

Public Order Bill

COMMONS DISAGREEMENT AND REASON

[The page and line references are to HL Bill 61, the Bill as first printed for the Lords]

Clause 11

LORDS AMENDMENT 6

6 Leave out Clause 11

COMMONS REASON

The Commons disagree to Lords Amendment 6 for the following Reason –

6A *Because it is appropriate for the police to be able to exercise the stop and search powers contained in the clause removed by the Lords Amendment.*

Clause 12

LORDS AMENDMENT 7

7 Leave out Clause 12

COMMONS REASON

The Commons disagree to Lords Amendment 7 for the following Reason –

7A *Because the Amendment is consequential on Lords Amendment 6 to which the Commons disagree.*

Clause 13

LORDS AMENDMENT 8

8 Leave out Clause 13

COMMONS REASON

The Commons disagree to Lords Amendment 8 for the following Reason –

- 8A** *Because the Amendment is consequential on Lords Amendment 6 to which the Commons disagree.*

Clause 14

LORDS AMENDMENT 9

- 9** Leave out Clause 14

COMMONS REASON

The Commons disagree to Lords Amendment 9 for the following Reason –

- 9A** *Because the Amendment is consequential on Lords Amendment 6 to which the Commons disagree.*

Clause 35

LORDS AMENDMENT 36

- 36** Clause 35, page 36, line 22, leave out “, 13”

COMMONS REASON

The Commons disagree to Lords Amendment 36 for the following Reason –

- 36A** *Because the Amendment is consequential on Lords Amendment 6 to which the Commons disagree.*

LORDS NON-INSISTENCE AND AMENDMENTS TO WORDS RESTORED

The Lords do not insist on their Amendments 6, 7, 8, 9 and 36 to which the Commons have disagreed for their Reasons 6A, 7A, 8A, 9A and 36A and do propose the following amendments to the words so restored to the Bill –

- 6B** Clause 11, page 12, line 17, leave out “inspector” and insert “chief superintendent”
- 6C** Clause 11, page 12, line 25, leave out subsection (ii)
- 6D** Clause 11, page 13, line 8, leave out “24” and insert “12”
- 6E** Clause 11, page 13, line 17, leave out “superintendent” and insert “chief superintendent”
- 6F** Clause 11, page 14, line 3, at end insert –
“(12) The chief superintendent must take reasonable steps to inform the public when the powers conferred by this section are in active use.”

COMMONS REASON

The Commons disagree to Lords Amendments 6B to 6F for the following Reason –

- 6G** *Because it is not necessary to amend the stop and search powers contained in Clause 11.*

LORDS NON-INSISTENCE AND AMENDMENTS IN LIEU

The Lords do not insist on their Amendments 6B, 6C, 6D, 6E and 6F to which the Commons have disagreed for their Reason 6G and do propose Amendments 6H and 6J in lieu –

- 6H** Clause 11, page 13, line 30, at end insert –

“(7A) Officers exercising the powers conferred by subsection (6) must give to the subject of a search –

- (a) their name,
- (b) their badge or shoulder number, and
- (c) any details of the stop the officer considers relevant.”

- 6J** Clause 11, page 13, line 37, at end insert –

“(9A) Within one year of the passage of this Act, all police forces must establish a charter on the use of the powers in this section, setting out how, when and why they will be used.

(9B) The charter must –

- (a) be drawn up in consultation with local communities,
- (b) be evaluated independently, and
- (c) explain how Body Worn Video footage will be used.

(9C) Each police force must produce an annual report on the use of the powers over the year, broken down by location.

(9D) Within one month of the powers in this section being used, the authorising officer must publish a statement giving reasons.”

COMMONS REASON

The Commons disagree to Lords Amendments 6H and 6J for the following Reason –

- 6K** *Because it is not necessary to amend the stop and search powers contained in Clause 11.*

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