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Committee Stage: Tuesday 30 January 2024

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## Criminal Justice Bill

### (Amendment Paper)

This document lists all amendments tabled to the Criminal Justice Bill. Any withdrawn amendments are listed at the end of the document. The amendments are arranged in the order in which it is expected they will be decided.

This document should be read alongside the Chair's provisional Selection and Grouping, which sets out the order in which the amendments will be debated.

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Chris Philp

Laura Farris

Gov NC45

To move the following Clause—

**“Administering etc harmful substances (including by spiking)**

(1) In the Offences Against the Person Act 1861, for sections 23 to 25 substitute—

**“23 Administering etc harmful substance so as to endanger life or inflict grievous bodily harm**

- (1) A person commits an offence if—
- (a) the person intentionally or recklessly, and unlawfully, administers a harmful substance to another person, and
  - (b) the administration of the harmful substance endangers the other person's life or inflicts grievous bodily harm on them.
- (2) A person commits an offence if—
- (a) the person unlawfully causes a harmful substance to be administered to or taken by another person,
  - (b) the administration or taking of the harmful substance endangers the other person's life or inflicts grievous bodily harm on them, and
  - (c) the person intends that, or is reckless as to whether—
    - (i) the harmful substance is administered to or taken by the other person, and

- (ii) the administration or taking of the harmful substance will endanger the other person's life or inflict grievous bodily harm on them.
- (3) In this section "harmful substance" means any poison or other destructive or noxious thing.
- (4) A person who commits an offence under this section is liable—
  - (a) on summary conviction, to imprisonment for a term not exceeding the general limit in a magistrates' court or a fine (or both);
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 10 years or a fine (or both).

**24 Administering etc harmful substance with intent to injure, aggrieve or annoy**

- (1) A person commits an offence if—
  - (a) the person unlawfully administers a harmful substance to, or causes a harmful substance to be administered to or taken by, another person, and
  - (b) the person does so with intent to injure, aggrieve or annoy the other person.
- (2) In this section "harmful substance" has the meaning given by section 23.
- (3) A person who commits an offence under this section is liable—
  - (a) on summary conviction, to imprisonment for a term not exceeding the general limit in a magistrates' court or a fine (or both);
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 5 years or a fine (or both).

**25 Alternative verdict on trial of offence under section 23**

- A person who is—
  - (a) charged with an offence under section 23, and
  - (b) found not guilty of that offence,may be convicted of an offence under section 24 (if it is proved that they committed it)."
- (2) In consequence of the amendment made by subsection (1), in the following provisions for "maliciously administering poison etc" substitute "administering etc harmful substance"—
    - (a) paragraph 8(e) and (f) of Schedule 1 to the Suppression of Terrorism Act 1978;
    - (b) paragraph 5(g) and (h) of Schedule 2A to the Housing Act 1985;
    - (c) paragraph 10 of Schedule 15 to the Criminal Justice Act 2003;
    - (d) paragraph 11 of Schedule 5 to the Sexual Offences Act 2003;

- (e) in Schedule 2 to the Counter-Terrorism Act 2008, paragraph (b) of the entry relating to offences under the Offences against the Person Act 1861;
  - (f) paragraph 7 of Schedule 4 to the Modern Slavery Act 2015;
  - (g) paragraph 4(c) of Schedule 1 to the Sentencing Act 2020;
  - (h) paragraph 23(f) of Part 2 of Schedule 9 to the Elections Act 2022;
- and in section 72(2)(d) of the Domestic Abuse Act 2021 for “poison” substitute “harmful substance”.

#### Member's explanatory statement

This new clause re-casts the offences under sections 23 and 24 of the Offences against the Person Act 1861 (administration etc of harmful substances) and the procedural provision under section 25 of that Act relating to those offences.

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Chris Philp

Laura Farris

Gov NC46

To move the following Clause—

#### “Sexual activity in presence of child etc

- (1) The Sexual Offences Act 2003 is amended as follows.
- (2) In section 11(1) (engaging in sexual activity in presence of child), in paragraph (c) for the words from “he engages” to the end (not including the “and” at the end of the paragraph) substitute “A engages in it when another person (B) is present or is in a place from which A can be observed,”.
- (3) In section 18(1) (abuse of position of trust: sexual activity in presence of child), in paragraph (c) for the words from “he engages” to the end substitute “A engages in it when another person (B) is present or is in a place from which A can be observed,”.
- (4) In section 32(1) (engaging in sexual activity in presence of person with mental disorder impeding choice), in paragraph (c) for the words from “he engages” to the end substitute “A engages in it when another person (B) is present or is in a place from which A can be observed,”.
- (5) In section 36(1) (engaging in sexual activity in presence, procured by inducement, threat or deception, of person with mental disorder)—
  - (a) in paragraph (c) for the words from “he engages” to the end substitute “A engages in it when another person (B) is present or is in a place from which A can be observed,”;
  - (b) in paragraph (d) for “paragraph (c)(i)” substitute “paragraph (c)”.
- (6) In section 40(1) (care workers: sexual activity in presence of person with mental disorder), in paragraph (c) for the words from “he engages” to the end substitute “A engages in it when another person (B) is present or is in a place from which A can be observed,”.

**Member's explanatory statement**

This new clause amends offences of engaging in sexual activity in the presence of a child or person with mental disorder (B) so as to remove the requirement that the person knows or believes that B is aware, or intends that B should be aware, that the person is engaging in it.

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Chris Philp

Gov NC47

Laura Farris

To move the following Clause—

**“Maximum term of imprisonment for certain offences on summary conviction**

In the following provisions for “6 months” substitute “the general limit in a magistrates’ court”—

section 1(6)(a) of the Prevention of Social Housing Fraud Act 2013 (unlawful sub-letting: secure tenancies);

section 2(7)(a) of that Act (unlawful sub-letting: assured tenancies and secure contracts);

section 30(3)(b) of the Modern Slavery Act 2015 (breach of certain orders or requirements);

section 339(2)(a) of the Sentencing Act 2020 (breach of criminal behaviour order);

section 354(4)(a) of that Act (breach of sexual harm prevention order);

section 363(2)(a) of that Act (breach of restraining order).”

**Member's explanatory statement**

This new clause provides that the maximum term of imprisonment for certain offences, on summary conviction, is the general limit in a magistrates’ court.

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Dame Diana Johnson

NC1

Ms Harriet Harman

Caroline Nokes

Jess Phillips

Dr Rupa Huq

Christine Jardine

Zarah Sultana

Caroline Lucas

Ben Lake

Bell Ribeiro-Addy

Sarah Champion

Hywel Williams

Daisy Cooper

Stephen Farry

Liz Saville Roberts

To move the following Clause—

**“Removal of women from the criminal law related to abortion**

For the purposes of the law related to abortion, including sections 58 and 59 of the Offences Against the Person Act 1861 and the Infant Life (Preservation) Act 1929, no offence is committed by a woman acting in relation to her own pregnancy.”

**Member's explanatory statement**

This new clause would disapply existing criminal law related to the accessing or provision of abortion care from women acting in relation to their own pregnancy at any gestation, ensuring no woman would be liable for a prison sentence as a result of seeking to end her own pregnancy. It would not change any law regarding the provision of abortion services within a healthcare setting, including but not limited to the time limit, the grounds for abortion, or the requirement for two doctors' approval.

**Stella Creasy**

NC2

Dr Dan Poulter  
Caroline Nokes  
Paula Barker  
Bell Ribeiro-Addy  
Sarah Champion

Lloyd Russell-Moyle  
Kim Johnson  
Zarah Sultana  
Liz Saville Roberts  
Yasmin Qureshi

Rachel Hopkins  
Kate Osborne  
Caroline Lucas  
Hywel Williams  
Ian Byrne

Stephen Farry  
Nadia Whittome  
Wendy Chamberlain  
Ben Lake

To move the following Clause—

**“Abortion: Decriminalisation**

- (1) The Secretary of State must by regulations make whatever changes appear to the Secretary of State to be necessary or appropriate for the decriminalisation of abortion, in line with the recommendation in Paragraph 31 of the CEDAW General Recommendation No. 24: Article 12 of the Convention that *“When possible, legislation criminalizing abortion should be amended, in order to withdraw punitive measures imposed on women who undergo abortion”*.
- (2) **Regulations under subsection (1) must—**
  - (a) provide for the repeal of sections 58, 59 and 60 of the Offences Against the Person Act 1861,
  - (b) provide that no offence under these regulations or any other legislation is committed by a person complying with the requirements of subsection 1 of the Abortion Act 1967,
  - (c) provide that no offence under these regulations or any other legislation is committed by a person acting in relation to their own pregnancy where they have been coerced into taking that action,
  - (d) provide that no person acting in relation to their own pregnancy may be sentenced to a custodial sentence, and
  - (e) provide for alternative offences in relation to acts of abortion where the woman has not, or is suspected to have not, consented to the abortion.
- (3) The Secretary of State may by regulations make any provision that appears to the Secretary of State to be appropriate in view of subsection (1), or (2).

- (4) If regulations under subsection (1) are not approved by both Houses of Parliament within three months of this Act receiving Royal Assent, then sections 58, 59 and 60 of the Offences Against the Person Act 1861 are repealed.
- (5) A statutory instrument made under this section may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.”

**Ms Harriet Harman**

NC3

Sarah Champion  
 Dame Maria Miller  
 Dame Margaret Hodge  
 Caroline Nokes  
 Jess Phillips

Dawn Butler  
 Caroline Lucas  
 Cat Smith  
 Debbie Abrahams  
 Mohammad Yasin  
 Ian Lavery  
 Bell Ribeiro-Addy  
 Hywel Williams

Alicia Kearns  
 Mr Ben Bradshaw  
 Charlotte Nichols  
 Paula Barker  
 Mr Rob Roberts  
 Justin Tomlinson  
 Yvonne Fovargue  
 Ben Lake

Wera Hobhouse  
 Dehenna Davison  
 Mrs Flick Drummond  
 Lloyd Russell-Moyle  
 Kim Johnson  
 Derek Twigg  
 Liz Saville Roberts  
 Paul Blomfield

To move the following Clause—

**“Removal of parental responsibility for men convicted of sexual offences against children**

- (1) After section 2 (parental responsibility for children) of the Children Act 1989, insert—

**“2A Prisoners: suspension of parental responsibility**

- (1) This section applies where—
- (a) a person (“A”) has been found guilty of a serious sexual offence involving or relating to a child or children; and
  - (b) A had parental responsibility for a child or children at the time at which the offence was committed.
- (2) A ceases to have parental responsibility for all children, for a time specified by the sentencing court or until an application by A to the family court to reinstate parental responsibility has been approved.””

