
Report Stage: Monday 25 March 2024

Criminal Justice Bill, As Amended (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 Any withdrawn amendments are listed at the end of the document.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.

Dame Diana Johnson

NC1

Stephen Farry
Caroline Lucas
Wendy Chamberlain
Caroline Nokes
Sarah Champion

Christine Jardine
Paula Barker
Ben Lake
Kim Johnson
Mrs Sharon Hodgson
Valerie Vaz
Richard Burgon
Dr Rupa Huq
Matthew Pennycook
Ian Byrne

Dehenna Davison
Jess Phillips
Liz Saville Roberts
Charlotte Nichols
Tracey Crouch
Dr Dan Poulter
Rachel Hopkins
Matt Warman
Rosie Duffield

Ms Harriet Harman
Daisy Cooper
Hywel Williams
Mick Whitley
Bell Ribeiro-Addy
Dame Margaret Beckett
Dame Caroline Dinenage
Lloyd Russell-Moyle
Olivia Blake

To move the following Clause—

“Removal of women from the criminal law related to abortion

For the purposes of 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 procurement 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.

Ms Harriet Harman

NC2

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
 Dame Diana Johnson

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.””

Ms Harriet Harman

NC3

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

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

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

NC4

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

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

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.”

Ms Harriet Harman

NC5

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

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

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.”

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

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

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.””

Sir Iain Duncan Smith

NC7

Caroline Ansell
 Julie Marson
 Tim Loughton
 Nick Fletcher
 Bob Seely

Jonathan Gullis
 Dame Andrea Jenkyns
 Chris Green
 Alicia Kearns
 Miriam Cates
 Dame Caroline Dinenage
 Jess Phillips
 Nickie Aiken
 Miss Sarah Dines
 Jane Hunt
 Sir Robert Buckland
 Paul Bristow
 Adam Holloway
 Alex Sobel

Mr Ranil Jayawardena
 Simon Fell
 Selaine Saxby
 Will Quince
 Suella Braverman
 Sir Peter Bottomley
 Andrew Lewer
 Sally-Ann Hart
 Bob Blackman
 Sir Jacob Rees-Mogg
 Fiona Bruce
 Dame Margaret Hodge
 Kevin Foster
 Lloyd Russell-Moyle

Greg Smith
 Andrew Selous
 Mrs Flick Drummond
 Carolyn Harris
 Sir Julian Lewis
 Sir James Duddridge
 Sarah Champion
 Shailesh Vara
 Tracey Crouch
 Mr David Jones
 Tim Farron
 Jane Stevenson
 Ms Marie Rimmer
 Damien Moore

To move the following Clause—

**“Occupation or control of another person’s residence for criminal purposes
 “Cuckooing”**

- (1) A person commits an offence if the person occupies or exercises control over the home of another person (V) in connection with the commission of a criminal offence or offences using any of the following methods—
- (a) the threat or use of force or other coercive behaviour;
 - (b) abduction, kidnap or false imprisonment;
 - (c) fraud or other deception;
 - (d) the abuse of power or a position of vulnerability;
 - (e) the giving of payments or other benefits to achieve the consent of a person who has control over V.

- (2) A person also commits an offence under this section if the person arranges or facilitates the activity set out in subsection (1).
- (3) A person who commits an offence under this section is liable—
 - (a) on conviction on indictment, to imprisonment for a term not exceeding seven years,
 - (b) on summary conviction, to imprisonment for a term not exceeding the general limit in a magistrates' court or a fine (or both)."

Member's explanatory statement

This new clause makes it an offence to exercise control over another person's residence for the purpose of criminal activity by means of coercion, threats or abuse of a position of vulnerability.

Carolyn Harris

NC8

Dame Diana Johnson
Sarah Champion
Ronnie Cowan
Sir Iain Duncan Smith

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

Dehenna Davison

NC9

Stephen Hammond
Mrs Emma Lewell-Buck
Greg Smith
Charlotte Nichols
Cat Smith

Simon Jupp
Simon Fell
Tracey Crouch

Sir Paul Beresford
Nickie Aiken
Mr Mark Francois

Jason McCartney
Kate Osborne
Dame Diana Johnson

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.

