

Genocide Determination Bill [HL]

RUNNING LIST OF ALL AMENDMENTS IN COMMITTEE OF THE WHOLE HOUSE

*Tabled up to and including
3 September 2026*

[Amendments marked ★ are new or have been altered]

Clause 1

BARONESS DEECH
LORD VERDIRAME
LORD PANNICK

Clause 1, page 1, line 2, leave out from beginning to “may” in line 3 and insert “An individual who is a British citizen or a person present in the United Kingdom who can demonstrate direct, personal and material harm suffered as a result of allegedly genocidal conduct,”

BARONESS DEECH
LORD VERDIRAME
LORD PANNICK

Clause 1, page 1, line 5, after “find” insert “beyond reasonable doubt”

LORD VERDIRAME
LORD WOLFSON OF TREDEGAR
LORD PANNICK
BARONESS DEECH

- ★ Clause 1, page 1, line 6, leave out from first “genocide” to end of line 7 and insert “being committed.”

Member's explanatory statement

The amendment would ensure that, in line with the preliminary nature of the determination, English courts would establish only the serious risk of genocide rather than the fact of it having been committed.

BARONESS DEECH
LORD VERDIRAME
LORD PANNICK

Clause 1, page 1, line 7, leave out “that national, ethnic, racial or religious group” and insert “the national, ethnic, racial or religious group to which that individual belongs”

Member's explanatory statement

This amendment is linked to another in the name of Baroness Deech to Clause 1, page 1, line 2.

LORD WOLFSON OF TREDEGAR

Clause 1, page 1, line 11, at end insert –

- “(3) The Court may not consider an application made under subsection (1) by a person or group of persons unless the person or group of persons making the application are British citizens or have indefinite leave to remain under the Immigration Act 1971.
- (4) The Court may not consider an application made under subsection (1) by an organisation unless the organisation making the application is –
 - (a) a UK-registered company under the Companies Act 2006, or
 - (b) a registered charity under the Charities Act 2011.”

Member's explanatory statement

This amendment would require any applicant under clause 1 of this Bill to be a British citizen, hold leave to remain in the United Kingdom or be a UK-registered company or charity.

LORD WOLFSON OF TREDEGAR

Clause 1, page 1, line 11 at end insert –

- “(3) The Court may not consider an application made under subsection (1) unless it is first satisfied that a referral under section 3 of this Act is possible.”

Member's explanatory statement

This amendment would prevent the Court from making a determination where it is not satisfied the determination falls within the competence of the bodies listed under clause 3, preventing the Court from making advisory preliminary determinations which cannot be considered further.

LORD VERDIRAME
LORD WOLFSON OF TREDEGAR
LORD PANNICK

Clause 1, page 1, line 11, at end insert –

- “(3) This section does not apply to applications in respect of alleged genocides committed before the day on which this Act is passed.”

Member's explanatory statement

The amendment is designed to avoid courts having to make preliminary determinations on historic allegations.

LORD VERDIRAME
LORD PANNICK
BARONESS DEECH

★ Clause 1, page 1, line 11, at end insert —

“(3) Where there is no realistic prospect of substantive contradictory representations being made or no realistic prospect of adverse evidence being made available, the Court shall decline to make a preliminary determination.”

Member's explanatory statement

This amendment clarifies what should happen in a situation where no substantive contradictory representations are made, namely that the Court should decline to make a preliminary determination.

LORD VERDIRAME
LORD WOLFSON OF TREDEGAR
BARONESS DEECH

★ Clause 1, page 1, line 11, at end insert —

“(3) No legal aid provision is to be made for persons or groups making an application under subsection (1).”

Member's explanatory statement

This amendment seeks to ensure that the proceedings envisaged under the Bill would not result in further demands on the legal aid budget.

LORD GOODMAN OF WYCOMBE

★ Clause 1, page 1, line 11, at end insert —

“(3) Only one application under subsection (1) may be considered by the Court at any time in respect of the same alleged conduct or substantially the same situation.