**George Eustice**

NC4

Tracey Crouch  
 Kelly Tolhurst  
 Henry Smith

To move the following Clause—

**“Taking of dog without lawful authority**

- (1) A person commits an offence if, without lawful authority or reasonable excuse, the person takes or detains a dog in England—
  - (a) so as to remove it from the lawful control of any person, or
  - (b) so as to keep it from the lawful control of a person who is entitled to have lawful control of it.
- (2) No offence is committed if the person taking or detaining the dog is connected with any of the following—
  - (a) any person entitled to have lawful control of it;
  - (b) where it is removed from the lawful control of a person, that person.
- (3) A person who commits an offence under this section is liable—
  - (a) on summary conviction, to imprisonment for a term not exceeding the maximum summary term for either-way offences or a fine (or both);
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 5 years or a fine (or both).
- (4) In this section—
 

“connected person”: a person is connected with another person if—

  - (a) they are married to each other,
  - (b) they are civil partners of each other,
  - (c) one is the parent of the other, or
  - (d) they are siblings (whether of the full blood or the half blood);

“detaining”: references to a person detaining a dog include the person—

  - (a) inducing it to remain with the person or anyone else, or
  - (b) causing it to be detained;

“maximum summary term for either-way offences”, with reference to imprisonment for an offence, means—

  - a) if the offence is committed before the time when paragraph 24(2) of Schedule 22 to the Sentencing Act 2020 comes into force, 6 months;
  - (b) if the offence is committed after that time, 12 months;

“taking”: references to a person taking a dog include the person—

  - (a) causing or inducing it to accompany the person or anyone else, or
  - (b) causing it to be taken.”

**Member's explanatory statement**

This new clause makes provision for the creation of an offence of taking a dog from the lawful control of another person.

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**Greg Clark**

NC5

Tracey Crouch  
Stephen Metcalfe

To move the following Clause—

**“Sexual interference with a corpse**

- (1) The Sexual Offences Act 2003 is amended as follows.
- (2) After section 70, insert—

**“70A Sexual interference with a corpse**

- (1) A person “P” commits an offence if—
  - (a) P intentionally performs an act of physical interference with the body of a dead person, and
  - (b) the physical interference is sexual.
- (2) For the purposes of this section, physical interference may include—
  - (a) P touching the body of a dead person with any part of P’s own body, and
  - (b) P causing any item or substance to make contact with the body of a dead person.
- (3) A person guilty of an offence under this section is liable on conviction on indictment to imprisonment for a term not exceeding 10 years.””

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**Ms Harriet Harman**

NC6

Dame Margaret Hodge  
Sir Peter Bottomley  
Daisy Cooper  
Ms Karen Buck  
Tim Loughton

Dawn Butler  
Mr Ben Bradshaw  
Marsha De Cordova  
Christina Rees  
Graham Stringer  
Jon Cruddas  
Zarah Sultana  
Yasmin Qureshi  
Yvonne Fovargue

Dame Meg Hillier  
Siobhain McDonagh  
Wendy Chamberlain  
Debbie Abrahams  
Ian Mearns  
Mr Jonathan Djanogly  
Mohammad Yasin  
Paula Barker  
Dame Diana Johnson

Andy Slaughter  
Sir Stephen Timms  
Charlotte Nichols  
Ms Diane Abbott  
John Spellar  
Richard Burgon  
Mr Virendra Sharma  
Mr Rob Roberts

To move the following Clause—

**“Automatic dismissal on conviction for a serious criminal offence**

- (1) Section 50 of the Police Act 1996 (Regulations for police forces) is amended in accordance with subsections (2) and (3).
- (2) After subsection (3) insert “and subject to any regulations made under subsection (3ZA)”.



(3) After subsection (3G) insert—

“(3ZA) Regulations made under this section may provide that upon the conviction of a member of a police force for a certain type of criminal offence, that person shall be dealt with by way of automatic dismissal without the taking of any disciplinary proceedings against that person.”.

**Ms Harriet Harman**

**NC7**

Dame Margaret Hodge  
Sir Peter Bottomley  
Daisy Cooper  
Ms Karen Buck  
Tim Loughton

Dawn Butler  
Mr Ben Bradshaw  
Marsha De Cordova  
Christina Rees  
Graham Stringer  
Jon Cruddas  
Zarah Sultana  
Yasmin Qureshi  
Dame Diana Johnson

Dame Meg Hillier  
Siobhain McDonagh  
Wendy Chamberlain  
Debbie Abrahams  
Ian Mearns  
Mr Jonathan Djanogly  
Mohammad Yasin  
Paula Barker

Andy Slaughter  
Sir Stephen Timms  
Charlotte Nichols  
Ms Diane Abbott  
John Spellar  
Richard Burgon  
Mr Virendra Sharma  
Yvonne Fovargue

To move the following Clause—

**“Automatic suspension of officers charged with specified allegations**

- (1) Regulations made by the Secretary of State pursuant to section 50 of the Police Act 1996 may make further provision as set out in this section.
- (2) Where an officer is charged with an indictable-only or an either-way offence, the Regulation 11 of the Police (Conduct) Regulations 2020 and any other relevant legislation shall not initially apply.
- (3) In a case falling within subsection (2), regulations may provide that the appropriate authority must automatically suspend the officer from the office of constable for an initial period of 30 days.
- (4) Where an officer is suspended in circumstances falling under subsection (3), regulations may provide that—
  - (a) the officer remains a police officer for the purpose of the Police (Conduct) Regulations,
  - (b) the suspension must be with pay,
  - (c) at or prior to the expiry of the initial period of suspension, the appropriate authority must make a determination as to whether the suspension conditions in Regulation 11 of the Police (Conduct) Regulations 2020 are satisfied, and
  - (d) upon the making of a determination referred to in paragraph (c) that an officer should remain suspended, Regulation 11 of the Police (Conduct) Regulations shall apply thereafter to that officer.”

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**Ms Harriet Harman**

NC8

Dame Margaret Hodge  
 Sir Peter Bottomley  
 Daisy Cooper  
 Ms Karen Buck  
 Tim Loughton

Dawn Butler  
 Mr Ben Bradshaw  
 Marsha De Cordova  
 Christina Rees  
 Graham Stringer  
 Jon Cruddas  
 Zarah Sultana  
 Yasmin Qureshi  
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Dame Meg Hillier  
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 Wendy Chamberlain  
 Debbie Abrahams  
 Ian Mearns  
 Mr Jonathan Djanogly  
 Mohammad Yasin  
 Paula Barker  
 Dame Diana Johnson

Andy Slaughter  
 Sir Stephen Timms  
 Charlotte Nichols  
 Ms Diane Abbott  
 John Spellar  
 Richard Burgon  
 Mr Virendra Sharma  
 Mr Rob Roberts

To move the following Clause—

**“Automatic dismissal of officers who fail vetting**

- (1) The Police Act 1996 is amended in accordance with subsection (2).
- (2) In section 39A (Codes of practice for chief officers), after subsection (1) insert—
- “(1A) Without prejudice to subsection (1) and subject to subsection (1B), a code of practice may provide for an officer to be dismissed without notice where—
- (a) the officer fails vetting, and
  - (b) it is not reasonable to expect that the officer will be capable of being deployed to full duties within a reasonable timeframe.
- (1B) Subsection (1A) does not apply where a chief officer concludes that—
- (a) the officer, notwithstanding his vetting failure, is capable of being deployed to a substantial majority of duties appropriate for an officer of his rank; and
  - (b) it would be disproportionate to the operational effectiveness of the force for the officer to be dismissed without notice.”

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**Ms Harriet Harman**

NC9

Dame Margaret Hodge  
 Sir Peter Bottomley  
 Daisy Cooper  
 Ms Karen Buck  
 Tim Loughton

Dawn Butler  
 Mr Ben Bradshaw  
 Marsha De Cordova  
 Christina Rees  
 Graham Stringer  
 Jon Cruddas  
 Zarah Sultana  
 Yasmin Qureshi  
 Yvonne Fovargue

Dame Meg Hillier  
 Siobhain McDonagh  
 Wendy Chamberlain  
 Debbie Abrahams  
 Ian Mearns  
 Mr Jonathan Djanogly  
 Mohammad Yasin  
 Paula Barker  
 Dame Diana Johnson

Andy Slaughter  
 Sir Stephen Timms  
 Charlotte Nichols  
 Ms Diane Abbott  
 John Spellar  
 Richard Burgon  
 Mr Virendra Sharma  
 Mr Rob Roberts

To move the following Clause—

**“Duty of officer to hand over personal mobile phone**

- (1) Section 50 of the Police Act 1996 is amended in accordance with subsection (2).
- (2) After subsection (4) insert—
  - “(4A) Regulations under this section may, in connection with the procedures that are established by or under regulations made by virtue of subsection (3), provide that an officer has a duty to hand over to the appropriate authority a personal telecommunications device capable of storing information in any electronic format which can readily be produced in a visible and legible form, belonging to that police officer where there is a request by the appropriate authority in circumstances where the appropriate authority has reasonable grounds to suspect the police officer of behaving in a way that could amount to gross misconduct and in respect of which information stored on the device may be relevant to the suspected misconduct.
  - (4B) Without prejudice to the generality of subsection (4A), regulations may provide for—
    - (a) the form of the request to be made to the police officer concerned and any related information that must be provided by the police officer in releasing the device including, but not limited to, any passcode required to access information stored on the device;
    - (b) the time period within which the device must be provided to the appropriate authority and any sanction which may be imposed on the police officer for failing to do so;
    - (c) the provision to the police officer concerned of reasons for the requested possession of a device;
    - (d) the arrangements to be put in place for the protection of confidential, privileged or sensitive information stored on the device which is not relevant to the matter under investigation;
    - (e) the period of time that the device may be retained by the appropriate authority and arrangements for the return of the device when it is no longer required for the purposes of the investigation;
    - (f) the deletion of information obtained from the device and retained by the appropriate authority other than information which is reasonably required to be retained in connection with the matter under investigation; and
    - (g) the making of ancillary and consequential amendments to other regulations as may be considered necessary.
  - (4C) In subsections (4A) and (4B) “appropriate authority” has the meaning given in article 2 (interpretation) of the Police (Conduct) Regulations 2020.””