Bob Blackman

NC10

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
Kate Hollern
Alex Sobel
Ian Byrne
Derek Thomas
Ben Lake

Jo Gideon
Caroline Nokes
Nadia Whittome
Debbie Abrahams
Charlotte Nichols
Lloyd Russell-Moyle
Caroline Lucas
Liz Saville Roberts
Bell Ribeiro-Addy

Stephen Hammond
Kim Johnson
Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Hywel Williams

To move the following Clause—

“Implementation of section 81 of the Police, Crime, Sentencing and Courts Act 2022

The Secretary of State must by regulations appoint a day no later than two months following Royal Assent to this Act for the coming into force of section 81 of the Police, Crime, Sentencing and Courts Act 2022.”

Member's explanatory statement

This new clause would introduce a commencement provision for the repeal of the Vagrancy Act 1824.

Bob Blackman

NC11

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
Kate Hollern
Alex Sobel
Ian Byrne
Derek Thomas
Ben Lake

Jo Gideon
Caroline Nokes
Nadia Whittome
Debbie Abrahams
Charlotte Nichols
Lloyd Russell-Moyle
Caroline Lucas
Liz Saville Roberts
Bell Ribeiro-Addy

Stephen Hammond
Kim Johnson
Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Hywel Williams

To move the following Clause—

“Use of anti-social behaviour powers in respect of begging and sleeping rough

- (1) The Secretary of State must, within two months of Royal Assent to this Act, issue guidance to local authorities and police forces regarding the use of powers relating to anti-social behaviour in—
- (a) this Act; and

- (b) the Anti-social Behaviour, Crime and Policing Act 2014.
- (2) Guidance issued under subsection (1) must state that—
- (a) the following principles are to be applied in the exercise of powers under the Acts referred to in subsection (1)—
 - (i) begging or sleeping rough does not in itself amount to action causing harassment, alarm or distress (in the absence of other factors);
 - (ii) begging or sleeping rough does not in itself amount to unreasonable conduct (in the absence of other factors);
 - (iii) policing and other enforcement action should balance protection of the community with sensitivity to the problems that cause people to engage in begging or sleeping rough; and
 - (iv) the powers contained in the Acts referred to in subsection (1) should not in general be used in relation to people sleeping rough, and should be used in relation to people begging only where no other approach is reasonably available;
 - (b) a constable or other person exercising functions under the Acts referred to in subsection (1), or considering whether to exercise such functions, in connection with a person who has been, or may have been, involved in begging or sleeping rough, must consider whether the person could be referred to public authorities, or charitable or other persons, for help in addressing the problems that cause them to be involved in begging or sleeping rough.
- (3) Local authorities and police forces must—
- (a) have regard to the guidance issued under subsection (1); and
 - (b) take reasonable steps to provide education and training to their employees and officers designed to ensure consistent and effective application of the principles outlined in subsection (2).
- (4) Before issuing or revising guidance under subsection (1) the Secretary of State must consult—
- (a) representatives of police forces;
 - (b) representatives of local authorities; and
 - (c) persons representing the interests of homeless persons.
- (5) For the purposes of this section—
- “begging” means asking for gifts on streets or in other public places (for which purpose it is immaterial whether gifts are of money or in kind, whether they are expressed as gifts or as loans, or whether a person asks expressly or impliedly), by displaying receptacles for donations or otherwise, but does not include soliciting donations to a registered charity with the express written authority of that charity or accepting voluntary gifts offered by any person without prior request;
 - “registered charity” means a charity registered under section 30 of the Charities Act 2011, or exempted or excepted from registration under or by virtue of that section; and

“sleeping rough” means sleeping (or making preparations to sleep, or possessing bedding or other equipment for the purpose of sleeping) on streets or in other public places, or in places or structures not designed for human habitation.”

Member's explanatory statement

This new clause would require the Government to issue guidance on the use of powers relating to anti-social behaviour under this Act and the Anti-social Behaviour, Crime and Policing Act 2014.

