

Government Defeat in Lords on Mental Capacity (Amendment) Bill

Tuesday 26/02/2019

On 26/02/2019 the government had a defeat in the House of Lords on an amendment to the Mental Capacity (Amendment) Bill: To require responsible bodies to keep a record of decisions not to provide a copy of the authorisation of care to the cared-for person, and to require that reviews should be undertaken in cases where the copy was not provided within 72 hours.

This was defeat number 46 in the parliamentary session.

Breakdown of Votes	For Govt	Against Govt	Total	No vote
Conservative	183	0	183	65
Labour	0	115	115	72
Liberal Democrat	0	74	74	22
Crossbench	22	30	52	134
Bishops	0	0	0	29
Other	10	10	20	25
Total	215	229	444	347

Conservative Votes with the Government

Lord Agnew of Oulton	Baroness Altmann	Baroness Anelay of St Johns
Lord Arbuthnot of Edrom	Lord Ashton of Hyde	Earl Attlee
Lord Baker of Dorking	Baroness Barran	Baroness Berridge
Baroness Bertin	Lord Blackwell	Baroness Blackwood of North Oxford
Lord Blencathra	Baroness Bloomfield of Hinton Waldrist	Lord Borwick
Lord Bourne of Aberystwyth	Lord Bowness	Lord Brabazon of Tara
Baroness Brady	Viscount Bridgeman	Lord Bridges of Headley
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	Lord Chadlington	Baroness Chisholm of Owlpen
Lord Colgrain	Lord Colwyn	Lord Cope of Berkeley
Lord Cormack	Earl Courtown	Baroness Coultie
Lord Crathorne	Baroness Cumberlege	Lord De Mauley
Lord Deben	Lord Dixon-Smith	Lord Dobbs
Lord Duncan of Springbank	Earl Dundee	Baroness Eaton
Viscount Eccles	Lord Elton	Baroness Evans of Bowes Park
Lord Fairfax of Cameron	Baroness Fairhead	Lord Farmer
Lord Faulks	Lord Fink	Lord Finkelstein
Baroness Finn	Baroness Fookes	Lord Forsyth of Drumlean
Lord Framlingham	Lord Fraser of Corriegarh	Lord Freeman
Lord Gardiner of Kimble	Baroness Gardner of Parkes	Lord Geddes
Lord Gilbert of Panteg	Lord Gold	Baroness Goldie
Lord Goodlad	Viscount Goschen	Lord Grade of Yarmouth

Lord Green of Hurstpierpoint	Lord Griffiths of Fforestfach	Lord Hague of Richmond
Lord Hamilton of Epsom	Baroness Hanham	Lord Haselhurst
Lord Hayward	Baroness Helic	Lord Henley
Lord Hill of Oareford	Lord Hodgson of Astley Abbots	Baroness Hodgson of Abinger
Lord Holmes of Richmond	Baroness Hooper	Lord Horam
Lord Howard of Rising	Earl Howe	Lord Howell of Guildford
Lord Hunt of Wirral	Lord James of Blackheath	Baroness Jenkin of Kennington
Lord Jopling	Lord Keen of Elie	Lord King of Bridgwater
Lord Kirkhope of Harrogate	Lord Lamont of Lerwick	Lord Lang of Monkton
Lord Leigh of Hurley	Lord Lexden	Earl Lindsay
Lord Lingfield	Earl Liverpool	Lord Livingston of Parkhead
Lord Lupton	Lord MacGregor of Pulham Market	Lord Mackay of Clashfern
Lord Magan of Castletown	Lord Mancroft	Baroness Manzoor
Lord Marland	Lord Maude of Horsham	Lord McColl of Dulwich
Baroness MacGregor-Smith	Lord McInnes of Kilwinning	Baroness McIntosh of Pickering
Baroness Meyer	Duke of Montrose	Baroness Morris of Bolton
Lord Moynihan	Lord Naseby	Lord Nash
Baroness Neville-Jones	Baroness Newlove	Lord Northbrook
Lord Norton of Louth	Lord O'Shaughnessy	Baroness O'Cathain
Lord Palumbo	Lord Patten of Barnes	Lord Patten
Lord Pickles	Baroness Pidding	Lord Polak
Lord Popat	Lord Porter of Spalding	Lord Price
Lord Randall of Uxbridge	Baroness Rawlings	Lord Reay
Baroness Redfern	Lord Renfrew of Kaimsthorn	Lord Ribeiro
Viscount Ridley	Lord Risby	Lord Robathan
Baroness Rock	Lord Rotherwick	Baroness Sater
Baroness Seccombe	Earl Selborne	Lord Selkirk of Douglas
Baroness Shackleton of Belgravia	Lord Sheikh	Baroness Shephard of Northwold
Lord Sherbourne of Didsbury	Lord Shinkwin	Lord Smith of Hindhead
Baroness Stedman-Scott	Lord Strathclyde	Baroness Sugg
Lord Suri	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	Baroness Wheatcroft
Lord Whitby	Baroness Wilcox	Baroness Williams of Trafford
Baroness Wylde	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 Allen of Kensington	Lord Anderson of Swansea
Baroness Armstrong of Hill Top	Lord Bassam of Brighton	Lord Beecham
Lord Berkeley	Baroness Billingham	Lord Blunkett
Lord Boateng	Lord Bradley	Lord Bragg
Lord Brennan	Lord Brooke of Alverthorpe	Lord Brookman
Lord Browne of Ladyton	Baroness Bryan of Partick	Lord Campbell-Savours
Baroness Chakrabarti	Viscount Chandos	Lord Christopher
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
Lord Donoghue	Baroness Drake	Lord Drayson
Lord Dubs	Lord Falconer of Thoroton	Lord Foulkes of Cumnock
Baroness Gale	Lord Giddens	Baroness Golding