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**Peter Dowd**

NC15

Dame Diana Johnson

To move the following Clause—

**“Intentionally administering a substance with intent to cause harm**

- (1) A person (“P”) commits an offence if P intentionally administers a substance to, or causes a substance to be taken by, another person—
  - (a) without the consent of that other person, and
  - (b) with the intention of causing harm to that other person.
- (2) A person who commits an offence under this section is liable—
  - (a) on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum or both;
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 5 years.”

**Member's explanatory statement**

As it stands, spiking is covered by several different offences. This amendment is intended to create a standalone offence of spiking.

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**Peter Dowd**

NC16

Kim Johnson

To move the following Clause—

**“Complicity in joint enterprise cases**

In section 8 (abettors in misdemeanors) of the Accessories and Abettors Act 1861, after “shall” insert “, by making a significant contribution to its commission,”.

**Member's explanatory statement**

This new clause would clarify the definition of ‘joint enterprise’ (or secondary liability), so that an individual must make a “significant contribution” to an offence committed by another to be criminally liable.

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**Peter Dowd**

NC17

To move the following Clause—

**“Offence of failing to remain at the scene of a traffic collision**

In section 170 of the Road Traffic Act 1988, after subsection (4) insert—

- “(4A) A person guilty of an offence under subsection (4) is liable—
- (a) If a person other than the driver of the vehicle suffered a fatal injury—

- (i) on conviction on indictment, to imprisonment for a term not exceeding 14 years.
- (b) If a person other than the driver of the vehicle suffered a serious non-fatal injury—
  - (i) on summary conviction, to imprisonment for a term not exceeding 10 years or a fine not exceeding £20,000 or both;
  - (ii) on conviction on indictment, to imprisonment for a term not exceeding 10 years.
- (c) In any other case—
  - (i) on summary conviction, to imprisonment for a term not exceeding 10 years or a fine not exceeding £20,000 or both;
  - (ii) on conviction on indictment, to imprisonment for a term not exceeding 10 years.”

**Member's explanatory statement**

This new clause would expand the existing offence of failing to stop after a road collision to create more serious penalties for failing to stop after collisions which result in death or serious injury.

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**Peter Dowd**

**NC18**

To move the following Clause—

**“Time to report road collision**

In section 170 of the Road Traffic Act 1988, omit subsection (6) and insert—

- (6) In complying with a duty under this section to report an accident or to produce such a certificate of insurance or other evidence, as is mentioned in section 165(2)(a) of this Act, it is an offence for a driver—
  - (a) not to do so at a police station or to a constable as soon as is reasonably practicable, and
  - (b) not to do so within two hours of the occurrence of the accident in relation to reporting an accident, or within twenty-four hours of the occurrence of the accident in relation to the production of a certificate of insurance or other evidence.”

**Member's explanatory statement**

This amendment would amend the Road Traffic Act 1988 to reduce the time within which a driver must report a road collision in which they were involved from twenty-four hours to two hours, and make it an offence not to report an accident.

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**Alex Cunningham**

**NC19**

Shabana Mahmood

To move the following Clause—

**“Use of another person’s dwelling place for criminal purposes: cuckooing**

- (1) A person “P” commits an offence if—
  - (a) P makes regular use of or takes up residence in a residential building lawfully occupied by another person “R”,
  - (b) P uses the residential building as a base for criminal activities including but not limited to—
    - (i) dealing, storing or taking unlawfully held controlled drugs,
    - (ii) facilitating sex work,
    - (iii) taking up residence without a lawful agreement with R in circumstances where R is under duress or otherwise being coerced or controlled, or
    - (iv) financially abusing R.
- (2) For the purposes of this section—
  - (a) “building” includes any structure or part of a structure (including a temporary or moveable structure), and
  - (b) a building is “residential” if it is designed or adapted, before the time of entry, for use as a place to live.
- (3) A person who commits an offence under this section is liable—
  - (a) on summary conviction, to imprisonment for a term not exceeding the general limit in a magistrates’ court or a fine (or both);
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 5 years or a fine (or both).”

**Member’s explanatory statement**

This new clause would make cuckooing an offence. Cuckooing is where the home of a vulnerable person is taken over by a criminal in order to use it to deal, store or take drugs, facilitate sex work, as a place for them to live, or to financially abuse the occupier.

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Jess Phillips

NC20

To move the following Clause—

**“Sharing or threatening to share intimate photograph or film: modesty clothing**

- (1) Section 188 of the Online Safety Act 2023 is amended as follows.
- (2) After inserted section 66D(5)(e) insert—
  - “(f) the person not wearing modesty clothing such as a hijab or niqab when they would normally do so.””

**Member’s explanatory statement**

This new clause would see definition of “intimate image” extended to include specific categories of image that may be considered intimate by particular religious or cultural groups.

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Jess Phillips

NC23

To move the following Clause—

**“Sexual exploitation of an adult**

- (1) The Sexual Offences Act 2003 is amended as follows.
- (2) Section 52 is amended as follows—
  - (a) in the title for “Causing or inciting prostitution” substitute “Sexual exploitation”, and
  - (b) in paragraph (1)(a) for “causes or incites another person to become a prostitute” substitute “sexually exploits another person”.
- (3) Section 53 is amended as follows—
  - (a) in the title for “prostitution” substitute “sexual exploitation”, and
  - (b) in paragraph (1)(a) for “prostitution” substitute “sexual exploitation”.
- (4) Section 54 is amended as follows—
  - (a) in subsection (2) for “sections 51A, 52, 53 and 53A” substitute “section 53A”, and
  - (b) at end insert—
    - “(4) In sections 52 and 53 “sexual exploitation” means conduct by which a person manipulates, deceives, coerces or controls another person to undertake sexual activity.”.

**Member's explanatory statement**

This new clause is an amendment to the Sexual Offences Act 2003, specifically in Sections 52 and 53, “replacing prostitution for gain” with “sexual exploitation of an adult”.

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Jess Phillips

NC24

Dame Diana Johnson

To move the following Clause—

**“Human trafficking**

- (1) Section 2 of the Modern Slavery Act 2015 is amended as follows.
- (2) In subsection (1) for “arranges or facilitates the travel of” substitute “recruits, transports, transfers, harbours or receives through force, fraud or deception”.
- (3) In subsection (2) for “travel” substitute “the matters mentioned in subsection (1)”.
- (4) Omit subsections (3) to (5).
- (5) In paragraph (6)(a) for “arranging or facilitating takes” substitute “matters mentioned in subsection (1) take”.
- (6) Omit paragraph (6)(b).

- (7) In paragraph (7)(a) for “arranging or facilitating takes” substitute “matters mentioned in subsection (1) take”.
- (8) In paragraph (7)(b) for the first “the” substitute “any”.

**Member's explanatory statement**

This new clause brings the definition of human trafficking in the Modern Slavery Act 2015 in line with the UN definition, particularly removing the requirement for exploitation to have involved travel.

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Jess Phillips

NC25

To move the following Clause—

**“Grooming as an aggravating factor**

After section 72 of the Sentencing Code (supply of psychoactive substance in certain circumstances) insert—

**“(72A) Grooming**

- (1) This section applies where a court is considering the seriousness of an offence which is aggravated by grooming.
- (2) The court—
  - (a) must treat the fact that the offence is aggravated by grooming as an aggravating factor, and
  - (b) must state in open court that the offence is so aggravated.”

**Member's explanatory statement**

This new clause ensures grooming is to be seen as an aggravating factor in certain cases where the victim is an adult.

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Jess Phillips

NC26

To move the following Clause—

**“Loitering and soliciting: repeal**

Section 1 of the Street Offences Act 1959 (loitering or soliciting for purposes of prostitution) is repealed.”

**Member's explanatory statement**

This new clause repeals soliciting and loitering as an offence.



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Jess Phillips

NC27

To move the following Clause—

**“Aggravating factor relevant to offence of murder: honour based violence and abuse**

- (1) Schedule 21 to the Sentencing Code (determination of minimum term in relation to mandatory life sentence for murder etc) is amended as follows.
- (2) After paragraph 9(g) insert—
  - “(h) the fact that the offender inflicted honour-based violence or abuse on the victim.””

**Member's explanatory statement**

A new clause to instate honour-based abuse as an aggravating factor in murder cases.

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Jess Phillips

NC28

To move the following Clause—

**“Aggravating factor relevant to offence of murder: strangulation**

- (1) Schedule 21 to the Sentencing Code (determination of minimum term in relation to mandatory life sentence for murder etc) is amended as follows.
- (2) After paragraph 9(g) insert—
  - “(h) the fact that the offender strangled the victim as part of the homicide.””

**Member's explanatory statement**

A new clause to instate strangulation as an aggravating factor in murder cases.

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Jess Phillips

NC29

To move the following Clause—

**“Infidelity of victim not to be used as part of a defence to murder**

When considering a charge of murder, the court may not take into account as part of the defendant’s defence an allegation that the victim was at any time or in any way, physical or verbal, sexually unfaithful to the defendant.”

**Member's explanatory statement**

This new clause would ensure sexual infidelity can never be used as a defence to murder.

---

Jess Phillips

NC30

To move the following Clause—

**“Power of Secretary of State to disregard convictions or cautions: Loitering or soliciting for purposes of prostitution**

- (1) Section 92 of the Street Offences Act 1959 is amended as follows.
- (2) For subsection (1) substitute—
  - “(1) A person who has been convicted of, or cautioned for, an offence in circumstances where—
    - (a) the conduct constituting the offence was sexual activity between persons of the same sex, or
    - (b) the offence was committed under section 1 of the Street Offences Act 1959, may apply to the Secretary of State for the conviction or caution to become a disregarded conviction or caution.”
- (3) In subsection (2) after first “caution” insert “received in the circumstances set out in subsection (1)(a)”.

