Foreword

The Journal is the central, long-term, authoritative record of what the Parliament has done. The Minutes of Proceedings, which are produced for each meeting of the Parliament, do that in an immediate way, while the Journal presents essentially the same material but has the benefit of hindsight to allow any errors and infelicities of presentation to be corrected. Unlike the Official Report, which primarily records what is said, the Minutes of Proceedings, and in the longer term the Journal, provide the authoritative record of what was done.

The Journal is required under Rule 16.3 of Standing Orders and contains, in addition to the Minutes of Proceedings themselves, notice of any Bill introduced*, notice of any instrument or draft instrument or any other document laid before the Parliament; notice of any report of a committee, and any other matter that the Parliament, on a motion of the Parliamentary Bureau, considers should be included.

(*) The requirement to include notice of Bills introduced was only added to Rule 16.3 in January 2003. However, such notices have in practice been recorded in the Annex to the Minutes of Proceedings from the outset.)

Note: (DT), which appears throughout the Journal, signifies a decision taken at Decision Time.

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Directorate of Clerking and Reporting
Journal of the Scottish Parliament

Volume 2: 2nd Parliamentary Year, Session 3

(9 May 2008 – 8 May 2009)

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The meeting opened at 2.30 pm.

1. **Time for Reflection**: Rob Parsons, Executive Chairman, Care for the Family led Time for Reflection.

2. **First Minister’s Statement**: The First Minister (Alex Salmond) made a statement and answered questions on Moving Scotland Forward.

3. **Judiciary and Courts (Scotland) Bill**: The Cabinet Secretary for Justice (Kenny MacAskill) moved S3M-1717—That the Parliament agrees to the general principles of the Judiciary and Courts (Scotland) Bill.

   After debate, the motion was agreed to (DT).

4. **Judiciary and Courts (Scotland) Bill: Financial Resolution**: The Cabinet Secretary for Justice (Kenny MacAskill) moved S3M-1887—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Judiciary and Courts (Scotland) Bill, agrees to any increase in expenditure of a kind referred to in paragraph 3(b)(iii) of Rule 9.12 of the Parliament’s Standing Orders arising in consequence of the Act.

   The motion was agreed to (DT).

5. **Business Motion**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-1899—That the Parliament agrees the following programme of business—

   Wednesday 21 May 2008
   2.30 pm Time for Reflection
   followed by Parliamentary Bureau Motions
   followed by Ministerial Statement: Smoking Prevention Action Plan
   followed by Scottish Government Debate: Hepatitis C
   followed by Business Motion
   followed by Parliamentary Bureau Motions
   5.00 pm Decision Time
   followed by Members’ Business

   Thursday 22 May 2008
   9.15 am Parliamentary Bureau Motions
   followed by Scottish Labour Party Business
   11.40 am General Question Time
12 noon       First Minister’s Question Time
2.15 pm       Themed Question Time
               Education and Lifelong Learning;
               Europe, External Affairs and Culture
2.55 pm       Ministerial Statement: Fuel Poverty
followed by   Scottish Government Debate: Wildlife Crime
followed by   Parliamentary Bureau Motions
5.00 pm       Decision Time
followed by   Members’ Business

Wednesday 28 May 2008

2.30 pm       Time for Reflection
followed by   Parliamentary Bureau Motions
followed by   Scottish Government Business
followed by   Business Motion
followed by   Parliamentary Bureau Motions
5.00 pm       Decision Time
followed by   Members’ Business

Thursday 29 May 2008

9.15 am       Parliamentary Bureau Motions
followed by   Scottish Government Business
11.40 am      General Question Time
12 noon       First Minister’s Question Time
2.15 pm       Themed Question Time
               Health and Wellbeing
2.55 pm       Scottish Government Business
followed by   Parliamentary Bureau Motions
5.00 pm       Decision Time
followed by   Members’ Business

The motion was agreed to.

6. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-1900—That the Parliament agrees that the draft Transport and Works (Scotland) Act 2007 (Access to Land on Application) Order 2008 be approved.

The motion was agreed to (DT).
7. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-1901—That the Parliament agrees that the draft Transport and Works (Scotland) Act 2007 (Access to Land by the Scottish Ministers) Order 2008 be approved.

The motion was agreed to (DT).

8. **Decision Time:** The Parliament took decisions on items 3, 4, 6 and 7 as noted above.

9. **Supermarket Dominance in Scottish Retailing:** The Parliament debated S3M-1679 in the name of Christopher Harvie—That the Parliament notes with concern the dominance of large-scale supermarkets in Scottish retailing, as is evident in many of the burghs of Mid-Scotland and Fife, and considers that there should be an impartial study of their economic and social impact on communities and demand for local produce, taking into account other retail modes like smaller specialist shops, street markets or market halls and co-operatives.

The meeting closed at 5.45 pm.
The meeting opened at 9.15 am.

1. **Ministerial Statement:** The Minister for Communities and Sport (Stewart Maxwell) made a statement and answered questions on Equality and Diversity.


3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Finance and Sustainable Growth were answered by the Cabinet Secretary and Ministers.

6. **Free Personal Care:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved S3M-1902—That the Parliament welcomes the publication of Lord Sutherland’s independent review of free personal and nursing care and the Scottish Government’s acceptance in full of the report’s recommendations, including the commitment to provide £40 million a year in additional funding; notes Lord Sutherland’s clear conclusion that the UK Government should not have withdrawn the attendance allowance funding in respect of self-funding clients in care homes, currently valued at over £30 million a year, and urges the Scottish Government to pursue vigorously with UK Ministers the reinstatement of this funding while longer-term work to re-assess all funding streams relevant to the care of older people in Scotland takes place.

Margaret Curran moved amendment S3M-1902.3 to motion S3M-1902—

Leave out from “and urges” to end and insert—

“however, also notes the decision of the UK Benefit Commissioners that continued payment of attendance allowance to self funders would have been a breach of the current benefit rules; further notes the UK Government’s Wanless review’s suggestion of the alignment of the benefits system, including attendance allowance, with funding for social care, and therefore calls on the Scottish Government to enter into discussions with the UK Government, as part of the UK Government’s review of social care, to ensure that Scotland receives a full and equitable share of the overall funds available for care of the elderly; urges the Scottish Government to undertake further work to re-assess all funding streams relevant to the care of the elderly and to come forward with proposals for the sustainable long-term funding of care of the elderly; notes that there is a funding gap in the current financial year, and calls on the Scottish Government to engage with COSLA immediately to achieve a resolution of the problem and report back to the Parliament before the summer recess.”
After debate, the amendment was disagreed to (DT) by division: For 59, Against 63, Abstentions 0).

