



SUPPLEMENT TO THE VOTES AND PROCEEDINGS

Tuesday 8 September 2020

COMMITTEE OF THE WHOLE HOUSE PROCEEDINGS

EXTRADITION (PROVISIONAL ARREST) BILL [*LORDS*]

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Withdrawn after debate: moved and debated but then withdrawn, so not put to a decision.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

Sir Iain Duncan Smith
Bob Seely
Sarah Champion

Withdrawn after debate 1

Clause 1, page 1, line 6, at end insert—

“() Nothing in this Act changes the effect of any rule of law or any enactment in force before the date on which this Act is passed in relation to extradition requests by or on behalf of—

- (a) the People’s Republic of China, or
- (b) the Hong Kong Special Administrative Region of the People’s Republic of China.”

Extradition (Provisional Arrest) Bill [*Lords*], *continued*

Sir Iain Duncan Smith
Bob Seely
Sarah Champion

Not called **2**

Clause 1, page 1, line 6, at end insert—

- “() The power to make further amendments under this Act may not be used to make any provision in relation to—
- (a) the People’s Republic of China, or
 - (b) the Hong Kong Special Administrative Region of the People’s Republic of China.”

Mr David Davis
Mr Andrew Mitchell
Dame Cheryl Gillan
Sir Roger Gale
Mr William Wragg
Tim Loughton

Sir Robert Neill

Not called **7**

Clause 1, page 1, line 6, at end insert—

- “() The power to make further amendments under this Act may not be used to make any provision in relation to the United States of America.”

Clause agreed to.

Sir Iain Duncan Smith
Bob Seely
Sarah Champion

Not called **3**

Clause 2, page 1, line 13, at end insert “except in relation to extradition requests by or on behalf of—

- (a) the People’s Republic of China, or
- (b) the Hong Kong Special Administrative Region of the People’s Republic of China.”

Mr David Davis
Mr Andrew Mitchell
Dame Cheryl Gillan
Sir Roger Gale
Mr William Wragg
Tim Loughton

Sir Robert Neill

Not called **8**

Clause 2, page 1, line 13, at end insert “except in relation to extradition requests by or on behalf of the United States of America.”

Extradition (Provisional Arrest) Bill [Lords], continued

James Brokenshire

Agreed to 11

Clause 2, page 1, line 16, at end insert “, but paragraph 3A of the Schedule may not be commenced so as to come into force in relation to a territory before that territory is a category 2 territory for the purposes of the Extradition Act 2003.”

Clause, as amended, agreed to.

Keir Starmer
Nick Thomas-Symonds
Conor McGinn
Mr Nicholas Brown*Not called* NC1

To move the following Clause—

“Annual statement on provisional arrests

- (1) The Secretary of State must, at the end of the period of 12 months beginning on the day on which this Act is passed, lay before both Houses of Parliament a statement setting out how many individuals have been arrested under provisions within this Act.
 - (2) The statement must include a list of each incident broken down by protected characteristics of each person arrested, as defined in section 4 of the Equality Act 2010.
 - (3) The Secretary of State must lay before Parliament a report in similar terms covering each subsequent 12 month period, within six months of that period ending.”
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Keir Starmer
Nick Thomas-Symonds
Conor McGinn
Mr Nicholas Brown*Not called* NC2

To move the following Clause—

“Review of the Act

- (1) The Secretary of State must appoint a person to review the operation of the provisions of the Extradition Act 2003 as amended by this Act
- (2) That person may, from time to time, carry out a review of the provisions of this Act and must send a report on the outcome of such a review to the Secretary of State as soon as reasonably practicable after completing the review.
- (3) A review under subsection (2) may, in particular, consider operational effectiveness
- (4) The person appointed under subsection (1) must carry out and report on the first review before the end of the period of 12 months after the day on which this Act is passed.

