



The Scottish Parliament
Pàrlamaid na h-Alba

Clerk to the Delegated Powers and Law Reform Committee
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Scottish Government

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Scottish National Investment Bank Bill at Stage 2

The Delegated Powers and Law Reform Committee considered the above Bill on Tuesday 7 January and seeks an explanation of the following matter:

Section 14A – Fair work direction

Power conferred on:	the Scottish Ministers
Power exercisable by:	direction
Parliamentary procedure:	neither laid nor subject to parliamentary procedure
New or revised power:	new

Section 14A of the Bill, agreed at Stage 2, requires the Scottish Ministers to issue a direction to the Scottish National Investment Bank (“the Bank”) about fair work within one year of that section coming into force.

The direction must stipulate that the Bank is to seek to promote fair work in exercising its functions and set out what fair work means for the purpose of the direction. It may also contain any other provision which the Scottish Ministers consider appropriate in relation to the promotion of fair work by the Bank.

“Fair work” as a term is not defined in the Bill. Section 14A does not provide any indication of what Scottish Ministers could define fair work to mean for the purposes of any direction it issues under the power.

The Committee would therefore welcome the Scottish Government’s views on the appropriateness of the broad scope of this power and an explanation as to

what a definition of fair work set by the Scottish Ministers would be likely to include.

Please email your response to the Delegated Powers and Law Reform Committee e-mail address above by 12 noon on Thursday 9 January.

Thank you.

Andrew Proudfoot

Clerk to the Delegated Powers and Law Reform Committee