

# Nationality and Borders Bill

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## MOTIONS TO BE MOVED ON CONSIDERATION OF COMMONS AMENDMENTS AND REASONS

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*[The page and line references are to HL Bill 82, the bill as first printed for the Lords]*

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### Before Clause 11

#### LORDS AMENDMENT 5

**Baroness Chakrabarti to move, That this House do not insist on its Amendment 5, to which the Commons have disagreed for their Reason 5A, and do propose the following amendment in lieu –**

Insert the following new Clause –

#### **“Interpretation of Part 2**

For the avoidance of doubt, the provisions of this Part are compliant with the 1951 Convention relating to the Status of Refugees and the 1967 Protocol relating to the Status of Refugees, and must be read and given effect as such.”

### Clause 11

#### LORDS AMENDMENT 6

**Lord Kerr of Kinlochard to move, That this House do not insist on its Amendment 6, to which the Commons have disagreed for their Reason 6A, and do propose the following amendment in lieu –**

Page 14, line 7, leave out subsections (5) to (8) and insert –

- “(5) The Secretary of State must make provision within the Immigration Rules to –
- (a) guarantee Group 1 and Group 2 refugees all of their rights under the 1951 Convention relating to the Status of Refugees and the 1967 Protocol relating to the Status of Refugees and international law, without distinction;
  - (b) ensure that the classification of a refugee as a Group 1 or a Group 2 refugee does not affect the ability to maintain the unity of that person’s family.”

**After Clause 37**

## LORDS AMENDMENT 10

**Lord Dubs to move, That this House do not insist on its Amendment 10, to which the Commons have disagreed for their Reason 10A, and do propose the following amendment in lieu –**

Insert the following new Clause –

**“Immigration Rules: entry to seek asylum and join family**

- (1) The rules laid down by the Secretary of State in accordance with section 1(4) and section 3(2) of the Immigration Act 1971 for regulating the entry into and stay in the United Kingdom of persons not having the right of abode must include provision for admitting persons coming for the purpose of seeking asylum.
- (2) These rules must make provision, for the purpose of seeking asylum, for unaccompanied children in Europe who have a family member in the United Kingdom who is ordinarily and lawfully resident in the United Kingdom.
- (3) For the purposes of this section, a “family member” means –
  - (a) a parent, including adoptive parent;
  - (b) an aunt or uncle;
  - (c) a grandparent;
  - (d) a sibling, including an adoptive sibling; or
  - (e) such other persons as the Secretary of State may determine, having regard to –
    - (i) the importance of maintaining family unity;
    - (ii) any dependency between the family members;
    - (iii) the best interests of a child; and
    - (iv) any compelling circumstances.”

## LORDS AMENDMENT 11

**The Lord Bishop of Durham to move, That this House do not insist on its Amendment 11, to which the Commons have disagreed for their Reason 11A, and do propose the following amendment in lieu –**

Insert the following new Clause –

**“Refugee resettlement schemes**

- (1) The Secretary of State must publish a numerical target for the resettlement of refugees to the United Kingdom each year.
- (2) The target under this section must include the numbers of people resettled under –
  - (a) dedicated schemes for the evacuation of people from a geographical locality, such as a specific third State,
  - (b) a general UK resettlement scheme, and
  - (c) other routes as appropriate.

- (3) The Secretary of State must put in place appropriate resourcing and infrastructure to support local authorities to deliver the target under subsection (1).”

#### Clause 64

##### LORDS AMENDMENT 26

**Lord McColl of Dulwich to move, That this House do not insist on its Amendment 26, to which the Commons have disagreed for their Reason 26A, and do propose the following amendment in lieu –**

Before Clause 64, insert the following new Clause –

**“Confirmed victims in England and Wales: assistance and support**

After section 50A of the Modern Slavery Act 2015 insert –

**“50B Confirmed victims etc: assistance and support**

- (1) This section applies if a positive conclusive grounds decision is made in respect of a person.
- (2) If the person has received support under section 50A, the Secretary of State must continue to secure tailored assistance and support for that person at the end of the recovery period for at least 12 months beginning on the day the recovery period ends.
- (3) Any duty under this section ceases to apply in relation to a person in respect of whom a determination is made under section 62(1) of the Nationality and Borders Act 2022 (disqualification from protection).
- (4) References in this section to “assistance and support”, a “conclusive grounds decision” and the “recovery period” have the same meaning as in section 50A.””

#### Clause 71

##### LORDS AMENDMENT 40

**Lord Murphy of Torfaen to move, That this House do not insist on its Amendment 40, to which the Commons have disagreed for their Reason 40A, and do propose the following amendment in lieu –**

Page 74, line 16, at end insert –

- “(c) the individual is legally resident in the Republic of Ireland.”

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*31st March 2022*

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