AMENDMENTS
TO BE MOVED
IN COMMITTEE

[Supplementary to the Marshalled List]

Clause 35

LORD WALLACE OF TANKERNESS
LORD STEPHEN

52A ★ Page 37, leave out lines 6 to 23 and insert—

““The subject matter of sections 104 to 106 of the Equality Act 2010 (special provision for political parties) in relation to elections to the Scottish Parliament and local government elections in Scotland. The provision within this section does not include any modification of section 104(6) or (7).

The subject-matter of Part 11, Chapter 1 of the Equality Act 2010 (public sector equality duty).

Equal opportunities in relation to the Scottish functions of any Scottish public authority or cross-border public authority including appointments to the board of any Scottish public authority. The provision falling within this exception includes provision that reproduces or applies an enactment made in or under the Equality Act 2010, with or without modification, without affecting the enactment as it applies for the purposes of that Act. It does not include any modification of that Act, other than modifications of the types specified in paragraphs (a) and (b)—

(a) provision that supplements or is otherwise additional to provision made by that Act, and that enhances but does not diminish the protection and promotion of equal opportunities afforded by the provision made by that Act;

(b) in particular, provision imposing a requirement to take action that the Act does not prohibit.””

52B ★ Page 37, leave out lines 29 and 30

52C ★ Page 37, line 32, leave out “the Equality Act 2006”

52D ★ Page 37, line 33, leave out “those Acts” and insert “that Act”
Clause 35 — continued

52E★ Page 37, line 45, at end insert—

“(9) In section 105(2) (time-limited provision) after the words “Minister of the Crown” insert “or, in relation to elections to the Scottish Parliament and local government elections in Scotland, Scottish Ministers,”.

(10) In section 106 (information about diversity in range of candidates, etc) after subsection (11) insert—

“(12) The Scottish Ministers may by regulations prescribe matters under this section in respect of elections to the Scottish Parliament.”

(11) In section 216 (commencement) at the beginning of subsection (3) insert “Subject to subsection (4),” and after that subsection insert—

“(4) Section 106, so far as it applies in respect of elections to the Scottish Parliament, comes into force on such day as the Scottish Ministers may by order appoint.”
AMENDMENTS
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[Supplementary to the Marshalled List]

7th December 2015