**Member's explanatory statement**

A new clause that allows a process allowing the Secretary of State to disregard convictions and cautions received under section 1 of the Street Offences Act 1959.

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Jess Phillips

NC31

To move the following Clause—

**“Reasonable force in domestic abuse cases**

- (1) Section 76 of the Criminal Justice and Immigration Act 2008 (reasonable force for purposes of self-defence etc.) is amended as follows.
- (2) In subsection (5A) after “In a householder case” insert “or a domestic abuse case”.
- (3) In subsection (6) after “In a case other than a householder case” insert “or a domestic abuse case”.
- (4) After subsection (8F) insert—
  - “(8G) For the purposes of this section “a domestic abuse case” is a case where—
    - (a) the defence concerned is the common law defence of self-defence,
    - (b) D is, or has been, a victim of domestic abuse, and
    - (c) the force concerned is force used by D against the person who has perpetrated the abusive behaviour referred to in paragraph (b).

(8H) Subsection (8G)(b) will only be established if the behaviour concerned is, or is part of, a history of conduct which constitutes domestic abuse as defined in sections 1 and 2 of the Domestic Abuse Act 2021, including but not limited to conduct which constitutes the offence of controlling or coercive behaviour in an intimate or family relationship as defined in section 76 of the Serious Crime Act 2015 (controlling or coercive behaviour in an intimate or family relationship)."

(5) In subsection (9) after "householder cases" insert "and domestic abuse cases"."

#### Member's explanatory statement

Statutory defence for victims of domestic abuse who may have been coerced into committing certain crimes or driven to use force against their abuser, as a result of being a victim of domestic abuse.

---

Jess Phillips

NC32

To move the following Clause—

#### **"Defence for victims of domestic abuse who commit an offence**

- (1) A person is not guilty of an offence if—
  - (a) the person is aged 18 or over when the person does the act which constitutes the offence,
  - (b) the person does that act because the person is compelled to do it,
  - (c) the compulsion is attributable to their being a victim of domestic abuse, and
  - (d) a reasonable person in the same situation as the person and having the person's relevant characteristics would have no realistic alternative to doing that act.
- (2) A person may be compelled to do something by another person or by the person's circumstances.
- (3) Compulsion is attributable to domestic abuse only if—
  - (a) it is, or is part of, conduct which constitutes domestic abuse as defined in sections 1 and 2 of the Domestic Abuse Act 2021, including but not limited to conduct which constitutes the offence of controlling or coercive behaviour in an intimate or family relationship as defined in section 76 of the Serious Crime Act 2015, or
  - (b) it is a direct consequence of a person being, or having been, a victim of such abuse.
- (4) A person is not guilty of an offence if—
  - (a) the person is under the age of 18 when the person does the act which constitutes the offence,
  - (b) the person does that act as a direct consequence of the person being, or having been, a victim of domestic abuse as defined at subsection (3)(a) above, and
  - (c) a reasonable person in the same situation as the person and having the person's relevant characteristics would do that act.

- (5) For the purposes of this section “relevant characteristics” means age, sex, any physical or mental illness or disability and any experience of domestic abuse.
- (6) In this section references to an act include an omission.
- (7) Subsections (1) and (4) do not apply to an offence listed in Schedule [Offences to which the defence for victims of domestic abuse who commit an offence does not apply].
- (8) The Secretary of State may by regulations amend Schedule [Offences to which the defence for victims of domestic abuse who commit an offence does not apply].
- (9) The Secretary of State must make arrangements for monitoring of the types of offence for which victims of domestic abuse are prosecuted and use this evidence to inform an annual review of the offences listed in Schedule [Offences to which the defence for victims of domestic abuse who commit an offence does not apply] and any amendment to Schedule [Offences to which the defence for victims of domestic abuse who commit an offence does not apply].”

**Member's explanatory statement**

Statutory defence for victims of domestic abuse who may have been coerced into committing certain crimes as a result of being a victim of domestic abuse.

---

**Jess Phillips**

**NC33**

To move the following Clause—

**“Police perpetrated domestic abuse as a recordable complaint**

- (1) Schedule 3 of the Police Reform Act 2002 is amended as follows.
- (2) After paragraph 1(2)(b) insert—
  - “(c) it is alleged by any person, including any person serving with the police, that a person under his direction and control, whether in the course of their duties or otherwise, has engaged in domestic abuse within the meaning of section 1 of the Domestic Abuse Act 2021 or abuse of position for a sexual purpose,”
- (3) After paragraph 2(6B)(c) insert—
  - “(ca) the complaint is one which alleges that a person serving with the police, whether in the course of their duties or otherwise, has engaged in domestic abuse or abuse of position for a sexual purpose; and “domestic abuse” has the meaning set out in section 1 of the Domestic Abuse Act 2021,.”

**Member's explanatory statement**

This new clause would ensure all allegations of Police Perpetrated Domestic abuse are treated either as a recordable police complaint or as a recordable conduct matter.

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Jess Phillips

NC34

To move the following Clause—

**“Domestic abuse complainants: police officers and police staff**

- (1) Section 29(4)(a) of the Police Reform Act 2002 is amended as follows.
- (2) After “person whose conduct it was” insert “, save that this paragraph does not apply where the conduct alleged (assuming it to have occurred) falls within the definition of domestic abuse in section 1 of the Domestic Abuse Act 2021 or constitutes abuse of position for a sexual purpose,”.

**Member's explanatory statement**

This new clause would ensure that police officers and members of police staff have the same right to make a complaint of domestic abuse against a member of their force as do members of the public.

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Alex Norris

NC35

To move the following Clause—

**“Vetting: duty of chief officers**

- (1) Chief officers must ensure that all persons under their direction and control have valid and current vetting clearance appropriate to their role.
- (2) All persons under the direction and control of a chief officer must be re-vetted—
  - (a) within a period of five years from an individual coming under the direction and control of a chief officer; and
  - (b) within a period no longer than every five years thereafter.
- (3) Vetting clearance must not be granted to persons who have received a caution or conviction for serious violent or sexual offences including, but not limited to offences involving—
  - (a) domestic abuse,
  - (b) coercive and controlling behaviour,
  - (c) stalking,
  - (d) harassment,
  - (e) sexual assault or abuse,
  - (f) rape, or
  - (g) female genital mutilation.
- (4) A person who does not have valid and current vetting clearance appropriate to their role will be dismissed.”

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Alex Norris

NC36

To move the following Clause—

**“Allegation of violence against women and girls: withdrawal of warrant card**

Where a police officer is the subject of an allegation that the officer has perpetrated violence against a woman or a girl, the officer’s warrant card must be withdrawn pending investigation.”

**Member's explanatory statement**

This new clause creates a provision requiring the removal of warrant cards from police officers who are under investigation for crimes relating to violence against women and girls.

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Alex Norris

NC37

To move the following Clause—

**“Remand of juveniles in police detention**

In section 38 of the Police and Criminal Evidence Act 1984—

- (1) Omit sub-section (1)(b) and insert “if he is an arrested juvenile—
- (i) his name or address cannot be ascertained or the custody officer has substantial grounds for doubting whether a name or address furnished by him as his name or address is his real name or address;
  - (ii) in the case of a juvenile arrested for an indictable offence—
    - (A) the custody officer has substantial grounds for believing that the juvenile arrested will fail to appear in court to answer bail;
    - (B) the custody officer has substantial grounds for believing that the detention of the juvenile arrested is necessary to prevent him from interfering with the administration of justice or with the investigation of offences or of a particular offence;
  - (iii) in the case of a juvenile arrested for an offence which is not an indictable offence—
    - (A) the juvenile has previously failed to appear in court to answer bail and the custody officer has substantial grounds to believe that the juvenile would fail to appear;
    - (B) the juvenile has been arrested for breach of bail in these proceedings and the custody officer has substantial grounds to believe that the juvenile would fail to appear;
    - (C) the juvenile is arrested for breach of bail and the custody officer has substantial grounds for believing

that they would interfere with the administration of justice or with the investigation of offences;

- (iv) the custody officer has substantial grounds for believing that the detention is necessary to prevent the juvenile committing further indictable offences and to protect the public from death or serious injury, and these risks cannot be safely managed through bail conditions.”

(2) After sub-section (1), insert—

“(1A) Before deciding whether to remand a juvenile the custody officer must consider the best interests and welfare of the juvenile.””

#### **Member's explanatory statement**

This new clause would bring the grounds on which the police can refuse to bail a child post-charge, and remand them in police custody, into closer alignment with the grounds used by the court to refuse bail and remand a child to custody.

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Alex Norris

NC38

Dame Diana Johnson

To move the following Clause—

#### **“Police provision of naloxone**

- (1) The College of Policing must exercise its powers under section 39A of the Police Act 1996 to issue a code of practice about the provision of naloxone and other medications for the treatment of persons suffering drug-related overdoses in police stations.
- (2) The Code must set out—
- (a) which officers should be provided with such medications and related equipment,
  - (b) in what circumstances such medications should be used, and
  - (c) what guidance should be provided to officers on the use of such medications.
- (3) In drawing up the code of conduct, the College of Policing must consult with such individuals or bodies as it sees fit.”

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Alex Norris

NC39

Dame Diana Johnson

To move the following Clause—

**“Requirement for specialist rape and serious sexual offence teams**

- (1) The chief officer of each police force in England and Wales must establish a specialist team for the investigation of rape and serious sexual offences within the relevant force area.
- (2) The chief officer must provide for members of the specialist team to be provided with such training and guidance on the investigation of rape and serious sexual offences as the chief officer sees fit.
- (3) Any chief officer who fails to establish a specialist team must produce and publish a report to the Secretary of State outlining—
  - (a) the reasons for the chief officer’s decision not to establish a specialist team;
  - (b) how rape and serious sexual offences are to be investigated in the absence of a specialist team;
  - (c) what training and guidance is given to officers on the investigation of rape and serious sexual offences.”

