



House of Commons

Thursday 6 September 2018

PUBLIC BILL COMMITTEE PROCEEDINGS

OFFENSIVE WEAPONS BILL

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Withdrawn after debate: moved and debated but then withdrawn, so not put to a decision.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

Louise Haigh
Vicky Foxcroft

Not called 53

Clause 12, page 10, line 36, at end insert—

“(2A) In section 141A (sale of bladed articles to persons under 18), in subsection (1) for “eighteen” substitute “twenty-one”.

Clause agreed to.

Clauses 13 and 14 agreed to.

Offensive Weapons Bill, *continued*

Stephen Timms

Withdrawn after debate 46

Clause 15, page 14, line 37, leave out “residential premises” and insert “premises other than a registered business address”

Stephen Timms

Not called 48

Clause 15, page 15, line 1, leave out subsections (5) and (6)

Stephen Timms

Not called 47

Clause 15, page 15, line 1, leave out “solely”

Clause agreed to.

Stuart C. McDonald

Withdrawn after debate 45

Clause 16, page 15, line 26, at end insert “for a particular lawful purpose.”

Clause agreed to.

Clause 17 agreed to.

Victoria Atkins

Agreed to 23

Clause 18, page 17, line 21, leave out “is guilty of” and insert “commits”

Clause, as amended, agreed to.

Clause agreed to.

Victoria Atkins

Agreed to 35

Clause 20, page 18, line 43, leave out “and (3)” and insert “to (3A)”

Victoria Atkins

Agreed to 36

Clause 20, page 19, line 14, at end insert—

“(3A) After subsection (2) insert—

“(2D) It is a defence for a person charged in respect of any conduct of that person relating to a knife of a kind described in subsection (1)—

(a) with an offence under subsection (1), or

Offensive Weapons Bill, *continued*

- (b) with an offence under section 50(2) or (3) of the Customs and Excise Management Act 1979,
to show that the conduct was only for the purposes of making the knife available to a museum or gallery to which this subsection applies.
- (2E) It is a defence for a person charged with an offence under subsection (1A) to show that they possessed the knife only in their capacity as the operator of, or as a person acting on behalf of, a museum or gallery.
- (2F) If the operator of, or a person acting on behalf of, a museum or gallery to which this subsection applies is charged with hiring or lending a knife of a kind described in subsection (1), it is a defence for them to show that they had reasonable grounds for believing that the person to whom they lent or hired it would use it only for cultural, artistic or educational purposes.
- (2G) Subsection (2D) or (2F) applies to a museum or gallery only if it does not distribute profits.
- (2H) In this section “museum or gallery” includes any institution which has as its purpose, or one of its purposes, the preservation, display and interpretation of material of historical, artistic or scientific interest and gives the public access to it.
- (2I) A person is to be taken to have shown a matter mentioned in subsection (2D), (2E) or (2F) if—
- (a) sufficient evidence of the matter is adduced to raise an issue with respect to it, and
 - (b) the contrary is not proved beyond reasonable doubt.”

Victoria Atkins

Agreed to 37

Clause 20, page 19, line 27, at end insert—

- “(4) It is a defence for a person charged in respect of any conduct of that person relating to a knife of a kind described in paragraph (1) with an offence under paragraph (1) to show that the conduct was only for the purposes of making the knife available to a museum or gallery to which this paragraph applies.
- (5) It is a defence for a person charged with an offence under paragraph (2) to show that they possessed the knife only in their capacity as the operator of, or as a person acting on behalf of, a museum or gallery.
- (6) If the operator of, or a person acting on behalf of, a museum or gallery to which this paragraph applies is charged with hiring or lending a knife of a kind described in paragraph (1), it is a defence for them to show that they had reasonable grounds for believing that the person to whom they lent or hired it would use it only for cultural, artistic or educational purposes.
- (7) Paragraph (4) or (6) applies to a museum or gallery only if it does not distribute profits.
- (8) In this Article “museum or gallery” includes any institution which has as its purpose, or one of its purposes, the preservation, display and interpretation of material of historical, artistic or scientific interest and gives the public access to it.
- (9) A person is to be taken to have shown a matter mentioned in paragraph (4), (5) or (6) if—
- (a) sufficient evidence of the matter is adduced to raise an issue with respect to it, and
 - (b) the contrary is not proved beyond reasonable doubt.”

Offensive Weapons Bill, *continued*

Clause, as amended, agreed to.

Clauses 21 to 25 agreed to.

Victoria Atkins

Agreed to 24

Clause 26, page 25, line 14, at end insert—

“() Section 1A of the Prevention of Crime Act 1953 (offence of threatening with offensive weapon in public) is amended in accordance with subsections (1) and (1A).”

Victoria Atkins

Agreed to 25

Clause 26, page 25, line 15, leave out from “In” to end of line 16 and insert “subsection (1)—”

Victoria Atkins

Agreed to 26

Clause 26, page 25, line 21, at end insert—

“(1A) Omit subsection (2).

(1B) Section 139AA of the Criminal Justice Act 1988 (offence of threatening with article with blade or point or offensive weapon) is amended in accordance with subsections (2) and (3).”

Victoria Atkins

Agreed to 27

Clause 26, page 25, line 22, leave out from “In” to end of line 23 and insert “subsection (1)—”

Victoria Atkins

Agreed to 28

Clause 26, page 25, line 28, at end insert—

“(1A) Omit subsection (4).”

Clause, as amended, agreed to.

Clause 27 agreed to.

[Adjourned until Tuesday 11 September at 9.25am]