

Terrorism (Protection of Premises) Bill

MARSHALLED
LIST OF AMENDMENTS
TO BE MOVED
ON REPORT

The amendments have been marshalled in accordance with the Instruction of 24th February 2025, as follows –

Clauses 1 to 4	Clauses 13 to 34
Schedules 1 and 2	Schedule 4
Clauses 5 to 12	Clauses 35 to 38
Schedule 3	Title

[Amendments marked ★ are new or have been altered]

**Amendment
No.**

Clause 2

LORD SANDHURST

1★ Clause 2, page 2, line 11, leave out “from time to time” and insert “not less than once a month”

Member's explanatory statement

This amendment and the other in the name of Lord Sandhurst to Clause 2 seek to remove the reference to “from time to time” and provide a benchmark by which the attendance at a premises may be measured.

LORD UDNY-LISTER

2 Clause 2, page 2, line 11, leave out “200” and insert “500”

Member's explanatory statement

This amendment would raise the minimum threshold for a premises to be a “qualifying premises” to 500.

LORD MURRAY OF BLIDWORTH

3★ Clause 2, page 2, line 13, at end insert –

“(ca) the premises have a capacity of more than 300 people or, if smaller, the Secretary of State determines that the premises are at heightened risk of a terrorist threat, and”

Member's explanatory statement

This amendment aims to protect small businesses from disproportionately burdensome security requirements while maintaining adequate protection against terrorism threats.

LORD SANDHURST

4★ Clause 2, page 2, line 17, leave out “from time to time” and insert “not less than once a month”

Member's explanatory statement

This amendment and the other in the name of Lord Sandhurst to Clause 2 seek to remove the reference to “from time to time” and provide a benchmark by which the attendance at a premises may be measured.

LORD DE MAULEY

5★ Clause 2, page 2, line 18, leave out “800” and insert “1000”

Member's explanatory statement

This amendment would raise the minimum threshold for a premises to be an “enhanced duty premises” from 800 to 1000.

Clause 3

LORD HANSON OF FLINT

6 Clause 3, page 3, line 8, leave out “invitations” and insert “tickets”

Member's explanatory statement

This amendment clarifies the meaning of “qualifying event”.

LORD HANSON OF FLINT

7 Clause 3, page 3, line 9, leave out “other” and insert “similar”

Member's explanatory statement

This amendment clarifies the meaning of “qualifying event”.

Schedule 1

LORD HANSON OF FLINT

- 8 Schedule 1, page 35, line 30, leave out “invitations” and insert “tickets”

Member's explanatory statement

This amendment clarifies references in the Bill to “visiting members of the public”.

LORD HANSON OF FLINT

- 9 Schedule 1, page 35, line 31, leave out “other” and insert “similar”

Member's explanatory statement

This amendment clarifies references in the Bill to “visiting members of the public”.

Schedule 2

LORD HANSON OF FLINT

- 10 Schedule 2, page 36, line 26, leave out “invitations” and insert “tickets”

Member's explanatory statement

This amendment clarifies the definition of certain premises to which Part 1 of the Bill does not apply.

LORD HANSON OF FLINT

- 11 Schedule 2, page 36, line 27, leave out “other” and insert “similar”

Member's explanatory statement

This amendment clarifies the definition of certain premises to which Part 1 of the Bill does not apply.

Clause 5

LORD HANSON OF FLINT

- 12 Clause 5, page 4, line 19, leave out subsections (4) to (6)

Member's explanatory statement

This amendment is consequential on my amendments of clause 32.

After Clause 5

LORD DE MAULEY
BARONESS FOX OF BUCKLEY

13★ After Clause 5, insert the following new Clause –

“Exemption from public protection procedures

- (1) The person responsible for qualifying premises or events may apply to the Secretary of State, or the Security Industry Authority, for exemption from one or all of the public protection procedures.
- (2) Exemption from the public protection procedures must be granted if the Secretary of State, or the Security Industry Authority, is satisfied that the applicant has demonstrated that the public protection procedures in question would not materially reduce the threat of terrorism or the risk of harm in the case of a terrorist attack.”

