

Crime and Policing Bill

AMENDMENTS

TO BE MOVED

IN COMMITTEE OF THE WHOLE HOUSE

[Supplementary to the Third Marshalled List]

After Clause 84

BARONESS OWEN OF ALDERLEY EDGE

After Clause 84, insert the following new Clause—

“Content removal reporting and enforcement

- (1) No later than 12 months from the day on which this Act is passed, the Secretary of State must by regulations make provision for—
 - (a) the way in which offences under section 66B of the Sexual Offences Act 2003 (sharing or threatening to share intimate photograph or film) can be reported, and
 - (b) the mechanism by which content created as a result of offences under that section can be removed.
- (2) The mechanism must include—
 - (a) a mandatory removal period for content that the reporting party reasonably believes to be in breach of section 66B of the Sexual Offences Act 2003 of 48 hours,
 - (b) guidance on what constitutes clear and accessible reporting,
 - (c) sanctions for malicious reporting,
 - (d) sanctions for the failure to remove duplicates of offending material,
 - (e) a review period after the initial 48 hours for assessing suspected offending content, and
 - (f) guidance on which online platforms are within scope of this section.”

BARONESS OWEN OF ALDERLEY EDGE

After Clause 84, insert the following new Clause –

“Duty to make deprivation and deletion orders (non consensual intimate images)

Where a person is convicted of an offence involving non consensual intimate images, as defined by section 66D of the Sexual Offences Act 2003, the court must –

- (a) order the forfeiture and destruction of any device or data store containing such images;
- (b) order the defendant to disclose any password, key or authenticator necessary to access accounts or devices containing such images;
- (c) order verified deletion of such images from all reasonably identifiable locations, including cloud services;
- (d) direct the prosecutor to lodge a deletion verification report within 28 days.”

BARONESS OWEN OF ALDERLEY EDGE

After Clause 84, insert the following new Clause –

Hashing

No later than 12 months from the day on which this Act is passed, the Secretary of State must by regulations provide for the generation and lawful sharing of hashes of non consensual intimate images for the purpose of preventing re-upload, including cooperation with industry standard initiatives (such as StopNCII), subject to safeguards.”

BARONESS OWEN OF ALDERLEY EDGE

After Clause 84, insert the following new Clause –

“NCII Register

- (1) No later than 12 months from the day on which this Act is passed, the Secretary of State must by regulations establish a statutory Non-Consensual Intimate Image Register for the purpose of preventing access to and dissemination of such material online.
- (2) The Register must contain hashes of verified NCII material.
- (3) The Secretary of State must appoint a regulator to be responsible for oversight, enforcement, and coordination with internet service providers and online platforms.
- (4) Providers designated by the appointed regulator must use the Register to prevent the re-upload or distribution of NCII material.
- (5) The Secretary of State must issue guidance on governance, accuracy, proportionality, and privacy safeguards.”

Schedule 9

BARONESS OWEN OF ALDERLEY EDGE

In Schedule 9, page 272, line 9, after “photograph” insert “, makes an audio recording”

BARONESS OWEN OF ALDERLEY EDGE

In Schedule 9, page 272, line 15, after “photograph” insert “, makes an audio recording”

BARONESS OWEN OF ALDERLEY EDGE

In Schedule 9, page 272, line 22, after “photograph” insert “, makes an audio recording”

BARONESS OWEN OF ALDERLEY EDGE

Schedule 9, page 272, line 29, at end insert—

- “(4A) In this section, “taking” in relation to a photograph or film, means filming, recording, taking or otherwise capturing the photograph or video.”

BARONESS OWEN OF ALDERLEY EDGE

In Schedule 9, page 272, line 29 at end insert—

- “(4A) It is also an offence for person A to create an audio recording using software which purports to be person B.
- (4B) It is also an offence to install equipment for the purposes of undertaking any offences outlined in subsections (1) to (3).”

BARONESS OWEN OF ALDERLEY EDGE

Schedule 9, page 274, line 39, at end insert—

- “(1A) In subsection (1)—
- (a) in paragraph (a), after “photograph” insert “, audio recording”;
 - (b) in paragraph (b), after “photograph” insert “, audio recording”.
- (1B) In subsection (2)—
- (a) in paragraph (a), after “photograph” insert “, audio recording”;
 - (b) in paragraph (c), after “photograph” insert “, audio recording”.
- (1C) In subsection (3)—
- (a) in paragraph (a), after “photograph” insert “, audio recording”;
 - (b) in paragraph (b), after “photograph” insert “, audio recording”.
- (1D) In subsection (4)(a), after “photograph” insert “, audio recording”.

