

Terminally Ill Adults (End of Life) Bill

AMENDMENTS

TO BE MOVED

IN COMMITTEE OF THE WHOLE HOUSE

[Supplementary to the Marshalled List]

Clause 1

BARONESS COFFEY

Clause 1, page 1, line 24, at end insert –

“(4) Nothing in this Act may be undertaken through the actions of a Lasting Power of Attorney, including the operation with regard to this Act of sections 9 (lasting powers of attorney) and 11 (lasting powers of attorney: restrictions) of the Mental Capacity Act 2005.”

Member's explanatory statement

This is to make it explicit in this Bill that a Power of Attorney cannot be involved in the making of a decision or declaration in line with Clause 1.

Clause 2

LORD WOLFSON OF TREDEGAR

Clause 2, page 2, line 6, at end insert “despite any treatment they may be receiving”

Member's explanatory statement

This amendment seeks to clarify the definition of the six month expectation of death to reflect the possibility that a patient may be receiving treatment that means their life expectancy is extended.

Clause 10

EARL HOWE

Clause 10, page 6, line 18, after “person” insert “who is in England and Wales”

Member's explanatory statement

This amendment and another in the name of the Earl Howe would remove the requirement that the coordinating doctor come to an opinion as to whether the person is in England and Wales.

EARL HOWE

Clause 10, page 6, line 24, leave out paragraph (d)

Member's explanatory statement

This amendment and another in the name of the Earl Howe would remove the requirement that the coordinating doctor come to an opinion as to whether the person is in England and Wales.

LORD WOLFSON OF TREDEGAR

Clause 10, page 6, line 31, at end insert –

“(2A) The first assessment must be undertaken in person, except in circumstances where this is not reasonably practicable when it may be conducted by a live video and audio link.”

Member's explanatory statement

This amendment would ensure there is a presumption that the first assessment be carried out in person unless this is not reasonably practicable.

Clause 17

LORD WOLFSON OF TREDEGAR

Clause 17, page 14, line 30, leave out “or” and insert “and”

Member's explanatory statement

This amendment would ensure the panel hears from both the coordinating doctor and the independent doctor.

Clause 21

LORD SANDHURST

Clause 21, page 19, line 7, at end insert –

- “(7) Where there is reason to believe that the physical impairment giving rise to a need for a proxy for purposes of subsection (1)(a) will prevent the person being able to ingest or otherwise self-administer the approved substance for the purposes of section 25(8), the coordinating professional –
- (a) must make appropriate enquiries as to the person’s ability to ingest or otherwise self-administer the approved substance, and

- (b) must not take further steps to progress the person’s case unless such enquiries establish that the person will be able to ingest or otherwise self-administer the approved substance for the purposes of section 25.”

Member's explanatory statement

This amendment caters for the position where it becomes clear that the reason that the person requires a proxy is a physical impairment which would also (in turn) prevent them taking the relevant final act. This amendment requires the position to be investigated and prevents further steps being taken if this is, in fact, the case.

Clause 22

LORD GOODMAN OF WYCOMBE

Clause 22, page 19, line 21, at end insert “, which must be equivalent to Tier 3 training as set out in section (Mandatory training for health and social care staff)”

Clause 24

LORD WOLFSON OF TREDEGAR

Clause 24, page 20, line 31, leave out “as soon as practicable” and insert “immediately”

Member's explanatory statement

This amendment and others in the name of Lord Wolfson of Tredegar would require the cancellation of a first declaration or second declaration to be recorded immediately.

LORD WOLFSON OF TREDEGAR

Clause 24, page 20, line 35, leave out “as soon as practicable” and insert “immediately”

Member's explanatory statement

This amendment and others in the name of Lord Wolfson of Tredegar would require the cancellation of a first declaration or second declaration to be recorded immediately.

