

Public Order Bill

AMENDMENTS TO BE MOVED ON REPORT

Clause 1

LORD PADDICK

Clause 1, page 1, line 10, leave out “, or is capable of causing,”

Member's explanatory statement

This would limit the offence to an act that causes serious disruption.

LORD PADDICK

Clause 1, page 1, line 15, leave out from “(b)” to end of line

Member's explanatory statement

This limits the new offence to ensure that there must be intent to cause serious disruption.

LORD PADDICK

Clause 1, page 1, line 16, leave out subsection (2) and insert –

“(2) A person does not commit an offence under this section if they had a reasonable excuse for the act mentioned in paragraph (a) of subsection (1).”

Member's explanatory statement

Clause 1(2) provides for a defence where the person has a reasonable excuse for “locking on”. This amendment ensures that a person is able to access that defence prior to charge.

Clause 3

LORD PADDICK

Clause 3, page 2, line 26, leave out “, or is capable of causing,”

Member's explanatory statement

This would limit the offence to an act that causes serious disruption.

LORD PADDICK

Clause 3, page 2, line 32, leave out from “(b)” to end of line 33

Member's explanatory statement

This limits the new offence to ensure that there must be intent to cause serious disruption.

LORD PADDICK

Clause 3, page 2, line 34, leave out from beginning to “they” in line 35 and insert “A person does not commit an offence under this section if”

Member's explanatory statement

Clause 3(2) provides for a defence, for example, where the person was authorised to create a tunnel. This amendment ensures that a person is able to access that defence prior to charge.

Clause 4

LORD PADDICK

Clause 4, page 3, line 26, at end insert –

“(A1) This section applies to tunnels created through the commission of an offence under section 3 (Offence of causing serious disruption by tunnelling).”

Member's explanatory statement

This amendment ensures the offence of causing serious disruption by being present in a tunnel only applies in relation to an offence under Clause 3.

LORD PADDICK

Clause 4, page 3, line 30, leave out “, or is capable of causing,”

Member's explanatory statement

This would limit the offence to an act that causes serious disruption.

LORD PADDICK

Clause 4, page 3, line 36, leave out from “(b)” to end of line 37

Member's explanatory statement

This limits the new offence to ensure that there must be intent to cause serious disruption.

LORD PADDICK

Clause 4, page 3, line 38, leave out from beginning to “they” in line 39 and insert “A person does not commit an offence under this section if”

Member's explanatory statement

Clause 4(2) provides for a defence, for example, where the person was authorised to be present in a tunnel. This amendment ensures that a person is able to access that defence prior to charge.

Clause 6

LORD PADDICK

Clause 6, page 5, leave out lines 15 and 16 and insert –

“(2) A person does not commit an offence under this section if –”

Member's explanatory statement

Clause 6(2) provides for a defence where a person has a reasonable excuse or where the acts were done wholly or mainly in contemplation or furtherance of a trade dispute. This amendment ensures that a person is able to access these defences prior to charge.

Clause 7

LORD PADDICK

Clause 7, page 7, leave out lines 11 and 12 and insert –

“(2) A person does not commit an offence under subsection (1) if –”

Member's explanatory statement

Clause 7(2) provides for a defence where a person has a reasonable excuse or where the acts were done wholly or mainly in contemplation or furtherance of a trade dispute. This amendment ensures that a person is able to access these defences prior to charge.

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