title to Part 2 substitute “Matters other than those relating to PACE, Schedule 7 to the Terrorism Act 2000 or Schedule 3 to the Counter-Terrorism and Border Security Act 2018”;

(b) in the title to Part 3 after “matters” insert “; Schedule 7 to the Terrorism Act 2000 matters or Schedule 3 to the Counter-Terrorism and Border Security Act 2018 matters”;

(c) in note (1) to Table 1 in Part 3 (which refers to work relating to interviews conducted under the Police and Criminal Evidence (Northern Ireland) Order 1989), at the end insert “; Schedule 7 to the Terrorism Act 2000 or Schedule 3 to the Counter-Terrorism and Border Security Act 2018”.

(2) Nothing in sub-paragraph (1) affects any power under the Access to Justice (Northern Ireland) Order 2003 (S.I. 2003/435 (N.I. 10)) to revoke or amend any provision of the Order amended by that sub-paragraph.”

Mr Ben Wallace

Agreed to **49**

Schedule 4, page 80, line 27, at end insert—

“() in regulation 5 (notification of return), in paragraph (1), omit “for a period of three days or more”.”

Schedule, as amended, agreed to.

Counter-Terrorism and Border Security Bill, *continued*

Clauses 22 to 26 agreed to.

Stephen Doughty

Not moved NC1

To move the following Clause—

“Monitoring and removal of unlawful content

- (1) Internet search engine providers, video and image sharing platforms, and social media platforms shall—
 - (a) maintain effective procedures for routinely checking whether material posted on their platforms has been posted by or on behalf of a proscribed organisation, or indirectly to encourage support for a proscribed organisation;
 - (b) ensure that for the purposes of (a), effective manual and automatic procedures are maintained to check for variants of names, slogans, or imagery which would reasonably identify material as relating to a proscribed organisation;
 - (c) remove or block such content with six hours of its being identified by internal procedures; and
 - (d) remove or block such content within 24 hours of receiving an external complaint of its existence on the provider’s platforms.
 - (2) In subsection (1) the reference to material is a reference to a still or moving image, an audio recording, or textual content (produced by any means).”
-

Gavin Newlands

Not called NC2

To move the following Clause—

“Threshold for port and border control powers

- (1) Schedule 7 to the Terrorism Act 2000 is amended as follows.
- (2) In paragraph 5 before “A person who is questioned” insert “Subject to paragraph 9A,”.
- (3) After paragraph 6A(2) insert—

“(2A) A person questioned under paragraph 2 or 3 may not be detained under paragraph 6 unless the examining officer has reasonable grounds to suspect that he is a person falling within section 40(1)(b).”
- (4) In paragraph 8(1) before “An examining officer” insert “Subject to paragraph 9A below,”.
- (5) In paragraph 9(1) before “An examining officer” insert “Subject to paragraph 9A below,”.
- (6) After paragraph 9 insert—

“Data stored on electronic devices

9A (1) For the purposes of this Schedule—

Counter-Terrorism and Border Security Bill, *continued*

- (a) the information or documents which a person can be required to give the examining officer under paragraph 5,
 - (b) the things which may be searched under paragraph 8, and
 - (c) the property which may be examined under paragraph 9 do not include data stored on personal electronic devices unless the person is detained under paragraph 6.
- (2) “Personal electronic device” includes a mobile phone, a personal computer and any other portable electronic device on which personal information is stored.”
-

Gavin Newlands

Not called NC3

To move the following Clause—

“Access to a solicitor

- (1) Schedule 8 of the Terrorism Act 2000 is amended as follows.
 - (2) In paragraph 7 leave out “Subject to paragraphs 8 and 9”.
 - (3) In paragraph 7A—
 - (a) leave out sub-paragraph (3),
 - (b) leave out sub-paragraph (6) and insert—
 - “(6) Sub-paragraph (5) does not apply if the examining officer reasonably believes that the time it would take to consult a solicitor in person would create an immediate risk of physical injury to any person.”
 - (c) in sub-paragraph (7) at end insert “provided that the person is at all times able to consult with a solicitor in private.”
 - (d) leave out subparagraph (8).
 - (4) Leave out paragraph 9.”
-

Neil Coyle

Not called NC4

To move the following Clause—

“Review of the changing nature of terrorism reinsurance requirements

- (1) The Pool Reinsurance Company Limited must provide an annual report to the Secretary of State setting out—
 - (a) an assessment of the nature of terrorism reinsurance requirements; and
 - (b) any recommendations on how terrorism reinsurance arrangements should be amended to address terrorism reinsurance requirements.
- (2) The Secretary of State must lay the report and any recommendations made under subsection (1) before the House of Commons within three months of receipt.

Counter-Terrorism and Border Security Bill, continued

- (3) The laying of the report and recommendations under subsection (2) must be accompanied by a statement by the Secretary of State responding to each recommendation made under subsection (1)(b)."
-

Neil Coyle

Negated on division NC5

To move the following Clause—

“Fundraising for victims of terrorism: restrictions on profits

- (1) Organisations that provide services for the purposes of raising donations shall not be entitled to profit from those services where the conditions in subsection (2) are met.
- (2) The conditions referred to in subsection (1) are that—
- (a) the purpose of raising funds is wholly or substantially to support persons who have sustained a loss due to acts of terrorism; and
 - (b) the persons donating the funds are doing so without any expectation of personal benefit.
- (3) In this section “profits” means any income derived from providing services for the purposes of raising donation in excess of the cost of providing those services.”
-

Nick Thomas-Symonds

Negated on division NC6

To move the following Clause—

“Continued participation in the European Arrest Warrant

- (1) It is an objective of the Government, in negotiating the withdrawal of the United Kingdom from the European Union, to seek continued United Kingdom participation in the European Arrest Warrant in relation to persons suspected of specified terrorism offences.
- (2) In this section, “specified terrorism offences” has the same meaning as Schedule 15 of the Criminal Justice Act 2003.”
-

Nick Thomas-Symonds

Not called NC7

To move the following Clause—

“Continued participation in Eurojust and Europol

It is an objective of the Government, in negotiating the withdrawal of the United Kingdom from the European Union, to seek continued United Kingdom

Counter-Terrorism and Border Security Bill, *continued*

participation in Eurojust and Europol’s activities relating to preventing acts of terrorism.”

Stephen Doughty

Withdrawn after debate NC8

To move the following Clause—

“Passenger data sharing by travel providers

- (1) Providers of travel services by air, sea or land for persons who embark or arrive in the United Kingdom, must transfer passenger name record data to relevant agencies within the United Kingdom, in advance of travel, provided that such data are collected by providers in the normal course of their business.
- (2) For the purposes of subsection (1) relevant agencies include, but are not limited to, United Kingdom—
 - (a) police forces,
 - (b) intelligence agencies, and
 - (c) border security and immigration control agencies.
- (3) The Secretary of State may by regulations made by statutory instrument set out—
 - (a) the specific types of minimum data required, which shall include names, dates of birth and passport or travel document information, required under subsection (1),
 - (b) arrangements and safeguards for handling of the data required, and the process for transferring of such data, required under subsection (1), and
 - (c) a restitution scheme to allow individuals to provide relevant information to protect against wrongful denial of travel.
- (4) The agencies listed in subsection (2) may compare the data obtained under subsection (1) against relevant law enforcement databases in order to identify persons that may have been convicted of terrorist offences, serious crime or hostile state activity.”

Bill, as amended, to be reported.