Mr Alistair Carmichael

NC12

To move the following Clause—

“Controlling or coercive behaviour by persons providing psychotherapy or counselling services

- (1) A person (“A”) commits an offence if—
 - (a) A is a person providing or purporting to provide psychotherapy or counselling services to another person (“B”),
 - (b) A repeatedly or continuously engages in behaviour towards B that is controlling or coercive,
 - (c) the behaviour has a serious effect on B, and
 - (d) A knows or ought to know that the behaviour will or may have a serious effect on B.
- (2) A’s behaviour has a “serious effect” on B if—
 - (a) it causes B to fear, on at least two occasions, that violence will be used against B, or
 - (b) it causes B psychological harm which has a substantial adverse effect on B's usual day-to-day activities.
- (3) For the purposes of subsection (1)(d) A “ought to know” that which a reasonable person in possession of the same information would know.
- (4) In proceedings for an offence under this section it is a defence for A to show that—
 - (a) in engaging in the behaviour in question, A believed that he or she was acting in B’s best interests, and
 - (b) the behaviour was in all the circumstances reasonable.
- (5) A defence under subsection (4) requires A to have shown—
 - (a) sufficient evidence of the facts, and
 - (b) that the contrary is not proved beyond reasonable doubt.
- (6) The defence in subsection (4) is not available to A in relation to behaviour that causes B to fear that violence will be used against B.
- (7) A person guilty of an offence under this section is liable—
 - (a) on conviction on indictment, to imprisonment for a term not exceeding five years, or a fine, or both;

- (b) on summary conviction, to imprisonment for a term not exceeding 12 months, or a fine, or both.”

Caroline Ansell

NC15

Sally-Ann Hart
 Rachael Maskell
 Ms Marie Rimmer
 Robin Millar
 Bob Blackman

Mary Robinson
 Miriam Cates
 Eddie Hughes
 Mrs Flick Drummond
 Maggie Throup
 Derek Thomas
 Mr Philip Hollobone
 Sir John Hayes
 Andrew Bridgen
 John Stevenson
 Mark Pritchard

Sir Desmond Swayne
 Chris Green
 Fiona Bruce
 Sir Edward Leigh
 Sir Jacob Rees-Mogg
 Sir Gary Streeter
 James Gray
 Greg Smith
 Mrs Natalie Elphicke
 Sir Liam Fox

Nick Fletcher
 Andrew Lewer
 Marco Longhi
 Martin Vickers
 Steve Double
 Philip Davies
 Andrew Selous
 Angus Brendan MacNeil
 Justin Tomlinson
 Sir Robert Goodwill

To move the following Clause—

“Abortion: gestation limits

- (1) In section 1(2) of the Infant Life (Preservation) Act 1929, for “twenty-eight” substitute “twenty-two”.
- (2) In section 1(1)(a) of The Abortion Act 1967, for “twenty-fourth” substitute “twenty-second”.

Member's explanatory statement

This new clause would reduce the upper limit for abortion in most cases from 24 to 22 weeks.

Gerald Jones

NC16

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.

Alex Norris

NC17

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."

Alex Norris

NC18

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."

Alex Norris

NC19

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."

Alex Norris

NC20

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.

Alex Norris

NC21

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.”

Alex Norris

NC22

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.”

Alex Norris

NC23

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.
- (2) Any chief officer who fails to establish an anti-social behaviour lead officer for each neighbourhood must produce and publish a report to the Secretary of State outlining—
 - (a) the reasons for the chief officer’s decision not to establish an anti-social behaviour lead officer for each neighbourhood;
 - (b) how anti-social behaviour offences are to be investigated in the absence of lead officers;
 - (c) what training and guidance is given to officers on the investigation of anti-social behaviour offences.”

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.

Selaine Saxby

NC24

Fabian Hamilton

To move the following Clause—

“Definition of exceptional hardship

In section 35 of the Road Traffic Offenders Act 1988, after subsection (4) insert—

- “(4A) In subsection (4)(b), the hardship that would be caused by an offender’s disqualification should be regarded as exceptional only if it is significantly greater than the hardship that would be experienced by a large majority of other drivers if disqualification were imposed on them.
- (4B) In assessing whether the hardship arising from the offender’s disqualification would be exceptional a court may take account of—
 - (a) any circumstances relating to the offender’s economic circumstances or location of residence which would make it exceptionally hard for them to access essential services and facilities;
 - (b) any hardship that would be incurred by the offender’s family or others who are disabled or who depend on the offender to provide care for them; and

- (c) any other circumstances which it believes would make the hardship exceptional.””

