

Northern Ireland Troubles (Legacy and Reconciliation) Bill

COMMONS AMENDMENTS IN LIEU, AMENDMENTS TO THE WORDS SO
RESTORED TO THE BILL AND CONSEQUENTIAL AMENDMENT

[The page and line references are to HL Bill 37, the Bill as first printed for the Lords]

Clause 13

LORDS AMENDMENT 20

20 Page 11, line 13, at end insert—

- “(3A) The Commissioner for Investigations must ensure that each review—
- (a) is carried out to criminal justice standards as modelled on Operation Kenova,
 - (b) complies fully with obligations under the European Convention on Human Rights,
 - (c) gathers as much information as possible in relation to the death or harmful conduct, and
 - (d) explores all evidential opportunities.
- (3B) “Operation Kenova” means the independent investigation established under the overall command of former Chief Constable Jon Boutcher in 2016, known as Operation Kenova.”

COMMONS DISAGREEMENT AND AMENDMENTS IN LIEU

The Commons disagree to Lords Amendment 20 but propose amendments 20A and 20B as amendments in lieu—

20A Page 11, line 9, at end insert—

- “(3A) The Commissioner for Investigations must ensure that each review, whether or not a criminal investigation forms part of the review,”

20B Page 13, line 14, at end insert—

- “(2B) If particular questions were included in the request for a review (see section 11(1)), the final report must include—
- (a) the ICIR’s response to those questions, if and to the extent that it has been practicable to respond to them in carrying out the review in accordance with section 13;
 - (b) for each question to which it has not been practicable to respond, a statement of that outcome.”

Clause 18

LORDS AMENDMENT 44

44 *Leave out Clause 18*

COMMONS DISAGREEMENT AND AMENDMENTS TO THE WORDS SO RESTORED TO THE BILL

The Commons disagree to Lords Amendment 44 and propose amendments 44A, 44B and 44C to the words so restored to the Bill—

44A Page 16, line 35, at end insert “, and

- (b) any other law that might or would prevent a prosecution of P for an offence from being begun or continued (for example abuse of process — but see paragraph 3 of Schedule (*No immunity in certain circumstances*)).”

44B Page 17, line 22, after “revoked” insert “, except by a court under section (*Subsequent convictions: revocation of immunity*)”

44C Page 17, line 31, for “section 19” substitute “Schedule (*No immunity in certain circumstances*).”

Schedule 10

LORDS AMENDMENT 119

119 Page 84, line 45, leave out from beginning to end of line 9 on page 85

COMMONS AMENDMENT CONSEQUENTIAL UPON THE LORDS AMENDMENT

The Commons propose the following amendment to the Bill consequential upon the Lords Amendment—

119A Clause 52, page 41, line 7, leave out paragraph (d)

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