

# Public Order Bill

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## LORDS AMENDMENTS

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*[The page and line references are to HL Bill 61, the Bill as first printed for the Lords]*

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### Before Clause 1

1 Before Clause 1, insert the following new Clause—

#### **“Meaning of “serious disruption”**

- (1) In this Act, “serious disruption” means disruption causing significant harm to persons, organisations or the life of the community, in particular where—
  - (a) it may result in a significant delay to the delivery of a time-sensitive product to consumers of that product, or
  - (b) it may result in a prolonged disruption of access to any essential goods or any essential service, including access to—
    - (i) the supply of money, food, water, energy, or fuel,
    - (ii) a system of communication,
    - (iii) a place of worship,
    - (iv) a transport facility,
    - (v) an educational institution, or
    - (vi) a service relating to health.
- (2) In subsection (1)(a), “time-sensitive product” means a product whose value or use to its consumers may be significantly reduced by a delay in the supply of the product to them.”

### Clause 4

2 Clause 4, page 3, line 28, after “a” insert “relevant”

3 Clause 4, page 4, line 14, at end insert—

“(5A) In this section “relevant tunnel” means a tunnel that was created for the purposes of, or in connection with, a protest (and it does not matter whether an offence has been committed under section 3 in relation to the creation of the tunnel).”

- 4 Clause 4, page 4, leave out line 15 and insert “References in this section to the creation of an excavation include –”

### Clause 9

- 5 Leave out Clause 9 and insert the following new Clause –

#### **“Offence of interference with access to or provision of abortion services**

- (1) It is an offence for a person who is within a safe access zone to do an act with the intent of, or reckless as to whether it has the effect of –
  - (a) influencing any person’s decision to access, provide or facilitate the provision of abortion services at an abortion clinic,
  - (b) obstructing or impeding any person accessing, providing, or facilitating the provision of abortion services at an abortion clinic, or
  - (c) causing harassment, alarm or distress to any person in connection with a decision to access, provide, or facilitate the provision of abortion services at an abortion clinic,
 where the person mentioned in paragraph (a), (b) or (c) is within the safe access zone for the abortion clinic.
- (2) A “safe access zone” means an area which is within a boundary which is 150 metres from any part of an abortion clinic or any access point to any building or site that contains an abortion clinic and is –
  - (a) on or adjacent to a public highway or public right of way,
  - (b) in an open space to which the public has access,
  - (c) within the curtilage of an abortion clinic, or building or site which contains an abortion clinic, or
  - (d) in any location that is visible from a public highway, public right of way, open space to which the public have access, or the curtilage of an abortion clinic.
- (3) No offence is committed under subsection (1) by –
  - (a) a person inside a dwelling where the person affected is also in that or another dwelling, or
  - (b) a person inside a building or site used as a place of worship where the person affected is also in that building or site.
- (4) A person guilty of an offence under subsection (1) is liable on summary conviction to a fine.
- (5) Nothing in this section applies to –

- (a) anything done in the course of providing, or facilitating the provision of, abortion services in an abortion clinic,
  - (b) anything done in the course of providing medical care within a regulated healthcare facility,
  - (c) any person or persons accompanying, with consent, a person or persons accessing, providing or facilitating the provision of, or attempting to access, provide or facilitate the provision of, abortion services, or
  - (d) the operation of a camera if its coverage of persons accessing or attempting to access an abortion clinic is incidental.
- (6) In this section –
- “abortion clinic” means –
- (a) a place approved for the purposes of section 1 of the Abortion Act 1967 by the Secretary of State under subsection (3) of that section, or
  - (b) a hospital identified in a notification to the Chief Medical Officer under section 2(1) of the Abortion Act 1967 in the current or previous calendar year, and published identifying it as such, where “current” or “previous” are references to the time at which an alleged offence under subsection (1) of this section takes place;
- “abortion services” means any treatment for the termination of pregnancy;
- “dwelling” has the same meaning as in section 1 of this Act (offence of locking on).”

#### **Clause 11**

6 Leave out Clause 11

#### **Clause 12**

7 Leave out Clause 12

#### **Clause 13**

8 Leave out Clause 13

#### **Clause 14**

9 Leave out Clause 14

**Clause 16**

- 10 Clause 16, page 16, line 3, leave out “in England and Wales”
- 11 Clause 16, page 16, line 12, leave out “in England and Wales”
- 12 Clause 16, page 17, line 20, leave out “in England and Wales”
- 13 Clause 16, page 17, line 35, leave out “in England and Wales”
- 14 Clause 16, page 17, line 42, leave out “Secretary of State” and insert “relevant national authority”
- 15 Clause 16, page 18, line 4, leave out “in England and Wales”
- 16 Clause 16, page 18, line 10, at end insert—
- “(4EA) In subsection (4D) “the relevant national authority” means—
- (a) in relation to an area in England and Wales, the Secretary of State;
  - (b) in relation to an area in Scotland, the Scottish Ministers.”

**After Clause 18**

- 17 After Clause 18, insert the following new Clause—
- “Protection for journalists and others monitoring protests**
- A constable may not exercise any police power for the principal purpose of preventing a person from observing or otherwise reporting on a protest or the exercise of police powers in relation to—
- (a) a protest-related offence,
  - (b) a protest-related breach of an injunction, or
  - (c) activities related to a protest.”

**Clause 19**

- 18 Clause 19, page 22, line 20, leave out sub-paragraphs (iii) to (v)

19 Clause 19, page 22, line 32, at end insert—

“(c) P’s conduct mentioned in paragraph (a) has not been taken into account when making any previous serious disruption prevention order in respect of P.”

**Clause 20**

20 Leave out Clause 20

**Clause 21**

21 Clause 21, page 26, line 5, leave out from “19(5)” to end of line 6

22 Clause 21, page 26, line 12, leave out paragraph (c)

23 Clause 21, page 26, line 37, leave out from “of” to end and insert “section 19(6)”

**Clause 22**

24 Clause 22, page 27, line 17, leave out subsection (5)

**Clause 23**

25 Leave out Clause 23

**Clause 25**

26 Clause 25, page 30, line 17, leave out subsections (6) and (7)

**Clause 28**

27 Clause 28, page 31, line 25, leave out paragraph (d)

28 Clause 28, page 31, leave out lines 30 to 35

29 Clause 28, page 32, line 32, at end insert—

“(8A) The court may not renew a serious disruption prevention order more than once.”

30 Clause 28, page 32, line 33, leave out subsection (9)

31 Clause 28, page 33, line 11, leave out “or a constable within subsection (3)”

**Clause 29**

32 Clause 29, page 33, line 25, leave out subsections (2) and (3)

33 Clause 29, page 34, leave out lines 2 and 3

**Clause 32**

34 Leave out Clause 32

**Clause 33**

35 Clause 33, page 35, leave out lines line 22 to 24

**Clause 35**

36 Clause 35, page 36, line 22, leave out “, 13”

37 Clause 35, page 36, line 22, leave out “and 23,”

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