Vicky Ford

NC25

Sir Robert Buckland
Suella Braverman

To move the following Clause—

“Offence of possession of guidance on creating child sexual abuse content

- (1) Section 69 (Possession of paedophile manual) of the Serious Crime Act 2015 is amended as follows.
- (2) In subsection (1), omit from “to” to the end of the subsection and insert—
- “possess, create, share or distribute any item that—
- (a) contains advice or guidance about abusing children sexually; or
- (b) contains advice or guidance about the creation of content which depicts the sexual abuse of children.”
- (3) In subsection (2)(b)(ii), after “sexually” insert—
- “or about the creation of content which depicts the sexual abuse of children”
- (4) In subsection (8)—
- (a) after “sexually”” insert “(or “the sexual abuse of children”),
- (b) omit “(but not pseudo-photographs)” and insert “, including pseudo-photographs”,
- (c) after second “or Northern Ireland” insert—
- ““creation of content” includes using any tool to create visual or audio content;”,
- (d) at end insert—
- ““tool” includes, but is not limited to, any computer or other digital technology, program, platform or application, including those which utilise artificial intelligence or machine learning.””

Member's explanatory statement

This new clause would expand the existing offence of possessing guides about abusing children sexually to include guides on creating child sexual abuse content, including through the use of artificial intelligence or machine learning.

Vicky Ford

NC26

Sir Robert Buckland
Suella Braverman

To move the following Clause—

“Offence of simulating sexual communication with a child

- (1) A person commits an offence if they—
 - (a) use;
 - (b) design;
 - (c) distribute; or
 - (d) provide access toa tool to simulate sexual communication with a person under 16.
- (2) For the purposes of this section—
 - (a) a communication is sexual if—
 - (i) any part of it relates to sexual activity, or
 - (ii) a reasonable person would, in all the circumstances but regardless of any person's purpose, consider any part of the communication to be sexual,
 - (b) “tool” includes, but is not limited to, any computer or other digital technology, program, platform or application, including those which utilise artificial intelligence or machine learning.
- (3) A person guilty of an offence under this section is liable to the same penalties as apply to an offence committed under section 15A of the Sexual Offences Act 2003.”

Member's explanatory statement

This new clause would create an offence of using, creating or sharing online or digital tools which simulate sexual communication with a child.

Carolyn Harris

NC27

To move the following Clause—

“Referral to diversion programmes

Any person issued with—

- (a) a nuisance begging direction (under section 46);
 - (b) a nuisance begging prevention notice (under section 47);
 - (c) a nuisance begging prevention order (under section 51);
 - (d) a nuisance rough sleeping direction (under section 59);
 - (e) a nuisance rough sleeping prevention notice (under section 60); or
 - (f) a nuisance rough sleeping prevention order (under section 64)
- must be provided by the serving authority with information on available pre-court diversion programmes relevant to the person's needs.”

Kim Johnson

NC28

John McDonnell
 Claudia Webbe
 Afzal Khan
 Marsha De Cordova
 Apsana Begum

Olivia Blake
 Sarah Champion

Mrs Sharon Hodgson

Kate Osborne

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.

Carolyn Harris

NC29

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, coercion, fraud, deception, the abuse of power or of a position of vulnerability, or the giving or receiving of payments or benefits”.
- (3) In subsection (2), for “travel” substitute “matters mentioned in subsection (1) or to V being exploited”.
- (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.

Alicia Kearns
Elliot Colburn

NC30

To move the following Clause—

“Conversion practices: prohibition

- (1) A person ('P') commits an offence if they—
 - (a) offer, administer, or take payment for conversion practices,
 - (b) offer, provide, or take payment for materials to be used in the conducting of conversion practices,
 - (c) advertise, or take payment for advertising, conversion practices, or
 - (d) assist or encourage another person to undertake any of the actions listed in this subsection.
- (2) For the purposes of this section, “conversion practices” means any conduct or activities carried out with the premeditated intent to change, replace, or negate an individual's actual or perceived sexual orientation or gender identity (or lack thereof).
- (3) This clause will apply only in England and Wales.
- (4) Where the things mentioned in subsection (1) are done in relation to a United Kingdom national or a United Kingdom resident of England and Wales, P commits an offence under subsection (1) whether or not P is a national of the United Kingdom, or resident or located in, England and Wales.
- (5) A person who commits an offence under this section is liable on summary conviction to a fine not exceeding level 5 on the standard scale.
- (6) No offence is committed—
 - (a) where a person expresses—
 - (i) a religious or other belief, provided that it is not directed to an individual as part of a conversion practice,
 - (ii) to another person their disapproval of, or acceptance of, that person's sexual orientation or transgender identity or lack thereof;
 - (b) by a person exercising parental responsibility for a child in England and Wales in accordance with the Children Act 1989,
 - (c) by a health practitioner taking an action in the course of providing a health service, provided that—
 - (i) the health practitioner complies with regulatory and professional standards and considers in their reasonable professional judgement that it is appropriate to take that action, and