Mary Scanlon moved amendment S3M-1902.1 to motion S3M-1902—

Insert at end—

“and calls on the eight Scottish councils which continue to charge for assisting with food preparation to cease to do so forthwith and all councils which have levied such charges to refund everyone who has been wrongly charged for this service.”

After debate, the amendment was agreed to (DT) by division: For 75, Against 0, Abstentions 47).

Ross Finnie moved amendment S3M-1902.2 to motion S3M-1902—

After “additional funding” insert—

“the source of which will be identified in next year’s budget”.

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT) by division: For 79, Against 43, Abstentions 0).

Accordingly, the Parliament resolved—That the Parliament welcomes the publication of Lord Sutherland’s independent review of free personal and nursing care and the Scottish Government’s acceptance in full of the report’s recommendations, including the commitment to provide £40 million a year in additional funding the source of which will be identified in next year’s budget; notes Lord Sutherland’s clear conclusion that the UK Government should not have withdrawn the attendance allowance funding in respect of self-funding clients in care homes, currently valued at over £30 million a year; urges the Scottish Government to pursue vigorously with UK Ministers the reinstatement of this funding while longer-term work to re-assess all funding streams relevant to the care of older people in Scotland takes place, and calls on the eight Scottish councils which continue to charge for assisting with food preparation to cease to do so forthwith and all councils which have levied such charges to refund everyone who has been wrongly charged for this service.

7. Decision Time: The Parliament took decisions on item 6 as noted above.

8. Upper Forth Crossing: The Parliament debated S3M-1297 in the name of John Park—That the Parliament welcomes the progress being made in constructing the Upper Forth crossing; looks forward to its planned opening in 2008; recognises that when both crossings are operational this will greatly improve the road infrastructure and cut journey times around Kincardine; is concerned that increasingly the Forth Road Bridge is closed to high-sided vehicles, placing a burden on the A985, A907 and A997; accepts that the existing Kincardine crossing is planned to close for a maintenance period
following the opening of the Upper Forth crossing; is concerned that Kincardine will suffer severe traffic congestion as vehicles are diverted through and around the village to the new crossing, and is further concerned that the villages situated on the A907, such as Oakley, Blairhall, Carnock, Saline and Gowkhall will also be subjected to unprecedented levels of traffic congestion.

The meeting closed at 5.43 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Rev Tony Stephen, Banchory Church of Scotland Youth Ministry led Time for Reflection.

2. **Ministerial Statement:** The Minister for Public Health (Shona Robison) made a statement and answered questions on the Smoking Prevention Action Plan.

3. **Hepatitis C:** The Minister for Public Health (Shona Robison) moved S3M-1943—That the Parliament recognises the leading role that Scotland is taking in tackling hepatitis C as a significant public health issue; acknowledges the launch of the Scottish Government Hepatitis C Phase II Action Plan, backed by funding of £43 million, on 19 May 2008 as a significant step forward in seeking to prevent hepatitis C and in delivering testing, treatment, support and care services to those affected by the disease, and considers that this will enable NHS boards and others identified in the plan to deliver on the actions set out to improve hepatitis C services for patients and others in Scotland.

Dr Richard Simpson moved amendment S3M-1943.1 to motion S3M-1943—

Leave out “acknowledges” and insert—

“commends the hard work undertaken by those staff involved in delivering 40 out of 41 action points in Phase I of the Scottish Government’s Hepatitis C Action Plan and welcomes”.

After debate, the amendment was agreed to (DT).

Ross Finnie moved amendment S3M-1943.2 to motion S3M-1943—

After “prevent hepatitis C”, insert—

“and working to raise awareness among professionals, the public and those at risk of infection”.

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament recognises the leading role that Scotland is taking in tackling hepatitis C as a significant public health issue; commends the hard work undertaken by those staff involved in delivering 40 out of 41 action points in Phase I of the Scottish Government’s Hepatitis C Action Plan and welcomes the launch of the Scottish Government Hepatitis C Phase II Action Plan, backed by funding of £43 million on 19 May 2008 as a significant step forward in seeking to prevent hepatitis C and working to raise awareness among professionals, the public
and those at risk of infection and in delivering testing, treatment, support and care services to those affected by the disease, and considers that this will enable NHS boards and others identified in the plan to deliver on the actions set out to improve hepatitis C services for patients and others in Scotland.

4. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-1956—That the Parliament agrees the following programme of business—

**Wednesday 28 May 2008**

2.30 pm  Time for Reflection  
*followed by*  Parliamentary Bureau Motions  
*followed by*  Ministerial Statement: Scottish Futures Trust  
*followed by*  Scottish Government Debate: Climate Change  
*followed by*  Business Motion  
*followed by*  Parliamentary Bureau Motions  
5.00 pm  Decision Time  
*followed by*  Members’ Business  

**Thursday 29 May 2008**

9.15 am  Parliamentary Bureau Motions  
*followed by*  Ministerial Statement: Drugs Strategy  
*followed by*  Scottish Government Debate: Common Agricultural Policy Health Check  
11.40 am  General Question Time  
12 noon  First Minister’s Question Time  
2.15 pm  Themed Question Time  
Health and Wellbeing  
2.55 pm  Scottish Government Debate: Moving Scotland Forward  
*followed by*  Parliamentary Bureau Motions  
5.00 pm  Decision Time  
*followed by*  Members’ Business  

**Wednesday 4 June 2008**

2.30 pm  Time for Reflection  
*followed by*  Parliamentary Bureau Motions  
*followed by*  Scottish Government Business  
*followed by*  Business Motion  
*followed by*  Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 5 June 2008
9.15 am Parliamentary Bureau Motions
followed by Scottish Government Business
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
Justice and Law Officers;
Rural Affairs and the Environment
2.55 pm Scottish Government Business
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Robert Brown moved amendment S3M-1956.1 to motion S3M-1956—

Leave out—


and insert—

“followed by Scottish Government Debate: Scottish Futures Trust”.

