

# Offensive Behaviour at Football and Threatening Communications (Scotland) Bill

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## Groupings of Amendments for Stage 3

This document provides procedural information which will assist in preparing for and following proceedings on the above Bill. The information provided is as follows:

- the list of groupings (that is, the order in which amendments will be debated). Any procedural points relevant to each group are noted;
- the text of amendments to be debated on the day of Stage 3 consideration, set out in the order in which they will be debated. **THIS LIST DOES NOT REPLACE THE MARSHALLED LIST, WHICH SETS OUT THE AMENDMENTS IN THE ORDER IN WHICH THEY WILL BE DISPOSED OF.**

### Groupings of amendments

**Note:** The time limits indicated are those set out in the timetabling motion to be considered by the Parliament before the Stage 3 proceedings begin. If that motion is agreed to, debate on the groups must be concluded by the time indicated, although the amendments in those groups may still be moved formally and disposed of later in the proceedings.

#### **Group 1: Section 1 offence: supporting terrorism and glorifying events**

1

#### **Group 2: Statutory aggravations not to be applied to section 1 offence**

2

#### **Group 3: Section 1 offence: power to disapply 1(5)(b)**

3

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**Debate to end no later than 40 minutes after proceedings begin**

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#### **Group 4: Powers to modify offences: requirement to consult**

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#### **Group 5: Offences outside Scotland**

4, 5, 6, 7

#### **Group 6: Report on operation of offences: requirement to consult**

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**Debate to end no later than 1 hour and 10 minutes after proceedings begin**

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## **THIS IS NOT THE MARSHALLED LIST**

### **Amendments in debating order**

#### **Group 1: Section 1 offence: supporting terrorism and glorifying events**

**David McLetchie**

- 1 In section 1, page 1, leave out line 22 and insert—
- <( ) expressing support for an organisation listed in Schedule 2 to the Terrorism Act 2000 (c.11), or
  - ( ) glorifying or celebrating events involving the loss of life or serious injury.>

#### **Group 2: Statutory aggravations not to be applied to section 1 offence**

**David McLetchie**

- 2 In section 1, page 2, line 17, at end insert—
- <( ) It may not be libelled in an indictment or specified in a complaint that an offence under subsection (1) is—
    - (a) racially aggravated under section 96 of the Crime and Disorder Act 1998 (c.37),
    - (b) aggravated by religious prejudice under section 74 of the Criminal Justice (Scotland) Act 2003 (asp 7), or
    - (c) aggravated by prejudice relating to disability, sexual orientation or transgender identity under the Offences (Aggravation by Prejudice) (Scotland) Act 2009 (asp 8).>

#### **Group 3: Section 1 offence: power to disapply 1(5)(b)**

**Roseanna Cunningham**

- 3 In section 4A, page 4, line 18, at end insert—
- <( ) disapply paragraph (b) of subsection (5) of that section in relation to a description of behaviour for the time being listed in subsection (2) of that section,>

#### **Group 4: Powers to modify offences: requirement to consult**

**Patrick Harvie**

- 8 In section 4A, page 4, line 29, at end insert—
- <( ) Before making an order under subsection (1), the Scottish Ministers must—
    - (a) consult such persons as they consider appropriate, and
    - (b) lay a report on any such consultation before the Scottish Parliament.>

## **THIS IS NOT THE MARSHALLED LIST**

### **Patrick Harvie**

- 9 In section 6A, page 7, line 5, at end insert—
- <( ) Before making an order under subsection (1), the Scottish Ministers must—
- (a) consult such persons as they consider appropriate, and
  - (b) lay a report on any such consultation before the Scottish Parliament.>

### **Group 5: Offences outside Scotland**

#### **Roseanna Cunningham**

- 4 In section 7, page 7, line 8 leave out <, sections 1(1) and 5(1) also apply> and insert <by any person, section 1(1) also applies>

#### **Roseanna Cunningham**

- 5 In section 7, page 7, leave out lines 10 to 13

#### **Roseanna Cunningham**

- 6 In section 7, page 7, line 15, at beginning insert <As well as applying to anything done in Scotland by any person,>

#### **Roseanna Cunningham**

- 7 In section 7, page 7, line 15, leave out <any> and insert <a>

### **Group 6: Report on operation of offences: requirement to consult**

#### **Patrick Harvie**

- 10 In section 7A, page 7, line 29, at end insert—
- <( ) Before preparing a report under subsection (1), the Scottish Ministers must consult such persons as they consider appropriate.>