- (ii) the health practitioner did not commence the health service with the intention of changing, replacing, or negating an individual's actual or perceived sexual orientation or gender identity (or lack thereof);
- (d) by a person providing assistance to another individual who is undergoing a regulated course of medical treatment or therapy; or
- (e) by a person who, other than as part of a conversion practice, facilitates or offers support to a person who is—
 - (i) exploring or questioning their sexual orientation or transgender identity or lack thereof, or
 - (ii) seeking to develop coping skills in relation to their sexual orientation or transgender identity or lack thereof."

Elliot Colburn

NC32

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.

George Eustice

NC33

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.

Richard Graham

32

Julie Marson
Lloyd Russell-Moyle
Elliot Colburn
Caroline Nokes
Mr Jonathan Lord

Wera Hobhouse
Selaine Saxby
Vicky Ford
Daisy Cooper
Judith Cummins

Sarah Champion
Simon Jupp
Dame Diana Johnson
Wendy Chamberlain

Kevin Foster
Caroline Lucas
Siobhan Baillie
Alicia Kearns

Clause 13, page 10, line 15, after “Administering” insert “or attempting to administer”

Richard Graham

33

Julie Marson
Lloyd Russell-Moyle
Elliot Colburn
Caroline Nokes
Mr Jonathan Lord

Wera Hobhouse
Selaine Saxby
Vicky Ford
Daisy Cooper
Judith Cummins

Sarah Champion
Simon Jupp
Dame Diana Johnson
Wendy Chamberlain

Kevin Foster
Caroline Lucas
Siobhan Baillie
Alicia Kearns

Clause 13, page 10, line 19, after “administers” insert “or attempts to administer”

Richard Graham

34

Julie Marson
Lloyd Russell-Moyle
Elliot Colburn
Caroline Nokes
Mr Jonathan Lord

Wera Hobhouse
Selaine Saxby
Vicky Ford
Daisy Cooper
Judith Cummins

Sarah Champion
Simon Jupp
Dame Diana Johnson
Wendy Chamberlain

Kevin Foster
Caroline Lucas
Siobhan Baillie
Alicia Kearns

Clause 13, page 10, line 20, after “administration” insert “or attempted administration”

Richard Graham 35

Julie Marson
Lloyd Russell-Moyle
Elliot Colburn
Caroline Nokes
Mr Jonathan Lord

Wera Hobhouse
Selaine Saxby
Vicky Ford
Daisy Cooper
Judith Cummins

Sarah Champion
Simon Jupp
Dame Diana Johnson
Wendy Chamberlain

Kevin Foster
Caroline Lucas
Siobhan Baillie
Alicia Kearns

Clause 13, page 10, line 23, after “causes” insert “or attempts to cause”

Richard Graham 36

Julie Marson
Lloyd Russell-Moyle
Elliot Colburn
Caroline Nokes
Mr Jonathan Lord

Wera Hobhouse
Selaine Saxby
Vicky Ford
Daisy Cooper
Judith Cummins

Sarah Champion
Simon Jupp
Dame Diana Johnson
Wendy Chamberlain

Kevin Foster
Caroline Lucas
Siobhan Baillie
Alicia Kearns

Clause 13, page 10, line 25, after “administration” insert “attempted administration”

Richard Graham 37

Julie Marson
Lloyd Russell-Moyle
Elliot Colburn
Caroline Nokes
Mr Jonathan Lord

Wera Hobhouse
Selaine Saxby
Vicky Ford
Daisy Cooper
Judith Cummins

Sarah Champion
Simon Jupp
Dame Diana Johnson
Wendy Chamberlain

Kevin Foster
Caroline Lucas
Siobhan Baillie
Alicia Kearns

Clause 13, page 10, line 26, leave out from “life” to end of line 27 and insert “, inflicts grievous bodily harm on them, or causes them annoyance or humiliation, and”

Richard Graham**38**

Julie Marson
 Lloyd Russell-Moyle
 Elliot Colburn
 Caroline Nokes
 Mr Jonathan Lord