Member's explanatory statement

This amendment would oblige the Secretary of State or the Security Industry Authority to alleviate rules if the applicant can prove that the implementation of such procedures would not materially reduce the threat of terrorism or the risk of harm in the case of a terrorist attack.

Clause 6

LORD HANSON OF FLINT

14 Clause 6, page 5, line 12, leave out subsections (4) to (6)

Member's explanatory statement

This amendment is consequential on my amendments of clause 32.

Clause 7

LORD CAMERON OF LOCHIEL
LORD SANDHURST

15 Clause 7, page 5, line 41, leave out from beginning to “prepared” and insert “within six months of it being”

Member's explanatory statement

This amendment would require the document prepared under this clause to be provided to the Security Industry Authority within six months of it being prepared.

After Clause 11

BARONESS SUTTIE
BARONESS HAMWEE

16 After Clause 11, insert the following new Clause –

“Developing and implementing training on public protection procedures

- (1) The Secretary of State must take such steps as they consider appropriate to ensure that –
 - (a) adequate accredited training provision is made available for persons responsible for qualifying premises or qualifying events in respect of public protection procedures that includes –
 - (i) the monitoring of premises or events and the immediate vicinity of premises or events,
 - (ii) evacuation procedures and the movement of individuals into, out of and within a premises or event,
 - (iii) physical safety and security of occupants in a premises,
 - (iv) provision of security information to individuals on a premises or at an event, and
 - (v) other measures related to terrorism protection training;
 - (b) a training implementation plan is put in place to ensure all organisations and persons to which the provisions of this Act apply are encouraged to undertake training related to public protection procedures.
- (2) Functions of the Secretary of State under this section may be exercised by any organisation or persons authorised to do so by the Secretary of State.
- (3) The Secretary of State must, within 6 months of the day on which this Act is passed, lay before Parliament a report setting out the steps they have taken in relation to subsection (1).”

Member's explanatory statement

This new clause would require the Secretary of State to develop and implement a training plan in respect of qualifying premises and events.

Clause 12

BARONESS SUTTIE
BARONESS HAMWEE

17 Clause 12, page 8, line 25, at end insert –

- “(d) establish a scheme for the approval of persons offering training in compliance with the requirements.”

Member's explanatory statement

This amendment is intended to ensure that any person who provides training in compliance with the requirements under the Act is of a high and competent standard.

LORD DAVIES OF GOWER
LORD CAMERON OF LOCHIEL

18★ Clause 12, page 8, line 32, at end insert –

“(3A) The Secretary of State must establish an advisory board for the Security Industry Authority, comprising experts from industry, local authorities, and civil society, to guide the implementation and enforcement of this Act.”

Member's explanatory statement

This amendment seeks to create an advisory board for the SIA with the intention of ensuring a more collaborative approach to regulation, promoting balanced and informed decision-making.

Clause 16

LORD SANDHURST
LORD CAMERON OF LOCHIEL
LORD DE MAULEY

19★ Clause 16, page 12, line 32, at end insert –

“(8) Where the Tribunal has been unable to determine the appeal within a reasonable time the Tribunal must –

- (a) consider ordering that the notice or variation (as the case may be) is of no effect until the appeal is determined or withdrawn, and
- (b) notify the applicant of the outcome of the Tribunal’s consideration under this subsection.”

Member's explanatory statement

This amendment would require the Tribunal to consider whether a notice should be ordered to be of no effect in circumstances where the Tribunal has been unable to determine the appeal within a reasonable time.

Clause 17

LORD DAVIES OF GOWER
LORD CAMERON OF LOCHIEL

20★ Clause 17, page 13, line 10, leave out “28” and insert “42”

Member's explanatory statement

This amendment amends the grace period, where a person who has received a penalty notice is given a short amount of time to pay, to avoid excessive penalisation.

