

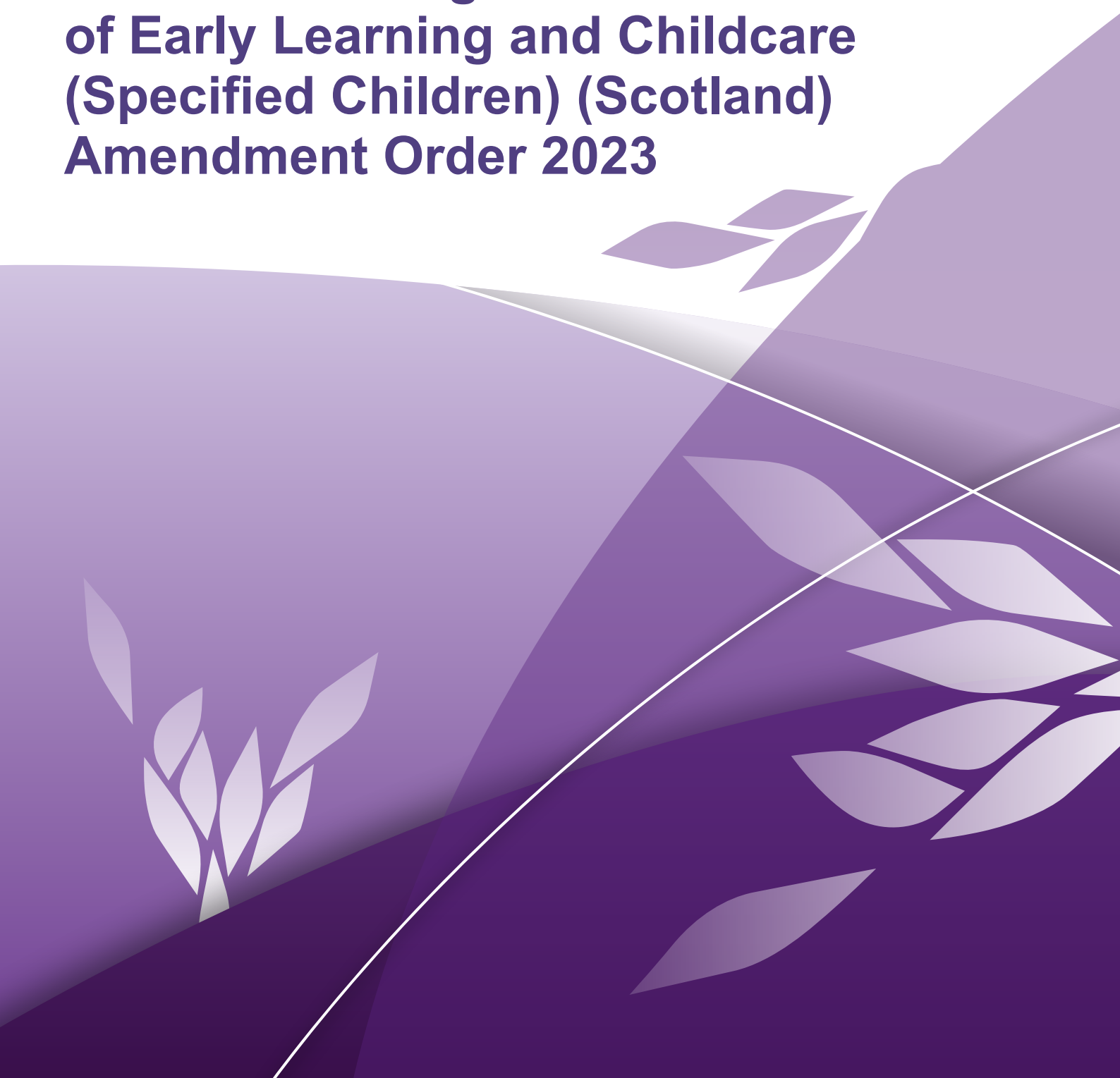


The Scottish Parliament  
Pàrlamaid na h-Alba

Published 13 March 2023  
SP Paper 330  
1st Report 2023 (Session 6)

## Education, Children and Young People Committee

# Subordinate Legislation: The Provision of Early Learning and Childcare (Specified Children) (Scotland) Amendment Order 2023



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

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# Education, Children and Young People Committee

To consider and report on matters falling within the responsibility of the Cabinet Secretary for Education and Skills and matters relating to the Historical Abuse Inquiry within the responsibility of the Deputy First Minister.



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# Committee Membership



**Convener**  
**Sue Webber**  
Scottish Conservative  
and Unionist Party



**Deputy Convener**  
**Kaukab Stewart**  
Scottish National Party



**Stephanie Callaghan**  
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Scottish Conservative  
and Unionist Party



**Ruth Maguire**  
Scottish National Party



**Michael Marra**  
Scottish Labour



**Willie Rennie**  
Scottish Liberal  
Democrats

# Introduction

1. At its meeting on 8th March 2023, the Education, Children and Young People's Committee considered a piece of subordinate legislation which is subject to the affirmative procedure. The report summarises the purpose and the scrutiny of the instrument as well as confirming the Committee's decision.
2. The [minutes](#) of the meeting have been published on the Committee's web pages. The Official report of the meeting will be published on 13 March 2023 and can be accessed [here](#).
3. The report summarises the purpose and the scrutiny of the instrument as well as confirming the Committee's decision.

## Instrument Overview

4. The Provision of Early Learning and Childcare (Specified Children) (Scotland) Amendment Order 2023 was laid before Parliament on 25th January 2023.
5. The purpose of the regulations is to amend the Provision of Early Learning and Childcare (Specified Children) Order 2014, as amended ('the 2014 Order') to protect eligibility for 2-year-old children who qualify for access to funded early learning and childcare (ELC) due to their parents' receipt of Working Tax Credits and Child Tax Credits, or Universal Credit
6. A policy note published to accompany the statutory instrument can be accessed [here](#).

## Delegated Powers and Law Reform Committee

7. The Delegated Powers and Law Reform Committee considered the amendment order at its meeting on the [31st January 2023](#) and made no comment.

## Education, Children and Young People Committee

8. At its meeting on the 8th March 2023 the committee considered the Provision of Early Learning and Childcare (Specified Children) (Scotland) Amendment Order 2023.
9. The Committee heard evidence from the Minister for Children and Young People, Clare Haughey MSP and Kirstie McKerron, Solicitor, Legal Directorate, Scottish Government.

## **Conclusion**

10. Clare Haughey MSP, Minister for Children and Young People, moved motion S6M-07658 - That the Education, Children and Young People Committee recommends the Provision of Early Learning and Childcare (Specified Children) (Scotland) Amendment Order 2023.
11. The Committee agreed motion S6M-07658 unanimously.