Wera Hobhouse
 Selaine Saxby
 Vicky Ford
 Daisy Cooper
 Judith Cummins

Sarah Champion
 Simon Jupp
 Dame Diana Johnson
 Wendy Chamberlain

Kevin Foster
 Caroline Lucas
 Siobhan Baillie
 Alicia Kearns

Clause 13, page 11, line 3, leave out from “Administering” to end of line 4 and insert “or attempting to administer etc harmful substance with intent to injure, aggrieve, annoy or humiliate”

Richard Graham**39**

Julie Marson
 Lloyd Russell-Moyle
 Elliot Colburn
 Caroline Nokes
 Mr Jonathan Lord

Wera Hobhouse
 Selaine Saxby
 Vicky Ford
 Daisy Cooper
 Judith Cummins

Sarah Champion
 Simon Jupp
 Dame Diana Johnson
 Wendy Chamberlain

Kevin Foster
 Caroline Lucas
 Siobhan Baillie
 Alicia Kearns

Clause 13, page 11, line 6, after “administers” insert “or attempts to administer”

Richard Graham**40**

Julie Marson
 Lloyd Russell-Moyle
 Elliot Colburn
 Caroline Nokes
 Mr Jonathan Lord

Wera Hobhouse
 Selaine Saxby
 Vicky Ford
 Daisy Cooper
 Judith Cummins

Sarah Champion
 Simon Jupp
 Dame Diana Johnson
 Wendy Chamberlain

Kevin Foster
 Caroline Lucas
 Siobhan Baillie
 Alicia Kearns

Clause 13, page 11, line 7, after “causes” insert “or attempts to cause”

Richard Graham

41

Julie Marson
Lloyd Russell-Moyle
Elliot Colburn
Caroline Nokes
Mr Jonathan Lord

Wera Hobhouse
Selaine Saxby
Vicky Ford
Daisy Cooper
Judith Cummins

Sarah Champion
Simon Jupp
Dame Diana Johnson
Wendy Chamberlain

Kevin Foster
Caroline Lucas
Siobhan Baillie
Alicia Kearns

Clause 13, page 11, line 9, leave out from “aggrieve” to end of line 10 and insert “, annoy or humiliate the other person, or for the purposes of the entertainment of the person or any other person.”

Alex Norris

31

Clause 27, page 33, line 22, at end insert—

“(4) The Secretary of State must lay an annual report before Parliament providing information on the use of the powers introduced by this section.”

Member's explanatory statement

This amendment would require the Secretary of State to publish a report on the police's use of the new powers giving them access to driver license records.

Bob Blackman

2

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
Kate Hollern
Alex Sobel
Ian Byrne
Carolyn Harris
Hywel Williams

Jo Gideon
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Nadia Whittome
Debbie Abrahams
Charlotte Nichols
Lloyd Russell-Moyle
Caroline Lucas
Derek Thomas
Ben Lake

Stephen Hammond
Kim Johnson
Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 59, line 3, leave out Clause 46

Carolyn Harris

42

Clause 46, page 59, line 21, leave out from “writing” to the end of line 22

Carolyn Harris

43

Clause 46, page 59, line 29, leave out subsections (8) and (9)

Bob Blackman

3

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
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John Penrose
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Page 59, line 34, leave out Clause 47

Carolyn Harris

44

Clause 47, page 60, line 16, leave out paragraph (b)

Carolyn Harris

45

Clause 47, page 60, line 22, leave out subsections (7) and (8)

Bob Blackman

4

Nickie Aiken
Tracey Crouch
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Paula Barker
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Page 60, line 28, leave out Clause 48

Bob Blackman

5

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
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Mary Kelly Foy
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Page 61, line 2, leave out Clause 49

Bob Blackman

6

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
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John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
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Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
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Bell Ribeiro-Addy

Page 61, line 27, leave out Clause 50

Carolyn Harris

46

Clause 50, page 62, line 12, leave out paragraph (b)

Bob Blackman

7

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
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Mary Kelly Foy
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Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
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Bell Ribeiro-Addy

Page 62, line 15, leave out Clause 51

Carolyn Harris

47

Clause 51, page 62, line 36, leave out subsection (4)

Bob Blackman

8

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
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Stephen Hammond
Kim Johnson
Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 63, line 1, leave out Clause 52

Bob Blackman

9

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
Kate Hollern
Alex Sobel
Ian Byrne
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Sarah Champion
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Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 64, line 5, leave out Clause 53

Carolyn Harris

48

Clause 53, page 64, line 23, leave out "5 years" and insert "6 months"

