



The Scottish Parliament
Pàrlamaid na h-Alba

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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 21 November 2023



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No points raised	1
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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



Stuart McMillan
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Bill Kidd
Scottish National Party



Jeremy Balfour
Scottish Conservative
and Unionist Party



Oliver Mundell
Scottish Conservative
and Unionist Party



Colin Smyth
Scottish Labour

No points raised

1. At its meeting on 21 November, the Committeeⁱ considered the following instruments under its remit and agreed not to draw them to the attention of the Parliament.

Health, Social Care and Sport Committee

Food (Scotland) Act 2015 (Compliance Notices) Amendment Regulations 2023 (SSI 2203/337)

- The Committee welcomed that this instrument fulfils a commitment by the Scottish Government to correct a cross-referencing error in the Food (Scotland) Act 2015 (Compliance Notices) Regulations 2023 (SSI 2023/161), which the Committee identified at its meeting on [Tuesday 13 June 2023](#).

Feed Additives (Authorisations) (Scotland) Regulations 2023 (SSI 2023/339)

Net Zero, Energy and Transport Committee

Fly-tipping (Fixed Penalty) (Scotland) Order 2023 (SSI 2023/335)

Producer Responsibility Obligations (Packaging Waste) Amendment (Scotland) Regulations 2023 (SSI 2023/336)

ⁱ Maurice Golden MSP substituted for Jeremy Balfour MSP

