

Victims and Courts Bill

MOTIONS TO BE MOVED

ON CONSIDERATION OF COMMONS DISAGREEMENT AND REASONS

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

After Clause 7

LORDS AMENDMENT 1

Baroness Levitt to move, That this House do not insist on its Amendment 1, to which the Commons have disagreed for their Reason 1A.

LORDS AMENDMENT 2

Baroness Levitt to move, That this House do not insist on its Amendment 2, to which the Commons have disagreed for their Reason 2A.

LORDS AMENDMENT 3

Baroness Levitt to move, That this House do not insist on its Amendment 3, to which the Commons have disagreed for their Reason 3A.

Clause 12

LORDS AMENDMENT 4

Baroness Levitt to move, That this House do not insist on its Amendment 4, to which the Commons have disagreed for their Reason 4A.

After Clause 14

LORDS AMENDMENT 5

Baroness Levitt 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 amendments in lieu –

Clause 13, page 16, line 38, leave out “sub-paragraph (2)” and insert “sub-paragraphs (2) and (5)”

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

“(d) after sub-paragraph (4) (inserted by subsection (2)(c)) insert –

“(5) The Court of Appeal may allow notice of an application for leave to refer a case to be given after the expiry of the period in sub-paragraph (1) (and any extension of that period under sub-paragraph (2)) where the Court of Appeal is satisfied that –

(a) notice of the application is given pursuant to a request, by a person who is a victim in the case falling within section 1(1)(a) or (2)(c) of the Victims and Prisoners Act 2024 (meaning of “victim”), to review the sentencing of a person,

(b) notice of the application is given –

(i) within six months from the day on which the sentence, or the last of the sentences, in the case was passed, or

(ii) where the request is received by the Attorney General within the last 14 days of the six-month period mentioned in sub-paragraph (i), within 14 days from the day on which the request is received, and

(c) it is in the interests of justice to allow notice to be given after the expiry of the period in sub-paragraph (1) (and any extension of that period under sub-paragraph (2)).”

Clause 13, page 17, line 19, leave out “(4)” and insert “(5)”

Clause 13, page 17, line 20, at end insert –

“(4) The amendment made by subsection (2)(d) applies only in relation to cases where the sentence, or the last of the sentences, was passed after it came into force.”

Clause 17, page 18, line 34, after “13” insert “(1), (2)(a) to (c), and (3)”

LORDS AMENDMENT 6

Baroness Levitt 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 amendments in lieu –

After Clause 13, insert the following new Clause –

“Reviews of sentencing: duty to notify victims

- (1) Section 2 of the Victims and Prisoners Act 2024 (victims’ code) is amended in accordance with subsections (2) and (3).
- (2) After subsection (3) insert –
 - “(3A) The victims’ code must make provision about informing victims of the opportunity to ask the Attorney General to refer a case to the Court of Appeal under section 36 of the Criminal Justice Act 1988 (unduly lenient sentences).
 - (3B) Subsection (3A) applies only in respect of –
 - (a) a person who is a victim by virtue of section 1(1)(a) or (2)(c), and
 - (b) cases relating to the criminal conduct as a result of which that person is such a victim.”
- (3) In subsection (13), after “references in” insert “subsection (3A) and”.
- (4) In section 35 of the Criminal Justice Act 1988, in subsection (1), at the end insert “(for requests for referrals by victims of crime in England and Wales, see section 2(3A) of the Victims and Prisoners Act 2024)”.

Clause 17, page 18, line 34, at end insert –

- “(ca) section (*Reviews of sentencing: duty to notify victims*) (reviews of sentencing: duty to notify victims);”

Clause 17

LORDS AMENDMENT 7

Baroness Levitt to move, That this House do not insist on its Amendment 7, to which the Commons have disagreed for their Reason 7A.

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