

# Census (Return Particulars and Removal of Penalties) Bill

## [HL]

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MARSHALLED  
LIST OF AMENDMENTS  
TO BE MOVED  
IN GRAND COMMITTEE

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*[Amendments marked ★ are new or have been altered]*

Amendment  
No.

### Clause 1

BARONESS BARKER  
LORD WALLACE OF SALTAIRE

- 1 Page 1, line 6, at end insert –
- “( ) In section 3 (regulations with respect to proceedings for taking census), after subsection (1)(f) insert –
- “(fa) providing guidance on how the particulars relating to sex and gender identity should be answered, including –
- (i) whether this should be on the basis of self-identification;
  - (ii) how intersex and non-binary people are expected to address these questions; and
  - (iii) whether gender confirmation surgery or a legal gender recognition process is required.”

LORD JUDGE

- 2 Page 1, line 8, at end insert –
- “( ) In section 8 (penalties), after subsection (1A) insert –
- “(1B) A person does not commit an offence if that person does not state any particulars with respect to sexual orientation or gender identity.”

### Clause 2

LORD JUDGE

- 3 Page 1, line 16, at end insert –
- “( ) In section 7 (penalties for offences), after subsection (3) insert –
- “(3A) A person does not commit an offence if that person does not state any particulars with respect to sexual orientation or gender identity.”

**After Clause 2**

BARONESS HAYTER OF KENTISH TOWN  
LORD KENNEDY OF SOUTHWARK

**4** Insert the following new Clause—

**“Statement on guidance**

Within two months of the day on which this Act is passed the Secretary of State must make a statement to both Houses of Parliament on—

- (a) what guidance will be published to accompany questions included in a census on sexual orientation or gender identity; and
- (b) what consultation has been carried out by the Office for National Statistics, or other appropriate authorities, to inform the drafting of guidance that will accompany questions included in a census on sexual orientation or gender identity.”

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*31 May 2019*

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