

Public Order Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Clause 16

LORD SHARPE OF EPSOM

Clause 16, page 16, line 3, leave out “in England and Wales”

Member's explanatory statement

This amendment and the amendments in the name of Lord Sharpe of Epsom at page 16, line 12, page 17, line 20, page 17, line 35 and page 18, line 4 have the effect that in Clause 16 the amendments to sections 14 and 14A of the Public Order Act 1986 in relation to the British Transport Police apply in relation to Scotland as well as England and Wales.

LORD SHARPE OF EPSOM

Clause 16, page 16, line 12, leave out “in England and Wales”

Member's explanatory statement

See the explanatory statement for the amendment in the name of Lord Sharpe of Epsom at page 16, line 3.

LORD SHARPE OF EPSOM

Clause 16, page 17, line 20, leave out “in England and Wales”

Member's explanatory statement

See the explanatory statement for the amendment in the name of Lord Sharpe of Epsom at page 16, line 3.

LORD SHARPE OF EPSOM

Clause 16, page 17, line 35, leave out “in England and Wales”

Member's explanatory statement

See the explanatory statement for the amendment in the name of Lord Sharpe of Epsom at page 16, line 3.

LORD SHARPE OF EPSOM

Clause 16, page 17, line 42, leave out “Secretary of State” and insert “relevant national authority”

Member's explanatory statement

This amendment and the amendment in the name of Lord Sharpe of Epsom at page 18, line 10 have the effect that the consent of the Scottish Ministers is required in order for the chief constable of the British Transport Police to make an order under section 14A(4D) of the Public Order Act 1986 prohibiting trespassory assemblies in an area in Scotland.

LORD SHARPE OF EPSOM

Clause 16, page 18, line 4, leave out “in England and Wales”

Member's explanatory statement

See the explanatory statement for the amendment in the name of Lord Sharpe of Epsom at page 16, line 3.

LORD SHARPE OF EPSOM

Clause 16, page 18, line 10, at end insert –

- “(4EA) In subsection (4D) “the relevant national authority” means –
- (a) in relation to an area in England and Wales, the Secretary of State;
 - (b) in relation to an area in Scotland, the Scottish Ministers.”

Member's explanatory statement

See the explanatory statement for the amendment in the name of Lord Sharpe of Epsom at page 17, line 42.

After Clause 18

BARONESS CHAKRABARTI

After Clause 18, insert the following new Clause –

“Protection for journalists and others monitoring protests

A constable may not exercise any police power for the principal purpose of preventing a person from observing, recording, or otherwise reporting on the exercise of police powers in relation to –

- (a) a protest-related offence,
- (b) a protest-related breach of an injunction, or
- (c) activities related to a protest.”

Member's explanatory statement

This new Clause would protect journalists, legal observers, academics, and bystanders who monitor or record the police's use of powers related to protests.

Clause 20

LORD HENDY

Clause 20, page 24, line 31, at end insert –

“(2A) A magistrates’ court may not make a serious disruption prevention order under subsection (1) if reliance is placed on activities under subsection (2)(a)(iii) or (v) and those activities were undertaken wholly or mainly in contemplation or furtherance of a trade dispute.”

Member's explanatory statement

This amendment is intended to strengthen and extend the current protection in clause 7(2)(b) for acts done in contemplation or furtherance of a trade dispute so as to permit what would otherwise be lawful picketing protected by (and within the limits of) section 220 of the Trade Union and Labour Relations (Consolidation) Act 1992 (peaceful picketing).

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