

Government Defeat in Lords on Mental Capacity (Amendment) Bill [HL]

Tuesday 27/11/2018

On 27/11/2018 the government had a defeat in the House of Lords on an amendment to the Mental Capacity (Amendment) Bill [HL]: To specify requirements for the cared-for person to be informed of their rights prior to the authorisation of care arrangements that imply deprivation of liberty, to have access to advocacy services and to be able to request an assessment of arrangements.

This was defeat number 36 in the parliamentary session.

Breakdown of Votes	For Govt	Against Govt	Total	No vote
Conservative	175	0	175	73
Labour	0	129	129	58
Liberal Democrat	0	70	70	28
Crossbench	8	61	69	120
Bishops	0	3	3	24
Other	9	13	22	25
Total	192	276	468	328

Conservative Votes with the Government

Lord Agnew of Oulton	Baroness Altmann	Baroness Anelay of St Johns
Lord Arbuthnot of Edrom	Earl Arran	Lord Ashton of Hyde
Lord Astor of Hever	Earl Attlee	Lord Baker of Dorking
Lord Balfe	Baroness Barran	Lord Bates
Baroness Berridge	Baroness Bertin	Lord Bethell
Lord Black of Brentwood	Baroness Bloomfield of Hinton Waldrist	Lord Borwick
Baroness Bottomley of Nettlestone	Lord Bourne of Aberystwyth	Lord Bowness
Lord Brabazon of Tara	Baroness Brady	Viscount Bridgeman
Lord Brougham and Vaux	Baroness Browning	Baroness Buscombe
Baroness Byford	Lord Caine	Earl Caithness
Lord Callanan	Lord Carrington of Fulham	Earl Cathcart
Lord Cavendish of Furness	Baroness Chisholm of Owlpen	Lord Colgrain
Lord Colwyn	Lord Cope of Berkeley	Earl Courtown
Baroness Coultie	Lord De Mauley	Lord Deben
Lord Dixon-Smith	Lord Dobbs	Lord Duncan of Springbank
Lord Dunlop	Baroness Eaton	Baroness Eccles of Moulton
Viscount Eccles	Lord Elton	Baroness Evans of Bowes Park
Lord Fairfax of Cameron	Baroness Fairhead	Baroness Fall
Lord Farmer	Lord Faulks	Lord Fellowes of West Stafford
Lord Finkelstein	Baroness Finn	Baroness Fookes
Lord Forsyth of Drumlean	Lord Framlingham	Lord Fraser of Corriegarth
Lord Freud	Lord Gardiner of Kimble	Baroness Gardner of Parkes

Lord Garnier	Lord Gilbert of Panteg	Baroness Goldie
Lord Goodlad	Lord Grade of Yarmouth	Lord Griffiths of Fforestfach
Viscount Hailsham	Lord Hamilton of Epsom	Baroness Hanham
Lord Harris of Peckham	Lord Haselhurst	Lord Hayward
Baroness Helic	Lord Higgins	Lord Hodgson of Astley Abbots
Lord Holmes of Richmond	Earl Home	Baroness Hooper
Lord Horam	Earl Howe	Lord Howell of Guildford
Lord Hunt of Wirral	Lord James of Blackheath	Baroness Jenkin of Kennington
Lord Jopling	Lord King of Bridgwater	Lord Kirkhope of Harrogate
Lord Lamont of Lerwick	Lord Lang of Monkton	Lord Lansley
Lord Leigh of Hurley	Lord Lexden	Lord Lilley
Earl Lindsay	Lord Lingfield	Earl Liverpool
Lord Livingston of Parkhead	Lord Lucas	Lord MacGregor of Pulham Market
Lord Mackay of Clashfern	Lord Magan of Castletown	Lord Mancroft
Baroness Manzoor	Lord Marland	Lord Marlesford
Lord McColl of Dulwich	Lord McInnes of Kilwinning	Baroness Meyer
Duke of Montrose	Baroness Morris of Bolton	Lord Naseby
Lord Nash	Baroness Neville-Jones	Baroness Neville-Rolfe
Lord Northbrook	Lord Norton of Louth	Lord O'Shaughnessy
Baroness O'Cathain	Lord Palumbo	Lord Patten of Barnes
Lord Patten	Baroness Pidding	Lord Polak
Lord Porter of Spalding	Lord Price	Lord Randall of Uxbridge
Baroness Rawlings	Baroness Redfern	Lord Renfrew of Kaimsthorn
Lord Risby	Lord Robathan	Baroness Rock
Lord Sassoon	Baroness Sater	Baroness Scott of Bybrook
Baroness Seccombe	Earl Selborne	Lord Selkirk of Douglas
Baroness Shackleton of Belgravia	Lord Sherbourne of Didsbury	Lord Shinkwin
Lord Smith of Hindhead	Baroness Stedman-Scott	Lord Sterling of Plaistow
Lord Strathclyde	Baroness Stroud	Baroness Sugg
Lord Suri	Lord Swinfen	Lord Taylor of Holbeach
Lord Trefgarne	Viscount Trenchard	Lord Trimble
Lord True	Lord Tugendhat	Viscount Ullswater
Baroness Vere of Norbiton	Baroness Verma	Lord Wakeham
Baroness Warsi	Lord Wasserman	Lord Wei
Duke of Wellington	Baroness Wheatcroft	Lord Whitby
Baroness Williams of Trafford	Baroness Wyld	Lord Young of Cookham
Viscount Younger of Leckie		