After debate, the amendment was disagreed to (by division: For 15, Against 62, Abstentions 44).

The motion was then agreed to (by division: For 62, Against 14, Abstentions 45).

5. Decision Time: The Parliament took decisions on item 3 as noted above.

6. Increasing Access to Insulin Pumps: The Parliament debated S3M-1888 in the name of David Stewart—That the Parliament notes the considerable benefits that insulin pumps have for diabetics to help them to manage their condition; notes with concern the current restrictive criteria for eligibility for the use of insulin pumps which have contributed to insulin pump usage in Scotland being among the lowest in western Europe, with only around 0.75% of people with Type 1 diabetes using pumps in Scotland, compared with 15% to 20% in the United States of America and Germany; is concerned at the extreme regional disparity in uptake of insulin pumps across NHS boards, with only two patients receiving insulin pump therapy in NHS
Ayrshire and Arran, compared with 42 in NHS Tayside in the most recent figures, despite all NHS boards having received funding for access to insulin pumps; supports the campaign of Diabetes UK to increase access to insulin pumps and welcomes the review being undertaken currently by the National Institute for Health and Clinical Excellence (NICE) of the eligibility for use of pumps in the NHS, and believes that further steps should be taken to ensure that new NICE guidance that seeks to relax access criteria is adopted swiftly in Scotland, to support all NHS boards to increase access to insulin pumps for patients with diabetes and to enable more training for health practitioners to support patients in moving to the use of pumps where it is clearly of benefit in the management of their diabetes.

The meeting closed at 5.42 pm.
The meeting opened at 9.15 am.

1. **Skills Strategy:** Rhona Brankin moved S3M-1951—That the Parliament notes that the Scottish Government’s skills strategy was rejected by the Parliament on 12 September 2007; recognises the importance of skills development and utilisation in growing Scotland’s economy; voices concern at the decision of the Scottish Government to move away from supporting adult apprenticeships in vital areas such as the tourism, IT and retail sectors without consultation with work-based training providers; calls on the Scottish Government to provide the Parliament, with immediate effect, the evidence to support these moves, and further calls on the Scottish Government to bring forward a revised skills strategy immediately after the summer recess containing detailed information about the level at which its 50,000 training places are being set, its targets for apprenticeships and the performance indicators used to measure success.

The Minister for Schools and Skills (Maureen Watt) moved amendment S3M-1951.3 to motion S3M-1951—

Leave out from “the Scottish Government’s skills strategy” to end and insert—

“under the previous administration, Scotland’s growth rate and productivity levels lagged behind the United Kingdom and believes that this indicates that a new approach to skills and the economy is necessary; notes the widespread business and industry support for the Scottish Government’s skills strategy and believes that government’s role is to respond to demand from employers, to improve skills utilisation and support individuals’ skills development.”

After debate, the amendment was disagreed to ((DT) by division: For 47, Against 71, Abstentions 2).

Murdo Fraser moved amendment S3M-1951.1 to motion S3M-1951—

Insert at end—

“and details of how access will be provided to high quality vocational education for all school pupils aged 14 or above.”

After debate, the amendment was agreed to ((DT) by division: For 71, Against 47, Abstentions 2).

Jeremy Purvis moved amendment S3M-1951.2 to motion S3M-1951—

Insert at end—

“and regrets the priority given by the Scottish Government in budgeting £16 million for set-up costs alone for Skills Development Scotland, while removing specific funding for skills for work courses delivered in schools and colleges”.

11
After debate, the amendment was disagreed to ((DT) by division: For 57, Against 63, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 70, Against 47, Abstentions 2).

Accordingly, the Parliament resolved—That the Parliament notes that the Scottish Government’s skills strategy was rejected by the Parliament on 12 September 2007; recognises the importance of skills development and utilisation in growing Scotland’s economy; voices concern at the decision of the Scottish Government to move away from supporting adult apprenticeships in vital areas such as the tourism, IT and retail sectors without consultation with work-based training providers; calls on the Scottish Government to provide the Parliament, with immediate effect, the evidence to support these moves, and further calls on the Scottish Government to bring forward a revised skills strategy immediately after the summer recess containing detailed information about the level at which its 50,000 training places are being set, its targets for apprenticeships and the performance indicators used to measure success and details of how access will be provided to high quality vocational education for all school pupils aged 14 or above.

2. Scottish Ambulance Service: Margaret Curran moved S3M-1955—That the Parliament recognises the concerns expressed by the Scottish public about recent changes to the operation of the Scottish Ambulance Service; believes that, as the ambulance service is a widely respected and essential public service in Scotland, any changes should have been communicated to the Scottish public, and, in light of concerns expressed about the safety of patients, agrees that there should be immediate independent scrutiny of current practices and policies in the Scottish Ambulance Service.

The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved amendment S3M-1955.1 to motion S3M-1955—

Leave out from “recognises” to end and insert—

“welcomes the improved performance demonstrated by the Scottish Ambulance Service in recent months, particularly in relation to responding more quickly to life threatening calls; congratulates the staff of the Scottish Ambulance Service for their efforts in achieving this improvement for patients; acknowledges the need to ensure that the Scottish Ambulance Service continues to improve across a range of indicators and that it effectively consults staff and communicates with the public about the service it provides for them, and, while recognising its autonomy, would welcome the Health and Sport Committee undertaking a review of these matters.”

Ross Finnie moved amendment S3M-1955.1.1 to amendment S3M-1955.1—

Leave out from “while recognising” to end and insert—

“calls on the Cabinet Secretary for Health and Wellbeing to make a full statement to the Parliament, at the earliest opportunity, on the operation of the Scottish Ambulance Service, specifically the use of single person crews, the deployment of rapid response
vehicles, ambulance response times, rates of assaults on ambulance crews and the impact of journey length on patient safety."

After debate, amendment 1955.1.1 to amendment 1955.1 was agreed to (DT).

