



The Scottish Parliament
Pàrlamaid na h-Alba

Published 7 October 2020
SP Paper 829
13th Report, 2020 (Session 5)

Health and Sport Committee Comataidh Slàinte is Spòrs

Subordinate Legislation considered by the Health and Sport Committee on 6 October 2020



Published in Scotland by the Scottish Parliamentary Corporate Body.

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Health and Sport Committee

To consider and report on matters falling within the responsibility of the Cabinet Secretary for Health and Sport.



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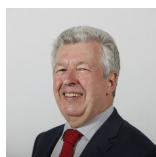


healthandsport@parliament.scot



0131 348 5224

Committee Membership



Convener
Lewis Macdonald
Scottish Labour



Deputy Convener
Emma Harper
Scottish National Party



George Adam
Scottish National Party



Donald Cameron
Scottish Conservative
and Unionist Party



Alex Cole-Hamilton
Scottish Liberal
Democrats



David Stewart
Scottish Labour



David Torrance
Scottish National Party



Sandra White
Scottish National Party



Brian Whittle
Scottish Conservative
and Unionist Party

The Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 15) Regulations 2020 (SSI 2020/288)

1. The Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 15) Regulations 2020 (SSI 2020/288) were laid before the Parliament on 21 September 2020 and referred to the Health and Sport Committee.
2. They are laid under section 94(1) (International Travel) of the Public Health etc. (Scotland) Act 2008. Section 122(5) of the 2008 Act states that regulations under section 94(1) are subject to the affirmative procedure. However, section 122(6) provides that the affirmative procedure will not apply if the Scottish Ministers consider that the regulations need to be made urgently. In such situations section 122(7) applies.
3. At its meeting on 29 September 2020, the Delegated Powers and Law Reform Committee considered the instrument and determined that it did not need to draw the attention of the Parliament to the instrument on any grounds within its remit.
4. It is for the Health and Sport Committee to recommend to the Parliament whether the Regulations should be approved.
5. The Cabinet Secretary for Justice, Humza Yousaf MSP, has, by motion [S5M-22792](#), proposed that the Committee recommends approval of the Regulations.
6. At its meeting on the 06 October 2020, the Committee took evidence on the Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 15) Regulations 2020 (SSI 2020/288) from—
 - Humza Yousaf, Cabinet Secretary for Justice;
 - Jamie MacDougall, Deputy Director, Test and Protect Portfolio;
 - Anita Popplestone, Head of Police Complaints and Scrutiny; and
 - Robert Mitchell, Senior Policy Officer, Population and Migration Division, all Scottish Government.
7. Following the evidence session, Humza Yousaf moved motion [S5M-22792](#)—

That the Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 15) Regulations 2020 (SSI 2020/288) be approved.
8. The motion was agreed to.
9. The evidence taken and debate held at that meeting on this instrument can be found in the Official Report (when available) at the following link:
 - [Health and Sport Committee Official Reports](#)

10. The Health and Sport Committee recommends to Parliament that the Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 15) Regulations 2020 (SSI 2020/288) be approved.

The Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 16) Regulations 2020 (SSI 2020/301)

11. The Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 16) Regulations 2020 (SSI 2020/301) were laid before the Parliament on 25 September 2020 and referred to the Health and Sport Committee.
12. They are laid under section 94(1) (International Travel) of the Public Health etc. (Scotland) Act 2008. Section 122(5) of the 2008 Act states that regulations under section 94(1) are subject to the affirmative procedure. However, section 122(6) provides that the affirmative procedure will not apply if the Scottish Ministers consider that the regulations need to be made urgently. In such situations section 122(7) applies.
13. At its meeting on 06 October 2020, the Delegated Powers and Law Reform Committee considered the instrument and determined that it did not need to draw the attention of the Parliament to the instrument on any grounds within its remit.
14. It is for the Health and Sport Committee to recommend to the Parliament whether the Regulations should be approved.
15. The Cabinet Secretary for Justice, Humza Yousaf MSP, has, by motion [S5M-22855](#), proposed that the Committee recommends approval of the Regulations.
16. At its meeting on the 06 October 2020, the Committee took evidence on the Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 16) Regulations 2020 (SSI 2020/301) from—
 - Humza Yousaf, Cabinet Secretary for Justice;
 - Jamie MacDougall, Deputy Director, Test and Protect Portfolio;
 - Anita Popplestone, Head of Police Complaints and Scrutiny; and
 - Robert Mitchell, Senior Policy Officer, Population and Migration Division, all Scottish Government.
17. Following the evidence session, Humza Yousaf moved motion [S5M-22855](#)—

That the Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 16) Regulations 2020 (SSI 2020/301) be approved.
18. The motion was agreed to.
19. The evidence taken and debate held at that meeting on this instrument can be found in the Official Report (when available) at the following link:
 - [Health and Sport Committee Official Reports](#)

20. The Health and Sport Committee recommends to Parliament that the Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 16) Regulations 2020 (SSI 2020/301) be approved.

Matters drawn to the attention of Parliament

21. The Cabinet Secretary confirmed that the number of people who have tested positive and have a link to international travel will be published by Public Health Scotland on 7 October 2020.