Conservative Votes against the Government

Labour Votes with the Government

Labour Votes against the Government

Baroness Adams of Craigielea	Lord Anderson of Swansea	Baroness Andrews
Baroness Armstrong of Hill Top	Baroness Bakewell	Lord Bassam of Brighton
Lord Beecham	Lord Berkeley	Baroness Billingham
Lord Blunkett	Lord Bragg	Lord Brennan
Lord Brooke of Alverthorpe	Lord Brookman	Lord Browne of Ladyton
Baroness Bryan of Partick	Lord Campbell-Savours	Lord Cashman
Baroness Chakrabarti	Lord Christopher	Lord Clark of Windermere
Lord Clarke of Hampstead	Lord Collins of Highbury	Baroness Corston
Baroness Crawley	Lord Cunningham of Felling	Lord Darling of Roulanish
Lord Davies of Oldham	Lord Desai	Baroness Donaghy
Baroness Drake	Lord Dubs	Lord Elder
Lord Evans of Watford	Lord Faulkner of Worcester	Lord Foulkes of Cumnock
Baroness Gale	Lord Giddens	Lord Glasman

Baroness Golding	Lord Goldsmith	Lord Gordon of Strathblane
Baroness Goudie	Lord Grantchester	Lord Griffiths of Burry Port
Lord Grocott	Lord Hain	Viscount Hanworth
Lord Harris of Haringey	Lord Haskel	Lord Haworth
Baroness Hayter of Kentish Town	Baroness Healy of Primrose Hill	Baroness Henig
Baroness Hilton of Eggardon	Lord Hollick	Lord Howarth of Newport
Baroness Howells of St Davids	Lord Hughes of Woodside	Lord Hunt of Chesterton
Lord Hunt of Kings Heath	Lord Irvine of Lairg	Baroness Jones of Whitchurch
Lord Jordan	Lord Judd	Lord Kennedy of Southwark
Baroness Kingsmill	Baroness Kinnock of Holyhead	Lord Kinnock
Lord Knight of Weymouth	Baroness Lawrence of Clarendon	Lord Lea of Crondall
Lord Lennie	Baroness Liddell of Coatdyke	Lord Liddle
Baroness Lister of Burtersett	Lord Livermore	Lord MacKenzie of Culkein
Baroness Mallalieu	Baroness Massey of Darwen	Lord Maxton
Lord McAvoy	Baroness McDonagh	Baroness McIntosh of Hudnall
Lord McKenzie of Luton	Lord McNicol of West Kilbride	Lord Mendelsohn
Lord Monks	Lord Morgan	Baroness Morris of Yardley
Lord Morris of Aberavon	Lord Morris of Handsworth	Lord Murphy of Torfaen
Baroness Nye	Lord Pendry	Baroness Pitkeathley
Lord Ponsonby of Shulbrede	Baroness Primarolo	Baroness Prosser
Lord Radice	Baroness Ramsay of Cartvale	Baroness Rebuck
Lord Reid of Cardowan	Lord Robertson of Port Ellen	Lord Rooker
Lord Rosser	Lord Sawyer	Baroness Sherlock
Viscount Simon	Baroness Smith of Gilmorehill	Baroness Smith of Basildon
Lord Snape	Lord Stevenson of Balmacara	Lord Stone of Blackheath
Baroness Taylor of Bolton	Baroness Thornton	Lord Tomlinson
Lord Toughig	Lord Tunnicliffe	Lord Turnberg
Baroness Warwick of Undercliffe	Lord Watson of Invergowrie	Lord Watts
Baroness Wheeler	Baroness Whitaker	Lord Williams of Elvel
Lord Winston	Lord Wood of Anfield	Baroness Young of Old Scone