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**Alex Cunningham**

**NC40**

Shabana Mahmood

To move the following Clause—

**“Doorstep theft: aggravating factor in theft offence**

- (1) The Sentencing Code 2020 is amended as follows.
- (2) After section 72 (supply of psychoactive substance in certain circumstances) insert—

**“72A Theft from outside a dwelling place**

- (1) This clause applies where the court is considering an offence under section 1 of the Theft Act 1968.
- (2) Where the theft is of an item delivered to, but not yet taken inside, a person’s dwelling place, the court must—
  - (a) treat this fact as an aggravating factor, and
  - (b) state in open court that the offence is so aggravated.”

**Member's explanatory statement**

This new clause defines theft from a doorstep as an aggravating factor for the purposes of sentencing in cases of theft.

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**Alex Norris**

**NC41**

Dame Diana Johnson



To move the following Clause—

**“Offence of assaulting a retail worker**

- (1) It is an offence for a person to assault, threaten or abuse another person who is a retail worker, and who is engaged, at the time, in retail work.
- (2) The offence under section 1 of threatening or abusing a retail worker—
  - (a) is committed by a person if the person—
    - (i) behaves in a threatening or abusive manner towards the worker, and
    - (ii) intends by the behaviour to cause the worker or any other person fear or alarm or is reckless as to whether the behaviour would cause such fear or alarm.
  - (b) applies to—
    - (i) behaviour of any kind including, in particular, things said or otherwise communicated as well as things done,
    - (ii) behaviour consisting of—
      - (A) a single act, or
      - (B) a course of conduct.
- (3) No offence is committed under subsection (1) unless the person who assaults, threatens or abuses knows or ought to know that the other person is a retail worker and is engaged, at the time, in retail work.
- (4) A person who commits an offence under subsection (1) is liable, on summary conviction, to imprisonment for a term not exceeding 12 months or a fine not exceeding £10,000 (or both).
- (5) An offence committed under subsection (1) is aggravated if the behaviour constituting the offence occurred because of the enforcement of a statutory age restriction.
- (6) Where, in proceedings for an offence under subsection (1), it is—
  - (a) specified in the complaint that the offence is aggravated by reason of the retail worker enforcing a statutory age restriction, and
  - (b) proved that the offence is so aggravated,the court must—
  - (a) state on conviction that the offence is so aggravated,
  - (b) record the conviction in a way that shows that the offence is so aggravated,
  - (c) take the aggravation into account in determining the appropriate sentence, and
  - (d) state—
    - (i) where the sentence imposed in respect of the offence is different from that which the court would have imposed if the offence were not so aggravated, the extent of and the reasons for that difference, or
    - (ii) otherwise, the reasons for there being no such difference.

- (7) Evidence from a single source is sufficient to establish, for the purposes of this section—
- (a) whether a person is a retail worker,
  - (b) whether the person is engaged, at the time, in retail work,
  - (c) whether an offence committed under subsection (1) is aggravated because of the enforcement of a statutory age restriction.
- (8) In this section—
- “retail worker”—
- (a) means a person whose usual place of work is retail premises, or whose usual place of work is not retail premises but who does retail work,
  - (b) includes, in relation to a business that owns or occupies any premises in which the person works, a person who—
    - (i) is an employee of the business,
    - (ii) is an owner of the business, or
    - (iii) works in the premises under arrangements made between the business and another person for the provision of staff,
  - (c) includes a person who delivers goods from retail premises.
- “retail premises” means premises that are used wholly or mainly for the sale or supply of goods, on a retail basis, to members of the public.
- “retail work”—
- (a) in the case of a person whose usual place of work is retail premises, means any work in those retail premises,
  - (b) in the case of a person whose usual place of work is not retail premises, means work in connection with—
    - (i) the sale or supply of goods, on a retail basis, to members of the public, or
    - (ii) the sale or supply of services (including facilities for gambling) in respect of which a statutory age restriction applies,
  - (c) in the case of a person who delivers goods from retail premises, means work in connection with the sale or supply of goods, on a retail basis, to members of the public done during the period beginning when the person arrives at a place where delivery of goods is to be effected and ending when the person leaves that place (whether or not goods have been delivered),
  - (d) is not dependent on a person receiving payment.
- “enforcement”, in relation to a statutory age restriction, includes—
- (a) seeking information as to a person's age,
  - (b) considering information as to a person's age, or
  - (c) refusing to sell or supply goods or services,
- for the purposes of complying with the restriction (and “enforcing” is to be construed accordingly),
- “statutory age restriction” means a provision in an enactment making it an offence to sell or supply goods or services to a person under an age specified in that or another enactment.”

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Alex Norris

NC42

To move the following Clause—

**“Requirement for anti-social behaviour lead**

- (1) The chief officer of each police force in England and Wales must appoint a designated officer for each neighbourhood within the relevant force area to act as the force’s lead on work relating to anti-social behaviour in that neighbourhood area.”

**Member's explanatory statement**

This new clause would require each police force to appoint a designated officer for each neighbourhood area to lead work on anti-social behaviour in that area.

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Jess Phillips

NC43

To move the following Clause—

**“Domestic abuse: automatic referral to Independent Office for Police Conduct**

- (1) A chief officer of police must ensure that any allegation of domestic abuse made against a person under the chief officer’s direction and control must be referred to the Independent Office for Police Conduct for determination of the mode of investigation.
- (2) If the Independent Office for Police Conduct determines that the investigation must be referred back to the chief officer’s force, then such an investigation must be conducted and concluded.
- (3) The Independent Office for Police Conduct may also refer the complaint to the chief officer of police for a different police force and direct that the complaint be investigated independently by that force.”

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Carolyn Harris

NC44

Dame Diana Johnson

To move the following Clause—

**“Offence of enabling or profiting from prostitution**

- (1) A person or body corporate (C) commits an offence if they—
  - (a) facilitate, whether online or offline, or
  - (b) gain financially froma person (A) engaging in sexual activity with another person (B) in exchange for payment or other benefit, or the promise of payment or other benefit, and the conditions in subsection (2) are met.
- (2) The conditions are—

- (a) that C knows or ought to know that A is engaging in, or intends to engage in, sexual activity for payment or other benefit; and
  - (b) that C is not a dependent child of A.
- (3) For the purposes of this section—
- (a) “Sexual activity”—
    - (i) means any acts which a reasonable person would, in all the circumstances but regardless of any person’s purpose, consider to be sexual,
    - (ii) requires A and B to be in each other’s presence,
  - (b) “Facilitates” includes, but is not limited to, causing or allowing to be displayed or published, including digitally, any advertisement in respect of sexual activity involving A.
- (4) A person guilty of an offence under this section is liable—
- (a) on summary conviction, to imprisonment for a term not exceeding 12 months or a fine not exceeding the statutory maximum or both;
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 10 years.”

**Member's explanatory statement**

This new cause would make it an offence to facilitate or profit from the prostitution of another person.

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Jess Phillips

NC48

To move the following Clause—

**“Duty to investigate suspects diligently**

- (1) The Police (Conduct) Regulations 2020 are amended as follows.
- (2) In Schedule 2 (standards of professional behaviour), under the heading “Duties and Responsibilities”, after “Police officers are diligent in the exercise of their duties and responsibilities.” insert “This includes undertaking diligent searching for, and consideration of, all relevant intelligence related to a suspect.””

**Member's explanatory statement**

This new clause is a change to Police Regulations. It is designed to ensure that officers diligently consider all intelligence on a suspect, including previous convictions or reports related to that person.

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Gerald Jones

NC49

Bob Seely  
Judith Cummins  
Carolyn Harris

To move the following Clause—

**“Amendments to the Road Traffic Act 1988**

- (1) The Road Traffic Act 1988 is amended as follows.
- (2) In each of the sections listed below, after “a road or other public place” insert “, or a private place adjacent to a road,”—
  - section 1 (causing death by dangerous driving);
  - section 1A (causing serious injury by dangerous driving);
  - section 2 (dangerous driving);
  - section 2B (causing death by careless, or inconsiderate, driving);
  - section 2C (causing serious injury by careless, or inconsiderate, driving);
  - section 3 (careless, and inconsiderate, driving).”

**Member's explanatory statement**

This new clause would extend the Road Traffic Act 1988 so that a range of driving offences can be committed in private places adjacent to roads as well as on public roads or in public places.

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**Dehenna Davison**

**NC50**

Wendy Chamberlain  
 Stephen Hammond  
 Mrs Emma Lewell-Buck  
 Greg Smith  
 Charlotte Nichols

Cat Smith  
 Jason McCartney  
 Kate Osborne  
 Dame Caroline Dinenage  
 Sir Simon Clarke  
 Ms Harriet Harman  
 Jess Phillips  
 Elliot Colburn  
 Sammy Wilson  
 Sally-Ann Hart

Simon Jupp  
 Simon Fell  
 Tracey Crouch  
 Justin Tomlinson  
 Alicia Kearns  
 Jill Mortimer  
 Carolyn Harris  
 Harriett Baldwin  
 Dame Diana Johnson

Sir Paul Beresford  
 Nickie Aiken  
 Mr Mark Francois  
 Lee Anderson  
 Ben Lake  
 Alex Norris  
 Sir Geoffrey Clifton-Brown  
 Bob Blackman  
 Derek Thomas

To move the following Clause—

**“One-punch manslaughter**

- (1) A person (P) is guilty of an offence where they cause the death of another person (B) as a result of a single punch in the circumstances described in subsection (2).
- (2) The circumstances referred to in subsection (1) are—
  - (a) P administered a single punch to the head or neck of B;
  - (b) there was significant risk that the punch would cause serious physical harm to B;
  - (c) P was or ought to have been aware of the risk mentioned in paragraph (b);
  - (d) P did not administer the punch referred to in paragraph (a) in self-defence; and

- (e) B's death was caused by—
  - (i) the impact of the punch, or
  - (ii) further impact or injury resulting from the single punch.
- (3) In this section "serious physical harm" means harm that amounts to death or serious personal injury for the purposes of the Offences against the Person Act 1861.
- (4) A person guilty of an offence under this section is liable on conviction on indictment to imprisonment for a minimum of seven years."

**Member's explanatory statement**

This new clause is intended to create a specific offence of "One Punch Manslaughter", with a minimum sentence of seven years.

