



House of Commons

Monday 23 March 2020

COMMITTEE OF THE WHOLE HOUSE

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: 5 to 17, NC5 to NC15, NS1 and NS2

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This document includes all amendments tabled to date and includes any withdrawn amendments at the end.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

Ms Harriet Harman
Mr David Davis
Mr Andrew Mitchell
Ms Karen Buck
Joanna Cherry
Debbie Abrahams

Alex Sobel
Alex Davies-Jones
Jack Dromey
Stella Creasy
Ian Murray
Mrs Sharon Hodgson
Lilian Greenwood
Dr Philippa Whitford
Yvette Cooper
Sir Edward Davey
Hilary Benn
Daisy Cooper
Sarah Olney

Andy Slaughter
Rosie Duffield
Feryal Clark
Gareth Thomas
Anna McMorrin
Catherine West
Catherine McKinnell
Jamie Stone
Sir Robert Neill
Mr Alistair Carmichael
Christine Jardine
Stephen Farry
Wendy Chamberlain

Clive Efford
Meg Hillier
Ms Angela Eagle
Marsha De Cordova
Preet Kaur Gill
Sarah Owen
Carol Monaghan
Layla Moran
Munira Wilson
Dame Margaret Hodge
Caroline Lucas
Colum Eastwood
Claire Hanna

1

☆ Clause 75, page 45, line 25, leave out subsection (1) and insert—

“(1) This Act expires at the end of the period of 6 months beginning with the date on which it is passed (subject to subsection (1A)).”

Coronavirus Bill, *continued*

- (1A) The Secretary of State may by regulations provide for this Act (or specified provisions) to continue to have effect for an additional period not exceeding 6 months.
- (1B) Regulations under subsection (1A)—
- (a) shall be made by statutory instrument, and
 - (b) may not be made unless a draft has been laid before and approved by resolution of each House of Parliament.
- (1C) If this Act (or specified provisions) would expire on a day on which either House of Parliament is not expected to be sitting—
- (a) Her Majesty may by Order in Council make provision of a kind that could be made by regulations under subsection (1A); and
 - (b) an Order in Council may not be made unless the Secretary of State has consulted—
 - (i) such members of the House of Commons Liaison Committee (or any Select Committee replacing that Committee) as are available, or
 - (ii) at a time when there is no such Committee, any available Chairs of the Committees previously represented on that Committee.”

Mr David Davis
 Bill Wiggin
 Mr Andrew Mitchell
 Mr William Wragg
 Ms Harriet Harman
 Chris Bryant

Joanna Cherry
 Mr Alistair Carmichael

Munira Wilson
 Wendy Chamberlain

Sir Edward Davey
 Sarah Olney

6

- ★ Clause 75, page 45, line 25, leave out “2 years” and insert “12 months”

Member’s explanatory statement

This amendment would “sunset” the provisions of the Bill after one year rather than after two years.

Jeremy Corbyn
 Ms Diane Abbott
 Jonathan Ashworth
 Nick Thomas-Symonds
 Justin Madders
 Mr Nicholas Brown

2

- ☆ Clause 75, page 45, line 25, after “expires”, insert “in accordance with subsection (1A) or”

Member’s explanatory statement

This is a paving amendment for amendment 4 which provides for the Bill’s emergency powers to be renewed at 6 month intervals.

Coronavirus Bill, continued

Mr David Davis
Munira Wilson
Sir Edward Davey
Mr Alistair Carmichael
Wendy Chamberlain
Sarah Olney

7

★ Clause 75, page 45, line 26, leave out “and section 76”

Member’s explanatory statement

This amendment is linked to amendment 8 to leave out Clause 76.

Jeremy Corbyn
Ms Diane Abbott
Jonathan Ashworth
Nick Thomas-Symonds
Justin Madders
Mr Nicholas Brown

3

☆ Clause 75, page 45, line 26, after “subject” insert “in either case”

Member’s explanatory statement

This is a paving amendment for amendment 4 which provides for the Bill’s emergency powers to be renewed at 6 month intervals.

Jeremy Corbyn
Ms Diane Abbott
Jonathan Ashworth
Nick Thomas-Symonds
Justin Madders
Mr Nicholas Brown

4

☆ Clause 75, page 45, line 26, at end, insert—

“(1A) No more than 14 sitting days before the end of the periods of 6, 12 and 18 months beginning with the day on which this Act is passed each House of Parliament shall consider, on a motion moved by a minister of the Crown, whether it wishes this Act to continue to have effect after the expiry of that period; and this Act shall expire at the end of that period unless, no less than 7 sitting days before the end of that period, each House of Parliament has resolved that it wishes this Act to continue to have effect.”

Member’s explanatory statement

This amendment provides for the Bill’s emergency powers to be renewed at 6 month intervals.

 Coronavirus Bill, *continued*

Mr David Davis
 Munira Wilson
 Sir Edward Davey
 Mr Alistair Carmichael
 Wendy Chamberlain
 Sarah Olney

8

★ Page 47, line 6, leave out Clause 76.

Member's explanatory statement

This amendment would remove the power to alter the expiry date for provisions in the Bill.

