

Immigration and Social Security Co-ordination (EU Withdrawal) Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Clause 1

BARONESS NEVILLE-ROLFE
LORD GREEN OF DEDDINGTON

Page 1, line 9, at end insert –

- “(2) Within six months of this section coming into force, the Secretary of State must lay a report before Parliament on how the provisions under Schedule 1 are to be enforced.”

After Clause 4

THE EARL OF DUNDEE
LORD DUBS

In substitution for the amendment printed on HL Bill 121(f)

Insert the following new Clause –

“Leave to enter on humanitarian grounds

- (1) The Secretary of State must by regulations made by statutory instrument make provision for a visa on humanitarian grounds.
- (2) A person is eligible for a visa on humanitarian grounds if the person is an EEA or Swiss national and seeks leave to enter or remain in the United Kingdom and meets any of the conditions in subsection (3).
- (3) The conditions are –
 - (a) the person requires medical treatment provided in the United Kingdom, where such treatment is not available to that person at the place where that person resides;
 - (b) the person is an orphaned child and a foster family or other foster care is available to the child in the United Kingdom and leave to enter or remain in the United Kingdom is in the child’s best interests; or
 - (c) the person is a child who is a dependant of a person who has been granted leave to enter or remain in the United Kingdom.
- (4) The Secretary of State may by regulations made by statutory instrument add further conditions to those in subsection (3).

After Clause 4 - continued

- (5) A charge under section 38 of the Immigration Act 2014 (immigration health charge) may not be imposed on any person who has leave to enter or remain in the United Kingdom by virtue of a visa on humanitarian grounds provided for in regulations under this section.
- (6) Regulations under subsection (1) must come into effect no later than the day following IP completion day.
- (7) A statutory instrument containing regulations under this section may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.
- (8) In this section, “IP completion day” has the meaning given in section 39 of the European Union (Withdrawal Agreement) Act 2020 (interpretation).”

BARONESS HAMWEE
BARONESS LUDFORD

Insert the following new Clause—

“Data protection

- (1) A third party given access to the EU Settlement Scheme to check the immigration status of a person for a specific purpose may not be allowed to apply such access for any other purpose.
- (2) A third party who is enabled to access the EU Settlement Scheme to check the immigration status of a person for a specific purpose may use the information obtained only for that purpose.
- (3) “A third party” means any person other than—
 - (a) the subject of the check; or
 - (b) a person authorised by the Secretary of State.”

After Clause 8

THE LORD BISHOP OF BRISTOL
BARONESS HOOPER
BARONESS HOLLINS

Insert the following new Clause—

“Report on impact on faith communities

- (1) Parts 1 and 2 may not come into force under sections 8(1) and 8(3) until a Minister of the Crown has laid a report before each House of Parliament setting out the impact of this Act on faith communities in the United Kingdom.
- (2) A report under subsection (1) must consider the ability of members and representatives of faith communities from the EEA and Switzerland to enter the United Kingdom for purposes related to their faith.
- (3) A Minister of the Crown must, within the period of six months beginning with the day on which the report has been laid before Parliament, table a motion in the House of Commons in relation to the report.
- (4) In this section, “faith communities” means a group of individuals united by a clear structure and system of religious or spiritual beliefs.”

Member's explanatory statement

This amendment requires the Government to report to Parliament on the implications of this Bill for faith communities, including the ability of members of faith communities to come to the UK for reasons connected with their faith.

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1 September 2020
