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Committee Stage: Thursday 20 March 2025

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## Crime and Policing Bill (Amendment Paper)

This document lists all amendments tabled to the Crime and Policing 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 Any withdrawn amendments are listed at the end of the document.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.

☆ Amendments which will comply with the required notice period at their next appearance.

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Carolyn Harris

1

☆ Clause 17, page 26, line 26, in subsection (3), leave out (a) and (b) and insert—

- “(aa) on conviction on indictment, to imprisonment for life;
- “(ab) on summary conviction, to imprisonment for a term not exceeding the general limit in a magistrates’ court or a fine or both.”

\_\_\_\_\_  
Carolyn Harris

2

☆ Clause 32, page 35, line 15, after (A) insert “aged 18 or over”

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Carolyn Harris

3

☆ Clause 43, page 47, line 34, at end insert—

- “(i) an offence under section 72 of that Act (Offences outside the United Kingdom)”

**Tonia Antoniazzi**

**NC1**

Tracy Gilbert  
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Torcuil Crichton

Ms Polly Billington  
Patricia Ferguson  
Elaine Stewart  
Catherine Fookes  
Rosie Duffield  
Irene Campbell  
Douglas McAllister

To move the following Clause—

**“Commercial sexual exploitation by a third party**

- (1) A person commits an offence if—
  - (a) the person (C) assists, facilitates, controls, or incites, by any means, another person (B) to engage in sexual activity with another person (A) in exchange for payment or other benefit, anywhere in the world; and
  - (b) the circumstances are that—
    - (i) the person (C) knows or ought to know that the other person (B) is engaging in sexual activity for payment; and
    - (ii) the person (C) assists, facilitates, controls, or incites the other person (B) to engage in sexual activity with another person (A); or
    - (iii) the person (C) causes or allows to be displayed or published, including digitally, any advertisement in respect of activity prohibited by section 1a and 1b(i).
- (2) A person (C) commits an offence under subsection (1) regardless of whether they secure personal financial gain, or personally benefits in any way, from facilitating person (B) engaging in sexual activity with person (A) in exchange for payment or other benefit.
- (3) A person (D) commits an offence under subsection (1) if they knowingly secure financial gain, or benefits in any way, from person (B) engaging in sexual activity with person (A) in exchange for payment or other benefit, anywhere in the world, regardless of whether person (D) facilitated the exchange between persons B and A.
- (4) A person guilty of 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 10 years.
- (5) In considering the seriousness of an offence committed under subsection (1)(b)(iii), the court must treat the following as aggravating factors—

- (a) the annual financial turnover of the digital or physical platform (the platform) used to facilitate and or advertise activity prohibited in subsection 1a and 1b(i);
  - (b) the number of prostitution related offences, under subsection (1), facilitated by the platform in question; and
  - (c) whether the platform has facilitated trafficking for sexual exploitation.
- (6) A person who is a UK national commits an offence under this section regardless of where the offence takes place.
- (7) A person who is not a UK national commits an offence under this section if any part of the offence takes place in the UK.
- (8) The Secretary of State must, within six months of the Act receiving Royal Assent, make regulations to appoint a public body (the designated body) to monitor and enforce compliance by online platforms with this section.
- (9) Regulations made under subsection (5) may provide the designated body with the powers, contained in section 144 of the Online Safety Act 2023, to apply to the court for a Service Restriction Order.
- (10) The designated body must, within six months of it being appointed under regulations made by subsection (5), lay before Parliament a report outlining its plan for monitoring compliance with, and enforcement of, the provisions of this section of the Act.
- (11) The designated body must lay before Parliament an annual report outlining its progress in ensuring compliance with the provisions of this Act, including information on enforcement activity relating to these provisions.”

#### Member's explanatory statement

This new clause would make it a criminal offence to enable or profit from the prostitution of another person, including by operating a website hosting adverts for prostitution.

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#### Tonia Antoniazzi

NC2

Tracy Gilbert  
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Torcuil Crichton

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Patricia Ferguson  
Elaine Stewart  
Catherine Fookes  
Rosie Duffield  
Irene Campbell  
Douglas McAllister