Secretary Matt Hancock

17

★ Clause 85, page 56, line 7, at end insert—

“(za) section (*Emergency arrangements concerning medical practitioners: Wales*) (and Schedule (*Emergency arrangements concerning medical practitioners: Wales*));”

Member's explanatory statement

This amendment provides that the new clause and Schedule inserted by Amendments NC15 and NS2 are to extend to England and Wales only (although they only apply in relation to Wales).

Secretary Matt Hancock

NC15

★ To move the following Clause—

“Emergency arrangements concerning medical practitioners: Wales

Schedule (*Emergency arrangements concerning medical practitioners: Wales*) contains temporary modifications of—

- (a) the National Health Service (Performers Lists) (Wales) Regulations 2004 (S.I. 2004/1020 (W. 117)), and
- (b) the National Health Service (General Medical Services Contracts) (Wales) Regulations 2004 (S.I. 2004/478 (W. 48)).”

Member's explanatory statement

This new clause introduces the new Schedule inserted by NS2.

Andrew Selous
 Chris Bryant

NC1

☆ To move the following Clause—

“Postponement of General Synod elections

- (1) Her Majesty may by Order in Council, at the joint request of the Archbishops of Canterbury and York, postpone to the date specified in the Order the date on

Coronavirus Bill, continued

which the Convocations of Canterbury and York stand dissolved for the purposes of the Church of England Convocations Act 1966.

- (2) Section 1 of that Act is, accordingly, to be read subject to provision made by an Order under this section.
- (3) If either of the Archbishops is unable to exercise the power to join in making a request under subsection (1), or if the see of either of the Archbishops is vacant, the power may be exercised by the senior bishop of the province, with seniority for that purpose being determined in accordance with section 10(4) of the Bishops (Retirement) Measure 1986.
- (4) An Order under this section may make consequential, supplementary, incidental, transitional or saving provision.”

Member's explanatory statement

The new clause would enable elections to the General Synod of the Church of England that are due to take place this summer to be postponed.

Chris Bryant
Christine Jardine
Mark Pritchard
Liz Kendall
Caroline Lucas
Mr Ben Bradshaw

Sir George Howarth
Wendy Chamberlain
Rosie Duffield
Wes Streeting
Gareth Thomas
Ian Murray
Kevin Brennan
Layla Moran
Dr Rosena Allin-Khan
Carolyn Harris
Maria Eagle
Bell Ribeiro-Addy
Mohammad Yasin
Joanna Cherry
Mr Alistair Carmichael
Jo Stevens
Jamie Stone

Tonia Antoniazzi
Andy Slaughter
Darren Jones
Jess Phillips
Stella Creasy
Dame Diana Johnson
Alex Davies-Jones
Lilian Greenwood
Stephen Kinnock
Wayne David
Kerry McCarthy
Kate Green
Mr David Davis
Munira Wilson
Naz Shah
Tim Farron
Stephen Farry

Dr Rupa Huq
Alex Sobel
Meg Hillier
Rushanara Ali
Sarah Jones
Anna McMorris
Ruth Jones
Wera Hobhouse
Geraint Davies
Catherine McKinnell
Yasmin Qureshi
Alex Cunningham
Holly Lynch
Sir Edward Davey
Feryal Clark
Afzal Khan
Sarah Olney

NC2

☆ To move the following Clause—

“Parliamentary consideration of status of specified provisions of this Act

- (1) The specified provisions for the purposes of this section are—
 - (a) sections 17 to 20 (on registration of births and still-births etc),
 - (b) sections 23 to 27 (on food supply),
 - (c) sections 28 to 30 (on inquests),
 - (d) section 48 (on powers to direct suspension of port operations),
 - (e) section 49 (powers relating to potentially infectious persons),
 - (f) section 50 (powers relating to events, gatherings and premises), and
 - (g) section 56 (on powers in relation to bodies).

Coronavirus Bill, *continued*

- (2) A Minister of the Crown must make arrangements for—
 - (a) a motion to the effect that the House of Commons has approved the status report in respect of the provisions of this Act mentioned in each of the paragraphs in subsection (1), to be moved in that House by a Minister of the Crown within the period of 14 Commons sitting days beginning with the day after the end of the first reporting period, and
 - (b) a motion for the House of Lords to take note of each status report to be moved in that House by a Minister of the Crown within the period of 14 Lords sitting days beginning with the day after the end of the first reporting period.
- (3) If the House of Commons decides not to approve a status report in respect of any of the sections mentioned in one or more paragraphs of subsection (1), then the sections in respect of which a status report has not been approved shall cease to have effect at the end of 7 days beginning with the day on which the House of Commons made that decision.
- (4) The “status report” is the report required to be prepared by the Secretary of State under section 83 in respect of each 2 month reporting period, as modified by this section.
- (5) In this section—
 - “Commons sitting day” means a day on which the House of Commons is sitting (and a day is only a day on which the House of Commons is sitting if the House begins to sit on that day);
 - “Lords sitting day” means a day on which the House of Lords is sitting (and a day is only a day on which the House of Lords is sitting if the House begins to sit on that day);
 - “reporting period” has the same meaning as in section 83.”

Member’s explanatory statement

This new clause provides for debates to be held promptly on amendable motions on the status reports laid every 2 months in relation to provisions of the Bill impinging most directly on civil liberties, with the possibility of the House of Commons terminating the exercise of powers under those provisions.

