

# European Union Referendum Bill

---

---

## AMENDMENTS TO BE MOVED IN COMMITTEE

---

### Clause 1

LORD HAMILTON OF EPSOM

Page 1, line 6, at end insert—

- “( ) Regulations under subsection (2) must appoint a day at least 10 weeks from the day on which the regulations are made.
- ( ) A draft of regulations under subsection (2) must be laid before each House of Parliament at least 16 weeks before the day to be appointed thereby.”

LORD LIDDLE

Page 1, line 8, leave out “2017” and insert “2019”

LORD HAMILTON OF EPSOM

Page 1, line 12, leave out “*remain a member of the European Union or leave*” and insert “*leave the European Union or remain a member of*”

Page 1, leave out lines 16 and 17 and insert—

““*Leave the European Union*  
*Remain a member of the European Union*”.”

### Clause 2

LORD LIDDLE  
LORD DAVIES OF STAMFORD

Page 2, line 7, at end insert—

- “( ) any European Union citizen who does not fall within paragraph (a), but is resident in the United Kingdom and has registered to vote in the referendum,”

**After Clause 5**

LORD BLENCATHRA

*As an amendment to the amendment after Clause 5 inserting the new Clause “Office for Budget Responsibility”, printed on sheet HL Bill 60 (a)*

Line 5, after “withdrawal from” insert “and staying in”

LORD LIDDLE

Insert the following new Clause—

**“Assessment of alternatives to United Kingdom membership of the European Union**

The Secretary of State shall commission an objective assessment of the alternatives to the United Kingdom’s membership of the European Union, to be made publicly available in advance of the holding of the referendum in order to inform debate.”

LORD BLENCATHRA

Insert the following new Clause—

**“Report on the consequences of the United Kingdom staying in the European Union**

- (1) No later than 12 weeks prior to the appointed date of the referendum, the Secretary of State shall publish, and lay before each House of Parliament, a comprehensive report on the possible consequences of the United Kingdom staying in the European Union, taking into account the reports published under the Review of the Balance of Competences and other relevant reports.
- (2) The report provided for by subsection (1) shall include information on—
  - (a) the competitive position of the United Kingdom in the world economy;
  - (b) the position of British workers, including with regard to wages and labour markets;
  - (c) the effects on the United Kingdom’s social security systems;
  - (d) the consequences for insolvency law, company law and property rights;
  - (e) the United Kingdom’s place on the International Monetary Fund, the United Nations and other international bodies; and
  - (f) the implementation of any renegotiation of the terms of membership between the United Kingdom Government and the European Union.”

## Schedule 1

### LORD HAMILTON OF EPSOM

Page 17, line 23, at end insert –

*“Restrictions on campaigning by public authorities*

For the purposes of the referendum, the following is to be treated as inserted after section 118 of the 2000 Act –

#### **“118A Restriction on campaigning by public authorities**

- (1) This section applies during the period of 28 days ending with the day on which the referendum is held.
- (2) For the avoidance of doubt, and without prejudice to the other provisions of this Act, Ministers of the Crown, government departments, and local authorities may not engage in any activities for referendum purposes
- (3) This section does not apply to the activities of any person in a personal capacity.
- (4) In this section, “referendum purposes” has the same meaning as in section 111 of this Act.

#### **118B Restrictions on special advisers**

- (1) This section applies during the period of 28 days ending with the day on which the referendum is held.
- (2) A permitted participant must not solicit or procure the advice, assistance or support of a special adviser for referendum purposes.
- (3) A special adviser must not knowingly provide advice, assistance or support to a permitted participant for referendum purposes.
- (4) A special adviser must not knowingly provide advice, assistance or support to a Minister of the Crown, government department, or local authority for referendum purposes.
- (5) In this section, “special adviser” has the same meaning as in section 15 of the Constitutional Reform and Governance Act 2010.
- (6) In this section, “referendum purposes” has the same meaning as in section 111 of this Act.””

