



The Scottish Parliament  
Pàrlamaid na h-Alba

Published 30 May 2023  
SP Paper 380  
35th Report, 2023 (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 30 May 2023**



**Published in Scotland by the Scottish Parliamentary Corporate Body.**

---

All documents are available on the Scottish  
Parliament website at:  
[http://www.parliament.scot/abouttheparliament/  
91279.aspx](http://www.parliament.scot/abouttheparliament/91279.aspx)

For information on the Scottish Parliament contact  
Public Information on:  
Telephone: 0131 348 5000  
Textphone: 0800 092 7100  
Email: [sp.info@parliament.scot](mailto:sp.info@parliament.scot)

# Contents

No points raised	1
------------------	---

# 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.



[dplr.committee@parliament.scot](mailto:dplr.committee@parliament.scot)



0131 348 5212

# Committee Membership



**Stuart McMillan**  
Scottish National Party



**Bill Kidd**  
Scottish National Party



**Jeremy Balfour**  
Scottish Conservative  
and Unionist Party



**Oliver Mundell**  
Scottish Conservative  
and Unionist Party



**Mercedes Villalba**  
Scottish Labour

# No points raised

1. At its meeting on 30 May, the Committee considered the following instruments under its remit and agreed not to draw them to the attention of the Parliament.

## Equalities, Human Rights and Civil Justice Committee

First-tier Tribunal for Scotland Local Taxation Chamber and Upper Tribunal for Scotland (Composition and Procedure) (Miscellaneous Amendment) Regulations 2023 (SSI 2023/Draft)

- The Committee welcomed that this instrument fulfils a commitment by the Scottish Government to correct a cross-referencing error in SSI 2021/249, which was introduced by an amending instrument SSI 2023/46, as reported by the Committee on 10 January 2023.

## Rural Affairs and Islands Committee

Public Intervention and Private Storage Aid (Amendment and Suspension) (Scotland) Regulations 2023 (SSI 2023/150)

Seed (Fees) (Scotland) Amendment Regulations 2023 (SSI 2023/151)

## Net Zero, Energy and Transport Committee

Deposit and Return Scheme for Scotland Amendment Regulations 2023 (SSI 2023/Draft)

Heat Networks (Scotland) Act 2021 (Commencement No. 3) Regulations 2023 (SSI 2023/148 (C.16))

- The Committee highlights to the lead committee that this instrument commences section 93 of the Heat Networks (Scotland) Act 2021, which relates to a Heat Networks Delivery Plan. This follows correspondence between the Committee and the Scottish Government on 23 March and 6 April 2023, which the Committee drew to the attention of the lead committee at its meeting on 18 April 2023.

