

# Policing and Crime Bill

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## AMENDMENTS

### TO BE MOVED

#### IN COMMITTEE OF THE WHOLE HOUSE

*[Supplementary to the Third Marshalled List]*

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Amendment  
No.

#### Clause 117

LORD BROOKE OF ALVERTHORPE  
BARONESS FINLAY OF LLANDAFF

*The above-named Lords give notice of their intention to oppose the Question that Clause 117 stand part of the Bill.*

#### After Clause 142

LORD CASHMAN

*[In substitution for Amendment 214N]*

214P★

Insert the following new Clause—

#### “Amendment of the Protection of Freedoms Act 2012

- (1) The Protection of Freedoms Act 2012 is amended as follows.
- (2) In section 92 (power of Secretary of State to disregard convictions or cautions)—
  - (a) after subsection (1)(b), insert—

“(ba) section 32 of that Act (solicitation by men),”;
  - (b) after subsection (1) insert—

“(1A) In the case of a person who is deceased, but who would, had they still been alive, have been eligible to apply to have a conviction or caution disregarded under subsection (1), any relative of the person may make an application under subsection (1) on behalf of the deceased person.”;
  - (c) after subsection (3)(a), insert—

“(aa) any such conduct now would not be an offence under section 51A of the Sexual Offences Act 2003 (soliciting),”.
- (3) In section 94 (procedure for decisions by the Secretary of State) after subsection (1) insert—

**After Clause 142 - continued**

“(1A) If an application is being made on behalf of a deceased person, the Secretary of State may only make a decision of the kind mentioned in condition A in section 92 if the available records of the investigation of the offence, and any proceedings related to it, provide the Secretary of State with sufficient information to make such a decision.””

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*1 November 2016*

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