LORD MURRAY OF BLIDWORTH

21★ Clause 17, page 13, line 16, at end insert –

“(7A) A voluntary unpaid office holder or unpaid trustee must not be held personally liable for financial penalties imposed under this section, provided that they acted in good faith and within the scope of their duties.”

Member's explanatory statement

This amendment clarifies that financial penalties do not apply to volunteers serving in good faith.

Clause 19

LORD MURRAY OF BLIDWORTH

22★ Clause 19, page 15, line 5, at end insert –

“(7) A voluntary unpaid office holder or unpaid trustee is exempt from daily penalties under this section where the organisation is otherwise compliant or actively seeking compliance in good faith.”

Member's explanatory statement

This amendment would protect volunteers from the cumulative financial burden of daily penalties.

Clause 20

LORD DAVIES OF GOWER
LORD CAMERON OF LOCHIEL

23★ Clause 20, page 15, line 19, at end insert –

“(d) the views of the local authority in which the premises are located.”

Member's explanatory statement

This amendment introduces a requirement that the Security Industry Authority must take into account the views of the local authority in which the premises are located, when determining the amount of a penalty to be imposed on a person by a penalty notice.

After Clause 26

LORD MURRAY OF BLIDWORTH

24★ After Clause 26, insert the following new Clause –

“Exclusion from criminal liability

Voluntary unpaid office holders and unpaid trustees are exempt from criminal liability under sections 24 (offences of failing to comply with compliance notice or restriction notice), 25 (offence of providing false or misleading information),

and 26 (liability for offence committed by a body), provided that they acted without willful misconduct or gross negligence.”

Member's explanatory statement

This amendment is intended to ensure that criminal liability provisions do not deter volunteers from taking on governance roles.

After Clause 27

LORD DE MAULEY
BARONESS FOX OF BUCKLEY

25★ After Clause 27, insert the following new Clause –

“Variable thresholds based on national threat level

- (1) The Secretary of State may vary the thresholds for qualifying premises or events set out in sections 2(2)(c), 2(3)(a) and 3(1)(d) by regulations made by statutory instrument in accordance with the national threat level, as assessed and published by the Joint Terrorism Analysis Centre or its successor bodies.
- (2) When the national threat level is set at –
 - (a) low or moderate, the thresholds set out in sections (2)(2)(c), 2(3)(a) and 3(1)(d) may be increased by up to 50%;
 - (b) substantial, the thresholds set out in sections 2(2)(c), 2(3)(a) and 3(1)(d) for qualifying premises will remain as specified in this Act;
 - (c) severe or critical, the thresholds set out in sections 2(2)(c), 2(3)(a) and 3(1)(d) may be reduced by up to 50%.
- (3) The Secretary of State must publish any changes to qualifying thresholds in response to a change in the national threat level and provide guidance on the security obligations applicable to newly qualifying premises.”

Member's explanatory statement

This amendment would give the Secretary of State the flexibility to vary the thresholds for qualifying premises or events under the Bill in line with the national threat level.

Clause 31

LORD MURRAY OF BLIDWORTH

26★ Clause 31, page 22, line 32, at end insert –

- “(3) Nothing in this Act creates a right of action against voluntary unpaid office holders or unpaid trustees in their personal capacity for any breach of duty under this Act.”

Member's explanatory statement

This amendment provides reassurance that civil claims cannot be brought against unpaid office holders and trustees personally.

Clause 32

LORD HANSON OF FLINT

27 Clause 32, page 23, line 3, at end insert –

- “(ba) amend section 5(3) (public protection procedures) so as to –
- (i) specify a further procedure, or
 - (ii) omit, or amend the description of, a procedure for the time being specified;
- (bb) amend section 6(3) (public protection measures) so as to –
- (i) specify a further measure, or
 - (ii) omit, or amend the description of, a measure for the time being specified;”

Member's explanatory statement

This amendment moves to clause 32 of the Bill the powers left out of clauses 5 and 6 by my amendments to those clauses.