Amendment 1955.1, as amended, was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament welcomes the improved performance demonstrated by the Scottish Ambulance Service in recent months, particularly in relation to responding more quickly to life threatening calls; congratulates the staff of the Scottish Ambulance Service for their efforts in achieving this improvement for patients; acknowledges the need to ensure that the Scottish Ambulance Service continues to improve across a range of indicators and that it effectively consults staff and communicates with the public about the service it provides for them, and calls on the Cabinet Secretary for Health and Wellbeing to make a full statement to the Parliament, at the earliest opportunity, on the operation of the Scottish Ambulance Service, specifically the use of single person crews, the deployment of rapid response vehicles, ambulance response times, rates of assaults on ambulance crews and the impact of journey length on patient safety.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister's Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Education and Lifelong Learning, and on Europe, External Affairs and Culture were answered by Cabinet Secretaries and Ministers.

6. **Ministerial Statement:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) made a statement and answered questions on Fuel Poverty.

7. **Wildlife Crime:** The Solicitor General (Frank Mulholland) moved S3M-1954—That the Parliament welcomes the report, *Natural Justice: A Joint Thematic Inspection of the Arrangements in Scotland for Preventing, Investigating and Prosecuting Wildlife Crime*, by HM Inspectorate of Constabulary for Scotland and the Inspectorate of Prosecution in Scotland; commends the recommendations in the report, the implementation of which will bring to bear the full professional expertise of the agencies who investigate, detect and prosecute those involved in wildlife crime, and looks forward to the development of a strong and effective partnership for action against wildlife crime, working to a new agreed strategy on wildlife crime and co-ordinating the fight against the abuse of Scotland’s vital natural heritage.
David Stewart moved amendment S3M-1954.1 to motion S3M-1954—

Insert at end—

"supports in full the recommendations of the Tomkins report, and calls on the Scottish Government to produce an action plan on tackling wildlife crime, including a timetable for the implementation of the report".

After debate, the amendment was agreed to (DT).

Jim Hume moved amendment S3M-1954.2 to motion S3M-1954—

Insert at end—

"recognises the concerns surrounding the impact on livelihoods of a reduction in single farm payments or the loss of firearms licences, and calls on the Legislation, Regulation and Guidance sub-group of Partnership for Action Against Wildlife Crime (Scotland) to give full consideration, in consultation with land users, to the proposal that loss of single farm payments should occur only in cases where responsibility has first been proven in a court of law; welcomes the success of the Grampian Police model, which provides an example of good practice to be replicated by forces across Scotland, and calls on Scottish chief constables, the Crown Office and the Scottish Government to outline the specific steps they will take to ensure the speedy and effective implementation of the report recommendations."

After debate, the amendment was disagreed to ((DT) by division: For 16, Against 102, Abstentions 2).

The motion, as amended, was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament welcomes the report, *Natural Justice: A Joint Thematic Inspection of the Arrangements in Scotland for Preventing, Investigating and Prosecuting Wildlife Crime*, by HM Inspectorate of Constabulary for Scotland and the Inspectorate of Prosecution in Scotland; commends the recommendations in the report, the implementation of which will bring to bear the full professional expertise of the agencies who investigate, detect and prosecute those involved in wildlife crime; looks forward to the development of a strong and effective partnership for action against wildlife crime, working to a new agreed strategy on wildlife crime and co-ordinating the fight against the abuse of Scotland's vital natural heritage; supports in full the recommendations of the Tomkins report, and calls on the Scottish Government to produce an action plan on tackling wildlife crime, including a timetable for the implementation of the report.

8. **Decision Time:** The Parliament took decisions on items 1, 2 and 7 as noted above.

9. **National Association of Youth Orchestras:** The Parliament debated S3M-1232 in the name of Ian McKee—That the Parliament applauds the objectives of the National Association of Youth Orchestras in supporting, encouraging and facilitating young musicians by giving them the opportunity to perform orchestral works at the highest level; recognises the association's
vital contribution to the cultural life both of the capital city and all of Scotland, and would like to see it remain based in Edinburgh.

The meeting closed at 5.34 pm.
No. 5 Wednesday 28 May 2008

The meeting opened at 2.30 pm.

1. **Time for Reflection:** Father Paul Francis Spencer, Saint Mungo’s Church, Glasgow led Time for Reflection.

2. **Ministerial Statement:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) made a statement and answered questions on the Scottish Futures Trust.

3. **Climate Change:** The Parliament debated the subject of Climate Change.

4. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2010—That the Parliament agrees the following programme of business—

Wednesday 4 June 2008

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Scottish Government Debate: Drugs Strategy

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members’ Business

Thursday 5 June 2008

9.15 am Parliamentary Bureau Motions

*followed by* Scottish Government Debate: Remote and Rural Health Care

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time
   Justice and Law Officers;
   Rural Affairs and the Environment

2.55 pm Scottish Government Debate: Investment in Scottish Infrastructure

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members’ Business

Wednesday 11 June 2008

2.30 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Scottish Government Business
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 12 June 2008

9.15 am Parliamentary Bureau Motions
followed by Scottish Labour Party Business
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
Finance and Sustainable Growth
2.55 pm Parliamentary Bureau Motions
followed by Stage 3 Proceedings: Public Health etc. (Scotland) Bill
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

The motion was agreed to.

5. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-1997—That the Parliament agrees that consideration of the Judiciary and Courts (Scotland) Bill at Stage 2 be completed by 20 June 2008.

The motion was agreed to.

6. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-1998—That the Parliament agrees that the draft Fundable Bodies (The Scottish Agricultural College) (Scotland) Order 2008 be approved.

The motion was agreed to (DT).

7. Decision Time: The Parliament took a decision on item 6 as noted above.

8. Fuel Costs: The Parliament debated S3M-1705 in the name of Alasdair Allan—That the Parliament notes that the price of diesel is now over £1.30 in the Western Isles and across Scotland’s island and remote communities, making it probably the most expensive diesel in the western world; further notes that fuel costs now represent an ever increasing burden in the Western
and Northern Isles, not least for businesses and fishermen, some of whom report 80% increases in diesel costs in the last two years; notes that the main company delivering fuel to the islands deposits fuel at differing costs at different ports on the west coast despite the fact that the same vessel is used; notes the irony of an oil-producing nation putting its motorists, businesses, fishermen and rural businesses in this impossible position, and finally notes the various measures that exist in parts of France, which make cuts in fuel duty in the remotest areas.

