

Terminally Ill Adults (End of Life) Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

[Supplementary to the Ninth Marshalled List]

Clause 44

LORD FALCONER OF THOROTON

Clause 44, page 34, line 25, at end insert—

“(1A) The descriptions of events that may be specified under subsection (1) include, for example—

- (a) the conducting of a preliminary discussion;
- (b) the death of a person seeking assistance (otherwise than as a result of the self-administration of an approved substance provided under section 25).”

Member's explanatory statement

This amendment spells out that regulations under subsection (1) may (in particular) require a notification to be given to the Commissioner where a preliminary discussion is conducted or a person seeking assistance dies (otherwise than as a result of assistance provided under the Bill).

LORD FALCONER OF THOROTON

Clause 44, page 34, line 29, at end insert—

“(2A) Regulations under subsection (2) may, for example, provide that the Commissioner may give a notice to a person listed in subsection (2B), requiring the person to provide such information relating to the Commissioner's functions under section 49 (monitoring, investigating and reporting) as are specified in the notice.

(2B) The persons are—

- (a) an NHS body (as defined by section 275(1) (interpretation) of the National Health Service Act 2006 or section 206(1) (interpretation) of the National Health Service (Wales) Act 2006);
- (b) a local authority (as defined by section 275(1) of the National Health Service Act 2006 or section 206(1) of the National Health Service (Wales) Act 2006);
- (c) a person who carries on or manages a hospice.”

Member's explanatory statement

This amendment spells out that regulations under subsection (2) may (in particular) enable the Commissioner to require a person listed in new subsection (2B) to give the Commissioner such information as the Commissioner requires for the purposes of their functions under clause 49.

LORD FALCONER OF THOROTON

Clause 44, page 34, line 34, leave out paragraph (c)

Member's explanatory statement

This amendment removes the power to make provision about enforcement of regulations under the clause.

Clause 54

LORD FALCONER OF THOROTON

Clause 54, page 40, line 6, after “43” insert “or 44”

Member's explanatory statement

This amendment provides that regulations under Clause 44 are subject to the affirmative procedure.

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