

Crime and Policing Bill

AMENDMENTS

TO BE MOVED

IN COMMITTEE OF THE WHOLE HOUSE

[Supplementary to the Seventh Marshalled List]

After Clause 148

LORD DAVIES OF GOWER
LORD CAMERON OF LOCHIEL

After Clause 148, insert the following new Clause –

“Child cruelty offences: notification and offender management requirements

- (1) A person (“relevant offender”) is subject to the notification requirements of subsections (2) and (3) for the period set out in subsection (4) if the relevant offender is convicted of an offence listed in subsection (6).
- (2) A relevant offender must notify to the police within the three days of the time of their conviction or their release from custody, and annually thereafter, providing –
 - (a) the relevant offender’s date of birth,
 - (b) their national insurance number,
 - (c) their name on the notification date and, where using one or more other names on that date, each of those names,
 - (d) their place of residence on the date of notification,
 - (e) the address of any other premises in the United Kingdom at which, at the time the notification is given, they regularly reside or stay, and
 - (f) any information that may be prescribed in regulations by the Secretary of State.
- (3) A relevant offender must notify to the police, within the period of three days beginning with the event occurring, about –
 - (a) their use of a name which has not been notified to the police under subsection (2);
 - (b) a change to their place or residence;
 - (c) any other prescribed change of circumstances as defined in regulations made under this section.

- (4) The dates of discharge from notification requirements under this section are the same as those set out in Section 88B of the Sexual Offences Act 2003.
- (5) The information required by subsections (2) and (3), once received, must be –
 - (a) monitored regularly by the police and probation service, and
 - (b) retained for the purposes of offender management.
- (6) The relevant offences are –
 - (a) causing or allowing the death of a child or vulnerable adult, or allowing them to suffer serious harm (section 5 of the Domestic Violence, Crime and Victims Act 2004);
 - (b) child cruelty, neglect and violence (section 1 of the Children and Young Persons Act 1933);
 - (c) infanticide (section 1 of the Infanticide Act 1938);
 - (d) exposing children whereby life is endangered (section 27 of the Offences Against the Person Act 1861);
 - (e) an offence under sections 4, 18, 20, 21, 22, 23 or 47 of the Offences Against the Person Act 1860, if the victim is under the age of 16;
 - (f) an offence under any of the following provisions of the Female Genital Mutilation Act 2003 –
 - (i) female genital mutilation (section 1);
 - (ii) assisting a girl to mutilate her own genitalia (section 2);
 - (iii) assisting a non-UK person to mutilate overseas a girl's genitalia (section 3);
 - (g) cruelty to children (section 1 of the Children and Young Persons Act 1933)."

Member's explanatory statement

This new clause would create notification requirements for people convicted of child cruelty, analogous to the Sex Offenders Register. Their information and personal details would be kept on record by the police for the purposes of offender management, with the aim of reducing the risk to children from future offences.

After Clause 191

BARONESS WOLF OF DULWICH
BARONESS FALKNER OF MARGRAVINE

After Clause 191, insert the following new Clause –

“Offence of receiving abortifacients by post

- (1) A person commits an offence if they knowingly receive an abortifacient drug by post, other than when lawfully prescribed it by a medical professional under section 1 of the Abortion Act 1967 (medical termination of pregnancy).
- (2) A person guilty of the offence is liable on conviction on indictment to imprisonment for a term not exceeding 12 months or a fine or both, or on summary conviction to imprisonment for a term not exceeding 12 months or a fine not exceeding the statutory maximum or both.”

BARONESS FINLAY OF LLANDAFF

After Clause 191, insert the following new Clause —

“Providing assistance under assisted dying legislation in Crown Dependencies: criminal liability

In the Suicide Act 1961, after section 2A (acts capable of encouraging or assisting suicide) insert —

“2AA Assistance provided in Crown Dependencies

- (1) In sections 2(1) and 2A(1), a reference to an act that is capable of encouraging or assisting suicide or attempted suicide does not include —
 - (a) participating in acts that facilitate the provision of a medically assisted death in Scotland or the Crown Dependencies (the “jurisdictions”) under or in connection with legislation in those jurisdictions (“relevant legislation”),
 - (b) performing any other function under that relevant legislation in accordance with that relevant legislation, or
 - (c) assisting a person seeking to end their own life in accordance with that relevant legislation to access that relevant legislation.
- (2) It is a defence for a person charged with an offence under section 2 to prove that they —
 - (a) reasonably believed they were acting in accordance with relevant legislation in those jurisdictions, and
 - (b) took all reasonable precautions and exercised all due diligence to avoid the commission of the offence.”

After Clause 196

LORD MENDELSON

After Clause 196, insert the following new Clause —

“Crown Prosecution Service unit for offences motivated by antisemitism

The Director of Public Prosecutions must appoint staff from within the Crown Prosecution Service to create a dedicated unit to support the prosecution of offences motivated by antisemitism.”

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18 December 2025

PUBLISHED BY AUTHORITY OF THE HOUSE OF LORDS