
Lords Message: Wednesday 27 April 2022

Elections Bill

(Decisions on Motions relating to Lords Amendments)

This document sets out the fate of motions considered in relation to Lords Amendments. A glossary with key terms can be found at the end of this document.

On Consideration of Lords Amendments to the Elections Bill

Lords Amendment No. **22**

Kemi Badenoch

Agreed to on division

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

Lords Amendment accordingly disagreed to.

Kemi Badenoch

To move the following Amendments to the words so restored to the Bill:—

★ Page 21, line 13, at end insert—

Agreed to (a)

“(3A) The statement must not include provision in relation to elections, referendums and other matters so far as the provision would relate to the Commission’s devolved Scottish functions or the Commission’s devolved Welsh functions.”

★ Page 21, line 15, at end insert—

Agreed to (b)

“(5) For the purposes of subsection (3A)—

(a) the Commission’s “devolved Scottish functions” are the Commission’s functions in relation to—

(i) Scottish Parliamentary general elections, elections held under section 9 of the Scotland Act 1998 (constituency vacancies), and local government elections in Scotland, so far as those functions do not relate to reserved matters within the meaning of the Scotland Act 1998, and

- (ii) referendums held throughout Scotland in pursuance of provision made by or under an Act of the Scottish Parliament;
- (b) the Commission's "devolved Welsh functions" are the Commission's functions in relation to—
 - (i) general elections of members of Senedd Cymru,
 - (ii) elections held under section 10 of the Government of Wales Act 2006 (elections for Senedd constituency vacancies),
 - (iii) local government elections in Wales, and
 - (iv) referendums held under Part 2 of the Local Government Act 2000 or Part 4 of the Local Government (Wales) Measure 2011 (referendums relating to local authority executive arrangements),
 so far as those functions do not relate to reserved matters within the meaning of the Government of Wales Act 2006."

- Agreed to (c)**
- ★ Page 22, line 14, leave out "Public Administration and Constitutional Affairs" and insert "Levelling Up, Housing and Communities"
- Agreed to (d)**
- ★ Page 22, leave out lines 15 to 18
- Agreed to (e)**
- ★ Page 22, line 34, leave out from beginning to end of line 16 on page 23
- Agreed to (f)**
- ★ Page 23, line 21, leave out "Public Administration and Constitutional Affairs" and insert "Levelling Up, Housing and Communities"
- Agreed to (g)**
- ★ Page 23, line 25, leave out "Public Administration and Constitutional Affairs" and insert "Levelling Up, Housing and Communities"
- Agreed to (h)**
- ★ Page 25, line 16, leave out "Public Administration and Constitutional Affairs" and insert "Levelling Up, Housing and Communities"

Agreed to (i)

- ★ Page 25, leave out lines 17 to 22

Lords Amendment No. **23**

Kemi Badenoch

Agreed to on division

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

Lords Amendment accordingly disagreed to.

Kemi Badenoch

To move the following further Amendments to the Bill in lieu of Lords Amendments 22 and 23—

Agreed to (a)

- ★ Page 21, line 13, at end insert—

“(3A) In preparing the statement, the Secretary of State must have regard to the duties imposed on the Commission by section 145(1) (duties with respect to compliance with controls imposed by this Act).

(3B) The statement must not contain provision about the carrying out by the Commission of their functions under Schedule 19B (investigatory powers) or Schedule 19C (civil sanctions) in relation to a particular person.”

Agreed to (b)

- ★ Page 22, line 23, at end insert—

“(aa) must prepare a report containing the Secretary of State’s response to the consultation.”

Agreed to (c)

- ★ Page 22, leave out line 24 and insert—

“(3A) If, after complying with subsection (3), the Secretary of State proposes to designate the statement, the Secretary of State must lay before Parliament a document that—

- (a) explains the Secretary of State’s proposals,
- (b) sets them out in the form of a draft statement, and
- (c) contains the report prepared under subsection (3)(aa).

(3B) Where a document is laid before Parliament under subsection (3A), no draft of the statement that the Secretary of State proposes to designate is to be laid before Parliament before the end of the 60-day period.

(3C) In preparing a draft statement for laying before Parliament, the Secretary of State must consider any representations made during the 60-day period in relation to anything in the document laid under subsection (3A).

(3D) If, after the end of the 60-day period, the Secretary of State wishes to proceed with designating the statement, the Secretary of State must lay before Parliament—

- (a) the draft statement (incorporating any changes made in light of any representations made as mentioned in subsection (3C)), and
- (b) a report containing the Secretary of State's response to any such representations."

Agreed to (d)

★ Page 22, line 35, leave out "(3)(b)" and insert "(3D)"

Agreed to (e)

★ Page 22, line 33, at end insert—

“(aa) “the 60-day period” means the period of 60 days beginning on the day on which the document mentioned in subsection (3A) is laid before Parliament (or, if it is not laid before each House of Parliament on the same day, the later of the days on which it is laid);”

Agreed to (f)

★ Page 23, line 17, leave out “for the purposes of subsection (5)(a)” and insert “or the 60-day period for the purposes of subsection (5)(a) or (aa) respectively”

Agreed to (g)

★ Page 23, line 42, after “consultation” insert “and other pre-designation”

Agreed to (h)

★ Page 24, line 18, leave out “9 months” and insert “12 months”

Agreed to (i)

★ Page 24, line 32, at end insert “, or—

- (c) at the request of the Speaker's Committee, where the request—
 - (i) is made by notice given to the Secretary of State, and
 - (ii) gives details of the changes to the statement that the Speaker's Committee propose should be made.

(2A) Where a request is made in accordance with subsection (2)(b) or (c), the Secretary of State must inform the Commission or the Speaker's Committee (as the case may be) how the Secretary of State proposes to deal with the request.”

-
- Agreed to** (j)
- ★ Page 25, line 2, leave out “4C(2) (consultation requirements)” and insert “4C(2) to (3C) (consultation and pre-designation requirements)”
- Agreed to** (k)
- ★ Page 25, line 29, leave out “4C(3)(b)” and insert “4C(3D)(a)”
-

Lords Amendment No. **86**

Kemi Badenoch

Agreed to on division

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

Lords Amendment accordingly disagreed to.

Glossary

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.

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

Not selected: not chosen for debate by the Speaker.