Coronavirus Bill, *continued*

Chris Bryant
Christine Jardine
Mark Pritchard
Liz Kendall
Caroline Lucas
Mr Ben Bradshaw

Sir George Howarth	Tonia Antoniazzi	Dr Rupa Huq
Wendy Chamberlain	Andy Slaughter	Alex Sobel
Rosie Duffield	Darren Jones	Meg Hillier
Wes Streeting	Jess Phillips	Rushanara Ali
Gareth Thomas	Stella Creasy	Sarah Jones
Ian Murray	Dame Diana Johnson	Anna McMorris
Kevin Brennan	Alex Davies-Jones	Ruth Jones
Layla Moran	Lilian Greenwood	Wera Hobhouse
Dr Rosena Allin-Khan	Stephen Kinnock	Geraint Davies
Carolyn Harris	Wayne David	Catherine McKinnell
Maria Eagle	Kerry McCarthy	Yasmin Qureshi
Bell Ribeiro-Addy	Kate Green	Alex Cunningham
Mohammad Yasin	Mr David Davis	Holly Lynch
Joanna Cherry	Munira Wilson	Sir Edward Davey
Mr Alistair Carmichael	Naz Shah	Feryal Clark
Jo Stevens	Tim Farron	Afzal Khan
Stephen Farry	Sarah Olney	

NC3

☆ To move the following Clause—

“Parliamentary scrutiny: status report on specified matters

- (1) If when a status report to which section [*Parliamentary consideration of status of specified provisions of this Act*] applies is made under section 83 Parliament stands prorogued to a day after the end of the period of 5 days beginning with the date on which the status report is laid before Parliament, Her Majesty shall by proclamation under the Meeting of Parliament Act 1797 (c. 127) require Parliament to meet on a specified day within that period.
- (2) If when a status report to which section [*Parliamentary consideration of status of specified provisions of this Act*] applies is made under section 83 the House of Commons stands adjourned to a day after the end of the period of 5 days beginning with the date on which the regulations are made, the Speaker of the House of Commons shall arrange for the House to meet on a day during that period.
- (3) If when a status report to which section [*Parliamentary consideration of status of specified provisions of this Act*] applies is made under section 83 the House of Lords stands adjourned to a day after the end of the period of 5 days beginning with the date on which the regulations are made, the Speaker of the House of Lords shall arrange for the House to meet on a day during that period.
- (4) In subsections (2) and (3) a reference to the Speaker of the House of Commons or the Speaker of the House of Lords includes a reference to a person authorised by Standing Orders of the House of Commons or of the House of Lords to act in place of the Speaker of the House of Commons or the Speaker of the House of Lords in respect of the recall of the House during adjournment.”

Member’s explanatory statement

This new clause provides for Parliament to be recalled from adjournment or prorogation to debate status reports which must be made every 2 months under Clause 83 of the Bill.

 Coronavirus Bill, *continued*

Jeremy Corbyn
 John McDonnell
 Jonathan Ashworth
 Nick Thomas-Symonds
 Justin Madders
 Mr Nicholas Brown

NC4

☆ To move the following Clause—

“Duty to support basic means of living

The Prime Minister must make, and lay before Parliament, arrangements to ensure that everyone in the United Kingdom has access to the basic means of living including food, water, fuel, clothing, income and housing, employing all available statutory and prerogative powers.”

Member’s explanatory statement

This new clause sets an overarching responsibility for the Government to use all its powers to ensure that everyone in the United Kingdom has access to the basic means of living throughout the present coronavirus emergency.

Sir Jeffrey M Donaldson

NC5

★ To move the following Clause—

“Guidance on identification, support and assistance for victims of slavery or human trafficking during the coronavirus emergency

- (1) The Secretary of State must issue guidance to such public authorities and other persons as the Secretary of State considers appropriate about continuing the process for identifying persons in the United Kingdom who may be a victim of slavery or human trafficking during the coronavirus emergency.
- (2) The Secretary of State must issue guidance to such public authorities and other persons in England and Wales as the Secretary of State considers appropriate about continuing arrangements for providing assistance and support to persons during the coronavirus emergency where there—
 - (a) are reasonable grounds to believe the person may be a victim of slavery or human trafficking; and
 - (b) is a conclusive determination that the person is a victim of slavery or human trafficking.
- (3) The guidance in subsection (2) must include—
 - (a) whether a victim who is on immigration bail must remain at an address where another occupant is experiencing the coronavirus disease;
 - (b) on-going provision of a support worker to victims and the ability of the victim to receive financial support, where either a support worker or a victim has the coronavirus disease or has had to self-isolate;
 - (c) provision of accommodation for victims who may need to leave current accommodation because of concerns about the coronavirus disease; and
 - (d) provision of accommodation for victims who have the coronavirus disease.

Coronavirus Bill, continued

- (4) The Secretary of State must liaise with the Northern Ireland Executive and Scottish Ministers about how the guidance issued under subsection (2) may have relevance for the support and assistance of victims in those jurisdictions.
- (5) For the purposes of subsection (2)—
 - (a) there are reasonable grounds to believe that a person is a victim of slavery or human trafficking if a competent authority has determined for the purposes of Article 10 of the Trafficking Convention (identification of victims) that there are such grounds;
 - (b) there is a conclusive determination that a person is or is not a victim of slavery or human trafficking when, on completion of the identification process required by Article 10 of the Trafficking Convention, a competent authority concludes that the person is or is not such a victim.
 - (c) “competent authority” means a person who is a competent authority of the United Kingdom for the purposes of the Council of Europe Convention on Action against Trafficking in Human Beings.”

