

Economic Activity of Public Bodies (Overseas Matters) Bill

AMENDMENTS

TO BE MOVED

IN COMMITTEE OF THE WHOLE HOUSE

[Supplementary to the Marshalled List]

Clause 3

LORD COLLINS OF HIGHBURY

Clause 3, page 2, line 17, leave out subsections (2) and (3)

Member's explanatory statement

This would remove the regulation making power for Ministers to add exceptions to the bill by secondary legislation. This is to probe when Ministers would expect to use this power.

Clause 7

LORD COLLINS OF HIGHBURY

Clause 7, page 5, line 7, leave out subsections (3) and (4) and insert –

- “(3) The conditions in this subsection are that –
- (a) a person has made a decision to which section 1 applies, and
 - (b) the information is necessary to the enforcement authority in assessing whether the person, in making that decision, has contravened section 1.
- (4) The conditions in this subsection are that –
- (a) a person who is subject to section 1 (see section 4(2)) has published a statement, and
 - (b) the information is necessary to the enforcement authority in assessing whether the person, in publishing that statement, has contravened section 4.”

Member's explanatory statement

This narrows the power of an enforcement agency to require information under this clause. It provides that a person may only be required to hand over information where they have made a decision/statement, rather than just ‘are likely to make’, and the information is ‘necessary’, rather than just ‘likely to be useful’ to the enforcement agency. This is to probe the threshold for what will be considered ‘likely’.

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10 April 2024

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