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Alex Cunningham

NC51

To move the following Clause—

**"Aggravated offences: hostility towards transgender identity, sexual orientation and disability**

- (1) The Crime and Disorder Act 1998 is amended as follows.
- (2) For the first cross-heading under Part II, substitute "Offences aggravated on the grounds of race, religion, disability, sexual orientation or transgender identity: England and Wales".
- (3) In section 28—
  - (a) for the heading, substitute "Meaning of "aggravated on the grounds of race, religion, disability, sexual orientation or transgender identity"";
  - (b) in subsection (1), omit "racially or religiously aggravated" and insert "aggravated on the grounds of race, religion, disability, sexual orientation or transgender identity";
  - (c) in subsection (1)(a), omit from "based on" to the end of sub-subsection (a) and insert—
    - " —
    - (i) the victim's membership (or presumed membership) of a racial group;
    - (ii) the victim's membership (or presumed membership) of a religious group;
    - (iii) a disability (or presumed disability) of the victim;
    - (iv) the sexual orientation (or presumed sexual orientation) of the victim; or
    - (v) the victim being (or being presumed to be) transgender, or";
  - (d) in subsection (1)(b), omit from "hostility towards" to the end of sub-subsection (b) and insert—

" —

- (i) members of a racial group based on their membership of that group;
    - (ii) members of a religious group based on their membership of that group;
    - (iii) persons who have a disability or a particular disability;
    - (iv) persons who are of a particular sexual orientation; or
    - (v) persons who are transgender.”;
  - (e) in subsection (2), in the definition of “membership” leave out “racial or religious” and insert “relevant”.
- (4) In section 29—
- (a) for the heading, substitute “Assaults aggravated on grounds of race, religion, disability, sexual orientation or transgender identity”;
  - (b) in subsection (1), omit “racially or religiously aggravated” and insert “aggravated on the grounds of race, religion, disability, sexual orientation or transgender identity”.
- (5) In section 30—
- (a) for the heading, substitute “Criminal damage aggravated on the grounds of race, religion, disability, sexual orientation or transgender identity”;
  - (b) in subsection (1), omit “racially or religiously aggravated” and insert “aggravated on the grounds of race, religion, disability, sexual orientation or transgender identity”.
- (6) In section 31—
- (a) for the heading, substitute “Public order offences aggravated on the grounds of race, religion, disability, sexual orientation or transgender identity”;
  - (b) in subsection (1), omit “racially or religiously aggravated” and insert “aggravated on the grounds of race, religion, disability, sexual orientation or transgender identity”.
- (7) In section 32—
- (a) for the heading, substitute “Harassment etc aggravated on the grounds of race, religion, disability, sexual orientation or transgender identity”;
  - (b) in subsection (1), omit “racially or religiously aggravated” and insert “aggravated on the grounds of race, religion, disability, sexual orientation or transgender identity”.

#### **Member's explanatory statement**

This new clause would include offences motivated by hostility towards an individual's disability status, sexual orientation or transgender identity (or perception thereof) in those which are aggravated under the Crime and Disorder Act 1998.

---

Alex Norris

NC52

To move the following Clause—

**“Definition of unauthorised access to computer programs or data**

In section 17 of the Computer Misuse Act 1990, at the end of subsection (5) insert—

- “(c) he does not reasonably believe that the person entitled to control access of the kind in question to the program or data would have consented to that access if he had known about the access and the circumstances of it, including the reasons for seeking it;
- (d) he is not empowered by an enactment, by a rule of law, or by the order of a court or tribunal to access of the kind in question to the program or data.””

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Alex Norris

NC53

To move the following Clause—

**“Defences to charges under the Computer Misuse Act 1990**

- (1) The Computer Misuse Act 1990 is amended as follows.
- (2) In section 1, after subsection (2) insert—
  - “(2A) It is a defence to a charge under subsection (1) to prove that—
    - (a) the person’s actions were necessary for the detection or prevention of crime; or
    - (b) the person’s actions were justified as being in the public interest.”
- (3) In section 3, after subsection (5) insert—
  - “(5A) It is a defence to a charge under subsection (1) to prove that—
    - (a) the person’s actions were necessary for the detection or prevention of crime; or
    - (b) the person’s actions were justified as being in the public interest.””

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Chris Philp

Gov NS1

Laura Farris

To move the following Schedule—

**“SCHEDULE**

Section (*Terrorist offenders*)(1)

NOTIFICATION ORDERS

- 1 The Counter-Terrorism Act 2008 is amended as follows.



- 2 (1) Section 40 (overview) is amended as follows.
  - (2) In subsection (2) after paragraph (a) insert—
    - “(aa) orders applying the notification requirements to persons dealt with in the United Kingdom for certain offences to which this Part does not apply (see section 57A and Schedule 4A),”.
  - (3) After subsection (3) insert—
    - “(4) Schedule 6A provides for orders applying the notification requirements to persons dealt with for certain service offences to which this Part does not apply.”
- 3 In section 57, in the heading for “Notification” substitute “Foreign offence notification”.
- 4 After that section insert—

**“57A Domestic offence notification orders**

Schedule 4A makes provision for notification orders applying the notification requirements of this Part to persons who have been dealt with for certain offences that are not offences to which this Part applies.”
- 5 (1) Section 59 (application to service offences) is amended as follows.
  - (2) The existing provision becomes subsection (1) of that section.
  - (3) After that subsection insert—
    - “(2) Schedule 6A makes provision for notification orders applying the notification requirements of this Part to persons who have been dealt with for certain service offences that are not offences to which this Part applies.”
- 6 (1) Section 61 (meaning of “dealt with” for an offence) is amended as follows.
  - (2) In subsection (4)(b)—
    - (a) for “or” substitute “, paragraph 2(6)(b) of Schedule 4A”;
    - (b) after “Schedule 6” insert “or paragraph 2(6)(b) of Schedule 6A”.
  - (3) In subsection (5), at the end of paragraph (a) (before the “and”) insert—
    - “(aa) paragraph 2(5) of Schedule 4A or paragraph 2(5) of Schedule 6A (conditions for making domestic or service offence notification order where offence dealt with before commencement),”.
- 7 (1) Schedule 4 is amended as follows.
  - (2) In the Schedule heading for “Notification” substitute “Foreign offence notification”.
  - (3) For “notification order”, in each place it appears (including in any heading except the Schedule heading), substitute “foreign offence notification order”.

## 8 After Schedule 4 insert—

## "SCHEDULE 4A

Section 57A

## DOMESTIC OFFENCE NOTIFICATION ORDERS

*Introductory*

## 1 In this Schedule—

"the appropriate court" means—

- (a) in England and Wales or Northern Ireland, the High Court;
- (b) in Scotland, the Court of Session;

"authorised person" means the Secretary of State or—

- (a) in England and Wales, a chief officer of police;
- (b) in Scotland, the chief constable of the Police Service of Scotland;
- (c) in Northern Ireland, the chief constable of the Police Service of Northern Ireland;

"offence": any reference to an offence is to an offence under the law of England and Wales, Scotland or Northern Ireland (and does not include a service offence).

*Domestic offence notification orders*

- 2 (1) This paragraph applies where an authorised person makes an application to the appropriate court for an order under this paragraph (a "domestic offence notification order") in respect of a person ("the offender").
- (2) The court must make a domestic offence notification order in respect of the offender if it is satisfied that the following 4 conditions are met (and must otherwise refuse the application).
- (3) The first condition is that the offender has been dealt with for an offence ("the relevant offence") that—
  - (a) was committed before 29 June 2021,
  - (b) is punishable with imprisonment for more than 2 years, and
  - (c) is not an excluded offence.
- (4) "Excluded offence" means—
  - (a) an offence to which this Part applied when the offender was dealt with (see sections 41 and 42),
  - (b) an offence in relation to which section 30 or 31 of this Act or section 69 of the Sentencing Code applied,
  - (c) an offence in relation to which section 31 of this Act would have applied if paragraph (b) of subsection (1) of that section were omitted, or
  - (d) an offence under section 19, 21A or 39 of the Terrorism Act 2000.

- (5) If the offender was dealt with for the relevant offence before the commencement of this Part, sub-paragraph (4) applies as if for paragraph (a) there were substituted—
- “(a) an offence which, on the commencement of this Part, was within section 41(1) or (2),”.
- (6) The second condition is that—
- (a) the offender has been dealt with for the relevant offence in a way mentioned in section 45 (reading any reference to an offence to which this Part applies as a reference to the relevant offence),
- (b) the offender was aged 16 or over at the time of being dealt with for the relevant offence, and
- (c) the offender—
- (i) is imprisoned or detained in pursuance of the sentence passed or order made in respect of the offence,
- (ii) would be so imprisoned or detained but for being unlawfully at large, absent without leave, on temporary leave or leave of absence, or on bail pending an appeal, or
- (iii) is on licence, having served the custodial part of a sentence of imprisonment in respect of the offence.
- (7) The third condition is that the relevant offence has a terrorist connection (see section 93).
- (8) The fourth condition is that the period in respect of which the notification requirements would apply in respect of the relevant offence (see section 53) has not expired.

*Restrictions on applications for domestic offence notification orders*

- 3 (1) A chief officer of police may make an application for a domestic offence notification order in respect of a person only if—
- (a) the person resides in the chief officer’s police area, or
- (b) the chief officer believes that the person is in, or is intending to come to, that area.
- (2) The chief constable of the Police Service of Scotland may make an application for a domestic offence notification order in respect of a person only if—
- (a) the person resides in Scotland, or
- (b) the chief constable believes that the person is in, or is intending to come to, Scotland.
- (3) The chief constable of the Police Service of Northern Ireland may make an application for a domestic offence notification order in respect of a person only if—
- (a) the person resides in Northern Ireland, or

- (b) the chief constable believes that the person is in, or is intending to come to, Northern Ireland.

*Effect of domestic offence notification order*

- 4 The effect of a domestic offence notification order is that the notification requirements of this Part apply to the offender.