Member’s explanatory statement

This new clause requires the Government to set out its plans for continuing to identify and support victims of modern slavery during the coronavirus emergency.

Bob Seely
Angus Brendan MacNeil

NC6

- ★ To move the following Clause—

“Powers relating to transport for isolated and island communities

- (1) The Secretary of State, or relevant Minister in the devolved Administrations, may issue a direction to such ferry, bus and rail operators as the Secretary of State or relevant Minister thinks fit to—
 - (a) work together to produce a plan for the continuing provision of a resilient transport service to isolated and island communities; and
 - (b) implement the plan to a timescale specified by the Secretary of State or relevant Minister.
- (2) The plan in subsection (1)(a) must cover—
 - (a) the provision of food, medicines and other essential goods; and
 - (b) the provision of passenger transportation to enable people to travel for essential purposes, including medical purposes.
- (3) The direction in subsection (1) supersedes all existing legislation, including but not limited to the Competition Act 1998, that would otherwise prevent operators from working together in the ways set out in subsections (1) and (2).
- (4) The direction in subsection (1) must be given in writing to the ferry, bus and rail operators concerned.
- (5) In this section “isolated communities” means:
 - (a) islands that are part of the United Kingdom but are not connected to the mainland by a bridge or tunnel, or
 - (b) communities with a population density of less than 100 people per kilometre.”

 Coronavirus Bill, *continued*

Stuart C McDonald

NC7

- ★ To move the following Clause—

“Immigration and Asylum

Schedule () contains temporary changes to immigration and asylum laws and procedures for the purposes of preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection or contamination.”

Member’s explanatory statement

This new clause is linked to NS1.

Munira Wilson
 Sir Edward Davey
 Mr Alistair Carmichael
 Wendy Chamberlain
 Daisy Cooper
 Tim Farron

Wera Hobhouse
 Sarah Olney

Christine Jardine
 Jamie Stone

Layla Moran

NC8

- ★ To move the following Clause—

“Provision of education to pupils no longer attending school

- (1) A school or provider of 16 to 18 education that closes because of the coronavirus outbreak, whether because of a temporary closure direction issued under Schedule 15 or otherwise, has a duty to ensure that its pupils continue to receive educational provision.
- (2) The educational provision in subsection (1) may include—
 - (a) lessons set by a teacher, such as via videoconferencing or the setting of assignments, or
 - (b) teaching resources, including but not limited to textbooks or software.
- (3) The Secretary of State must, as soon as is reasonably practicable, indemnify the school or provider of 16 to 18 education for all reasonable purchases of teaching resources for pupils and staff that the head of the school or provider of 16 to 18 education considers necessary for it to fulfil the duty in subsection (1).
- (4) In this section, “provider of 16 to 18 education” means
 - (a) a 16 to 19 Academy, within the meaning of section 1B of the Academies Act 2010;
 - (b) an institution within the further education sector, within the meaning of section 91(3) of the Further and Higher Education Act 1992;
 - (c) a provider of post-16 education or training—
 - (i) to which Chapter 3 of Part 8 of the Education and Inspections Act 2006 applies, and

Coronavirus Bill, continued

- (ii) in respect of which funding is provided by, or under, arrangements made by the Secretary of State, a local authority or a combined authority established under section 103 of the Local Democracy, Economic Development and Construction Act 2009,

but does not include an employer who is a provider by reason only of the employer providing such education or training to its employees.”

Munira Wilson
Sir Edward Davey
Mr Alistair Carmichael
Wendy Chamberlain
Daisy Cooper
Tim Farron

Wera Hobhouse
Sarah Olney

Christine Jardine
Jamie Stone

Layla Moran
Stephen Farry

NC9

★ To move the following Clause—

“Social security

- (1) The Secretary of State must, by regulations —
- (a) increase the value of the benefits specified in subsection (2) so that, for the tax year beginning on 6 April 2020—
 - (i) an individual not in work will be awarded at least £150 per week, and
 - (ii) a couple who are both not in work will be awarded at least £260 a week.
 - (b) disapply the minimum income floor of universal credit for the tax year beginning on 6 April 2020;
 - (c) provide that, for the tax year beginning on 6 April 2020—
 - (i) households newly claiming universal credit receive an advance of their first payment by default, and
 - (ii) households in sub-paragraph (i) are not required to repay any part of this advance for a period of at least six months beginning with the date on which they received the advance; and
 - (d) make provision to ensure that claimants of universal credit, jobseeker’s allowance and Employment and Support Allowance are not subject to sanctions in the tax year beginning on 6 April 2020.
- (2) The benefits to be increased under subsection (1)(a) are—
- (a) the standard allowances of universal credit,
 - (b) jobseeker’s allowance, and
 - (c) employment and support allowance.
- (3) A statutory instrument containing regulations under this section is subject to annulment in pursuance of a resolution of either House of Parliament.”
-

