

Investigatory Powers Bill

SIXTH
MARSHALLED
LIST OF AMENDMENTS
TO BE MOVED
IN COMMITTEE

The amendments have been marshalled in accordance with the Instruction of 7th July 2016, as follows –

Clauses 1 to 7	Clauses 80 to 100
Schedule 1	Schedule 6
Clauses 8 to 12	Clauses 101 to 126
Schedule 2	Clauses 203 to 216
Clauses 13 to 53	Schedule 7
Schedule 3	Clauses 217 to 220
Clauses 54 to 57	Clauses 127 to 202
Clause 221	Clauses 232 to 241
Schedule 8	Schedule 9
Clauses 222 to 231	Clause 242
Clauses 58 to 66	Schedule 10
Schedule 4	Clause 243
Clauses 67 to 79	Title
Schedule 5	

[Amendments marked ★ are new or have been altered]

**Amendment
No.**

Clause 232

LORD PADDICK
BARONESS HAMWEE

234A Page 179, line 21, leave out “5” and insert “2”

Clause 233

LORD PADDICK
BARONESS HAMWEE

235 Page 180, line 27, after “provided” insert “by that operator”

Clause 235

LORD PANNICK
 LORD LESTER OF HERNE HILL
 BARONESS HAYTER OF KENTISH TOWN
 LORD MACKAY OF CLASHFERN

- 236** Page 184, line 27, at end insert –
 “and for the purposes of this Act only, including the application of paragraphs (a), (b) and (c) of this definition, a “criminal purpose” includes the purpose of –
 (i) doing or facilitating anything involving an imminent threat of death or serious injury or an imminent and serious threat to national security, or
 (ii) concealing, or impeding the detection or prevention of, the doing or facilitation of any of those things,”

BARONESS JONES OF MOULSECOOMB

- 236A** Page 184, line 36, at end insert –
 ““national security” means the protection of the existence of the nation and its territorial integrity, or political independence against force or the threat of force,”

LORD PANNICK
 LORD LESTER OF HERNE HILL
 BARONESS HAYTER OF KENTISH TOWN
 LORD MACKAY OF CLASHFERN

- 237** Page 184, line 40, at end insert –
 ““presumptively subject to legal privilege”, in relation to an item, means that disregarding any question of criminal purpose, the item falls to be treated as subject to legal privilege,”

Clause 236

EARL HOWE

- 238** Page 187, line 33, at end insert “(and paragraph 4A of Schedule 9)”

Clause 238

LORD PADDICK
 BARONESS HAMWEE

- 238A** Page 189, line 4, leave out “or 242(2)”
- 238B** Page 189, line 4, leave out “or repeal” and insert “, repeal or modify”
- 239** Page 189, line 7, at end insert –
 “() section (*Evidence*),
- 240** Page 189, line 7, at end insert –
 “() section 63,”

Clause 238 - continued

240A Page 189, line 13, at end insert –
“() section 242, in the case of regulations modifying an enactment,”

240B Page 189, line 18, leave out “242(2)” and insert “242”

EARL HOWE

241 Page 189, line 26, at end insert –
“() regulations under section 50(3),”

Schedule 9

EARL HOWE

242 Page 236, line 29, at end insert –
“Definitions of “other relevant crime” and “serious crime”
4A(1) The definitions of –
(a) “other relevant crime” in section (*Restrictions in relation to internet connection records*)(6), and
(b) “serious crime” in section 235(1),
are to be read, until the appointed day, as if for the words “the age of 18 (or, in relation to Scotland or Northern Ireland, 21)” there were substituted “the age of 21”.
(2) In sub-paragraph (1), “the appointed day” means the day on which the amendment made to section 81(3)(a) of the Regulation of Investigatory Powers Act 2000 by paragraph 211 of Schedule 7 to the Criminal Justice and Court Services Act 2000 comes into force.”

Clause 242

LORD PADDICK
BARONESS HAMWEE

242A Page 191, line 35, at end insert “passed or made before the day on which this Act is passed, but may not modify a provision made by or under an enactment passed or made after that date”

BARONESS HAYTER OF KENTISH TOWN
LORD ROSSER

The above-named Lords give notice of their intention to oppose the Question that Clause 242 stand part of the Bill.

Schedule 10

EARL HOWE

243 Page 243, line 5, at end insert –

“Immigration Act 2016

In section 7(2)(b) of the Immigration Act 2016 (information gateways: supplementary) for “Part 1 of the Regulation of Investigatory Powers Act 2000” substitute “any of Parts 1 to 7 or Chapter 1 of Part 9 of the Investigatory Powers Act 2016”.

Clause 243

LORD PADDICK
BARONESS HAMWEE

244 Page 191, line 38, after “and (3)” insert “and section 222(1A)”

245 Page 192, line 1, after “Sections” insert “222, 223,”

BARONESS HOLLINS
BARONESS O'NEILL OF BENGARVE
LORD DUBS
LORD BLENCATHRA

246 Page 192, line 2, at end insert –

“() Section (*Interception without lawful authority to be actionable*) comes into force on the day following that on which this Act is passed.”

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8 September 2016
