



The Scottish Parliament
Pàrlamaid na h-Alba

DELEGATED POWERS AND LAW REFORM COMMITTEE

MINUTES

27th Meeting, 2020 (Session 5)

Tuesday 8 September 2020

Present:

Michelle Ballantyne
Mary Fee
Gil Paterson

Bill Bowman (Convener)
Stuart McMillan (Deputy Convener)

The meeting opened at 12.00 pm.

1. **Decision on taking business in private:** The Committee agreed to take items 5 and 6 in private.
2. **Instruments subject to the made affirmative procedure:** The Committee agreed that no points arose on the following—

[Health Protection \(Coronavirus\) \(Restrictions\) \(Scotland\) Amendment \(No. 13\) Regulations 2020 \(SSI 2020/261\);](#)

[Health Protection \(Coronavirus, Restrictions\) \(Directions by Local Authorities\) \(Scotland\) Regulations 2020 \(SSI 2020/262\);](#)

[Health Protection \(Coronavirus\) \(International Travel\) \(Scotland\) Amendment \(No. 11\) Regulations 2020 \(SSI 2020/263\);](#)

[Health Protection \(Coronavirus\) \(International Travel\)\(Scotland\) Amendment \(No. 12\) Regulations 2020 \(SSI 2020/271\)](#)

3. **Instruments subject to affirmative procedure:** The Committee agreed that no points arose on the following—

[Winter Heating Assistance for Children and Young People \(Scotland\) Regulations 2020 \(SSI 2020/draft\);](#)

[Scottish Parliament \(Constituencies and Regions\) Order 2020 \(SSI 2020/draft\);](#)

[Insolvency Act 1986 \(Scotland\) Amendment Regulations 2020 \(SSI 2020/draft\);](#)

[Marine Licensing \(Exempted Activities\) \(Scottish Inshore Region\) Amendment Order 2020 \(SSI 2020/draft\)](#)

4. **Instruments subject to negative procedure:** The Committee agreed that no points arose on the following—

[Direct Payments to Farmers \(Controls\) \(Coronavirus\) \(Scotland\) Regulations 2020 \(SSI 2020/244\);](#)
[National Health Service \(Free Prescriptions and Charges for Drugs and Appliances\) \(Scotland\) Amendment Regulations 2020 \(SSI 2020/258\);](#)
[Coronavirus \(Scotland\) Act 2020 \(Suspension: Muirburn\) Regulations 2020 \(SSI 2020/260\);](#)
[Prisons and Young Offenders Institutions \(Coronavirus\) \(Scotland\) Amendment \(No. 2\) Rules 2020 \(SSI 2020/264\);](#)
[Coronavirus \(Scotland\) Act 2020 \(Suspension: Adults with Incapacity\) Regulations 2020 \(SSI 2020/267\)](#)

The Committee agreed to defer consideration of the following to a future meeting—

[Homeless Persons \(Unsuitable Accommodation\) \(Scotland\) Amendment \(Coronavirus\) Order 2020 \(SSI 2020/268\)](#)

5. **UK Withdrawal from the European Union (Continuity) (Scotland) Bill (in private):** The Committee considered a response from the Scottish Government on the delegated powers provisions in this Bill at Stage 1. The Committee agreed to write to the lead committee and return to consider a full report at a future meeting.
6. **Trade Bill (UK Parliament legislation) (in private):** The Committee considered the powers to make subordinate legislation conferred on Scottish Ministers in this Bill. The Committee agreed to consider this item again at a future meeting.
7. **Scottish Law Commission Bills (in private):** The Committee considered a revised draft report on its review of the Presiding Officer's determination on designating a Bill as a Scottish Law Commission Bill as defined in Rule 9.17A of Standing Orders. The committee agreed to publish a report and write to the Presiding Officer.

The meeting closed at 1.12 pm.

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