Liberal Democrat Votes with the Government

Liberal Democrat Votes against the Government

Lord Addington	Lord Allan of Hallam	Baroness Bakewell of Hardington Mandeville
Baroness Barker	Lord Beith	Baroness Benjamin
Baroness Bonham-Carter of Yarnbury	Baroness Bowles of Berkhamsted	Lord Bradshaw
Baroness Brinton	Lord Bruce of Bennachie	Baroness Burt of Solihull
Lord Campbell of Pittenweem	Lord Cotter	Lord Dholakia
Baroness Doocey	Baroness Falkner of Margravine	Baroness Featherstone
Lord Foster of Bath	Lord Fox	Baroness Garden of Frognaal
Lord German	Baroness Grender	Baroness Hamwee
Baroness Harris of Richmond	Baroness Humphreys	Lord Hussain
Baroness Hussein-Ece	Baroness Janke	Baroness Jolly
Lord Jones of Cheltenham	Lord Kirkwood of Kirkhope	Baroness Kramer
Lord Lee of Trafford	Baroness Ludford	Lord McNally
Lord Newby	Baroness Northover	Lord Oates
Lord Paddick	Lord Palmer of Childs Hill	Baroness Parminter
Baroness Pinnock	Baroness Randerson	Lord Redesdale
Lord Rennard	Lord Roberts of Llandudno	Baroness Scott of Needham Market
Lord Scriven	Lord Sharkey	Baroness Sheehan
Lord Shipley	Lord Shutt of Greetland	Lord Steel of Aikwood
Lord Stoneham of Droxford	Lord Storey	Lord Strasburger
Baroness Suttie	Lord Taverne	Lord Taylor of Goss Moor
Lord Thomas of Gresford	Baroness Thomas of Winchester	Baroness Thornhill

Baroness Tyler of Enfield
Lord Wallace of Tankerness
Lord Wrigglesworth

Lord Tyler
Baroness Walmsley

Lord Wallace of Saltaire
Lord Willis of Knaresborough

Crossbench Votes with the Government

Lord Curry of Kirkharle
Lord Luce
Lord St John of Bletso

Lord Kakkar
Lord Mawson
Viscount Waverley

Lord Kilclooney
Lord Palmer

Crossbench Votes against the Government

Lord Aberdare
Lord Bichard
Lord Brown of Eaton-under-Heywood
Lord Chartres
Baroness Coussins
Lord Crisp
Lord Dykes
Viscount Falkland
Baroness Grey-Thompson
Baroness Hayman
Baroness Howe of Idlicote
Lord Judge
Earl Listowel
Countess of Mar
Baroness O'Loan
Lord Patel
Lord Russell of Liverpool
Viscount Slim
Lord Thurlow
Lord Warner
Baroness Young of Hornsey

Lord Alton of Liverpool
Baroness Boycott
Lord Cameron of Dillington
Earl Clancarty
Lord Craig of Radley
Lord Cromwell
Lord Elystan-Morgan
Baroness Finlay of Llandaff
Lord Hannay of Chiswick
Lord Hennessy of Nympsfield
Lord Janvrin
Lord Kerr of Kinlochard
Lord Macpherson of Earl's Court
Baroness Masham of Ilton
Baroness O'Neill of Bengarve
Lord Ramsbotham
Earl Sandwich
Duke of Somerset
Lord Trees
Baroness Watkins of Tavistock

Lord Best
Baroness Brown of Cambridge
Lord Carlile of Berriew
Viscount Colville of Culross
Viscount Craigavon
Baroness D'Souza
Baroness Emerton
Baroness Greengross
Earl Hay of Kinnoull
Lord Hope of Craighead
Lord Jay of Ewelme
Baroness Kidron
Lord Mair
Lord Mitchell
Lord Pannick
Lord Rowe-Beddoe
Lord Singh of Wimbledon
Baroness Stern
Lord Vaux of Harrowden
Lord Wilson of Dinton

Bishop Votes with the Government

Bishop Votes against the Government

Bishop of Peterborough

Bishop of St Albans

Bishop of Worcester

Other Votes with the Government

Lord Browne of Belmont
Lord Hay of Ballyore
Lord McCrea Magherafelt and
Cookstown

Lord Empey
Lord Inglewood
Lord Morrow

Lord Gadhia
Lord Maginnis of Drumglass
Lord Prior of Brampton

Other Votes against the Government

Lord Ahmed
Lord Lipsey
Lord Patel of Bradford
Lord Stoddart of Swindon
Lord Wigley

Lord Bhatia
Lord Macdonald of River Glaven
Lord Paul
Baroness Tonge

Baroness Blackstone
Lord Mackenzie of Framwellgate
Lord Rogan
Baroness Uddin

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