



House of Commons

Wednesday 21 April 2021

CONSIDERATION OF LORDS AMENDMENTS

New Amendments handed in are marked thus ★

Amendments tabled since the last publication: LA1 (a) to (o)

OVERSEAS OPERATIONS (SERVICE PERSONNEL AND VETERANS) BILL

*On Consideration of Lords Amendments to the
Overseas Operations (Service Personnel and Veterans) Bill*

Lords Amendment No. 1

Secretary Ben Wallace

To move, That this House disagrees with the Lords in their Amendment.

Secretary Ben Wallace

To move the following Amendments to the Bill in lieu of the Lords Amendment No. 1:—

- ★ Page 4, line 19, at end insert— (a)
“(5A) An offence is not a “relevant offence” if it is an excluded offence by virtue of Part 3A of Schedule 1.”
- ★ Page 4, line 20, leave out subsections (6) to (8) (b)
- ★ Page 11, line 9, at end insert “, 31A and 31B” (c)
- ★ Page 11, line 18, at end insert— (d)
“3A An offence under section 1(1) of the Genocide Act 1969 (genocide).”
- ★ Page 12, line 7, after “Schedule” insert “or paragraphs 31A and 31B” (e)
- ★ Page 12, line 39, leave out “of committing—” and insert “on account of an act constituting—” (f)

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- (za) genocide as defined in article 6,”
- ★ Page 12, line 40, leave out “within article 7.1(g)” and insert “as defined in article 7” **(g)**
- ★ Page 12, line 40, at end insert— **(h)**
- “(aa) torture within—
- (i) article 8.2(a)(ii)-1 (which relates to grave breaches of the Geneva Conventions of 12 August 1949), or
- (ii) article 8.2(c)(i)-4 (which relates to armed conflicts not of an international character), or”
- ★ Page 13, line 13, leave out “of committing—” and insert “on account of an act constituting—” **(i)**
- (za) genocide as defined in article 6,”
- ★ Page 13, line 14, leave out “within article 7.1(g)” and insert “as defined in article 7” **(j)**
- ★ Page 13, line 14, at end insert— **(k)**
- “(aa) torture within—
- (i) article 8.2(a)(ii)-1 (which relates to grave breaches of the Geneva Conventions of 12 August 1949), or
- (ii) article 8.2(c)(i)-4 (which relates to armed conflicts not of an international character), or”
- ★ Page 14, line 6, leave out “of committing—” and insert “on account of an act constituting—” **(l)**
- (za) genocide as defined in article 6,”
- ★ Page 14, line 8, leave out “within article 7.1(g)” and insert “as defined in article 7” **(m)**
- ★ Page 14, line 8, at end insert— **(n)**
- “(aa) torture within—
- (i) article 8.2(a)(ii)-1 (which relates to grave breaches of the Geneva Conventions of 12 August 1949), or
- (ii) article 8.2(c)(i)-4 (which relates to armed conflicts not of an international character), or”
- ★ Page 14, line 34, at end insert— **(o)**

“PART 3A

OTHER OFFENCES OF TORTURE

- 31A An offence under section 134 of the Criminal Justice Act 1988 (torture) is an excluded offence.
- 31B (1) An offence under section 1(1) of the Geneva Conventions Act 1957 on account of the commission (or of aiding, abetting or procuring the commission) of a relevant grave breach involving torture is an excluded offence.
- (2) In sub-paragraph (1) “relevant grave breach involving torture” means—
- (a) a grave breach of a scheduled convention involving torture, or

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- (b) a grave breach of the first protocol resulting, under paragraph 2 of Article 85 of the first protocol, from a grave breach within paragraph (a).
- (3) In sub-paragraph (2) “grave breach of a scheduled convention” and “grave breach of the first protocol” have the same meaning as in section 1(1) of the Geneva Conventions Act 1957.”

Lords Amendment No. 2

Secretary Ben Wallace

To move, That this House disagrees with the Lords in their Amendment.

Lords Amendment No. 3

Secretary Ben Wallace

To move the following consequential Amendment to the Bill:—

Title, line 1, leave out from “proceedings” to “in” in line 2

Lords Amendment No. 4

Secretary Ben Wallace

To move, That this House disagrees with the Lords in their Amendment.

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Lords Amendment No. 5

Secretary Ben Wallace

To move, That this House disagrees with the Lords in their Amendment.
