

# Elections Bill

---

---

## COMMONS DISAGREEMENT, AMENDMENTS TO THE WORDS RESTORED TO THE BILL, AMENDMENTS IN LIEU AND REASON

---

---

*[The page and line references are to HL Bill 96, the bill as first printed for the Lords]*

---

---

---

### Clause 14

#### LORDS AMENDMENT 22

**22** Leave out Clause 14

#### COMMONS AMENDMENTS TO THE WORDS SO RESTORED TO THE BILL

*The Commons disagree to Lords Amendment 22 and propose the following Amendments to the words so restored to the Bill –*

**22A** Page 21, line 13, at end insert –

“(3A) The statement must not include provision in relation to elections, referendums and other matters so far as the provision would relate to the Commission’s devolved Scottish functions or the Commission’s devolved Welsh functions.”

**22B** Page 21, line 15, at end insert –

“(5) For the purposes of subsection (3A) –

(a) the Commission’s “devolved Scottish functions” are the Commission’s functions in relation to –

- (i) Scottish Parliamentary general elections, elections held under section 9 of the Scotland Act 1998 (constituency vacancies), and local government elections in Scotland, so far as those functions do not relate to reserved matters within the meaning of the Scotland Act 1998, and
- (ii) referendums held throughout Scotland in pursuance of provision made by or under an Act of the Scottish Parliament;

- (b) the Commission’s “devolved Welsh functions” are the Commission’s functions in relation to—
- (i) general elections of members of Senedd Cymru,
  - (ii) elections held under section 10 of the Government of Wales Act 2006 (elections for Senedd constituency vacancies),
  - (iii) local government elections in Wales, and
  - (iv) referendums held under Part 2 of the Local Government Act 2000 or Part 4 of the Local Government (Wales) Measure 2011 (referendums relating to local authority executive arrangements),
- so far as those functions do not relate to reserved matters within the meaning of the Government of Wales Act 2006.”

- 22C** Page 22, line 14, leave out “Public Administration and Constitutional Affairs” and insert “Levelling Up, Housing and Communities”
- 22D** Page 22, leave out lines 15 to 18
- 22E** Page 22, line 34, leave out from beginning to end of line 16 on page 23
- 22F** Page 23, line 21, leave out “Public Administration and Constitutional Affairs” and insert “Levelling Up, Housing and Communities”
- 22G** Page 23, line 25, leave out “Public Administration and Constitutional Affairs” and insert “Levelling Up, Housing and Communities”
- 22H** Page 25, line 16, leave out “Public Administration and Constitutional Affairs” and insert “Levelling Up, Housing and Communities”
- 22I** Page 25, leave out lines 17 to 22

### Clause 15

#### LORDS AMENDMENT 23

- 23** Leave out Clause 15

#### COMMONS DISAGREEMENT AND AMENDMENTS IN LIEU

*The Commons disagree to Lords Amendment 23 but propose amendments 23A, 23B, 23C, 23D, 23E, 23F, 23G, 23H, 23I, 23J, and 23K as amendments in lieu of Lords Amendments 22 and 23 –*

- 23A** Page 21, line 13, at end insert—
- “(3A) In preparing the statement, the Secretary of State must have regard to the duties imposed on the Commission by section 145(1) (duties with respect to compliance with controls imposed by this Act).
- (3B) The statement must not contain provision about the carrying out by the Commission of their functions under Schedule 19B (investigatory powers) or Schedule 19C (civil sanctions) in relation to a particular person.”
- 23B** Page 22, line 23, at end insert—
- “(aa) must prepare a report containing the Secretary of State’s response to the consultation.”