Coronavirus Bill, *continued*

Munira Wilson
Sir Edward Davey
Mr Alistair Carmichael
Wendy Chamberlain
Daisy Cooper
Tim Farron

Wera Hobhouse
Sarah Olney

Christine Jardine
Jamie Stone

Layla Moran
Stephen Farry

NC10

★ To move the following Clause—

“Expiry

- (1) Except so far as otherwise provided under this section, the provisions of this Act expire at the end of the period of 3 months beginning with the day on which this Act is passed.
- (2) The Secretary of State may by regulations provide that any provisions of this Act do not expire at the time when it would otherwise expire under subsection (1) but is to continue in force after that time for a period not exceeding 3 months.
- (3) The power under subsection (2) may not be used to continue any of the provisions of this Act in force any later than a period of 2 years beginning with the day on which this Act is passed.
- (4) A statutory instrument containing regulations under subsection (2) may not be made unless a draft of the instrument has been laid before Parliament and approved by a resolution of each House.”

Member’s explanatory statement

The new clause would set an expiry date on the provisions of the Act at the end of a period of 3 months beginning on the day when the Act is passed unless they are continued in force by means of affirmative regulations. Provisions could continue in force for no longer than 3 months at a time, up to a period of 2 years from when the Act was initially passed.

Coronavirus Bill, continued

Munira Wilson
 Sir Edward Davey
 Mr Alistair Carmichael
 Wendy Chamberlain
 Daisy Cooper
 Tim Farron

Wera Hobhouse
 Sarah Olney

Christine Jardine
 Jamie Stone

Layla Moran
 Stephen Farry

NC11

★ To move the following Clause—

“Statutory sick pay: rate of payment

The Social Security Contributions and Benefits Act 1992 is amended as follows:

“In section 157, subsection (1), leave out “£94.25” and insert “£220”.”

Member’s explanatory statement

This new clause would increase the weekly rate of Statutory Sick Pay from £94.25 to £220.

Munira Wilson
 Sir Edward Davey
 Mr Alistair Carmichael
 Wendy Chamberlain
 Daisy Cooper
 Tim Farron

Wera Hobhouse
 Sarah Olney

Christine Jardine
 Jamie Stone

Layla Moran
 Stephen Farry

NC12

★ To move the following Clause—

“European Union: extension of implementation period etc

- (1) Section 33 of the European Union (Withdrawal Agreement) Act 2020 is repealed.
- (2) It shall be an objective of the Government to secure a decision by the UK-EU Joint Committee to extend the transition period for up to 1 or 2 years as per Article 132 of the Withdrawal Agreement.
- (3) It shall be an objective of the Government to secure an agreement within the framework of the future relationship of the UK and EU to maintain continued and full membership of the EU Early Warning System.
- (4) A Minister of the Crown shall lay before each House of Parliament a progress report on the objective in subsection (1) and subsection (2) within 2 months of this Act being passed, and subsequently at intervals of no more than 2 months.”

Member’s explanatory statement

This new clause would require the Government to (i) repeal Section 33 of the European Union (Withdrawal Agreement) Act 2020, (ii) seek an extension of the negotiation period for the UK-EU future relationship, and (iii) seek to maintain continued and full membership of the EU Early Warning System, in order to respond effectively to the global COVID-19 pandemic.

 Coronavirus Bill, *continued*

Munira Wilson
 Sir Edward Davey
 Mr Alistair Carmichael
 Wendy Chamberlain
 Daisy Cooper
 Tim Farron

Wera Hobhouse
 Sarah Olney

Christine Jardine
 Jamie Stone

Layla Moran
 Stephen Farry

NC13

★ To move the following Clause—

“Statutory self-employment pay

- (1) The Secretary of State must, by regulations, introduce a scheme of Statutory Self-Employment Pay.
- (2) The scheme must make provision for payments to be made out of public funds to individuals who are
 - (a) self-employed, or
 - (b) freelancers.
- (3) The payments to be made in subsection (2) are to be set so that the net monthly earnings of an individual specified in subsection (2) do not fall below—
 - (i) 80 per cent of their monthly net earnings, averaged over the last three years, or
 - (ii) £2,917
 whichever is lower.
- (4) No payment to be made under subsection (2) shall exceed £2,917 per month.
- (5) A statutory instrument containing regulations under this section is subject to annulment in pursuance of a resolution of either House of Parliament.

Member’s explanatory statement

The purpose of this amendment is to make the Government ‘top up’ self-employed workers’ earnings to the lower of 80% of their net monthly earnings averaged over three years, or £2,917 a month.

Munira Wilson
 Sir Edward Davey
 Mr Alistair Carmichael
 Wendy Chamberlain
 Daisy Cooper
 Tim Farron

Wera Hobhouse
 Sarah Olney

Christine Jardine
 Jamie Stone

Layla Moran
 Stephen Farry

NC14

★ To move the following Clause—

“Social care provisions

- (1) Within 10 days of the date on which this Act is passed the Secretary of State must lay before Parliament a comprehensive report outlining how the Government will guarantee provisions for social care while this Act is in force.

Coronavirus Bill, continued

- (2) The reports must make reference to but are not limited to—
 - (a) an outline of the funding available to social care providers, and
 - (b) any other provisions in place or to be introduced to ensure that social care standards are maintained to as high a level as possible.
- (3) The Secretary of State must lay before Parliament an updated proposal in the same terms every three months from the date on which this Act is passed.”

