

# Investigatory Powers Bill

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AMENDMENTS  
TO BE MOVED  
IN COMMITTEE

*[Supplementary to the Second Marshalled List]*

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**Clause 83**

LORD PADDICK  
BARONESS HAMWEE

Page 65, line 30, leave out “therefore includes, in particular,” and insert “does not include”

**Clause 105**

BARONESS JONES OF MOULSECOOMB

Leave out Clause 105 and insert the following new Clause—

**“Members of Parliament etc.**

- (1) This section applies where—
  - (a) an application is made to the Judicial Commissioner for a targeted equipment interference warrant, or an application is made to the Judicial Commissioner for a targeted examination warrant, and
  - (b) the warrant relates to—
    - (i) communications sent by, or intended for, a person who is a member of a relevant legislature, or
    - (ii) a member of a relevant legislature’s private information.
- (2) The application must contain a statement that the conduct sought under subsection (1)(a) will cover or is likely to cover material falling within subsection (1)(b).
- (3) Further to the requirements set out elsewhere in this Part, the Judicial Commissioner may only issue a warrant if—
  - (a) there are reasonable grounds for believing that a serious criminal offence has been committed;
  - (b) there are reasonable grounds for believing that the material is likely to be of substantial value to the investigation in connection to the offence described in paragraph (a);

**Clause 105 - continued**

- (c) other proportionate methods of obtaining the material have been tried without success or have not been tried because they were assessed to be bound to fail; and
  - (d) it is in the public interest, having regard to—
    - (i) the public interest in the protection of privacy and the integrity of personal data,
    - (ii) the public interest in the integrity of communications systems and computer networks, and
    - (iii) democratic interest in the confidentiality of correspondence with members of a relevant legislature.
- (4) In this section “member of a relevant legislature” means—
- (a) a member of either House of Parliament;
  - (b) a member of the Scottish Parliament;
  - (c) a member of the National Assembly for Wales;
  - (d) a member of the Northern Ireland Assembly;
  - (e) a member of the European Parliament elected for the United Kingdom.”

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*13 July 2016*

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