Bob Blackman

10

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
Kate Hollern
Alex Sobel
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Stephen Hammond
Kim Johnson
Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 65, line 1, leave out Clause 54

Bob Blackman

11

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
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Derek Thomas
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Stephen Hammond
Kim Johnson
Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 65, line 32, leave out Clause 55

Bob Blackman

12

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
Kate Hollern
Alex Sobel
Ian Byrne
Carolyn Harris
Hywel Williams

Jo Gideon
Caroline Nokes
Nadia Whittome
Debbie Abrahams
Charlotte Nichols
Lloyd Russell-Moyle
Caroline Lucas
Derek Thomas
Ben Lake

Stephen Hammond
Kim Johnson
Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 66, line 17, leave out Clause 56

Bob Blackman

13

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
Kate Hollern
Alex Sobel
Ian Byrne
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Stephen Hammond
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Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 66, line 23, leave out Clause 57

Bob Blackman			14
Nickie Aiken			
Tracey Crouch			
Layla Moran			
Paula Barker			
Selaine Saxby			
John Penrose	Jo Gideon	Stephen Hammond	
Damian Green	Caroline Nokes	Kim Johnson	
Mick Whitley	Nadia Whittome	Sarah Champion	
Mary Kelly Foy	Debbie Abrahams	Rachel Hopkins	
Kate Hollern	Charlotte Nichols	Grahame Morris	
Alex Sobel	Lloyd Russell-Moyle	Richard Burgon	
Ian Byrne	Caroline Lucas	Sir Iain Duncan Smith	
Carolyn Harris	Derek Thomas	Liz Saville Roberts	
Hywel Williams	Ben Lake	Bell Ribeiro-Addy	

Page 67, line 26, leave out Clause 58

Bob Blackman			15
Nickie Aiken			
Tracey Crouch			
Layla Moran			
Paula Barker			
Selaine Saxby			
John Penrose	Jo Gideon	Stephen Hammond	
Damian Green	Caroline Nokes	Nadia Whittome	
Charlotte Nichols	Grahame Morris	Alex Sobel	
Lloyd Russell-Moyle	Ian Byrne	Caroline Lucas	
Sir Iain Duncan Smith	Carolyn Harris	Derek Thomas	
Liz Saville Roberts	Hywel Williams	Ben Lake	

Page 67, line 37, leave out Clause 59

Carolyn Harris		49
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Clause 59, page 68, line 24, leave out paragraph (d)

Carolyn Harris		50
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Clause 59, page 68, line 31, leave out subsections (8) and (9)

Bob Blackman

16

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
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Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 68, line 36, leave out Clause 60

Carolyn Harris

51

Clause 60, page 69, line 29, leave out paragraph (b)

Carolyn Harris

52

Clause 60, page 69, line 39, leave out subsections (8) and (9)

Bob Blackman

17

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
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Caroline Lucas
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Stephen Hammond
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Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 70, line 4, leave out Clause 61

Bob Blackman

18

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
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Ian Byrne
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Stephen Hammond
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Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 70, line 20, leave out Clause 62

Bob Blackman

19

Nickie Aiken
Tracey Crouch
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Paula Barker
Selaine Saxby

John Penrose
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Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
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Page 71, line 15, leave out Clause 63

Carolyn Harris

53

Clause 63, page 71, line 38, leave out paragraph (b)

Bob Blackman

20

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
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Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 72, line 1, leave out Clause 64

Carolyn Harris

54

Clause 64, page 72, line 23, leave out subsection (4)

Bob Blackman

21

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
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Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 72, line 27, leave out Clause 65

Bob Blackman

22

Nickie Aiken
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Paula Barker
Selaine Saxby

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Kate Hollern
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Ian Byrne
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Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 73, line 30, leave out Clause 66

Carolyn Harris

55

Clause 66, page 74, line 9, leave out "5 years" and insert "6 months"

Bob Blackman

23

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
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Derek Thomas
Ben Lake

Stephen Hammond
Kim Johnson
Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 74, line 16, leave out Clause 67

Bob Blackman

24

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
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Ben Lake

Stephen Hammond
Kim Johnson
Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 75, line 9, leave out Clause 68

Bob Blackman

25

Nickie Aiken
Tracey Crouch
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Paula Barker
Selaine Saxby

John Penrose
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Kate Hollern
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Stephen Hammond
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Sarah Champion
Rachel Hopkins
Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 75, line 32, leave out Clause 69

Bob Blackman

26

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
Damian Green
Mick Whitley
Mary Kelly Foy
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Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 77, line 2, leave out Clause 71

Bob Blackman

27

Nickie Aiken
Tracey Crouch
Layla Moran
Paula Barker
Selaine Saxby

John Penrose
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Grahame Morris
Richard Burgon
Sir Iain Duncan Smith
Liz Saville Roberts
Bell Ribeiro-Addy

Page 77, line 30, leave out Clause 72

Alex Norris

29

Clause 83, page 87, line 15, at end insert—

“(2A) The Code must set out the actions and behaviours which will be considered to constitute “acting ethically.””

