

Police, Crime, Sentencing and Courts Bill

AMENDMENTS

TO BE MOVED

IN COMMITTEE OF THE WHOLE HOUSE

[Supplementary to the Seventh Marshalled List]

Amendment
No.

After Clause 139

LORD PONSONBY OF SHULBREDE

223B★

Insert the following new Clause—

“Provision of secure accommodation

- (1) Each relevant local authority in England must—
 - (a) assess, or make arrangements for the assessment of, the need for secure accommodation in its area,
 - (b) prepare and publish a strategy for the provision of such accommodation in its area, and
 - (c) monitor and evaluate the effectiveness of the strategy.
- (2) For the purposes of subsection (1)—

“secure accommodation” means accommodation of a description specified by the Secretary of State in regulations.
- (3) A relevant local authority that publishes a strategy under this section must, in carrying out its functions, give effect to the strategy.
- (4) Before publishing a strategy under this section, a relevant local authority must consult—
 - (a) the secure accommodation local partnership board appointed by the relevant local authority under section (*Secure accommodation local partnership boards*),
 - (b) any local authority for an area within the relevant local authority’s area, and
 - (c) such other persons as the relevant local authority considers appropriate.
- (5) A relevant local authority that publishes a strategy under this section—
 - (a) must keep the strategy under review,
 - (b) may alter or replace the strategy, and
 - (c) must publish any altered or replacement strategy.

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- (6) A relevant local authority may request any local authority for an area within the relevant local authority's area to co-operate with it in any way that the relevant local authority considers necessary for the purposes of its functions under this section.
- (7) A local authority must, so far as reasonably practicable, comply with a request made to it under subsection (6).
- (8) The Secretary of State may by regulations make provision about the preparation and publication of strategies under this section.
- (9) The power to make regulations under subsection (8) may, in particular, be exercised to make provision about—
 - (a) the procedure to be followed by a relevant local authority in preparing a strategy;
 - (b) matters to which a relevant local authority must have regard in preparing a strategy;
 - (c) how a relevant local authority must publish a strategy;
 - (d) the date by which a relevant local authority must first publish a strategy;
 - (e) the frequency with which a relevant local authority must review its strategy or any effect of the strategy on the provision of other local authority support in its area.
- (10) Before making regulations under this section, the Secretary of State must consult—
 - (a) relevant local authorities, and
 - (b) such other persons as the Secretary of State considers appropriate.”

223C★ Insert the following new Clause—

“Secure accommodation local partnership boards

- (1) A relevant local authority in England must appoint a secure accommodation local partnership board for the purposes of providing advice to the authority about—
 - (a) the exercise of the authority's functions under section (*Provision of secure accommodation*), and
 - (b) the provision of other local authority support in the authority's area.
- (2) The members of the secure accommodation local partnership board must include—
 - (a) a representative of the relevant local authority;
 - (b) at least one person appearing to the authority to represent the interests of local authorities for areas within its area;
 - (c) at least one person appearing to the authority to represent the interests of vulnerable children;
 - (d) at least one person appearing to the authority to represent the interests of charities and other voluntary organisations that work with vulnerable children in its area;

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- (e) at least one person appearing to the authority to represent the interests of persons who provide, or have functions relating to, health care services in its area;
 - (f) at least one person appearing to the authority to represent the interests of persons with functions relating to policing or criminal justice in its area.
- (3) In this section –
- “health care services” means services relating to health care (within the meaning of section 9 of the Health and Social Care Act 2008);
 - “other local authority support” has the same meaning as in section (*Provision of secure accommodation*).”

223D★ Insert the following new Clause –**“Annual reports**

- (1) As soon as reasonably practicable after the end of each financial year, a relevant local authority in England must submit to the Secretary of State an annual report in relation to the exercise of the authority’s functions under this Part during the year.
- (2) The Secretary of State may by regulations make provision about –
 - (a) the form of the report, and
 - (b) the content of the report.
- (3) In this section “financial year” means –
 - (a) the period beginning with the day on which this section comes into force and ending with the following 31 March, and
 - (b) each successive period of 12 months.”

223E★ Insert the following new Clause –**“Guidance**

- (1) The Secretary of State must issue guidance relating to the exercise by local authorities in England of functions under this Part.
- (2) Local authorities in England must have regard to the guidance when exercising a function to which the guidance relates.
- (3) The Secretary of State may from time to time revise any guidance issued under this section.
- (4) Before issuing or revising guidance under this section, the Secretary of State must consult –
 - (a) local authorities, and
 - (b) such other persons as the Secretary of State considers appropriate.
- (5) Subsection (4) does not apply in relation to any revisions of guidance issued under this section if the Secretary of State considers the proposed revisions of the guidance are insubstantial.
- (6) The Secretary of State must publish –
 - (a) any guidance issued under this section, and

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(b) any revisions of that guidance.”

223F★ Insert the following new Clause—

“Interpretation of this Part

In this Part—

“local authority” means—

- (a) a relevant local authority;
- (b) a district council for an area for which there is a county council;
- (c) a London borough council;
- (d) the Common Council of the City of London in its capacity as a local authority;

“relevant local authority” means—

- (a) a county council;
- (b) a district council for an area for which there is no county council;
- (c) the Greater London Authority;
- (d) the Council of the Isles of Scilly.”

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9 November 2021