9. Motion without Notice: Alasdair Allan moved without notice that, under Rule 8.14.3, the debate be extended until 6.07 pm. The motion was agreed to.

The meeting closed at 6.07 pm.
The meeting opened at 9.15 am.

1. **Ministerial Statement:** The Minister for Community Safety (Fergus Ewing) made a statement and answered questions on a Drugs Strategy.

2. **Common Agricultural Policy Health Check:** The Cabinet Secretary for Rural Affairs and the Environment (Richard Lochhead) moved S3M-2002—

   That the Parliament, noting the European Commission’s legislative proposals for the health check of the Common Agricultural Policy (CAP) reform, welcomes the Scottish Government’s commitment to consult on these proposals, and on the longer-term implementation of CAP in Scotland, in order that agriculture remains a dynamic and competitive industry with farmers playing their full part in achieving the Scottish Government’s purpose of sustainable economic growth through food production and environmental management of our agricultural land.

Karen Gillon moved amendment S3M-2002.3 to motion S3M-2002—

Leave out from “with farmers” to end and insert—

“playing its full part in ensuring the long-term viability of our rural communities and enabling farmers to play their part in achieving the Scottish Government’s purpose of sustainable economic growth through food production, high standards of animal welfare and the environmental management of our agricultural land.”

After debate, the amendment was agreed to (DT).

John Scott moved amendment S3M-2002.1 to motion S3M-2002—

Insert at end—

“But, in so doing, notes the importance of consulting on the potential impact of progressive modulation on Scottish farms and affirms that any increases in European Union-wide modulation should be matched by a corresponding deduction in levels of voluntary modulation.”

After debate, the amendment was agreed to ((DT) by division: For 79, Against 2, Abstentions 43).

Jim Hume moved amendment S3M-2002.2 to motion S3M-2002—

Insert at end—

“considers that any increase in compulsory modulation must be offset by a corresponding reduction in voluntary modulation to ensure that Scottish producers are not put at a competitive disadvantage within the European Union; further considers that Scotland, with its high proportion of large farm units, must not be disadvantaged by proposals for progressive modulation or capping; believes that, in light of rapidly escalating food and fuel costs, the Scottish Rural Development Programme should be
reviewed, with the production of food and food security considered as a key priority, and recognises the correlation between economic activity on the ground and delivery of environmental benefits for all.”

After debate, the amendment was agreed to ((DT) by division: For 79, Against 2, Abstentions 43).

The motion, as amended, was then agreed to ((DT) by division: For 122, Against 0, Abstentions 2).

Accordingly, the Parliament resolved—That the Parliament, noting the European Commission’s legislative proposals for the health check of the Common Agricultural Policy (CAP) reform, welcomes the Scottish Government’s commitment to consult on these proposals, and on the longer-term implementation of CAP in Scotland, in order that agriculture remains a dynamic and competitive industry playing its full part in ensuring the long-term viability of our rural communities and enabling farmers to play their part in achieving the Scottish Government’s purpose of sustainable economic growth through food production, high standards of animal welfare and the environmental management of our agricultural land but, in so doing, notes the importance of consulting on the potential impact of progressive modulation on Scottish farms and affirms that any increases in European Union-wide modulation should be matched by a corresponding deduction in levels of voluntary modulation; considers that any increase in compulsory modulation must be offset by a corresponding reduction in voluntary modulation to ensure that Scottish producers are not put at a competitive disadvantage within the European Union; further considers that Scotland, with its high proportion of large farm units, must not be disadvantaged by proposals for progressive modulation or capping; believes that, in light of rapidly escalating food and fuel costs, the Scottish Rural Development Programme should be reviewed, with the production of food and food security considered as a key priority, and recognises the correlation between economic activity on the ground and delivery of environmental benefits for all.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Health and Wellbeing were answered by the Cabinet Secretary and Ministers.

6. **Moving Scotland Forward:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved S3M-2001—That the Parliament welcomes the many decisions taken over the last 12 months to make Scotland a wealthier, greener, healthier, safer and smarter nation, including the reduction in business rates for 150,000 small business properties, the funding to put more police on Scotland’s streets, the new partnership with local government and the cross-party initiatives to tackle problems related to
drugs, alcohol and tobacco; further welcomes the Scottish Government’s commitment to more open government and its proposals on proactive publication of material across government and, in particular, the pilot project within the environment portfolio; looks forward to a range of proposals from the Scottish Government with regard to climate change, patients’ rights, criminal justice, marine policy, safeguarding rural schools and driving forward the Curriculum for Excellence, and believes that many of the measures already agreed by the Parliament to improve the lives of people living in Scotland will be undermined unless the UK Government takes action to tackle rising costs of fuel and food.

Malcolm Chisholm moved amendment S3M-2001.2 to motion S3M-2001—

Leave out from first “welcomes” to end and insert—

“condemns the self-congratulation and lack of positive policies for the future in the First Minister’s statement on Moving Scotland Forward on 14 May 2008; recognises the many SNP broken promises on a whole range of manifesto commitments, from dumping student debt to providing a £2,000 grant to first-time buyers, and calls on the Scottish Government to bring forward substantive policies to address climate change, skills development, affordable housing shortages, health inequalities and the other big challenges that confront Scotland.”

Murdo Fraser moved amendment S3M-2001.2.1 to amendment S3M-2001.2—

Insert at end—

“And further calls on the Scottish Government to work constructively with Her Majesty’s Government on these and other issues for the benefit of the Scottish people, thus demonstrating the benefits of our historic union with England, Wales and Northern Ireland, a union which continues to attract overwhelming public support.”

