

# Crime and Policing Bill

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## AMENDMENTS TO BE MOVED IN COMMITTEE OF THE WHOLE HOUSE

*[Supplementary to the Fifth Marshalled List]*

**Amendment  
No.**

### **Clause 104**

BARONESS BRINTON

**335A★** Clause 104, page 133, line 39, at end insert—

- “(1B) A person does not commit an offence under subsection (1A) where—
- (a) the person is a victim of domestic abuse within the meaning of section 1 of the Domestic Abuse Act 2021, and
  - (b) the act of detaining the child outside the United Kingdom was attributable wholly or mainly to safeguarding themselves or the child from domestic abuse.
- (1C) In determining whether subsection (1B) applies, the court must have particular regard to—
- (a) any evidence of domestic abuse directed towards the parent or the child, and
  - (b) any risk that return of the child would expose the parent or child to further abuse.”

***Member's explanatory statement***

*This amendment, and another in the name of Baroness Brinton, is intended to probe the effect of Clause 104 on victims of domestic abuse.*

BARONESS BRINTON

**335B★** Clause 104, page 134, line 9, at end insert—

- “(e) in subsection (7), before paragraph (a) insert—
- “(za) “child” includes any person under 16;”.”

***Member's explanatory statement***

*This amendment, and another in the name of Baroness Brinton, is intended to probe the effect of Clause 104 on victims of domestic abuse.*



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*8 December 2025*

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