

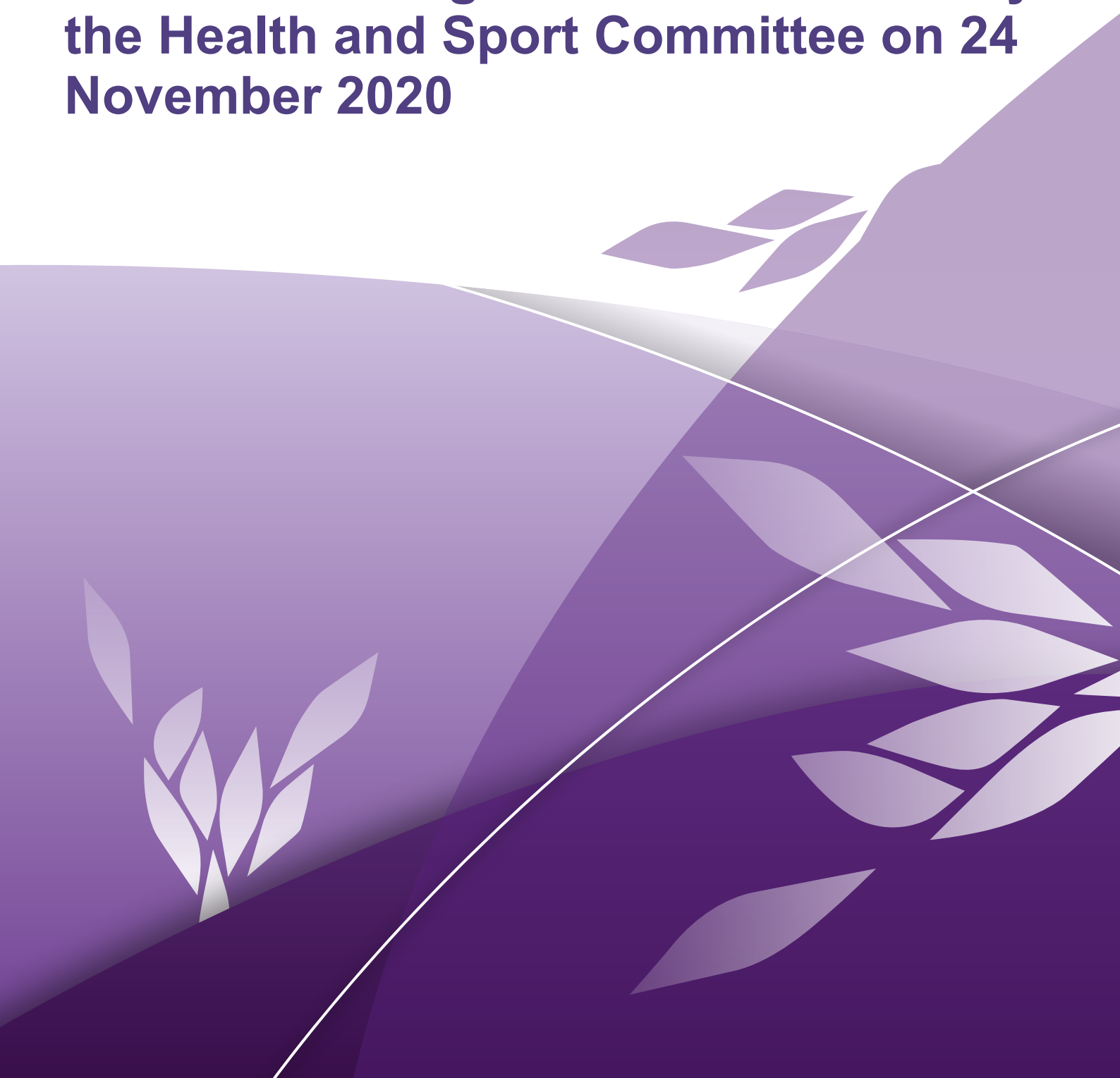


The Scottish Parliament
Pàrlamaid na h-Alba

Published 26 November 2020
SP Paper 868
20th Report (Session 5)

Health and Sport Committee

Subordinate Legislation considered by the Health and Sport Committee on 24 November 2020



Published in Scotland by the Scottish Parliamentary Corporate Body.

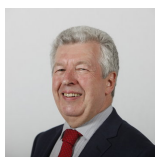
All documents are available on the Scottish
Parliament website at:
[http://www.parliament.scot/abouttheparliament/
91279.aspx](http://www.parliament.scot/abouttheparliament/91279.aspx)

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

Contents

The Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No.23) Regulations 2020 (SSI 2020/378)	1
Matters drawn to the attention of Parliament	3

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.23) Regulations 2020 (SSI 2020/378)

1. The Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 23) Regulations 2020 (SSI 2020/378) were laid before the Parliament on 13 November 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 24 November 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-23365](#), proposed that the Committee recommends approval of the Regulations.
6. At its meeting on the 24 November 2020, the Committee took evidence on the Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 23) Regulations 2020 (SSI 2020/378) from—
 - Humza Yousaf, Cabinet Secretary for Justice,
 - Anita Popplestone Police Division, Head of Police Complaints and Scrutiny,
 - Craig Thomson, Border Measures Review Team Leader, and
 - James Boyce, Unit Head, Health Performance and Delivery, Scottish Government
7. Following the evidence session Humza Yousaf, Cabinet Secretary for Justice moved motion [S5M-23365](#)—

That the Health and Sport Committee recommends that the Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 23) Regulations 2020 (SSI 2020/378) 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. 23) Regulations 2020 (SSI 2020/378) be approved

Matters drawn to the attention of Parliament

11. During the meeting the Committee welcomed an update from the Cabinet Secretary for Justice on the Scottish Government's position towards a test and release approach to international travellers, particularly in relation to the proposal announced in England due to commence on 15 December. This makes provisions for people arriving in England to pay for a private Covid-19 test and reduce the length of time needed in quarantine. The Committee were told the Scottish Government does not object in principle to the proposal and continues to seek a four nations approach, however the Scottish Government is seeking further information from the UK Government due to concerns around efficacy of the evidence, availability of testing and timing of any pilot scheme.