Member’s explanatory statement

This new clause requires the Secretary of State to publish a comprehensive proposal outlining how the Government will guarantee provisions for social care while this Act is in force.

Secretary Matt Hancock

15

★ Schedule 7, page 92, line 39, after paragraph 10 insert—

“Constitution and proceedings of the Mental Health Review Tribunal for Wales

- 10A (1) Sub-paragraph (2) applies if the President of the Mental Health Review Tribunal for Wales (“the Tribunal”), or another member of the Tribunal appointed by the President for the purpose referred to in paragraph 4 of Schedule 2 to the 1983 Act, considers that it is impractical or would involve undesirable delay for the Tribunal to be constituted, for the purposes of any proceedings or class or group of proceedings under the 1983 Act, by at least three members as provided for in that paragraph.
- (2) The President, or that other member, may instead appoint to constitute the Tribunal, for the purposes of those proceedings or that class or group of proceedings—
 - (a) one of the legal members of the Tribunal, or
 - (b) one of the legal members of the Tribunal and one other member who is not a legal member.
- (3) Where the Tribunal is constituted by one or two members under sub-paragraph (2)(a) or (b), section 65(3) has effect as if the reference to any three or more of its members were a reference to that one member or those two members (as the case may be).
- (4) Paragraph 6 of Schedule 2 to the 1983 Act does not apply where the Tribunal is constituted by one or two members under sub-paragraph (2)(a) or (b).
If the Tribunal is constituted by two members, the legal member is to be the chairman.
- (5) Where the Tribunal is constituted by a single member under sub-paragraph (2)(a), in rule 11(2) of the Mental Health Review Tribunal for Wales Rules 2008 (S.I. 2008/2705) (“the 2008 Rules”), the reference to the chairman is to be read as a reference to that member.
- (6) Where the Tribunal is constituted under sub-paragraph (2) without a medical member, rule 20(1) and (2) of the 2008 Rules does not apply.
- 10B (1) The Mental Health Review Tribunal for Wales Rules 2008 (“the 2008 Rules”) have effect subject to this paragraph.
- (2) The Tribunal may determine an application or reference without a hearing if it considers that—
 - (a) holding a hearing is impractical or would involve undesirable delay,

Coronavirus Bill, *continued*

- (b) having regard to the nature of the issues raised in the case, sufficient evidence is available to enable it to come to a decision without a hearing, and
 - (c) to dispense with a hearing would not be detrimental to the health of the patient.
- (3) The Tribunal must, as soon as reasonably practicable, give notice to each party of—
- (a) its decision to dispense with a hearing under sub-paragraph (2), and
 - (b) the earliest time at which it might determine the application or reference in accordance with that sub-paragraph (which must be such as to afford the parties reasonable notice).
- (4) Where an application or reference is to be determined in accordance with sub-paragraph (2)—
- (a) in rules 4, 15 and 20 of the 2008 Rules, references to a hearing (or its commencement) are to be read as references to the time notified under sub-paragraph (3)(b);
 - (b) in rule 24(1) and (2) of the 2008 Rules, references to the start of the hearing are to be read as references to the determination of the application or reference;
 - (c) in rule 28 of the 2008 Rules—
 - (i) paragraph (1) does not apply, and
 - (ii) in paragraph (3), references to the hearing are to be read as references to the determination of the application or reference.
- (5) The Tribunal may at any time reverse a decision to dispense with a hearing under sub-paragraph (2), and if it does so it must give notice to each party and make such consequential directions as it considers appropriate.
- (6) Expressions used in this paragraph and in the 2008 Rules have the same meaning as in those Rules.
- 10C (1) If the President of the Tribunal is temporarily unable to discharge the functions of the office, the President of the Welsh Tribunals may from time to time nominate another legal member of the Tribunal to act as the temporary deputy of the President of the Tribunal for the purpose of discharging those functions generally or certain of them specifically.
- (2) While such an nomination remains in force, any reference to the President of the Tribunal in the 1983 Act or any other enactment or instrument is to be read accordingly.”

Member’s explanatory statement

This amendment enables the jurisdiction of the Mental Health Review Tribunal for Wales to be exercised by a single member or a two-member panel, rather than a panel of at least three members; enables the Tribunal to deal with proceedings on paper rather than at a hearing in suitable cases; and enables the nomination of a temporary deputy if the President of the Tribunal is temporarily unable to act in the office.

Secretary Matt Hancock

16

★ Schedule 7, page 93, line 11, after paragraph 13 insert—

- “14 Paragraph 10A(3) to (6) continues to apply after the end of a period for which it has effect in relation to proceedings that are, when the period ends, before a constitution of the Mental Health Review Tribunal for Wales appointed under sub-paragraph (2) of that paragraph.
- 15 Paragraph 10B continues to apply after the end of a period for which it has effect in relation to any application or reference with respect to which, when the period ends, a decision to dispense with a hearing has been notified by the

Coronavirus Bill, continued

Mental Health Review Tribunal for Wales under sub-paragraph (3) of that paragraph and remains current.

- 16 Paragraph 10C continues to apply after the end of a period for which it has effect in relation to any nomination of a temporary deputy that is in force when the period ends.”