LORD WOLFSON OF TREDEGAR

Clause 24, page 20, line 37, leave out “as soon as practicable” and insert “immediately”

Member's explanatory statement

This amendment and others in the name of Lord Wolfson of Tredegar would require the cancellation of a first declaration or second declaration to be recorded immediately.

Clause 25

LORD SANDHURST

Clause 25, page 21, line 9, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 21, line 10, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 21, line 12, at end insert —

“(2A) An “assisting professional” means —

- (a) the coordinating professional, if they are a registered medical practitioner;
- (b) (in any other case) a registered medical practitioner acting on the basis of authorisation by the coordinating professional under section 26.”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 21, line 14, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 21, line 15, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 21, line 18, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 21, line 23, at end insert –

- “(5A) In the event that the assisting professional has doubts as to the person’s capacity for the purposes of subsection (5)(a), the assisting professional –
- (a) must take steps to assess the person’s capacity, including (if they are not a person meeting the requirements under section 12(6)(b)) seeking the advice of such a person, and
 - (b) may not proceed further until, with the benefit of such advice as is received under paragraph (a), they have satisfied themselves that the person has capacity to make the decision to end their own life.”

Member's explanatory statement

This amendment addresses the fact that the Bill requires that the person must have the relevant decision-making capacity throughout, and the situation where there is doubt at the point of the provision of assistance.

LORD SANDHURST

Clause 25, page 21, line 24, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 21, line 25, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD WOLFSON OF TREDEGAR

Clause 25, page 21, line 34, after “substance” insert “and any relevant equipment”

Member's explanatory statement

This amendment, and another in the name of Lord Wolfson of Tredegar, seeks to probe what level of involvement the coordinating doctor may have in the preparation of any equipment that may be necessary to enable the person to self-administer the approved substance.

LORD WOLFSON OF TREDEGAR

Clause 25, page 21, line 36, after “substance” insert “and any relevant equipment”

Member's explanatory statement

This amendment, and another in the name of Lord Wolfson of Tredegar, seeks to probe what level of involvement the coordinating doctor may have in the preparation of any equipment that may be necessary to enable the person to self-administer the approved substance.

LORD SANDHURST

Clause 25, page 22, line 1, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 22, line 3, at end insert —

- “(b) does not prevent the administration of medications reasonably necessary to address the pain and suffering caused by complications that arise after the person has carried out the final act.”

Member's explanatory statement

These amendment gives clarity as to what the assisting professional can do where complications ensue, which from experience in other jurisdictions will happen in a non-negligible number of cases.

LORD SANDHURST

Clause 25, page 22, line 4, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 22, line 7, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 22, line 10, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 22, line 12, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 25, page 22, line 14, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and other amendments in the name of Lord Sandhurst are consequential on the amendments tabled by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

Clause 26

LORD SANDHURST

Clause 26, page 22, line 17, leave out “subsection (2)” and insert “subsections (2) and (2A)”

Member's explanatory statement

This amendment and others in the name of Lord Sandhurst are consequential on the amendment moved by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 26, page 22, line 17, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and others in the name of Lord Sandhurst are consequential on the amendment moved by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 26, page 22, line 18, leave out “coordinating doctor’s” and insert “assisting professional’s”

Member's explanatory statement

This amendment and others in the name of Lord Sandhurst are consequential on the amendment moved by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 26, page 22, line 20, leave out “subsection (1)” and insert “subsections (1) and (2A)”

Member's explanatory statement

This amendment and others in the name of Lord Sandhurst are consequential on the amendment moved by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 26, page 22, line 27, at end insert—

“(2A) If the coordinating professional is not a registered medical practitioner, the coordinating professional must authorise a registered medical practitioner to carry out their functions under section 25.”

Member's explanatory statement

This amendment and others in the name of Lord Sandhurst are consequential on the amendment moved by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

LORD SANDHURST

Clause 26, page 22, line 36, leave out “coordinating doctor” and insert “assisting professional”

Member's explanatory statement

This amendment and others in the name of Lord Sandhurst are consequential on the amendment moved by Baroness Cass to replace independent or coordinating doctors with independent or coordinating professionals.

