

Illegal Migration Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

[Supplementary to the Marshalled List]

Clause 3

BARONESS MEACHER
BARONESS BAKEWELL OF HARDINGTON MANDEVILLE
This is a revised version of Amendment 14

- 14★** Clause 3, page 4, line 24, leave out “at a time when the person is an unaccompanied child” and insert “if the person is a child or arrived in the UK as a child, whether born or in utero”

BARONESS MEACHER
This is a revised version of Amendment 15

- 15★** Clause 3, page 4, line 27, leave out from “Kingdom” to end of line 28 and insert “if the person is a child or arrived in the UK as a child, whether born or in utero, and only where to do so is in the best interests of the individual.”

Clause 10

LORD SCRIVEN

Clause 10, page 15, line 3, at end insert –

“(za) are to be made by the Secretary of State for Education;”

Member's explanatory statement

This amendment ensures that regulations made in relation to unaccompanied children are made the by Secretary of State for Education.

LORD SCRIVEN

Clause 10, page 15, line 13, at end insert –

- “(2IA) A place under subsection (2I) is not to be considered “appropriate” for a person under the age of 18 unless it meets the standards and safeguards under Section 22 of the Children Act 1989.”

Member's explanatory statement

There are currently no standards, safeguards or protective obligations for the Home Office-provided accommodation for children. This amendment, and Lord Scriven's amendment to page 16, line 45, ensures that accommodation provided for children must meet the standards and safeguards under Section 22 of the Children Act 1989.

LORD SCRIVEN

Clause 10, page 16, line 37, at end insert –

“(za) are to be made by the Secretary of State for Education;”

Member's explanatory statement

This amendment ensures that regulations made in relation to unaccompanied children are made the by Secretary of State for Education.

LORD SCRIVEN

Clause 10, page 16, line 45, at end insert –

“(2GA) A place under subsection (2G) is not to be considered “appropriate” for a person under the age of 18 unless it meets the standards and safeguards under Section 22 of the Children Act 1989.”

Member's explanatory statement

There are currently no standards, safeguards or protective obligations for the Home Office-provided accommodation for children. This amendment, and Lord Scriven's amendment to page 15, line 13, ensures that accommodation provided for children must meet the standards and safeguards under Section 22 of the Children Act 1989.

After Clause 11

LORD SCRIVEN

After Clause 11 insert the following new Clause –

“Limits on detention: pregnant women

If the Secretary of State is satisfied that a woman is pregnant, she may not be detained in asylum accommodation at any time.”

Member's explanatory statement

This amendment aims to ensure that pregnant women cannot be held in asylum accommodation at any time.

Clause 15

LORD SCRIVEN

Clause 15, page 23, line 17, at end insert—

“(3A) In this section, “Secretary of State” means the Secretary of State for Education.”

Member's explanatory statement

This amendment is intended to ensure that the Secretary of State for Education has responsibility for unaccompanied children as soon as they arrive in the UK.

Clause 16

LORD SCRIVEN

Clause 16, page 23, line 30, leave out subsections (4) to (7)

Member's explanatory statement

This amendment ensures that once a child has become the responsibility of the local authority, the Secretary of State cannot decide that the local authority must cease their responsibility for that child.

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