Member’s explanatory statement

This amendment makes transitional provision in connection with Amendment 15.

Munira Wilson
Sir Edward Davey
Mr Alistair Carmichael
Wendy Chamberlain
Daisy Cooper
Tim Farron

Wera Hobhouse
Sarah Olney

Christine Jardine
Jamie Stone

Layla Moran
Stephen Farry

14

- ★ Schedule 11, page 112, line 33, at end, insert—

“(d) the local authority has the necessary resources to meet those needs or can make funding available in advance or arrears to meet those needs.”

Member’s explanatory statement

This amendment would make the duty on a local authority to meet an adult’s needs for care and support conditional upon the local authority having available resources or the ability to access additional resources to fulfil that duty.

Secretary Matt Hancock

9

- ★ Schedule 20, page 216, line 30, at end insert—

“(2A) A designation under sub-paragraph (2) may in particular be of a class or description of person.”

Member’s explanatory statement

This amendment makes it clear that designations of public health officials for the purposes of the Schedule can be generic.

Secretary Matt Hancock

10

- ★ Schedule 20, page 220, line 23, leave out “of the rank of senior immigration officer or above” and insert “not below the rank of chief immigration officer”

Member’s explanatory statement

This amendment corrects a reference to the rank of immigration officer who may approve an extension to the period for which a person is kept at a place for screening and assessment.

Coronavirus Bill, *continued*

Secretary Matt Hancock

11

- ★ Schedule 20, page 229, line 31, leave out “of the rank of senior immigration officer or above” and insert “not below the rank of chief immigration officer”

Member’s explanatory statement

This amendment corrects a reference to the rank of immigration officer who may approve an extension to the period for which a person is kept at a place for screening and assessment.

Secretary Matt Hancock

12

- ★ Schedule 20, page 238, line 43, leave out “of the rank of senior immigration officer or above” and insert “not below the rank of chief immigration officer”

Member’s explanatory statement

This amendment corrects a reference to the rank of immigration officer who may approve an extension to the period for which a person is kept at a place for screening and assessment.

Secretary Matt Hancock

13

- ★ Schedule 20, page 248, line 12, leave out “of the rank of senior immigration officer or above” and insert “not below the rank of chief immigration officer”

Member’s explanatory statement

This amendment corrects a reference to the rank of immigration officer who may approve an extension to the period for which a person is kept at a place for screening and assessment.

Secretary Matt Hancock

5

- ★ Schedule 25, page 301, line 36, after “17(1)” insert “or 61(1)”

Member’s explanatory statement

This amendment corrects an inadvertent omission by inserting, after the equivalent cross reference for persons in England, a cross reference to the right given to potentially infectious persons in Wales to appeal to a magistrates’ court against requirements or restrictions imposed under Schedule 20.

Coronavirus Bill, continued

Secretary Matt Hancock

NS2

- ★ To move the following Schedule—

“EMERGENCY ARRANGEMENTS CONCERNING MEDICAL PRACTITIONERS: WALES

Temporary exception to rule requiring listing in order to perform primary medical services

- 17 (1) The National Health Service (Performers Lists) (Wales) Regulations 2004 (S.I. 2004/1020 (W. 117)) have effect with the following modifications.
- (2) The regulations have effect as if, after regulation 22, there were inserted—

“22A Temporary exception under the Coronavirus Act 2020

- (1) A person who is registered in the GP Register by virtue of section 18A of the Medical Act 1983 (temporary registration with regard to emergencies) may perform primary medical services, despite not being included in the medical performers list of a Local Health Board, provided that—
- (a) the person has made an application to a Local Health Board for inclusion in the list under regulation 4 or 4A, and
 - (b) the person’s application has not been—
 - (i) refused under regulation 6 or 24, or
 - (ii) deferred under regulation 7.
- (2) Regulation 9 applies to a person who performs primary medical services by virtue of this regulation as it applies to a performer included in a medical performers list.

22B Grounds for refusal and deferral under the Coronavirus Act 2020

- (1) This regulation applies where a person who is registered in the GP Register by virtue of section 18A of the Medical Act 1983 has made an application to a Local Health Board for inclusion in its medical performers list.
- (2) But this regulation does not affect a Local Health Board’s functions under regulations 6, 7 and 24 in relation to the refusal or deferral of an application by such a person.
- (3) A Local Health Board may refuse the person’s application for inclusion in its medical performers list if—
- (a) the Local Health Board has received an allegation (in any manner) about either—
 - (i) professional misconduct of the person, or
 - (ii) the person’s involvement in a matter which the person would be under a duty to disclose under regulation 9(1) or (2), and
 - (b) the nature of the allegation is such that, were the person already included in its list, the Local Health Board would be satisfied that it would be necessary for the protection of members of the public, or otherwise in the public interest, to suspend the person from its list under regulation 13 while it decided whether to remove them from its list.