Clause 28

LORD SANDHURST

Clause 28, page 23, line 36, leave out sub-paragraphs (ii) and (iii) and insert—

- “(ii) the first assessment of the person and (if different) the date of the report of that assessment;
- (iii) the second assessment of the person and (if different) the date of the report of that assessment;”

Member's explanatory statement

These amendments are designed to ensure that the Commissioner (and, in due course, the 5 year review) has the necessary data in order to be able to properly identify whether the framework in the Bill is working.

LORD SANDHURST

Clause 28, page 24, line 5, at end insert –

- “(k) the time between use of the approved substance and loss of consciousness;
- (l) details of any other conditions, including mental health conditions, from which the person was suffering;
- (m) the reason given by the person for seeking assistance under this Act;
- (n) the method of self-administration;
- (o) any complications from which the person suffered after taking the approved substance;
- (p) location of death;
- (q) persons present at self-administration;
- (r) persons present at death.”

Member's explanatory statement

These amendments are designed to ensure that the Commissioner (and, in due course, the 5 year review) has the necessary data in order to be able to properly identify whether the framework in the Bill is working.

Clause 30

LORD SANDHURST

Clause 30, page 24, line 35, at end insert “in the sense that the person does not die as a result of taking the approved substance.”

Member's explanatory statement

At present, the wording of clause 30(b) is ambiguous. This amendment makes clear what ‘failure’ means.

Clause 32

LORD WOLFSON OF TREDEGAR

Clause 32, page 26, line 31, at end insert –

- “(aa) giving an opinion to a person on whether that person should access assistance to end their life where the person giving that opinion is a family member and the conversation happens in the presence of the coordinating doctor, or”

Member's explanatory statement

This amendment seeks to probe whether the Bill should include provision to allow a family member to give their opinion on whether they feel a person should access assistance to end their life.

After Clause 43

LORD WOLFSON OF TREDEGAR

After Clause 43, insert the following new Clause —

“Publication of information: website

- (1) The Secretary of State must publish details of the services provided by the NHS under this Act on a publicly accessible website.
- (2) No information published on the website may encourage a person to access an assisted dying service.”

Member's explanatory statement

This amendment seeks to probe whether the Secretary of State will make information about NHS assisted dying services available on a website.

After Clause 50

LORD GOODMAN OF WYCOMBE

After Clause 50, insert the following new Clause —

“Mandatory training for health and social care staff

- (1) The Secretary of State must, by regulations, ensure that all health and social care staff involved in the provision of voluntary assisted dying (VAD) under this Act receive appropriate training, as set out in subsections (2) and (3).
- (2) The training must be divided into three tiers tailored for staff with different levels of involvement in the provision of VAD.
- (3) The three tiers of training under subsection (2) must be designed as follows —
 - (a) Tier 1 must include a 90-minute e-learning module and a 60-minute online interactive session with a facilitator, aimed at staff who require general awareness of VAD services,
 - (b) Tier 2 must include a one-day in-person training session, aimed at staff who require more in-depth knowledge and training to deliver the VAD service, and
 - (c) Tier 3 must include an advanced two-day in-person training package, aimed at staff who are likely to lead the VAD service and act as the coordinating doctor.”

Member's explanatory statement

This amendment seeks to establish a system of mandatory training for health and social care staff involved in the provision of voluntary assisted dying under this Act.

Schedule 1

LORD WOLFSON OF TREDEGAR

Schedule 1, page 44, line 15, at end insert—

- “(6) Where a person has concerns about the conduct of the Commissioner they may make representations to the Prime Minister.
- (7) The Prime Minister must consider all representations received under sub-paragraph (6).”

Member's explanatory statement

This amendment seeks to probe the process by which the Voluntary Assisted Dying Commissioner may be held accountable for their conduct.

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17 November 2025

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