Lord Gordon of Strathblane	Baroness Goudie	Lord Grantchester
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
Lord Hoyle	Lord Hughes of Woodside	Lord Irvine of Lairg
Lord Jones	Baroness Jones of Whitchurch	Lord Judd
Lord Kennedy of Southwark	Baroness Kennedy of Cradley	Lord Kinnock
Baroness Kinnock of Holyhead	Lord Layard	Lord Lea of Crondall
Lord Leitch	Lord Lennie	Lord Levy
Baroness Liddell of Coatdyke	Lord Liddle	Baroness Lister of Burtersett
Lord Livermore	Lord MacKenzie of Culkein	Baroness Massey of Darwen
Lord Maxton	Lord McAvoyn	Lord McConnell of Glenscorrodale
Baroness McDonagh	Baroness McIntosh of Hudnall	Lord McKenzie of Luton
Lord Monks	Lord Morgan	Baroness Morris of Yardley
Lord Morris of Handsworth	Lord Murphy of Torfaen	Lord O'Neill of Clackmannan
Baroness Osamor	Lord Pendry	Baroness Pitkeathley
Lord Ponsonby of Shulbrede	Baroness Prosser	Baroness Quin
Lord Radice	Lord Rosser	Baroness Royall of Blaisdon
Lord Sawyer	Baroness Sherlock	Viscount Simon
Lord Snape	Lord Soley	Lord Stevenson of Balmacara
Baroness Taylor of Bolton	Baroness Thornton	Lord Tomlinson
Lord Touhig	Lord Tunnicliffe	Lord Watson of Invergowrie
Lord Watts	Baroness Wheeler	Baroness Whitaker
Lord Whitty	Lord Woolmer of Leeds	Baroness Young of Old Scone
Lord Young of Norwood Green		

Liberal Democrat Votes with the Government

Liberal Democrat Votes against the Government

Lord Addington	Lord Alderice	Baroness Bakewell of Hardington Mandeville
Baroness Barker	Lord Beith	Baroness Benjamin
Baroness Bonham-Carter of Yarnbury	Baroness Bowles of Berkhamsted	Baroness Brinton
Baroness Burt of Solihull	Lord Campbell of Pittenweem	Lord Clement-Jones
Lord Cotter	Lord Dholakia	Baroness Doocey
Baroness Featherstone	Lord Foster of Bath	Lord Fox
Baroness Garden of Frognal	Lord German	Earl Glasgow
Lord Goddard of Stockport	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
Baroness Ludford	Lord Marks of Henley-on-Thames	Lord McNally
Baroness Miller of Chilthorne Domer	Lord Newby	Baroness Northover
Lord Oates	Lord Paddick	Lord Palmer of Childs Hill
Baroness Parminter	Baroness Pinnock	Baroness Randerson
Lord Razzall	Lord Redesdale	Lord Rennard
Lord Rodgers of Quarry Bank	Baroness Scott of Needham Market	Lord Sharkey
Baroness Sheehan	Lord Shipley	Lord Shutt of Greetland
Baroness Smith of Newnham	Lord Steel of Aikwood	Lord Stephen
Lord Stoneham of Droxford	Lord Storey	Lord Strasburger
Baroness Suttie	Lord Taverne	Lord Taylor of Goss Moor
Lord Teverson	Lord Thomas of Gresford	Baroness Thomas of Winchester
Viscount Thurso	Lord Tope	Baroness Tyler of Enfield
Lord Tyler	Lord Wallace of Saltaire	Lord Wallace of Tankerness
Baroness Walmsley	Lord Wrigglesworth	

Crossbench Votes with the Government

Lord Armstrong of Ilminster	Lord Bew	Lord Boyce
Lord Broers	Lord Butler of Brockwell	Lord Carrington
Viscount Craigavon	Lord Dannatt	Lord Dear
Lord Eames	Earl Erroll	Baroness Flather
Lord Greenway	Lord Hogan-Howe	Lord Hope of Craighead
Lord Kakkar	Lord Loomba	Lord Mawson
Baroness Meacher	Baroness O'Neill of Bengarve	Lord Rowe-Beedoe
Viscount Waverley		

Crossbench Votes against the Government

Lord Aberdare	Lord Alton of Liverpool	Lord Berkeley of Knighton
Lord Bilimoria	Baroness Bull	Lord Carlile of Berriew
Earl Clancarty	Baroness Coussins	Lord Curry of Kirkharle
Baroness Deech	Lord Dykes	Baroness Emerton
Viscount Falkland	Lord Fellowes	Baroness Finlay of Llandaff
Earl Hay of Kinnoull	Baroness Hayman	Lord Janvrin
Lord Kerr of Kinlochard	Baroness Kidron	Lord Kilclooney
Lord Low of Dalston	Lord Macpherson of Earl's Court	Baroness Masham of Ilton
Baroness O'Loan	Baroness Prashar	Duke of Somerset
Lord Trees	Lord Vaux of Harrowden	Baroness Watkins of Tavistock

Bishop Votes with the Government**Bishop Votes against the Government**

Other Votes with the Government

Lord Browne of Belmont	Lord Empey	Lord Gadhia
Lord Hay of Ballyore	Lord Maginnis of Drumglass	Lord McCrea Magherafelt and Cookstown
Lord Morrow	Lord Rogan	Baroness Stowell of Beeston
Lord Tyrie		

Other Votes against the Government

Lord Bhatia	Baroness Blackstone	Lord Eatwell
Baroness Jones of Moulsecoomb	Lord Lipsey	Lord Mackenzie of Framwellgate
Baroness Tonge	Lord Truscott	Baroness Uddin
Lord Wigley		Ref: 2181