To move the following Clause—

**“Commercial sexual exploitation**

- (1) A person (A) who gives, offers, or promises payment to a person (B) to engage in sexual activity with person (A) shall be guilty of an offence.
- (2) A person (A) who gives, offers, or promises payment to a person (B) to engage in sexual activity with any other person (C) shall be guilty of an offence.
- (3) For the purpose of subsections (1) and (2)—
  - (a) a “payment” includes money, a benefit, or any other consideration,
  - (b) an activity is sexual if a reasonable person would consider that—
    - (i) whatever its circumstances or any person’s purpose in relation to it, it is because of its nature sexual, or
    - (ii) because of its nature it may be sexual and because of its circumstances or the purpose of any person in relation to it (or both) it is sexual,
  - (c) no offence is committed by a person (A) unless the sexual activity with the other person (B) involves—
    - (i) the person (A or C) being in the other person (B)’s presence, and
    - (ii) physical contact between the person (A or C) and the other person (B), or
    - (iii) the person (B) touching themselves for the sexual gratification of the other person (A or C),
  - (d) it is immaterial whether the payment is given, offered, or promised by a person (A) engaging in the sexual activity, or a third party.
- (4) A person guilty of an offence under subsections (1) or (2) 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), and a requirement to complete an offender behaviour programme at the offender’s expense,
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 10 years or a fine not exceeding the statutory maximum (or both).
- (5) A person who is not a UK national commits an offence under subsections (1) or (2) if any part of the offence takes place in the UK.”

**Member's explanatory statement**

This new clause makes it an offence to pay for, or attempt to, pay for sex either for themselves or on behalf of others.

**Tonia Antoniazzi**

NC3

Tracy Gilbert  
 Mrs Sharon Hodgson  
 Carolyn Harris  
 Margaret Mullane  
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 Patricia Ferguson  
 Elaine Stewart  
 Catherine Fookes  
 Rosie Duffield  
 Irene Campbell  
 Douglas McAllister

To move the following Clause—

**“Victims of Commercial sexual exploitation**

- (1) The Street Offences Act 1959 is amended as follows.
- (2) Omit sections 1 and 2.”

**Member's explanatory statement**

This new clause decriminalises victims of commercial sexual exploitation by repealing the offence of “Loitering or soliciting for purposes of prostitution” and relevant related parts of the Street Offences Act 1959.

**Carolyn Harris**

NC4

Tracy Gilbert  
 Mrs Sharon Hodgson  
 Tonia Antoniazzi  
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 Mary Glindon  
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 Rosie Duffield

Ms Polly Billington  
 Elaine Stewart  
 Catherine Fookes  
 Katrina Murray  
 Joani Reid

Gill Furniss  
 Lillian Jones  
 Kirsteen Sullivan  
 Patricia Ferguson  
 Emily Darlington

To move the following Clause—

**“Modern Slavery Act**

- (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, or transfers or exchanges control over”.
- (3) In subsection (2), for “travel” substitute “matters mentioned in subsection (1) or to V being exploited”.
- (4) Leave out subsections (3) to (5).

- (5) In subsection (6)—
- (a) in paragraph (a), for “arranging or facilitating takes” substitute “matters mentioned in subsection (1) take”, and
  - (b) leave out paragraph (b).
- (6) In subsection (7)—
- (a) in paragraph (a), for “arranging or facilitating takes” substitute “matters mentioned in subsection (1) take”, and
  - (b) in paragraph (b), for “the travel” substitute “any travel”.

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**Jess Asato**

**NC5**

Tracy Gilbert  
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Douglas McAllister  
Pam Cox

Gill Furniss  
Catherine Fookes  
Elaine Stewart  
Cat Smith  
Dame Caroline Dinenage  
Irene Campbell  
Llinos Medi  
Ben Lake

To move the following Clause—

**“Pornographic content: online harmful content**

- (1) A person commits an offence if they publish or allow or facilitate the publishing of pornographic content online which meets the criteria for harmful material under section 368E(3)(a) and section 368E(3)(b) of the Communications Act 2003.
- (2) An individual guilty of an offence is liable—
  - (a) on summary conviction, to imprisonment for a term not exceeding six months or a fine not exceeding the statutory maximum (or both);
  - (b) on conviction on indictment, to imprisonment for a term not exceeding two years or a fine or both.
- (3) A person who is a UK national commits an offence under this section regardless of where the offence takes place.
- (4) A person who is not a UK national commits an offence under this section if any part of the offence takes place in the UK.
- (5) The platform on which material that violates the provisions in this section is published can be fined up to £18 million or 10 percent of their qualifying worldwide revenue, whichever is greater.

- (6) The Secretary of State must, within six months of the Act receiving Royal Assent, make regulations appointing one or more public bodies (the appointed body) to monitor and enforce compliance by online platforms with this section.
- (7) Regulations made under subsection 6 may provide the appointed body appointed by the Secretary of State with the powers, contained in sections 144 and 146 of the Online Safety Act 2023, to apply to the court for a Service Restriction Order or Access Restriction Order (or both).
- (8) The appointed body must, within six months of being appointed by the Secretary of State, lay before Parliament a strategy for monitoring, and enforcing, compliance with the provisions in this section.
- (9) The appointed body must lay before Parliament an annual report, outlining the enforcement activity undertaken in relation to this section."

#### Member's explanatory statement

This new clause extends safeguarding requirements for pornography distributed offline to pornography distributed online, making it an offence to publish online harmful material under section 368E(3)(a) and section 368E(3)(b) of the Communications Act 2003.