**Schedule 1 – continued**

Page 17, line 23, at end insert –

*“Restrictions on campaigning by EU institutions*

For the purposes of the referendum, the following is to be treated as inserted after section 119 of the 2000 Act –

**“119A Restrictions on the EU institutions**

- (1) Notwithstanding the European Communities Act 1972, during the referendum period, an EU institution must not incur referendum expenses or engage in any other activity for referendum purposes.
- (2) Notwithstanding the European Communities Act 1972, a permitted participant must not accept a donation from an EU institution.
- (3) In this section, “EU institution” has the same meaning as in Article 13(1) of the Treaty on European Union.
- (4) In this section, “referendum purposes” and “referendum expenses” have the same meaning as in section 111 of this Act.””

**Clause 6**

LORD HAMILTON OF EPSOM

Page 4, line 17, at end insert “and obtain the consent of”

Page 4, line 27, leave out subsection (8)

LORD KERR OF KINLOCHARD

Page 4, line 27, at end insert –

“(9) Section 125 has effect in relation to the referendum as if –

(a) at the start there were inserted –

“(A1) This section has effect subject to subsection (5).”; and

(b) at the end there were inserted –

“(5) Nothing in this section shall have the effect of interfering with normal business within government, between the government and the institutions of the European Union, and within the institutions of the European Union.””

**After Clause 6**

LORD HAMILTON OF EPSOM

Insert the following new Clause –

**“Application of section 125 of the 2000 Act**

Section 125 of the 2000 Act has effect for the purposes of the referendum as if, after subsection (2), there were inserted –

- “(2A) For the avoidance of doubt, for the purposes of this Act Ministers of the Crown include Scottish Ministers, Welsh Ministers, Northern Ireland Ministers and members of Her Majesty’s Government of Gibraltar.””

LORD LIDDLE

LORD DAVIES OF STAMFORD

Insert the following new Clause –

**“Provision of information**

- ( ) The Secretary of State shall ensure that every elector is sent through the post, a full statement from the official campaigns on the cases for remaining in and leaving the European Union, as well as a statement of the Government’s position.”

LORD LIDDLE

Insert the following new Clause –

**“National newspaper advertisements**

- ( ) The Secretary of State shall require all national United Kingdom newspapers to carry free full-page advertisements from both the “remain” and “leave” sides of the campaign on each of the final ten days of the referendum campaign.”

LORD BLENCATHRA

Insert the following new Clause –

**“Creation of EU Referendum Broadcasting Impartiality Authority**

- (1) The Electoral Commission shall establish, for the purposes of the referendum on whether the United Kingdom should remain a member of the European Union only, an authority to rule on the impartiality shown by the sound and vision broadcasting media based in the United Kingdom regarding all news and media stories relating to the referendum.
- (2) The authority shall be created by the Electoral Commission and be operational within 3 months after the passing of this Act, and shall cease to operate when the polls close on the day of the referendum.
- (3) The authority, for the duration of its existence, shall assume and exercise all the impartiality functions currently vested in OFCOM and the BBC to the extent necessary for the fulfilment of its functions.

**After Clause 6 – continued**

- (4) The decisions of the authority shall take precedence over any decision by OFCOM or the BBC.
- (5) The authority shall adopt all the rules on neutrality and impartiality currently applied by the BBC and OFCOM during General Elections but shall be authorised to amend them as it sees fit in relation to the referendum.
- (6) The authority shall publish its neutrality and impartiality guidelines as soon as practical after its creation.
- (7) It shall be a criminal offence for any relevant broadcaster to breach the guidelines or fail to follow instructions from the authority.
- (8) The cost of the authority shall be kept to under £50 million and the costs shall be met from public funds.”



# European Union Referendum Bill

---

---

AMENDMENTS  
TO BE MOVED  
IN COMMITTEE

---

*23rd October 2015*

---

PUBLISHED BY AUTHORITY OF THE HOUSE OF LORDS  
LONDON - THE STATIONERY OFFICE LIMITED  
£3.00

HL Bill 60(e)

(51961)

56/1



ISBN 978-0-10-800373-8



9 780108 003738