

# Covert Human Intelligence Sources (Criminal Conduct) Bill

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MARSHALLED  
LIST OF AMENDMENTS  
TO BE MOVED  
ON THIRD READING

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[Amendments marked ★ are new or have been altered]

Amendment  
No.

**Clause 4**

BARONESS WILLIAMS OF TRAFFORD

1★ Leave out Clause 4

***Member's explanatory statement***

*This is one of 8 drafting amendments needed because at Report stage substantive amendments were made to RIPA which were not replicated for RIP(S)A in relation to activity devolved to Scotland. These amendments make the Bill's approach consistent by removing all provision relating to activity devolved to Scotland from the Bill.*

**Clause 5**

BARONESS WILLIAMS OF TRAFFORD

2★ Page 7, line 36, leave out “or (g)”

***Member's explanatory statement***

*This is one of 8 drafting amendments needed because at Report stage substantive amendments were made to RIPA which were not replicated for RIP(S)A in relation to activity devolved to Scotland. These amendments make the Bill's approach consistent by removing all provision relating to activity devolved to Scotland from the Bill.*

3★ Page 7, line 39, leave out from beginning of line 39 to “(criminal conduct authorisations)” in line 40

***Member's explanatory statement***

*This is one of 8 drafting amendments needed because at Report stage substantive amendments were made to RIPA which were not replicated for RIP(S)A in relation to activity devolved to Scotland. These amendments make the Bill's approach consistent by removing all provision relating to activity devolved to Scotland from the Bill.*

4★ Page 8, line 4, leave out from “2000” to “(criminal conduct authorisations)” in line 5

**Member's explanatory statement**

*This is one of 8 drafting amendments needed because at Report stage substantive amendments were made to RIPA which were not replicated for RIP(S)A in relation to activity devolved to Scotland. These amendments make the Bill's approach consistent by removing all provision relating to activity devolved to Scotland from the Bill.*

**Clause 8**

BARONESS WILLIAMS OF TRAFFORD

- 5★ Page 8, line 25, leave out subsection (3)

**Member's explanatory statement**

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**Schedule 1**

BARONESS WILLIAMS OF TRAFFORD

- 6★ Leave out Schedule 1

**Member's explanatory statement**

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**Schedule 2**

BARONESS WILLIAMS OF TRAFFORD

- 7★ Page 13, line 11, at end insert –

“(b) after subsection (4) insert –

- “(5) No person may grant or renew a section 29B(5)(b) authorisation if it appears to the person that all or some of the conduct authorised by the section 29B(5)(b) authorisation is likely to take place in Scotland.
- (6) But subsection (5) does not apply if the grant or renewal of the section 29B(5)(b) authorisation is for a purpose relating to a reserved matter (within the meaning of the Scotland Act 1998).
- (7) For the purposes of subsections (5) and (6), “a section 29B(5)(b) authorisation” means an authorisation under section 29B in so far as it is granted or, as the case may be, renewed on the grounds that it is necessary on grounds falling within section 29B(5)(b).”

**Member's explanatory statement**

*This is one of 8 drafting amendments needed because at Report stage substantive amendments were made to RIPA which were not replicated for RIP(S)A in relation to activity devolved to Scotland. These amendments make the Bill's approach consistent by removing all provision relating to activity devolved to Scotland from the Bill.*

8★ Page 14, line 27, leave out paragraph (b)

***Member's explanatory statement***

*This is one of 8 drafting amendments needed because at Report stage substantive amendments were made to RIPA which were not replicated for RIP(S)A in relation to activity devolved to Scotland. These amendments make the Bill's approach consistent by removing all provision relating to activity devolved to Scotland from the Bill.*

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*18 January 2021*

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