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#### Jess Asato

NC6

Tracy Gilbert  
Mrs Sharon Hodgson  
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Irene Campbell  
Llinos Medi  
Ben Lake

To move the following Clause—

#### **"Pornographic content: duty to verify age**

- (1) A person (A) commits an offence if they publish or allow or facilitate the publishing of pornographic content online where it has not been verified that—
  - (a) every individual featuring in pornographic content on the platform has given their consent for the content in which they feature to be published or made available by the service; and/or
  - (b) every individual featuring in pornographic content on the platform has been verified as an adult, and that age verification completed before the content was created and before it was published on the service; and/or

- (c) every individual featured in pornographic content on the platform, that had already published on the service when this Act is passed, is an adult.
- (2) It is irrelevant under (1a) whether the individual featured in pornographic material has previously given their consent to the relevant content being published, if they have subsequently withdrawn that consent in writing either directly or via an appointed legal representative to—
    - (a) the platform, or
    - (b) the relevant regulator where a contact address was not provided by the platform to receive external communications.
  - (3) If withdrawal of consent under (2) has been communicated in writing to an address issued by the platform or to the relevant public body, the relevant material must be removed by the platform within 24 hours of the communication being sent.
  - (4) An individual guilty of an offence is liable—
    - (a) on summary conviction, to imprisonment for a term not exceeding six months or a fine not exceeding the statutory maximum (or both);
    - (b) on conviction on indictment, to imprisonment for a term not exceeding two years or a fine (or both).
  - (5) A person who is a UK national commits an offence under this section regardless of where the offence takes place.
  - (6) A person who is not a UK national commits an offence under this section if any part of the offence takes place in the UK.
  - (7) The platform on which material that violates the provisions in this section is published can be fined up to £18 million or 10 percent of their qualifying worldwide revenue, whichever is greater.
  - (8) The Secretary of State will appoint one or more public bodies to monitor and enforce compliance by online platforms with this section, with the relevant public body—
    - (a) granted powers to impose business disruption measures on non-compliant online platforms, including but not limited to service restriction (imposing requirements on one or more persons who provide an ancillary service, whether from within or outside the United Kingdom, in relation to a regulated service); and access restriction (imposing requirements on one or more persons who provide an access facility, whether from within or outside the United Kingdom, in relation to a regulated service).
    - (b) required to act in accordance with regulations relating to monitoring and enforcement of this section issued by the Secretary of State, including but not limited to providing the Secretary of State with a plan for monitoring and enforcement of the provisions in this section within six months of the bill entering into force, and publishing annual updates on enforcement activity relating to this section.



- (9) Internet services hosting pornographic content must make and keep a written record outlining their compliance with the provisions of this section. Such a record must be made summarised in a publicly available statement alongside the publishing requirements in section 81(4) and (5) of the Online Safety Act."

#### Member's explanatory statement

This new clause makes it a requirement for pornography websites to verify the age and permission of everyone featured on their site, and enable withdrawal of consent at any time.

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**Jess Asato**

**NC7**

Tracy Gilbert  
Mrs Sharon Hodgson  
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Dame Caroline Dinenage  
Irene Campbell  
Llinos Medi  
Ben Lake

To move the following Clause—

#### **"Pornographic Content: Duty to safeguard against illegal content**

- (1) The Online Safety Act is amended as follows.
- (2) In section 80(1), after "service" insert "and the illegal content duties outlined in Part 3 of this Act."

#### Member's explanatory statement

This new clause extends the illegal content duties in Part 3 of the Act to all internet services which are subject to the regulated provider pornographic content duties in Part 5 of the Act.

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**Carolyn Harris**

**NC8**

☆ To move the following Clause—

#### **"Definition of Child Exploitation**

- (1) For the purposes of this Act, "child exploitation" means any act, recruitment, or conduct by a person (A) aged over 18 involving a person (B) under the age of 18 that—
- (a) takes advantage of the child (person (B)) for financial, sexual, labour, or other personal gain; and
- (b) causes, or is likely to cause, physical, psychological, emotional, or economic harm to the child (person (B));

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- (2) Child exploitation includes, but is not limited to—
- (a) Sexual Exploitation: The involvement of a child in sexual activities for gain;
  - (b) Labour Exploitation: The recruitment of a child into any form of work that is hazardous or interferes with their education and development;
  - (c) Criminal Exploitation: The use of a child to commit or facilitate criminal activities; and
  - (d) Economic Exploitation: The use of a child’s labour, image, or creative work for commercial gain without appropriate compensation or safeguards, including online influencer exploitation, or child performers being denied legal protections;
- (3) A child (person (B)) is deemed unable to provide valid consent to any act constituting exploitation under this section.”
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## Order of the House

[10 March 2025]

That the following provisions shall apply to the Crime and Policing 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 Tuesday 13 May 2025.
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.