



SUPPLEMENT TO THE VOTES AND PROCEEDINGS

Wednesday 5 September 2018 REPORT STAGE PROCEEDINGS

VOYEURISM (OFFENCES) (No. 2) BILL

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Withdrawn after debate: moved and debated but then withdrawn, so not put to a decision.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

Stella Creasy
Tonia Antoniazzi
Martin Whitfield
Luciana Berger
Debbie Abrahams
Peter Kyle

Lucy Powell
Liz Saville Roberts
Ben Lake

Rosie Duffield
Hywel Williams
Kerry McCarthy

Jess Phillips
Jonathan Edwards
Caroline Lucas
Withdrawn after debate NC1

To move the following Clause—

“Requirement to amend guidance

The Director of Public Prosecutions shall ensure, within six months of this Act coming into force, that any guidance issued under section 37A of the Police and

Voyeurism (Offences) (No. 2) Bill, *continued*

Criminal Evidence Act 1984 is amended to ensure that such guidance specifies information to be provided to the Director of Public Prosecutions to assist with—

- (a) the prosecution of an offence under this Act, and
 - (b) the identification of any aggravating factor to an offence under this Act.”
-

Mrs Maria Miller
Sir Christopher Chope
Liz Saville Roberts
Nicky Morgan
Mr Andrew Mitchell
Jess Phillips

Caroline Lucas
Wera Hobhouse

Stella Creasy

Dr Sarah Wollaston

Not called 1

Clause 1, page 1, line 9, leave out “for a purpose mentioned in subsection (3)”

Mrs Maria Miller
Sir Christopher Chope
Liz Saville Roberts
Nicky Morgan
Mr Andrew Mitchell
Jess Phillips

Caroline Lucas
Wera Hobhouse

Stella Creasy

Dr Sarah Wollaston

Not called 2

Clause 1, page 2, line 1, leave out paragraph (c)

Mrs Maria Miller
Sir Christopher Chope
Liz Saville Roberts
Nicky Morgan
Mr Andrew Mitchell
Jess Phillips

Caroline Lucas
Wera Hobhouse

Stella Creasy

Dr Sarah Wollaston

Not called 3

Clause 1, page 2, line 6, leave out subsection (3)

Voyeurism (Offences) (No. 2) Bill, *continued*

Mrs Maria Miller
Liz Saville Roberts
Nicky Morgan
Mr Andrew Mitchell
Jess Phillips
Caroline Lucas

Stella Creasy

Dr Sarah Wollaston

Wera Hobhouse

Not called 5

Clause 1, page 2, line 8, at end insert—

- “(3A) It is an offence for a person (A) to disclose an image of another person (B) recorded during the commission of an offence under subsection (2) if the disclosure is made without B’s consent.
- (3B) It is a defence for a person (A) charged with an offence under subsection (3A) to prove—
- (a) that disclosure of the image was necessary for the purposes of preventing or detecting crime, or
 - (b) that A did not disclose the image with the intent of disclosing an image of another person’s genitals, buttocks or underwear.”

Stella Creasy
Tonia Antoniazzi
Martin Whitfield
Luciana Berger
Debbie Abrahams
Peter Kyle

Lucy Powell
Caroline Lucas
Vernon Coaker
Hywel Williams
Kerry McCarthy
Stephen Doughty
Jo Swinson
Dr Rosena Allin-Khan
Gareth Thomas

Rosie Duffield
Lilian Greenwood
Dame Margaret Hodge
Jonathan Edwards
Christian Matheson
Helen Hayes
Melanie Onn
Mr Ben Bradshaw
Liz McInnes

Jess Phillips
Anna McMorrin
Liz Saville Roberts
Ben Lake
Louise Haigh
Tulip Siddiq
Ann Coffey
John Woodcock
Gill Furniss

Not called 7

Clause 1, page 2, line 13, at end insert—

- “(4A) Where a court is considering for the purposes of sentencing the seriousness of an offence under this section, and either or both of the facts in subsection (4B) are true, the court—
- (a) must treat any fact mentioned in subsection (4B) as an aggravating factor (that is to say, a factor that increases the seriousness of an offence), and
 - (b) must state in open court that the offence is so aggravated.
- (4B) The facts referred to in subsection (4A) are that—
- (a) at the time of committing the offence, or immediately before or after doing so, the offender demonstrated towards the victim of the offence hostility based on the victim having (or being presumed to have) a particular sex characteristic, or
 - (b) the offence was motivated (wholly or partly) by hostility towards persons of who share a particular sex characteristic, based on them sharing that characteristic.
- (4C) For the purposes of subsection (4B), “sex characteristic” means the protected characteristic of sex in section 11 of the Equality Act 2010.

Voyeurism (Offences) (No. 2) Bill, *continued*

- (4D) The Secretary of State shall, within twelve months of Royal Assent being given to this Act, request that the Law Commission review the provisions of subsections (4A) to (4C)."

Mrs Maria Miller
Liz Saville Roberts
Nicky Morgan
Mr Andrew Mitchell
Jess Phillips
Caroline Lucas

Stella Creasy

Dr Sarah Wollaston

Wera Hobhouse

Not called 4

Clause 1, page 2, line 27, leave out "mentioned in section 67A(3)(a) (sexual gratification)" and insert "of obtaining sexual gratification"

Sir Christopher Chope

Not called 6

Clause 1, page 2, line 29, leave out from "the" to end of line 40 and insert "offender was aged 18 years or older at the time of the offence".

Bill read the third time, and passed.
