



House of Commons

NOTICES OF AMENDMENTS

given up to and including

Thursday 30 August 2018

New Amendments handed in are marked thus ★

☆ *Amendments which will comply with the required notice period at their next appearance*

CONSIDERATION OF BILL (REPORT STAGE)

VOYEURISM (OFFENCES) (No. 2) BILL

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This document includes all amendments tabled to date and includes any withdrawn amendments at the end.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.

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

Caroline Lucas

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

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

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

Caroline Lucas

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

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

Caroline Lucas

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

Member's explanatory statement

As drafted the Bill potentially does not outlaw "upskirting" in certain cases such as for purely financial motives; or where the motivation is "group bonding" where the identity of the victim is irrelevant. This amendment makes all "upskirting" an offence.

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

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.”

Member's explanatory statement

As the Bill is currently drafted it would be an offence to take an upskirting picture but not necessarily an offence for it to be distributed (existing "intimate image" legislation does not outlaw the distribution in all cases). This amendment makes it an offence to distribute non-consensual "upskirting" images.

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

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

Clause 1, page 2, line 27, leave out “mentioned in section 67A(3)(a) (sexual gratification)” and insert “of obtaining sexual gratification” 4

Sir Christopher Chope

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”. 6

Member’s explanatory statement

This amendment makes the offence notifiable in all cases when the offence is committed by a person aged 18 or over and for sexual gratification.