Member's explanatory statement

This amendment would require the College of Policing's code to state how police officers are to embody and demonstrate the requirement to act ethically.

Alex Norris

30

Clause 83, page 87, line 15, at end insert—

“(2A) The Code must set out how persons under the chief officer's direction and control are to act ethically and with candour when discharging their duties in relation to a major incident, including—

- (a) their duty to assist with any court proceeding, official inquiry or investigation resulting from a major incident fully, transparently and with proper expedition;
- (b) their duty to disclose relevant information related to the discharge of their duties in relation to a major incident which would not otherwise be disclosed under the terms of reference or parameters of the relevant proceedings, inquiry or investigation.

(2B) The duties under (2A) may arise from—

- (a) an application by any person affected by the major incident to the relevant court or inquiry chairperson;

- (b) an instruction from the relevant court or inquiry chairperson; or
- (c) where there are no extant court or inquiry proceedings, a requirement of any judicial review proceedings in the High Court.”

Dame Diana Johnson

1

Stephen Farry
 Caroline Lucas
 Wendy Chamberlain
 Caroline Nokes
 Sarah Champion

Christine Jardine
 Paula Barker
 Kim Johnson
 Mrs Sharon Hodgson
 Valerie Vaz
 Richard Burgon

Dehenna Davison
 Jess Phillips
 Charlotte Nichols
 Tracey Crouch
 Dr Dan Poulter
 Rachel Hopkins

Ms Harriet Harman
 Daisy Cooper
 Mick Whitley
 Bell Ribeiro-Addy
 Dame Margaret Beckett
 Dame Caroline Dinenage

Clause 88, page 92, line 19, at end insert—

“() section [*Removal of women from the criminal law related to abortion*]”

Member's explanatory statement

This amendment is conditional on the introduction of NC1. It would bring the new clause into force on the day the Act is passed.

Caroline Ansell

28

Sally-Ann Hart
 Rachael Maskell
 Ms Marie Rimmer
 Robin Millar
 Bob Blackman

Mary Robinson
 Miriam Cates
 Eddie Hughes
 Mrs Flick Drummond
 Maggie Throup
 Derek Thomas
 Mr Philip Hollobone

Sir Desmond Swayne
 Chris Green
 Fiona Bruce
 Sir Edward Leigh
 Sir Jacob Rees-Mogg
 Sir Gary Streeter
 James Gray

Nick Fletcher
 Andrew Lewer
 Marco Longhi
 Martin Vickers
 Steve Double
 Philip Davies

Clause 88, page 92, line 27, at end insert—

“(g) section [*Abortion: gestation limits*].”

Member's explanatory statement

This amendment is linked to NC15.

Alex Norris

56

Schedule 2, page 105, line 4, at end insert—

“66AD Faking intimate photographs or films using digital technology

- (1) A person (A) commits an offence if A intentionally creates or designs using computer graphics or any other digital technology an image or film which appears to be a photograph or film of another person (B) in an intimate state for the purposes of—
 - (a) sexual gratification, whether of themselves or of another person;
 - (b) causing alarm, distress or humiliation to B or any other person; or
 - (c) committing an offence under sections 66A or 66B of the Sexual Offence Act 2003.
- (2) It is a defence to a charge under subsection (1) to prove that—
 - (a) A had a reasonable excuse for creating or designing the image or film, or
 - (b) that B consented to its creation.
- (3) A person who commits an offence under subsection (1) 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 two years.”

Member's explanatory statement

This amendment would make the creation of “deepfake” intimate images an offence.

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.
-

Withdrawn Amendments

The following amendments were withdrawn on 14 March 2024:

NC14

The following amendments were withdrawn on 18 March 2024:

NC13

The following amendments were withdrawn on 20 March 2024:

NC31