Ross Finnie moved amendment S3M-2001.1 to motion S3M-2001—

Leave out from first “welcomes” to end and insert—

“is concerned that the First Minister’s statement on Moving Scotland Forward lacked substance, failed to justify the many promises broken by the SNP over the last 12 months and failed to address the long-term issues facing Scotland; welcomes the cross-party initiatives to tackle problems related to drugs, alcohol and tobacco, the commitment to drive forward the previous administration’s Curriculum for Excellence and the pilot scheme on environmental information; calls for a substantial extension of the bodies covered by the Freedom of Information (Scotland) Act 2002; believes that the statement was a missed opportunity to bring forward a coherent energy strategy; calls for the introduction of a minimum income guarantee for students, and further calls on the Scottish Government to empower children and young people to have the best possible start in life by attacking the causes of early disadvantage.”

After debate, amendment 2001.2.1 was agreed to ((DT) by division: For 74, Against 48, Abstentions 1).
Amendment 2001.2, as amended, was agreed to ((DT) by division: For 58, Against 48, Abstentions 17). As a result, amendment 2001.1 was pre-empted.

The motion, as amended, was then agreed to ((DT) by division: For 75, Against 49, Abstentions 0).

Accordingly, the Parliament resolved—That the Parliament condemns the self-congratulation and lack of positive policies for the future in the First Minster's statement on Moving Scotland Forward on 14 May 2008; recognises the many SNP broken promises on a whole range of manifesto commitments, from dumping student debt to providing a £2,000 grant to first-time buyers; calls on the Scottish Government to bring forward substantive policies to address climate change, skills development, affordable housing shortages, health inequalities and the other big challenges that confront Scotland, and further calls on the Scottish Government to work constructively with Her Majesty's Government on these and other issues for the benefit of the Scottish people, thus demonstrating the benefits of our historic union with England, Wales and Northern Ireland, a union which continues to attract overwhelming public support.

7. Decision Time: The Parliament took decisions on items 2 and 6 as noted above.

8. No Recourse No Safety: The Parliament debated S3M-1626 in the name of Angela Constance—That the Parliament notes the publication of No Recourse No Safety: The Government's Failure to Protect Women from Violence, a report by Amnesty International and the Southall Black Sisters; is disturbed by the evidence that not having recourse to public funds prevents women with insecure immigration status from accessing the benefits they need to claim refuge, effectively trapping women in violence or destitution; welcomes the Scottish Government's ongoing commitment to tackling violence against women, continuing the good work commenced by the previous Scottish administration; acknowledges the pivotal contribution of local services such as the West Lothian Council Domestic Abuse Service which provides a service to women from a minority population; notes that not having recourse to public funds affects women who have valid visas as spouses, students, visitors and workers and those who are classed as “overstayers” in addition to victims of trafficking; acknowledges that organisations such as West Lothian Women’s Aid are accommodating and assisting women with no recourse to public funds, and commends the recommendations of No Recourse No Safety, in particular the need for the Scottish Government to put in place emergency funding while a permanent solution from the UK Government is sought, namely exempting women fleeing violence from the no recourse to public funds requirement.

The meeting closed at 5.45 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Rev Stephen Taylor, Kirk of St Nicholas Uniting, Aberdeen, led Time for Reflection.

2. **Business Motion:** Michael McMahon, on behalf of the Parliamentary Bureau, moved S3M-2050—That the Parliament agrees the following revision to the programme of business for Wednesday 4 June 2008—

   after

   2.30 pm    Time for Reflection

   **followed by**    Parliamentary Bureau Motions

   **insert**

   **followed by**    Ministerial Statement: Scottish Ambulance Service

   The motion was agreed to.

3. **Ministerial Statement:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) made a statement and answered questions on the Scottish Ambulance Service.

4. **Drugs Strategy:** The Minister for Community Safety (Fergus Ewing) moved S3M-2038—That the Parliament welcomes the publication of the national drugs strategy, *The Road to Recovery*, as a sound framework for tackling drug misuse in Scotland; acknowledges that it is founded on expert advice and has been developed through a wide-ranging and inclusive process; supports the Scottish Government’s vision that recovery should be the guiding principle of all services for problem drug users; recognises the breadth of action set out in the strategy to prevent drug use, to make communities safer, to tackle drug use in prisons and to protect children affected by parental substance misuse; recognises the Scottish Government’s intention to support action to tackle drug misuse with £94 million from the Justice portfolio alone over the next three years and welcomes the work that Audit Scotland is carrying out into the scale and effectiveness of drugs expenditure, and resolves to support the implementation of the strategy over the coming years.

   Paul Martin moved amendment S3M-2038.2 to motion S3M-2038—

   **Insert at end**—

   “acknowledges the efforts of all those engaged in drug misuse services; recognises that the strategy identifies the need for broader treatment services and wrap-around care for drug users to move beyond stabilisation; believes that the strategy should provide detail on targets on a range of indicators so that progress can be monitored;
strongly believes that there should be a clear and identifiable increase in funding in the justice and health budgets, and further strongly believes that there should be a continuing focus on enforcement against all drug dealers and that communities most blighted by drugs will benefit from the proceeds of crime legislation."

After debate, the amendment was disagreed to ((DT) by division: For 57, Against 64, Abstentions 1).

The Presiding Officer called amendment S3M-2038.1 (in the name of Annabel Goldie) to motion S3M-2038—

After second “misuse” insert—

"; further recognises in relation to drugs in prison both the extent of addiction and availability of illegal substances and urges the Scottish Government to adopt the approach taken by the Pennsylvania Department of Corrections which has resulted in Pennsylvanian prisons being virtually drug free;".

The amendment was not moved.

Margaret Smith moved amendment S3M-2038.3 to motion S3M-2038—

After “action set out in the strategy” insert—

“and calls on the Scottish Government to provide the leadership and resources necessary”.

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament welcomes the publication of the national drugs strategy, The Road to Recovery, as a sound framework for tackling drug misuse in Scotland; acknowledges that it is founded on expert advice and has been developed through a wide-ranging and inclusive process; supports the Scottish Government’s vision that recovery should be the guiding principle of all services for problem drug users; recognises the breadth of action set out in the strategy and calls on the Scottish Government to provide the leadership and resources necessary to prevent drug use, to make communities safer, to tackle drug use in prisons and to protect children affected by parental substance misuse; recognises the Scottish Government’s intention to support action to tackle drug misuse with £94 million from the Justice portfolio alone over the next three years and welcomes the work that Audit Scotland is carrying out into the scale and effectiveness of drugs expenditure, and resolves to support the implementation of the strategy over the coming years.

5. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2051—That the Parliament agrees the following programme of business—
Wednesday 11 June 2008

2.30 pm  Time for Reflection
followed by  Parliamentary Bureau Motions
followed by  Ministerial Statement: Alternative Business Structure for the Legal Profession
followed by  Scottish Government Debate: Impact of the Small Business Bonus Scheme
followed by  Business Motion
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business

Thursday 12 June 2008

9.15 am  Parliamentary Bureau Motions
followed by  Scottish Labour Party Business
11.40 am  General Question Time
12 noon  First Minister’s Question Time
12.30 pm  Scottish Parliamentary Corporate Body Debate: Expenses Scheme
2.15 pm  Themed Question Time
          Finance and Sustainable Growth
2.55 pm  Parliamentary Bureau Motions
followed by  Stage 3 Proceedings: Public Health etc. (Scotland) Bill
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business

Wednesday 18 June 2008

2.30 pm  Time for Reflection
followed by  Parliamentary Bureau Motions
followed by  Stage 1 Debate: Creative Scotland Bill
followed by  Financial Resolution: Creative Scotland Bill
followed by  Business Motion
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business
Thursday 19 June 2008

9.15 am Parliamentary Bureau Motions
followed by Scottish Government Business

11.40 am General Question Time

12 noon First Minister's Question Time

2.15 pm Themed Question Time
                     Europe, External Affairs and Culture;
                     Education and Lifelong Learning

2.55 pm Stage 1 Debate: Scottish Register of Tartans Bill
followed by Parliamentary Bureau Motions

5.00 pm Decision Time
followed by Members' Business

The motion was agreed to.

6. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2052—That the Parliament agrees that the draft Advice and Assistance (Limits, Conditions and Representation) (Scotland) Regulations 2008 be approved.

The motion was agreed to (DT).

7. Decision Time: The Parliament took decisions on items 4 and 6 as noted above.

8. 60th Anniversary of the National Health Service: The Parliament debated S3M-1923 in the name of Bill Butler—That the Parliament celebrates the 60th anniversary of the National Health Service, launched on 5 July 1948 by Labour Minister for Health, Aneurin Bevan; recognises the continuing relevance of its founding principles of a socialised health service, funded through general taxation, free to all at the point of need; salutes the huge contribution of all NHS staff down the years in providing vital, lifesaving care and treatment which has improved the quality of life for millions of people, leading to dramatic improvements in life expectancy; supports the central role of the state in providing healthcare free at the point of need; encourages communities throughout Scotland to become involved in events to mark this anniversary, including those organised by NHS Greater Glasgow, the Evening Times and Radio Clyde, which will tell the story of the first 60 years of the NHS and serve as a powerful reminder of the unacceptable state of healthcare available to the vast majority of the population prior to 1948, and considers that all citizens, trade unions and politicians should remain true to the founding principles of the NHS.

9. Motion without Notice: Bill Butler moved without notice that, under Rule 8.14.3, the debate be extended until 6.00 pm. The motion was agreed to.
The meeting closed at 6.00 pm.
The meeting opened at 9.15 am.

1. **Remote and Rural Health Care:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved S3M-2056—That the Parliament commends the work of the Remote and Rural Steering Group and recognises that its report, *Delivering for Remote and Rural Healthcare*, forms the basis of a safe and sustainable service for remote and rural areas that will increase community resilience and guarantee the future of Scotland’s rural general hospitals; notes the extension of the Emergency Medical Retrieval Service pilot, providing consultant-led resuscitation and transfer of patients with life-threatening injuries or illness in remote and rural hospitals in the west of Scotland, which commenced on 2 June 2008, and further notes the work of the Remote and Rural Healthcare Education Alliance in providing a coordinated approach to the development of remote and rural health education programmes across Scotland to ensure that Scotland’s healthcare professionals can provide, and their patients can benefit from, the best possible healthcare, as locally as possible.

Margaret Curran moved amendment S3M-2056.2 to motion S3M-2056—

Insert at end—

“and recognises the contribution made to remote and rural training by union learning representatives, however, expresses concern regarding the future funding under the NHS Scotland Resource Allocation Committee of rural NHS boards that are facing particular pressures regarding service delivery, including out-of-hours GP services and the provision of ambulance services.”

After debate, the amendment was disagreed to ((DT) by division: For 40, Against 79, Abstentions 0).

Mary Scanlon moved amendment S3M-2056.1 to motion S3M-2056—

Insert at end—

“further notes the concerns raised regarding the provision of ambulance services, and asks the Scottish Government to ensure that those living in rural communities are not disadvantaged.”

After debate, the amendment was agreed to (DT).

Ross Finnie moved amendment S3M-2056.3 to motion S3M-2056—

Insert at end—

“and in line with recommendation 10.12 of the NHS Scotland Resource Allocation Committee’s (NRAC) report calls on the Scottish Government to establish without delay a standing committee to lead work on the future development of the NHS board funding formula and to come forward with details on the precise membership, format and remit...”
of the committee, and further calls on the Scottish Government to review the impact of the NRAC report on NHS boards’ ability to maintain and develop remote and rural services.”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament commends the work of the Remote and Rural Steering Group and recognises that its report, Delivering for Remote and Rural Healthcare, forms the basis of a safe and sustainable service for remote and rural areas that will increase community resilience and guarantee the future of Scotland’s rural general hospitals; notes the extension of the Emergency Medical Retrieval Service pilot, providing consultant-led resuscitation and transfer of patients with life-threatening injuries or illness in remote and rural hospitals in the west of Scotland, which commenced on 2 June 2008; further notes the work of the Remote and Rural Healthcare Education Alliance in providing a co-ordinated approach to the development of remote and rural health education programmes across Scotland to ensure that Scotland’s healthcare professionals can provide, and their patients can benefit from, the best possible healthcare, as locally as possible; further notes the concerns raised regarding the provision of ambulance services and asks the Scottish Government to ensure that those living in rural communities are not disadvantaged; in line with recommendation 10.12 of the NHS Scotland Resource Allocation Committee’s (NRAC) report, calls on the Scottish Government to establish without delay a standing committee to lead work on the future development of the NHS board funding formula and to come forward with details on the precise membership, format and remit of the committee, and further calls on the Scottish Government to review the impact of the NRAC report on NHS boards’ ability to maintain and develop remote and rural services.

