



The Scottish Parliament
Pàrlamaid na h-Alba

Published 22 November 2022
SP Paper 264
61st Report, 2022 (Session 6)

Delegated Powers and Law Reform Committee Comataidh Cumhachdan Tiomnaichte is Ath-leasachadh Lagh

Subordinate Legislation Considered by the Delegated Powers and Law Reform Committee on 22 November 2022



Published in Scotland by the Scottish Parliamentary Corporate Body.

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Delegated Powers and Law Reform Committee

The remit of the Delegated Powers and Law Reform Committee is to consider and report on the following (and any additional matter added under Rule 6.1.5A)—

(a) any—

(i) subordinate legislation laid before the Parliament or requiring the consent of the Parliament under section 9 of the Public Bodies Act 2011;

(ii) [deleted]

(iii) pension or grants motion as described in Rule 8.11A.1; and, in particular, to determine whether the attention of the Parliament should be drawn to any of the matters mentioned in Rule 10.3.1;

(b) proposed powers to make subordinate legislation in particular Bills or other proposed legislation;

(c) general questions relating to powers to make subordinate legislation;

(d) whether any proposed delegated powers in particular Bills or other legislation should be expressed as a power to make subordinate legislation;

(e) any failure to lay an instrument in accordance with section 28(2), 30(2) or 31 of the 2010 Act;

(f) proposed changes to the procedure to which subordinate legislation laid before the Parliament is subject;

(g) any Scottish Law Commission Bill as defined in Rule 9.17A.1; and

(h) any draft proposal for a Scottish Law Commission Bill as defined in that Rule.

(i) any Consolidation Bill as defined in Rule 9.18.1 referred to it in accordance with Rule 9.18.3.



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Committee Membership



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Bill Kidd
Scottish National Party



Jeremy Balfour
Scottish Conservative
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Oliver Mundell
Scottish Conservative
and Unionist Party



Paul Sweeney
Scottish Labour

Introduction

1. At its meeting on 22 November, the Committee considered the following instruments under its remit and agreed to not draw them to the attention of the relevant lead committee.

Criminal Justice Committee

Act of Sederunt (Rules of the Court of Session 1994 and Sheriff Court Rules Amendment) (Civil Protection Measures (EU Exit)) 2022 (SSI 2022/329)

Equalities, Human Rights and Civil Justice Committee

Legal Aid and Advice and Assistance (Miscellaneous Amendment) (Scotland) Regulations 2023 (SSI 2022/Draft)

Health, Social Care and Sport Committee

National Health Service (Charges to Overseas Visitors) (Scotland) Amendment (No. 3) Regulations 2022 (SSI 2022/335)

Net Zero, Energy and Transport Committee

Producer Responsibility Obligations (Packaging Waste) Amendment (Scotland) Regulations 2022 (SSI 2022/330)

Transport (Scotland) Act 2019 (Commencement No. 6) Regulations 2022 (SSI 2022/332 (C.19))

Rural Affairs, Islands and Natural Environment Committee

Seed (Equivalence of Countries) (Amendment) (Scotland) Regulations 2022 (SSI 2022/328)

Tuberculosis (Scotland) Amendment Order 2022 (SSI 2022/334)