Coronavirus Bill, *continued*

- (4) A Local Health Board may defer determination of the person's application for inclusion in its medical performers list if—
- (a) the person has declared any matter specified in regulation 9(1) or (2), and
 - (b) the Local Health Board is satisfied that it is necessary for the protection of members of the public, or otherwise in the public interest, to complete its consideration of the person's application before the person is permitted to perform primary medical services.
- (5) Unless paragraph (6) applies, a person whose application is refused by a Local Health Board under paragraph (3) may not reapply for inclusion in the medical performers list of any Local Health Board.
- (6) This paragraph applies where a person subsequently becomes registered in the GP Register as a fully registered person, within the meaning given by section 55(1) of the Medical Act 1983, otherwise than by virtue of section 18A of that Act.
- (7) A Local Health Board must notify an applicant in writing of a determination made under this regulation, and the reasons for it, within 7 days of making the determination.
- (8) An applicant may not appeal any determination made by a Local Health Board under this regulation.”
- (3) Regulation 15 (appeals) has effect as if before paragraph (1) there were inserted—
- “(A1) This regulation does not apply where a person's application for inclusion in a medical performers list is refused under regulation 22B(3).”

Modification of General Medical Services Contracts Regulations 2004

- 18 (1) The National Health Service (General Medical Services Contracts) (Wales) Regulations 2004 (S.I. 2004/478 (W. 48)) have effect subject to the following modifications.
- (2) In paragraph 52 of Schedule 6 (contractual terms: qualifications of performers), after sub-paragraph (2) insert—
- “(2A) Sub-paragraph (1)(a) does not apply in the case of a person who is performing primary medical services by virtue of regulation 22A of the National Health Service (Primary Medical Services Performers Lists) (Wales) Regulations 2004 (S.I. 2004/1020 (W. 117)).”
- (3) In paragraph 56 of Schedule 6 (contractual terms: conditions for employment and engagement), after sub-paragraph (4) insert—
- “(4A) This paragraph does not apply in the case of a person who is performing primary medical services by virtue of regulation 22A of the National Health Service (Primary Medical Services Performers Lists) (Wales) Regulations 2004 (S.I. 2004/1020 (W. 117)).”
- (4) In paragraph 58 of Schedule 6 (contractual terms: conditions for employment and engagement), after sub-paragraph (3) insert—
- “(4) This paragraph does not apply in the case of a person who is performing primary medical services by virtue of regulation 22A of the National Health Service (Primary Medical Services Performers Lists) (Wales) Regulations 2004 (S.I. 2004/1020 (W. 117)).”

Coronavirus Bill, continued*Power to modify Schedule*

- 19 (1) The Welsh Ministers may by regulations made by statutory instrument modify this Schedule.
- (2) A statutory instrument containing regulations under sub-paragraph (1) is subject to annulment in pursuance of a resolution of the National Assembly for Wales.”

Member’s explanatory statement

This new Schedule enables temporarily registered GPs to perform primary medical services in Wales in certain circumstances despite not being on the performers list of a Local Health Board. It makes similar provision for Wales to that made by Schedule 2 to the Bill for Scotland.

Stuart C McDonald

NS1

- ★ To move the following Schedule—

“SCHEDULE ()

MEASURES IN RELATION TO IMMIGRATION AND ASYLUM

PART 1

RULES IN RELATION TO NO RECOURSE TO PUBLIC FUNDS

- 20 The Secretary of State must consult the Chief Medical Officer or any of the Deputy Chief Medical Officers of the Department of Health and Social Care on the impact of no recourse to public funds rules on preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection or contamination.
- 21 The Secretary of State must, by regulation, make such amendments to no recourse to public funds rules as considered necessary in light of the consultation referred to in paragraph 1.
- 22 In this schedule, “no recourse to public funds rules” includes any provision prohibiting access to public funds or other forms of publicly financed support by those who require leave to enter or remain in the United Kingdom, including, but not limited to, section 115 of the Immigration Act 1999.

PART 2

IMMIGRATION DETENTION

- 23 The Secretary of State must consult the Chief Medical Officer or any of the Deputy Chief Medical Officers of the Department of Health and Social Care on the impact of immigration detention on preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection or contamination.
- 24 (1) Within seven days of the date on which this Act is passed, the Secretary of State must review the list of countries to which imminent removal of immigration detainees is possible.
- (2) In light of that review, the Secretary of State must make arrangements to end the detention of any individual who cannot be removed imminently, consistent with preventing, protecting against, controlling and providing a public health response to the incidence or spread of infection or contamination.

Coronavirus Bill, continued

PART 3

ASYLUM PROCESSES

- 25 (1) The Secretary of State must consult the Chief Medical Officer or any of the Deputy Chief Medical Officers of the Department of Health and Social Care on the impact of asylum processes on preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection or contamination.
- (2) The matters to be consulted on under sub-paragraph (1) include, but are not restricted to—
- (a) requirements for individuals to report or attend interviews as part of the asylum process;
 - (b) the nature and extent of asylum accommodation and rules in relation to eviction from asylum accommodation;
 - (c) the nature and extent of financial support for asylum seekers;
 - (d) the nature and extent of financial support for local authorities in asylum dispersal areas.

PART 4

EXTENSION OF LEAVE TO REMAIN

- 26 7. The Secretary of State must make provision, by statement of changes to the immigration rules, to allow for leave to remain for individuals whose previous leave expires during the period in which this Act is in force, or whose leave expired in the 14 days prior to the date on which this Act is passed.

Member's explanatory statement

This new schedule contains temporary changes to immigration and asylum laws and procedures for the purposes of preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection or contamination.
