

UEFA European Championship (Scotland) Bill

Groupings of Amendments for Stage 2

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 2 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

Ticket touting offence

1, 35, 5, 6, 32

Notes on amendments in this group

Amendment 1 pre-empts amendments 35 and 5

Amendment 35 pre-empts amendment 5

Street trading: definitions of existing street trader and trading licence

7, 8, 9, 31

Advertising offence: types of advertising exempted

2

Enforcement provisions: criteria for designation as enforcement officer

10, 29

Enforcement provisions: powers and restrictions on those powers

11, 14, 15, 3, 4, 16, 19, 25, 26

Enforcement provisions: third party assistance

12, 13, 33, 17, 18, 34

Enforcement provisions: use of reasonable force

20, 21, 22, 23

Minor and technical amendments

24, 27, 28, 30

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Amendments in debating order

Ticket touting offence

Mike Rumbles

- 1 In section 2, page 2, line 10, leave out subsection (4)

Mike Rumbles

- 35 In section 2, page 2, line 10, leave out <in relation to acts done by UEFA> and insert <to any act falling within subsection (3) done by the person responsible for operating the official sale platform for Championship tickets>

Ben Macpherson

- 5 In section 2, page 2, line 10, leave out <acts done by UEFA> and insert <any act by UEFA in relation to the sale, or proposed sale, of a Championship ticket which—
- (a) falls within subsection (3), and
 - (b) is not done for an amount exceeding the ticket's face value>

Ben Macpherson

- 6 After section 2, insert—

<Exception for charity auctions

- (1) The touting offence does not apply in relation to the sale of a Championship ticket in an auction conducted—
 - (a) by a charity, or
 - (b) by a person other than a charity, provided that the proceeds of the ticket's sale are given to a charity.
- (2) In subsection (1), “charity” means—
 - (a) a body which is registered in the Scottish Charity Register, or
 - (b) a body which—
 - (i) is established under the law of England and Wales, of Northern Ireland, or of a member state of the European Union,
 - (ii) is managed or controlled wholly or mainly outwith Scotland, and
 - (iii) meets at least one of the conditions set out in subsection (3).
- (3) The conditions are—
 - (a) the body is registered in a register corresponding to the Scottish Charity Register,
 - (b) the body's purposes consist only of one or more of the charitable purposes set out in section 7(2) of the Charities and Trustee Investments (Scotland) Act 2005.>

Ben Macpherson

- 32 In section 34, page 13, line 2, at end insert—

<() Sections 2, 3 and 4 come into force on the day the Scottish Ministers appoint by regulations.>

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Street trading: definitions of existing street trader and trading licence

Ben Macpherson

- 7 In section 6, page 3, line 25, leave out <subsection (3)(c)> and insert <this Act>

Ben Macpherson

- 8* In section 6, page 3, line 26, leave out from <has> to <operator's> in line 27 and insert <or, as the case may be, the Police Service of Scotland has granted a trading>

Ben Macpherson

- 9 In section 6, page 3, line 30, leave out <at that place> and insert <within an event zone>

Ben Macpherson

- 31 In section 33, page 12, line 35, at end insert—
<() a market operator's licence granted by Glasgow City Council under section 40 of the Civic Government (Scotland) Act 1982, or>

Advertising offence: types of advertising exempted

Mike Rumbles

- 2 In section 11, page 4, line 20, leave out <may, for example,>

Enforcement provisions: criteria for designation as enforcement officer

Ben Macpherson

- 10 In section 16, page 6, line 10, leave out from <or> to the end of line 12 and insert—
<(b) is authorised by a local authority to enforce the provisions of section 92 of the Trade Marks Act 1994, or
(c) is employed by Glasgow City Council or by another local authority and is, in the Council's view, sufficiently experienced in exercising functions of the kind conferred on enforcement officers by this Act.>

Ben Macpherson

- 29 In section 31, page 11, line 11, leave out <16(2)(b),>

Enforcement provisions: powers and restrictions on those powers

Ben Macpherson

- 11 In section 17, page 6, line 15, leave out <appropriate> and insert <necessary>

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Ben Macpherson

- 14 In section 17, page 6, line 26, at end insert—
<() This section is subject to the restrictions imposed on an enforcement officer by sections 18, 20, 21 and 23.>

Ben Macpherson

- 15 In section 19, page 7, line 12, at beginning insert <Where permission is given by the occupier (or another person with the authority to do so),>

Mike Rumbles

- 3 In section 19, page 7, line 14, leave out <has been or>

Mike Rumbles

- 4 In section 19, page 7, line 16, leave out <has been or>

Ben Macpherson

- 16 In section 19, page 7, line 17, at end insert—
<() Subsection (1) does not authorise an enforcement officer to—
(a) search an individual, or
(b) access data stored electronically.>

Ben Macpherson

- 19 In section 19, page 7, line 23, at end insert—
<() This section is subject to the restrictions imposed on an enforcement officer by sections 20, 21 and 23.>

Ben Macpherson

- 25 In section 22, page 8, line 39, at end insert—
<() This section is subject to the requirement imposed on an enforcement officer by section 23.>

Ben Macpherson

- 26 In section 23, page 9, line 3, after <officer's> insert <identity and>

Enforcement provisions: third party assistance

Ben Macpherson

- 12 In section 17, page 6, line 25, leave out <reasonably required> and insert <necessary>

Ben Macpherson

- 13 In section 17, page 6, line 26, after <section> insert <(and such a person is to act under the officer's direction at all times)>

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Ross Greer

- 33 In section 17, page 6, line 26, at end insert—
<() However, an enforcement officer must notify the Police Service of Scotland before requesting assistance from any other person.>

Ben Macpherson

- 17 In section 19, page 7, line 19, leave out <reasonably required> and insert <necessary>

Ben Macpherson

- 18 In section 19, page 7, line 20, after <officer> insert <(and such a person is to act under the officer's direction at all times)>

Ross Greer

- 34 In section 19, page 7, line 20, at end insert—
<() However, an enforcement officer must notify the Police Service of Scotland before requesting assistance from any other person.>

Enforcement provisions: use of reasonable force

Ben Macpherson

- 20 In section 20, page 7, line 24, at end insert—
<() This section applies where no permission has been given by an occupier of premises (or another person with the authority to do so) for an enforcement officer to take action under section 17 or 19.>

Ben Macpherson

- 21 In section 20, page 7, line 25, leave out from beginning to <action> in line 26 and insert <A constable may use reasonable force, or authorise the use of reasonable force by an enforcement officer or by any person assisting the officer, when action is being taken>

Ben Macpherson

- 22 In section 20, page 7, line 27, leave out <officer is accompanied by a constable> and insert <constable accompanies the enforcement officer>

Ben Macpherson

- 23* In section 20, page 7, line 29, leave out <officer is accompanied by a constable who> and insert <constable accompanies the officer and>

Minor and technical amendments

Ben Macpherson

- 24 In section 21, page 8, line 13, leave out <of> and insert <or>

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Ben Macpherson

27 In section 31, page 11, line 10, leave out <5 and 11> and insert <5(3) and 11(2)>

Ben Macpherson

28 In section 31, page 11, line 11, leave out <1> and insert <1(1)>

Ben Macpherson

30 In section 32, page 11, line 34, leave out <and> and insert <an>

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