

Online Safety Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Schedule 4

LORD MOYLAN

Page 196, line 41, at end insert –

- “(6) Codes of practice that describe measures recommended for the purpose of compliance with the duties in section 18 (duties about freedom of expression and privacy) must include a description of proportionate measures for the treatment of misinformation and disinformation that are alternatives to taking down, or restricting users’ access to, content.”

Member’s explanatory statement

This amendment would supplement the provisions on the content of Ofcom’s codes of practice in Schedule 4 to the Bill so that the Code of Practice on the duties about freedom of expression and privacy covered proportionate measures for tackling harmful misinformation and disinformation, other than taking down or restricting access to the content.

Clause 65

LORD MOYLAN

Page 59, line 33, leave out subsections (2) to (12)

Member’s explanatory statement

This amendment probes whether and why the Bill makes the free speech policies of foreign-run platforms enforceable under statute in the UK.

After Clause 197

LORD STEVENSON OF BALMACARA

This replaces an amendment printed on HL Bill 87(Rev)(a)

Insert the following new Clause –

“Regulations: consultation and impact assessments

- (1) This section applies if the Secretary of State seeks to exercise powers under –
- (a) section 55 (regulations under section 54),
 - (b) section 191 (powers to amend section 35),

After Clause 197 - continued

- (c) section 192 (powers to amend or repeal provisions relating to exempt content or services),
- (d) section 193 (powers to amend Part 2 of Schedule 1),
- (e) section 194 (powers to amend Schedules 5, 6 and 7), or
- (f) paragraph 1 of Schedule 11 (regulations specifying threshold conditions for categories of Part 3 services),

or where the Secretary of State intends to direct OFCOM under section 39.

- (2) The Secretary of State may not exercise the powers under the provisions in subsection (1) unless any select committee charged by the relevant House of Parliament with scrutinising such regulations has—
 - (a) completed its consideration of the draft regulations and accompanying impact assessment provided by the Secretary of State; and
 - (b) reported on their deliberation to the relevant House; andthe report of the committee has been debated in that House, or the period of six weeks beginning on the day on which the committee reported has elapsed.”

Member’s explanatory statement

This amendment would require the Secretary of State to submit draft codes of conduct from OFCOM for consideration by relevant committees of both Houses of Parliament. This process would also apply to Secretary of State directions to OFCOM.

Online Safety Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

28 February 2023