- (1E) In subsection (6)(a), after “photograph” insert “, audio recording”.
- (1F) In subsection (7) –
 - (a) in paragraph (a), after “photograph” insert “, audio recording”;
 - (b) in paragraph (b), after “photograph” insert “, audio recording”.
- (1G) In subsection (8), after “photograph” insert “, audio recording”.

BARONESS OWEN OF ALDERLEY EDGE

Schedule 9, page 275, line 2, at end insert –

- “(5B) An offence under this section shall be considered aggravated if the content is shared and other information concerning person (B) is provided.
- (5C) “Other information” under subsection (5B) may include –
 - (a) any information that could be used to identify person (B);
 - (b) details of where person (B) may be from or lives;
 - (c) an educational institution where person (B) attends or attended;
 - (d) the current or any previous employer of person (B).
- (5D) Where an offence is found to be aggravated by conduct under subsection (5B) –
 - (a) the court must treat the aggravation as a factor that increases the seriousness of the offence, and
 - (b) the court must record in open court that the offence is so aggravated.”

BARONESS OWEN OF ALDERLEY EDGE

Schedule 9, page 275, line 25, at end insert –

- “(3A) After subsection (5) insert –
 - “(5A) An intimate audio recording is one which a reasonable person considers is sexual in nature.””

BARONESS OWEN OF ALDERLEY EDGE

Schedule 9, page 275, line 25, at end insert –

- “(3A) In subsection (5) –
 - (a) in paragraph (d), omit “or”;
 - (b) after subsection (5)(e) insert “, or
 - (f) something else depicting the person that a reasonable person would consider to be sexual because of its nature.””

BARONESS OWEN OF ALDERLEY EDGE

Schedule 9, page 277, line 31, at end insert –

“14A (1) The Data (Use and Access) Act 2025 is amended as follows.

- (2) In inserted section 66F (requesting the creation of purported intimate image of adult) of section 138 (creating, or requesting the creation of, purported intimate image of adult), after subsection (7), insert –

“(7A) An offence under this section shall be considered aggravated if the content is requested and other information concerning person (B) is provided.

(7B) “Other information” under subsection (7A) may include –

- (a) any information that could be used to identify person (B);
- (b) details of where person (B) may be from or lives;
- (c) an educational institution where person (B) attends or attended;
- (d) the current or any previous employer of person (B).

(7C) Where an offence is found to be aggravated by conduct under subsection (7A) –

- (a) the court must treat the aggravation as a factor that increases the seriousness of the offence, and
- (b) the court must record in open court that the offence is so aggravated.””

BARONESS OWEN OF ALDERLEY EDGE

Schedule 9, page 277, line 31, at end insert –

“14A (1) The Data (Use and Access) Act 2025 is amended as follows.

- (2) In inserted section 66F (requesting the creation of purported intimate image of adult) of section 138 (creating, or requesting the creation of, purported intimate image of adult) –

(a) in subsection (1) –

- (i) in paragraph (a), after “image” insert “or audio recording”;
- (ii) in paragraph (b), after “image” insert “or audio recording”;

(b) in subsection (2)(a), after “image” insert “or audio recording”;

(c) in subsection (6) –

- (i) in paragraph (a), after “image” insert “or audio recording”;
- (ii) in paragraph (b), after both instances of after “image” insert “or audio recording”.”

LORD BLENCATHRA

As an amendment to Amendment 316

In subsection (2), in the heading of the inserted section, leave out “sexual abuse” and insert “bestiality”

Member's explanatory statement

This amendment seeks to alter the wording of Amendment 316 to refer to “animal bestiality” rather than “animal sexual abuse”.

LORD BLENCATHRA

As an amendment to Amendment 316

In subsection (2), in inserted subsection (1), leave out “sexual abuse” and insert “bestiality”

Member's explanatory statement

This amendment seeks to alter the wording of Amendment 316 to refer to “animal bestiality” rather than “animal sexual abuse”.

LORD BLENCATHRA

As an amendment to Amendment 316

In subsection (2), in inserted subsection (3), leave out paragraph (a)

Member's explanatory statement

This amendment seeks to remove the possibility of offences under this section being tried in a magistrate's court.

LORD BLENCATHRA

As an amendment to Amendment 316

In subsection (2), in inserted subsection (8), leave out paragraph (b)

Member's explanatory statement

This amendment seeks to remove the possibility of offences under this section being tried in a magistrate's court.

LORD BLENCATHRA

As an amendment to Amendment 316

In subsection (6), in inserted subsection (10), leave out paragraph (b)

Member's explanatory statement

This amendment seeks to remove the possibility of offences under this section being tried in a magistrate's court.

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