*Modifications of this Part*

- 5 (1) The following modifications apply where a domestic offence notification order is made.
- (2) Section 43(1) does not apply to the offender, as regards the relevant offence.
- (3) Section 47(1) (initial notification) applies as if the reference to the day on which the person is dealt with were a reference to the date of service of the domestic offence notification order.
- (4) For the purposes of section 53 (period for which notification requirements apply), references there to “the offence” are to the relevant offence.
- (5) For the meaning of “the relevant offence”, see paragraph 2(3).”

9 After Schedule 6 insert—

“SCHEDULE 6A

Section 59(2)

SERVICE OFFENCE NOTIFICATION ORDERS

*Introductory*

- 1 In this Schedule—
- “the appropriate court” means—
- (a) in England and Wales or Northern Ireland, the High Court;
- (b) in Scotland, the Court of Session;
- “authorised person” means the Secretary of State or—
- (a) in England and Wales, a chief officer of police;
- (b) in Scotland, the chief constable of the Police Service of Scotland;
- (c) in Northern Ireland, the chief constable of the Police Service of Northern Ireland.

*Service offence notification orders*

- 2 (1) This paragraph applies where an authorised person makes an application to the appropriate court for an order under this paragraph (a “service offence notification order”) in respect of a person (“the offender”).

- (2) The court must make a service offence notification order in respect of the offender if it is satisfied that the following 4 conditions are met (and must otherwise refuse the application).
- (3) The first condition is that the offender has been dealt with for a service offence (“the relevant offence”) that—
  - (a) is punishable with imprisonment for more than 2 years,
  - (b) is not an excluded offence, and
  - (c) if a day has been appointed for the commencement of section 1 of the Counter-Terrorism and Sentencing Act 2021 as that section has effect for the purposes of section 69 of the Sentencing Code as applied by section 238 of the Armed Forces Act 2006, is committed before that day.
- (4) In sub-paragraph (3)(b) “excluded offence” means—
  - (a) a service offence to which this Part applied when the offender was dealt with (see paragraphs 1 and 2 of Schedule 6),
  - (b) a service offence in relation to which section 32 of this Act or section 69 of the Sentencing Code applied, or
  - (c) a service offence as respects which the corresponding civil offence is an offence under section 19, 21A or 39 of the Terrorism Act 2000.
- (5) If the offender was dealt with for the relevant offence before the commencement of this Part, sub-paragraph (4) applies as if for paragraph (a) there were substituted—
  - “(a) a service offence as respects which the corresponding civil offence was on the commencement of this Part within section 41(1) or (2),”.
- (6) The second condition is that—
  - (a) the offender has been dealt with for the relevant offence in a way mentioned in paragraph 5 of Schedule 6 (reading any reference to a service offence to which this Part applies as a reference to the relevant offence),
  - (b) the offender was aged 16 or over at the time of being dealt with for the relevant offence, and
  - (c) the offender—
    - (i) is imprisoned or detained in pursuance of the sentence passed or order made in respect of the offence,
    - (ii) would be so imprisoned or detained but for being unlawfully at large, absent without leave, on temporary leave or leave of absence, or on bail pending an appeal, or
    - (iii) is on licence, having served the custodial part of a sentence of imprisonment in respect of the offence.

- (7) The third condition is that the relevant offence has a terrorist connection (see section 93).
- (8) The fourth condition is that the period in respect of which the notification requirements would apply in respect of the relevant offence (see paragraph 7 of Schedule 6) has not expired.

*Restrictions on applications for service offence notification orders*

- 3 (1) A chief officer of police may make an application for a service offence notification order in respect of a person only if—
  - (a) the person resides in the chief officer's police area, or
  - (b) the chief officer believes that the person is in, or is intending to come to, that area.
- (2) The chief constable of the Police Service of Scotland may make an application for a service offence notification order in respect of a person only if—
  - (a) the person resides in Scotland, or
  - (b) the chief constable believes that the person is in, or is intending to come to, Scotland.
- (3) The chief constable of the Police Service of Northern Ireland may make an application for a service offence notification order in respect of a person only if—
  - (a) the person resides in Northern Ireland, or
  - (b) the chief constable believes that the person is in, or is intending to come to, Northern Ireland.

*Effect of service offence notification order*

- 4 The effect of a service offence notification order is that the notification requirements of this Part apply to the offender.

*Modifications of this Part*

- 5 (1) The following modifications apply where a service offence notification order is made.
  - (2) Section 47(1) (initial notification) applies as if the reference to the day on which the person is dealt with were a reference to the date of service of the service offence notification order.
  - (3) Paragraph 3(1) of Schedule 6 does not apply to the offender, as regards the relevant offence.
  - (4) For the purposes of paragraph 7 of that Schedule (period for which notification requirements apply), references there to "the service offence" or "the offence" are to the relevant offence.
  - (5) For the meaning of "the relevant offence", see paragraph 2(3)."

**Member's explanatory statement**

The new schedule provides for orders applying the notification requirements in Part 4 of the Counter-Terrorism Act 2008 to persons who have committed certain domestic offences or service offences.

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Jess Phillips

NS2

To move the following Schedule—

“SCHEDULE

OFFENCES TO WHICH THE DEFENCE FOR VICTIMS OF DOMESTIC ABUSE WHO COMMIT AN OFFENCE DOES NOT APPLY

*Common Law Offences*

- 1 False imprisonment.
- 2 Kidnapping.
- 3 Manslaughter.
- 4 Murder.
- 5 Perverting the course of justice.
- 6 Piracy.

*Offences against the Person Act 1861 (c. 100)*

- 7 An offence under any of the following provisions of the Offences Against the Person Act 1861—
  - section 4 (soliciting murder)
  - section 16 (threats to kill)
  - section 18 (wounding with intent to cause grievous bodily harm)
  - section 20 (malicious wounding)
  - section 21 (attempting to choke, suffocate or strangle in order to commit or assist in committing an indictable offence)
  - section 22 (using drugs etc to commit or assist in the committing of an indictable offence)
  - section 23 (maliciously administering poison etc so as to endanger life or inflict grievous bodily harm)
  - section 27 (abandoning children)
  - section 28 (causing bodily injury by explosives)
  - section 29 (using explosives with intent to do grievous bodily harm)
  - section 30 (placing explosives with intent to do bodily injury)

- section 31 (setting spring guns etc with intent to do grievous bodily harm)
- section 32 (endangering safety of railway passengers)
- section 35 (injuring persons by furious driving)
- section 37 (assaulting officer preserving wreck)
- section 38 (assault with intent to resist arrest).

*Explosive Substances Act 1883 (c. 3)*

- 8 An offence under any of the following provisions of the Explosive Substances Act 1883—
- section 2 (causing explosion likely to endanger life or property)
  - section 3 (attempt to cause explosion, or making or keeping explosive with intent to endanger life or property)
  - section 4 (making or possession of explosives under suspicious circumstances).

*Infant Life (Preservation) Act 1929 (c. 34)*

- 9 An offence under section 1 of the Infant Life (Preservation) Act 1929 (child destruction).

*Children and Young Persons Act 1933 (c. 12)*

- 10 An offence under section 1 of the Children and Young Persons Act 1933 (cruelty to children).

*Public Order Act 1936 (1 Edw. 8 & 1 Geo. 6 c. 6)*

- 11 An offence under section 2 of the Public Order Act 1936 (control etc of quasi-military organisation).

*Infanticide Act 1938 (c. 36)*

- 12 An offence under section 1 of the Infanticide Act 1938 (infanticide).

*Firearms Act 1968 (c. 27)*

- 13 An offence under any of the following provisions of the Firearms Act 1968—
- section 5 (possession of prohibited firearms)
  - section 16 (possession of firearm with intent to endanger life)
  - section 16A (possession of firearm with intent to cause fear of violence)
  - section 17(1) (use of firearm to resist arrest)
  - section 17(2) (possession of firearm at time of committing or being arrested for specified offence)
  - section 18 (carrying firearm with criminal intent).



*Theft Act 1968 (c. 60)*

- 14 An offence under any of the following provisions of the Theft Act 1968—
- section 8 (robbery or assault with intent to rob)
  - section 9 (burglary), where the offence is committed with intent to inflict grievous bodily harm on a person, or to do unlawful damage to a building or anything in it
  - section 10 (aggravated burglary)
  - section 12A (aggravated vehicle-taking), where the offence involves an accident which causes the death of any person
  - section 21 (blackmail).

*Criminal Damage Act 1971 (c. 48)*

- 15 The following offences under the Criminal Damage Act 1971—
- an offence of arson under section 1
  - an offence under section 1(2) (destroying or damaging property) other than an offence of arson.

*Immigration Act 1971 (c. 77)*

- 16 An offence under section 25 of the Immigration Act 1971 (assisting unlawful immigration to member state).

*Customs and Excise Management Act 1979 (c. 2)*

- 17 An offence under section 170 of the Customs and Excise Management Act 1979 (penalty for fraudulent evasion of duty etc) in relation to goods prohibited to be imported under section 42 of the Customs Consolidation Act 1876 (indecent or obscene articles).

*Taking of Hostages Act 1982 (c. 28)*

- 18 An offence under section 1 of the Taking of Hostages Act 1982 (hostage-taking).

*Aviation Security Act 1982 (c. 36)*

- 19 An offence under any of the following provisions of the Aviation Security Act 1982—
- section 1 (hijacking)
  - section 2 (destroying, damaging or endangering safety of aircraft)
  - section 3 (other acts endangering or likely to endanger safety of aircraft)
  - section 4 (offences in relation to certain dangerous articles).

*Mental Health Act 1983 (c. 20)*

- 20 An offence under section 127 of the Mental Health Act 1983 (ill-treatment of patients).

*Child Abduction Act 1984 (c. 37)*

- 21 An offence under any of the following provisions of the Child Abduction Act 1984—
- section 1 (abduction of child by parent etc)
  - section 2 (abduction of child by other persons).

*Public Order Act 1986 (c. 64)*

- 22 An offence under any of the following provisions of the Public Order Act 1986—
- section 1 (riot)
  - section 2 (violent disorder).

*Criminal Justice Act 1988 (c. 33)*

- 23 An offence under section 134 of the Criminal Justice Act 1988 (torture).