(4) Where an application under subsection (1) in respect of a particular situation has been refused, or has resulted in a preliminary determination, no further application in respect of the same situation may be made within the period of 24 months beginning with the date of that refusal or preliminary determination, unless the Court is satisfied that there has been a material change in circumstances.”

Member's explanatory statement

This amendment prevents multiple organisations from bringing repeated or overlapping applications about the same situation, whether simultaneously or in succession, which could otherwise be used to keep a single situation permanently before the Court.

LORD GOODMAN OF WYCOMBE

★ Clause 1, page 1, line 11, at end insert —

“(3) The Court may not consider an application under subsection (1) if the conduct to which the application relates is, at the time the application is made, the subject of pending proceedings before the International Court of Justice, the International Criminal Court, or a commission of inquiry or fact-finding mission established by the United Nations.”

Member's explanatory statement

This amendment prevents a UK court from opening a parallel domestic process on a situation already under active examination by the international bodies the Bill itself would eventually refer the matter to, avoiding duplicative and potentially conflicting findings on the same conduct.

LORD WOLFSON OF TREDEGAR

Lord Wolfson of Tredegar gives notice of his intention to oppose the Question that Clause 1 stand part of the Bill.

Member's explanatory statement

This notice seeks to probe the impact of clause 1 in establishing a process through which the High Court of Justice of England and Wales would issue advisory opinions.

Clause 3

LORD WOLFSON OF TREDEGAR
LORD VERDIRAME

Clause 3, page 2, line 17, leave out “must” and insert “may”

Member's explanatory statement

This amendment and another in the name of Lord Wolfson of Tredegar ensure that the Secretary of State would not be required by law to make a referral to the International Court of Justice, International Criminal Court or other international organisations.

LORD VERDIRAME
LORD WOLFSON OF TREDEGAR
LORD PANNICK

Clause 3, page 2, line 18, after first “a” insert “preliminary”

Member's explanatory statement

This is consistent with the nature of the determination.

LORD VERDIRAME
LORD WOLFSON OF TREDEGAR
LORD PANNICK

Clause 3, page 2, line 28, at beginning insert “where appropriate”

Member's explanatory statement

This amendment seeks to ensure that the Government has political discretion to choose the most appropriate diplomatic and political means to enforce international law through the Security Council.

LORD VERDIRAME
LORD PANNICK

Clause 3, page 2, line 31, leave out from “Convention” to end of line 32

Member's explanatory statement

This amendment removes the reference to Article 29 of the UN Charter which constrains options unnecessarily, e.g. by excluding the possibility of resolutions under Chapter 6 or 7.

LORD WOLFSON OF TREDEGAR
LORD VERDIRAME

Clause 3, page 2, line 37, leave out subsections (2) to (4)

Member's explanatory statement

This amendment and another in the name of Lord Wolfson of Tredegar ensure that the Secretary of State would not be required by law to make a referral to the International Court of Justice, International Criminal Court or other international organisations.

After Clause 3

BARONESS DEECH
LORD VERDIRAME
LORD PANNICK

After Clause 3, insert the following new Clause —

“Prospective application

- (1) This Act applies only to conduct occurring on or after the day on which this Act is passed, or which is ongoing on that day.
- (2) No preliminary determination may be made under this Act in respect of acts of genocide which concluded prior to the day on which this Act is passed.”

BARONESS DEECH
LORD VERDIRAME
LORD PANNICK

After Clause 3, insert the following new Clause –

“Secretary of State: certification

- (1) Notwithstanding any finding or preliminary determination made by the Court under this Act, the Secretary of State may, by certificate, declare that a determination under this Act is contrary to the public interest, national security or the diplomatic or trade relations of the United Kingdom.
- (2) Where a certificate is issued under subsection (1) –
 - (a) any ongoing proceedings under this Act must be stayed immediately, and
 - (b) any determination already made is of no legal effect and does not trigger any referral duties under section 3.”

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