LORD HANSON OF FLINT
LORD ANDERSON OF IPSWICH

28 Clause 32, page 23, line 18, at end insert –

- “(2) Before making regulations under subsection (1) the Secretary of State must consult such persons as the Secretary of State considers appropriate.”

Member's explanatory statement

This amendment requires the Secretary of State to consult before exercising the powers in clause 32 to amend Part 1 of the Bill.

LORD HANSON OF FLINT
LORD ANDERSON OF IPSWICH

29 Clause 32, page 23, line 18, at end insert –

- “(2) The power in –
- (a) subsection (1)(a) or (b), so far as it confers a power to lower a figure,
 - (b) subsection (1)(ba)(i), or
 - (c) subsection (1)(bb)(i),
- may be exercised only if the Secretary of State considers that doing so is necessary for public protection.
- (3) The power in –
- (a) subsection (1)(a) or (b), so far as it confers a power to increase a figure,
 - (b) subsection (1)(ba)(ii), or
 - (c) subsection (1)(bb)(ii),

may be exercised only if the Secretary of State considers that it is not necessary for public protection to retain the figure, procedure or measure (as the case may be) for the time being specified.”

Member's explanatory statement

This amendment imposes conditions on the exercise of certain powers to amend Part 1 of the Bill.

After Clause 34

LORD UDNY-LISTER

30★ After Clause 34, insert the following new Clause –

“Local authority support and coordination

- (1) The Secretary of State must provide funding and resources to local authorities to support them in complying with the security requirements of this Act.
- (2) To support local authorities’ compliance with this Act, the Secretary of State must publish guidelines for local authority coordination with the Security Industry Authority.”

Member's explanatory statement

This amendment addresses concerns about placing additional burdens on councils and the need for greater clarity in local authority responsibilities and coordination.

LORD DAVIES OF GOWER
LORD CAMERON OF LOCHIEL

31★ After Clause 34, insert the following new Clause –

“Review of the impact on the night-time economy

- (1) Within 18 months of the day on which this Act is passed, the Secretary of State must lay before Parliament a report reviewing the impact of the provisions in this Act on the night-time economy, jobs and growth.
- (2) The report must include an assessment of the impact of this Act on –
 - (a) public houses,
 - (b) nightclubs,
 - (c) bars,
 - (d) restaurants,
 - (e) cinemas, and
 - (f) any other late-opening venues that the Secretary of State considers to be part of the night-time economy.”

Member's explanatory statement

This new Clause seeks to require the Secretary of State to produce a report reviewing the impact of this Act on the night-time economy, jobs and growth.

LORD DAVIES OF GOWER
LORD CAMERON OF LOCHIEL

32★ After Clause 34, insert the following new Clause –

“Independent review panel to monitor the Security Industry Authority

- (1) The Secretary of State must establish an independent review panel to monitor the role of the Security Industry Authority (SIA) in relation to its obligations under this Act.
- (2) The panel must produce annual reports for Parliament.
- (3) The reports must address the risk of regulatory overreach by the SIA.”

Member's explanatory statement

This amendment seeks to address concerns about the risk of regulatory overreach by the SIA through establishing an independent review panel to monitor the role of the SIA.

Clause 35

LORD HANSON OF FLINT

33 Clause 35, page 25, line 13, leave out paragraphs (a) and (b)

Member's explanatory statement

This amendment is consequential on my amendments of clauses 5 and 6.

Clause 37

LORD CAMERON OF LOCHIEL
LORD SANDHURST

34 Clause 37, page 25, line 32, leave out paragraphs (a) and (b) and insert “no sooner than six months after the day on which this Act is passed, and not before draft guidance on the application of the Act has been issued to businesses affected by the provisions of the Act and a consultation with those businesses has taken place.”

Member's explanatory statement

This amendment would delay the commencement of Parts 1 and 2 of the Act to ensure that businesses have been properly consulted before the Act's provisions come into force and the draft guidance has been published.

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