Extradition (Provisional Arrest) Bill [*Lords*], *continued*

- (5) On receiving a report under this section, the Secretary of State must lay a copy of it before Parliament as soon as the Secretary of State is satisfied that doing so will not prejudice any criminal proceedings.”
-

James Brokenshire

- Schedule, page 3, line 22, leave out from beginning to end of line 24 and insert— *Agreed to* 12
“(3A) The “designated authority” is the National Crime Agency.
(4) The Secretary of State may by regulations amend this section so as to change the meaning of “designated authority”.”

Keir Starmer
Nick Thomas-Symonds
Conor McGinn
Mr Nicholas Brown

- Schedule, page 3, leave out lines 22 to 24 and insert— *Not called* 16
“(4) The “designated authority” is the National Crime Agency.”

Sir Iain Duncan Smith
Bob Seely
Sarah Champion

- Schedule, page 3, line 36, at end insert— *Not called* 4
“() Regulations under subsection (7) may not add the People’s Republic of China and the Hong Kong Special Administrative Region of the People’s Republic of China as a specified category 2 territory.”

Mr David Davis
Mr Andrew Mitchell
Dame Cheryl Gillan
Sir Roger Gale
Mr William Wragg
Tim Loughton

Sir Robert Neill

- Schedule, page 3, line 36, at end insert— *Not called* 9
“() Regulations under subsection (7) may not add the United States of America to the list in Schedule A1 of specified category 2 territories.”

James Brokenshire

- Schedule, page 3, line 37, leave out from beginning to end of line 2 on page 4 *Agreed to on division* 13

James Brokenshire

- Schedule, page 4, leave out lines 3 and 4 *Agreed to on division* 14

Extradition (Provisional Arrest) Bill [*Lords*], *continued*

Keir Starmer
Nick Thomas-Symonds
Conor McGinn
Mr Nicholas Brown

Not called 17

Schedule, page 6, line 42, leave out “Liechtenstein” and insert “All the Member States of the European Economic Area”

Mr David Davis
Mr Andrew Mitchell
Dame Cheryl Gillan
Sir Roger Gale
Mr William Wragg
Tim Loughton

Sir Robert Neill

Not called 10

Schedule, page 7, leave out line 2

James Brokenshire

Agreed to 15

Schedule, page 7, line 2, at end insert—

“3A In Schedule A1 (as inserted by paragraph 3), at the appropriate places, insert—

“Austria”;
“Belgium”;
“Bulgaria”;
“Croatia”;
“Cyprus”;
“Czech Republic”;
“Denmark”;
“Estonia”;
“Finland”;
“France”;
“Germany”;
“Greece”;
“Hungary”;
“Iceland”;
“Ireland”;
“Italy”;
“Latvia”;
“Lithuania”;
“Luxembourg”;
“Malta”;
“The Netherlands”;
“Norway”;
“Poland”;
“Portugal”;
“Romania”;
“Slovakia”;

Extradition (Provisional Arrest) Bill [*Lords*], *continued*

“Slovenia”;
“Spain”;
“Sweden”.

3B Paragraph 3A is repealed at the end of 2021 if, or to the extent that, it has not been brought into force before the end of that year.”

Schedule, as amended, agreed to.

Sir Iain Duncan Smith
Bob Seely
Sarah Champion

Not selected **5**

Schedule, page 7, line 24, at end insert—
“(8A) Section 70(6) is repealed.”

Sir Iain Duncan Smith
Bob Seely
Sarah Champion

Not selected **6**

Schedule, page 9, line 39, at end insert—
“24A(1) The Extradition Act 2003 (Designation of Part 2 Territories) Order 2003 is amended as follows.
(2) In Article 1(2) (the list of territories designated for the purposes of Part 2 of the Extradition Act 2003), omit “Hong Kong Special Administrative Region”.
(3) Omit Article 2(3) (designation of Hong Kong Special Administrative Region purposes of section 71(4) and 73(5) of the Extradition Act 2003).”

Bill read the third time and passed, with amendments.
