

Victims and Courts Bill

COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

[The page and line references are to HL Bill 141, the Bill as first printed for the Lords]

Clause 12

LORDS AMENDMENT 4

4 Leave out Clause 12

COMMONS REASON

The Commons disagree to Lords Amendment 4 for the following Reason –

4A *Because Lords Amendment 4 would alter the financial arrangements made by the Commons, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

LORDS NON-INSISTENCE AND AMENDMENTS IN LIEU

The Lords do not insist on its Amendment 4, to which the Commons have disagreed for their Reason 4A, and do propose Amendments 4B and 4C in lieu –

4B Clause 12, page 16, line 28, at end insert –

“(2AB) Before making any regulations giving effect to subsections (2ZA) or (2A), the Secretary of State must –

- (a) publish an impact assessment evaluating the likely effects of the regulations, including, but not limited to, their impact on –
 - (i) the ability of private prosecutors to bring proceedings,
 - (ii) the charitable and voluntary sector, and
 - (iii) access to justice, and
- (b) publish a response to that impact assessment.”

4C Clause 12, page 16, line 30, at end insert –

“(4) In section 29 (regulations), in subsection (1B) omit “or 19(4B)” and insert “, 19(4B) or 20(1A)(d) in relation to private prosecutions”. ””

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The Commons disagree to Lords Amendments 4B and 4C but propose Amendment 4D to the Bill as an amendment in lieu –

4D Clause 12, page 16, line 30, at end insert –

“(b) after subsection (4) insert –

“(4A) Before making regulations under subsection (1A) that relate to costs orders under section 17, the Lord Chancellor must –

(a) consult –

(i) the Law Society,

(ii) the General Council of the Bar, and

(iii) such other persons as the Lord Chancellor considers appropriate, and

(b) publish an impact assessment in respect of the regulations.””

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