

Cyber Security and Resilience (Network and Information Systems) Bill

AMENDMENTS TO BE MOVED IN GRAND COMMITTEE

[Supplementary to the Marshalled List]

Amendment
No.

After Clause 24

LORD CLEMENT-JONES

81B★ After Clause 24, insert the following new Clause—

“Public authority activities to be specified as essential activities

- (1) The Secretary of State must, within six months of the day on which this Act is passed, make regulations under section 24(3) to specify as essential activities such activities carried on by public authorities as the Secretary of State considers to be essential to the economy of the United Kingdom or any part of it, or to the day-to-day functioning of society in the United Kingdom or any part of it.
- (2) In complying with subsection (1) the Secretary of State must have regard in particular to activities carried on by—
 - (a) government departments and other persons exercising functions on behalf of the Crown,
 - (b) executive agencies and non-departmental public bodies, and
 - (c) persons responsible for the delivery of health, social care, social security or justice services.
- (3) Regulations made under subsection (1) must designate one or more appropriate regulatory authorities for the activities so specified.
- (4) Regulations under subsection (1) may not specify an activity so far as it is carried on—
 - (a) by the Security Service, the Secret Intelligence Service or GCHQ, or
 - (b) by means of a network and information system used for the storage, processing or transmission of information which is classified as “secret” or “top secret” in accordance with the policy of His Majesty’s Government on the security classification of documents.

- (5) In this section “public authority” means a person exercising functions of a public nature in the United Kingdom.”

Member's explanatory statement

This new clause would require the Secretary of State to specify activities carried on by government departments and other public authorities as essential activities under Part 3, bringing central government and the wider public sector within the scope of the Bill's security and resilience regime, subject to exclusions for the intelligence services and classified systems.

LORD CLEMENT-JONES

81C★ After Clause 24, insert the following new Clause –

“Local authority functions to be specified as essential activities

- (1) The Secretary of State must, within six months of the day on which this Act is passed, make regulations under section 24(3) to specify the following as essential activities –
 - (a) the maintenance by a local authority of a register of electors,
 - (b) the management by a local authority of social care records, and
 - (c) the administration by a local authority of council tax, non-domestic rates or housing benefit.
- (2) Regulations made under subsection (1) must designate one or more appropriate regulatory authorities for the activities so specified.
- (3) In this section “local authority” means –
 - (a) in England, a county council, a district council, a London borough council, the Common Council of the City of London or the Council of the Isles of Scilly;
 - (b) in Wales, a county council or a county borough council;
 - (c) in Scotland, a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994;
 - (d) in Northern Ireland, a district council constituted under section 1 of the Local Government Act (Northern Ireland) 1972.”

Member's explanatory statement

This new clause would require the Secretary of State to specify local authorities' electoral registration, social care records and revenues and benefits functions as essential activities under Part 3, bringing them within the scope of the Bill's security and resilience regime.

LORD CLEMENT-JONES

81D★ After Clause 24, insert the following new Clause –

“Electoral infrastructure to be specified as an essential activity

- (1) The Secretary of State must, within six months of the day on which this Act is passed, make regulations under section 24(3) to specify the following as essential activities –

- (a) the administration of a parliamentary, mayoral or local government election,
 - (b) the issue, receipt or processing of postal ballots for such an election, and
 - (c) the counting or aggregation of votes cast in such an election.
- (2) Regulations made under subsection (1) must designate one or more appropriate regulatory authorities for the activities so specified.
- (3) In this section “parliamentary election” means an election of a member to serve in the Parliament of the United Kingdom.”

Member's explanatory statement

This new clause would require the Secretary of State to specify the administration of elections, the processing of postal ballots and the counting of votes as essential activities under Part 3, bringing electoral infrastructure within the scope of the Bill's security and resilience regime.

Clause 37

LORD CLEMENT-JONES

92C★ Clause 37, page 62, line 24, leave out subsection (7)

Member's explanatory statement

This probing amendment would remove the power for the Secretary of State to amend this Act by regulations so as to change the consultation and parliamentary scrutiny requirements applying to a code of practice. It responds to the recommendation of the Delegated Powers and Regulatory Reform Committee in its 7th Report.

Clause 40

LORD CLEMENT-JONES

95C★ Clause 40, page 64, line 18, leave out subsection (5)

Member's explanatory statement

This probing amendment would remove the power for the Secretary of State to amend this Act by regulations so as to change the matters to be covered in reports on network and information systems legislation. It responds to the recommendation of the Delegated Powers and Regulatory Reform Committee in its 7th Report.

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1 September 2026