- 23C** Page 22, leave out line 24 and insert –
- “(3A) If, after complying with subsection (3), the Secretary of State proposes to designate the statement, the Secretary of State must lay before Parliament a document that –
- (a) explains the Secretary of State’s proposals,
  - (b) sets them out in the form of a draft statement, and
  - (c) contains the report prepared under subsection (3)(aa).
- (3B) Where a document is laid before Parliament under subsection (3A), no draft of the statement that the Secretary of State proposes to designate is to be laid before Parliament before the end of the 60-day period.
- (3C) In preparing a draft statement for laying before Parliament, the Secretary of State must consider any representations made during the 60-day period in relation to anything in the document laid under subsection (3A).
- (3D) If, after the end of the 60-day period, the Secretary of State wishes to proceed with designating the statement, the Secretary of State must lay before Parliament –
- (a) the draft statement (incorporating any changes made in light of any representations made as mentioned in subsection (3C)), and
  - (b) a report containing the Secretary of State’s response to any such representations.”
- 23D** Page 22, line 25, leave out “(3)(b)” and insert “(3D)”
- 23E** Page 22, line 33, at end insert –
- “(aa) “the 60-day period” means the period of 60 days beginning on the day on which the document mentioned in subsection (3A) is laid before Parliament (or, if it is not laid before each House of Parliament on the same day, the later of the days on which it is laid);”
- 23F** Page 23, line 17, leave out “for the purposes of subsection (5)(a)” and insert “or the 60-day period for the purposes of subsection (5)(a) or (aa) respectively”
- 23G** Page 23, line 42, after “consultation” insert “and other pre-designation”
- 23H** Page 24, line 18, leave out “9 months” and insert “12 months”
- 23I** Page 24, line 32, at end insert “, or
- (c) at the request of the Speaker’s Committee, where the request –
    - (i) is made by notice given to the Secretary of State, and
    - (ii) gives details of the changes to the statement that the Speaker’s Committee propose should be made.
- (2A) Where a request is made in accordance with subsection (2)(b) or (c), the Secretary of State must inform the Commission or the Speaker’s Committee (as the case may be) how the Secretary of State proposes to deal with the request.”
- 23J** Page 25, line 2, leave out “4C(2) (consultation requirements)” and insert “4C(2) to (3C) (consultation and pre-designation requirements)”
- 23K** Page 25, line 29, leave out “4C(3)(b)” and insert “4C(3D)(a)”

## Schedule 1

### LORDS AMENDMENT 86

86 Page 79, line 44, at end insert –

“(1HA) In this rule a “specified document” also means any of the following documents (in whatever form issued to the holder) –

- (a) a driving licence;
- (b) a birth certificate;
- (c) a marriage or civil partnership certificate;
- (d) an adoption certificate;
- (e) the record of a decision on bail made in respect of the voter in accordance with section 5(1) of the Bail Act 1976;
- (f) a bank or building society cheque book;
- (g) a mortgage statement dated within 3 months of the date of the poll;
- (h) a bank or building society statement dated within 3 months of the date of the poll;
- (i) a credit card statement dated within 3 months of the date of the poll;
- (j) a council tax demand letter or statement dated within 12 months of the date of the poll;
- (k) a P45 or P60 form dated within 12 months of the date of the poll;
- (l) a standard acknowledgement letter (SAL) issued by the Home Office for asylum seekers;
- (m) a trade union membership card;
- (n) a library card;
- (o) a pre-payment meter card;
- (p) a National Insurance card;
- (q) a workplace ID card;
- (r) a student ID card;
- (s) an 18+ student Oyster photocard;
- (t) a National Rail Railcard;
- (u) a Young Scot National Entitlement Card.”

### COMMONS REASON

*The Commons disagree to Lords Amendment 86 for the following Reason –*

86A *Because the Commons consider the requirement to provide adequate photographic identification to be the most effective means of securing the integrity of the electoral system.*



# Elections Bill

---

---

COMMONS DISAGREEMENT, AMENDMENTS TO THE WORDS RESTORED TO  
THE BILL, AMENDMENTS IN LIEU AND REASON

---

*27th April 2022*

---

PUBLISHED BY AUTHORITY OF THE HOUSE OF LORDS