*Road Traffic Act 1988 (c. 52)*

- 24 An offence under any of the following provisions of the Road Traffic Act 1988—
- section 1 (causing death by dangerous driving)
  - section 3A (causing death by careless driving when under the influence of drink or drugs).

*Aviation and Maritime Security Act 1990 (c. 31)*

- 25 An offence under any of the following provisions of the Aviation and Maritime Security Act 1990—
- section 1 (endangering safety at aerodromes)
  - section 9 (hijacking of ships)
  - section 10 (seizing or exercising control of fixed platforms)
  - section 11 (destroying fixed platforms or endangering their safety)
  - section 12 (other acts endangering or likely to endanger safe navigation)
  - section 13 (offences involving threats).

*Channel Tunnel (Security) Order 1994 (S.I. 1994/570)*

- 26 An offence under Part 2 of the Channel Tunnel (Security) Order 1994 (SI 1994/570) (offences relating to Channel Tunnel trains and the tunnel system).

*Protection from Harassment Act 1997 (c. 40)*

- 27 An offence under any of the following provisions of the Protection from Harassment Act 1997—
- section 4 (putting people in fear of violence)
  - section 4A (stalking involving fear of violence or serious alarm or distress).

*Crime and Disorder Act 1998 (c. 37)*

- 28 An offence under any of the following provisions of the Crime and Disorder Act 1998 —
- section 29 (racially or religiously aggravated assaults)
  - section 31(1)(a) or (b) (racially or religiously aggravated offences under section 4 or 4A of the Public Order Act 1986).

*Terrorism Act 2000 (c. 11)*

- 29 An offence under any of the following provisions of the Terrorism Act 2000—
- section 54 (weapons training)
  - section 56 (directing terrorist organisation)
  - section 57 (possession of article for terrorist purposes)
  - section 59 (inciting terrorism overseas).

*International Criminal Court Act 2001 (c. 17)*

- 30 An offence under any of the following provisions of the International Criminal Court Act 2001—
- section 51 (genocide, crimes against humanity and war crimes)
  - section 52 (ancillary conduct).

*Anti-terrorism, Crime and Security Act 2001 (c. 24)*

- 31 An offence under any of the following provisions of the Anti-terrorism, Crime and Security Act 2001—
- section 47 (use of nuclear weapons)
  - section 50 (assisting or inducing certain weapons-related acts overseas)
  - section 113 (use of noxious substance or thing to cause harm or intimidate).

*Female Genital Mutilation Act 2003 (c. 31)*

- 32 An offence under any of the following provisions of the Female Genital Mutilation Act 2003—
- section 1 (female genital mutilation)

- section 2 (assisting a girl to mutilate her own genitalia)
- section 3 (assisting a non-UK person to mutilate overseas a girl's genitalia).

*Sexual Offences Act 2003 (c. 42)*

33 An offence under any of the following provisions of the Sexual Offences Act 2003—

- section 1 (rape)
- section 2 (assault by penetration)
- section 3 (sexual assault)
- section 4 (causing person to engage in sexual activity without consent)
- section 5 (rape of child under 13)
- section 6 (assault of child under 13 by penetration)
- section 7 (sexual assault of child under 13)
- section 8 (causing or inciting child under 13 to engage in sexual activity)
- section 9 (sexual activity with a child)
- section 10 (causing or inciting a child to engage in sexual activity)
- section 13 (child sex offences committed by children or young persons)
- section 14 (arranging or facilitating commission of child sex offence)
- section 15 (meeting a child following sexual grooming)
- section 16 (abuse of position of trust: sexual activity with a child)
- section 17 (abuse of position of trust: causing or inciting a child to engage in sexual activity)
- section 18 (abuse of position of trust: sexual activity in presence of child)
- section 19 (abuse of position of trust: causing a child to watch a sexual act)
- section 25 (sexual activity with a child family member)
- section 26 (inciting a child family member to engage in sexual activity)
- section 30 (sexual activity with a person with a mental disorder impeding choice)
- section 31 (causing or inciting a person with a mental disorder impeding choice to engage in sexual activity)
- section 32 (engaging in sexual activity in the presence of a person with a mental disorder impeding choice)
- section 33 (causing a person with a mental disorder impeding choice to watch a sexual act)

- section 34 (inducement, threat or deception to procure sexual activity with a person with a mental disorder)
- section 35 (causing a person with a mental disorder to engage in or agree to engage in sexual activity by inducement, threat or deception)
- section 36 (engaging in sexual activity in the presence, procured by inducement, threat or deception, of a person with a mental disorder)
- section 37 (causing a person with a mental disorder to watch a sexual act by inducement, threat or deception)
- section 38 (care workers: sexual activity with a person with a mental disorder)
- section 39 (care workers: causing or inciting sexual activity)
- section 40 (care workers: sexual activity in the presence of a person with a mental disorder)
- section 41 (care workers: causing a person with a mental disorder to watch a sexual act)
- section 47 (paying for sexual services of a child)
- section 48 (causing or inciting child prostitution or pornography)
- section 49 (controlling a child prostitute or a child involved in pornography)
- section 50 (arranging or facilitating child prostitution or pornography)
- section 61 (administering a substance with intent)
- section 62 (committing offence with intent to commit sexual offence)
- section 63 (trespass with intent to commit sexual offence)
- section 64 (sex with an adult relative: penetration)
- section 65 (sex with an adult relative: consenting to penetration)
- section 66 (exposure)
- section 67 (voyeurism)
- section 70 (sexual penetration of a corpse).

*Domestic Violence, Crime and Victims Act 2004 (c. 28)*

- 34 An offence under section 5 of the Domestic Violence, Crime and Victims Act 2004 (causing or allowing a child or vulnerable adult to die or suffer serious physical harm).

*Terrorism Act 2006 (c. 11)*

- 35 An offence under any of the following provisions of the Terrorism Act 2006—
- section 5 (preparation of terrorist acts)
  - section 6 (training for terrorism)
  - section 9 (making or possession of radioactive device or material)

- section 10 (use of radioactive device or material for terrorist purposes)
- section 11 (terrorist threats relating to radioactive devices etc).

*Modern Slavery Act 2015 (c. 30)*

- 36 An offence under any of the following provisions of the Modern Slavery Act 2015—
- section 1 (slavery, servitude and forced or compulsory labour)
  - section 2 (human trafficking).

*Ancillary offences*

- 37 (1) An offence of attempting or conspiring to commit an offence listed in this Schedule.
- (2) An offence committed by aiding, abetting, counselling or procuring an offence listed in this Schedule.
- (3) An offence under Part 2 of the Serious Crime Act 2007 (encouraging or assisting) where the offence (or one of the offences) which the person in question intends or believes would be committed is an offence listed in this Schedule.”

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## Order of the House

[28 November 2023]

That the following provisions shall apply to the Criminal Justice Bill:

### **Committal**

1. The Bill shall be committed to a Public Bill Committee.

### **Proceedings in Public Bill Committee**

2. Proceedings in the Public Bill Committee shall (so far as not previously concluded) be brought to a conclusion on 30 January 2024.
3. The Public Bill Committee shall have leave to sit twice on the first day on which it meets.

### **Proceedings on Consideration and Third Reading**

4. Proceedings on Consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.

6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on Consideration and Third Reading.

**Other proceedings**

7. Any other proceedings on the Bill may be programmed.
- 

## Order of the Committee

[12 December 2023, as amended 23 January 2024]

That—

1. the Committee shall (in addition to its first meeting at 9.25 am on Tuesday 12 December) meet—
  - (a) at 2.00 pm on Tuesday 12 December;
  - (b) at 11.30 am and 2.00 pm on Thursday 14 December;
  - (c) at 11.30 am and 2.00 pm on Thursday 11 January;
  - (d) at 9.25 am and 2.00 pm on Tuesday 16 January;
  - (e) at 11.30 am and 2.00 pm on Thursday 18 January;
  - (f) at 9.25 am and 3.00 pm on Tuesday 23 January;
  - (g) at 11.30 am and 2.00 pm on Thursday 25 January;
  - (h) at 9.25 am and 2.00 pm on Tuesday 30 January;

## 2. the Committee shall hear oral evidence in accordance with the following Table:

Date	Time	Witness
Tuesday 12 December	Until no later than 9.55 am	National Police Chiefs' Council
Tuesday 12 December	Until no later than 10.40 am	National Crime Agency; Crown Prosecution Service
Tuesday 12 December	Until no later than 11.25 am	Victims Commissioner for England and Wales; Domestic Abuse Commissioner for England and Wales
Tuesday 12 December	Until no later than 2.45 pm	Resolve; Crest Advisory
Tuesday 12 December	Until no later than 3.30 pm	College of Policing; HM Chief Inspector of Constabulary and HM Chief Inspector of Fire and Rescue Services
Tuesday 12 December	Until no later than 3.50 pm	Dame Vera Baird DBE KC
Tuesday 12 December	Until no later than 4.10 pm	Independent Reviewer of Terrorism Legislation
Tuesday 12 December	Until no later than 4.30 pm	Law Commission of England and Wales
Thursday 14 December	Until no later than 11.55 am	Police Superintendents' Association of England and Wales
Thursday 14 December	Until no later than 12.40 pm	Local Government Association; Association of Police and Crime Commissioners
Thursday 14 December	Until no later than 1 pm	Prison Officers Association
Thursday 14 December	Until no later than 2.20 pm	Kennedy Talbot KC
Thursday 14 December	Until no later than 3.05 pm	Union of Shop, Distributive and Allied Workers; Co-operative Group Limited; British Retail Consortium
Thursday 14 December	Until no later than 3.25 pm	Clare Wade KC



3. proceedings on consideration of the Bill in Committee shall be taken in the following order: Clauses 1 to 7, Schedule 1, Clauses 8 to 13, Schedule 2, Clauses 14 to 20, Schedule 3, Clauses 21 to 32, Schedule 4, Clause 33, Schedule 5, Clauses 34 to 68, Schedule 6, Clause 69, Schedule 7, Clauses 70 and 71, Schedule 8, Clauses 72 to 79, new Clauses, new Schedules, remaining proceedings on the Bill;
4. the proceedings shall (so far as not previously concluded) be brought to a conclusion at 5.00pm on Tuesday 30 January.