2. General Question Time: Questions were answered by Cabinet Secretaries and Ministers.

3. First Minister’s Question Time: Questions were answered by the First Minister (Alex Salmond).

4. Themed Question Time: Questions on Justice and Law Officers and Rural Affairs and the Environment were answered by Cabinet Secretaries, Ministers and Scottish Law Officers.

5. Investment in Scottish Infrastructure: The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-2057—That the Parliament notes the publication of Taking Forward the Scottish Futures Trust and the £14 billion of infrastructure investment set out in the Scottish Government’s Infrastructure Investment Plan; believes that it is important to ensure maximum value for the public purse from infrastructure investment and welcomes efforts to deliver better value, and further notes that 14 possible options for work to be carried out under the umbrella of the Scottish Futures
Trust (SFT) were identified and will be the subject of further development before being brought back to the Parliament.

Iain Gray moved amendment S3M-2057.3 to motion S3M-2057—

Insert at end—

“notes the comments of the Cabinet Secretary for Finance and Sustainable Growth acknowledging that his priority is to get best value and the best deal for taxpayers whether that investment comes from private or public sources and welcomes the statement on page 7 of the strategic business case which provides for guidance, structuring and compliance for ongoing non-profit distribution (NPD)/PPP programmes, firmly placing PPP at the heart of the Scottish Government’s strategy, and believes that in the interests of Scotland and its people it is now time to end the confusion surrounding the SFT, admit that it is based on the same principles as those proven financial models which have delivered new schools and hospitals and that it is time to restart the building of schools, hospitals and the transport infrastructure.”

After debate, the amendment was disagreed to ((DT) by division: For 54, Against 66, Abstentions 0).

Derek Brownlee moved amendment S3M-2057.1 to motion S3M-2057—

Insert at end—

“believes that a broad range of public and private options should be available for capital investment by public bodies and that the public sector should seek appropriate provisions in the best interests of taxpayers; calls on ministers to report to the Parliament on progress after the summer recess and regularly thereafter until the final range of options and shape of the SFT has been confirmed; calls on the Scottish Government to finalise the details of the SFT as soon as possible and, as part of its work on the SFT, to review how refinancing provisions in non-profit distributing models might be amended to ensure that they achieve intended aims without discouraging investment, and calls on the Scottish Government to develop and publish a robust investment option-appraisal framework capable of producing comparable information on whole-life costs for future projects regardless of which method of procurement or operation is used.”

After debate, the amendment was agreed to ((DT) by division: For 65, Against 54, Abstentions 1).

Liam McArthur moved amendment S3M-2057.2 to motion S3M-2057—

Insert at end—

“But notes that the Cabinet Secretary for Finance and Sustainable Growth promised the Parliament that a decision on the method of financing for the new Forth crossing would be made in Autumn 2007; is concerned that eight months later no decision has been taken; further notes that the First Minister’s preferred method of issuing “patriotic bonds” has been dismissed as illegal and the non-profit distribution model is considered inappropriate for high risk projects, and therefore calls on the Scottish Government to make a statement to the Parliament setting out method of funding, management arrangements and timetable for procurement of the new Forth crossing before the summer recess.”
After debate, the amendment was disagreed to ((DT) by division: For 54, Against 64, Abstentions 1).

The motion, as amended, was then agreed to ((DT) by division: For 66, Against 54, Abstentions 0).

Accordingly, the Parliament resolved—That the Parliament notes the publication of Taking Forward the Scottish Futures Trust and the £14 billion of infrastructure investment set out in the Scottish Government’s Infrastructure Investment Plan; believes that it is important to ensure maximum value for the public purse from infrastructure investment and welcomes efforts to deliver better value, and further notes that 14 possible options for work to be carried out under the umbrella of the Scottish Futures Trust (SFT) were identified and will be the subject of further development before being brought back to the Parliament; believes that a broad range of public and private options should be available for capital investment by public bodies and that the public sector should seek appropriate provisions in the best interests of taxpayers; calls on ministers to report to the Parliament on progress after the summer recess and regularly thereafter until the final range of options and shape of the SFT has been confirmed; calls on the Scottish Government to finalise the details of the SFT as soon as possible and, as part of its work on the SFT, to review how refinancing provisions in non-profit distributing models might be amended to ensure that they achieve intended aims without discouraging investment, and calls on the Scottish Government to develop and publish a robust investment option-appraisal framework capable of producing comparable information on whole-life costs for future projects regardless of which method of procurement or operation is used.

6. Decision Time: The Parliament took decisions on items 1 and 5 as noted above.

7. Holocaust Education in Scotland: The Parliament debated S3M-1960 in the name of Jackson Carlaw—That the Parliament accepts the crucial importance of ensuring that the genocide of the Jewish and other peoples and minority groups inflicted during the Holocaust is never allowed to slip from public consciousness; welcomes the commitment of successive Scottish governments to developing a permanent National Holocaust Museum based in East Renfrewshire and looks forward to the fulfilment of that commitment; applauds the work of the Holocaust Educational Trust, among other organisations, for the role it plays in educating young people from every background about the Holocaust and the important lessons that can still be learned from it today, and considers that sufficient resources should be made available to allow schools across the west of Scotland and beyond to provide ongoing Holocaust education, with visits to the Auschwitz concentration camp being considered as part of that educational mix.

The meeting closed at 5.53 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Juliet Wilson, The Humanist Society of Scotland, led Time for Reflection.

2. **Ministerial Statement:** The Cabinet Secretary for Justice (Kenny MacAskill) made a statement and answered questions on an Alternative Business Structure for the Legal Profession.

3. **Small Business Bonus Scheme:** The Minister for Enterprise, Energy and Tourism (Jim Mather) moved S3M-2102—That the Parliament welcomes the introduction, on 1 April 2008, of the Small Business Bonus Scheme; notes that businesses have reacted positively to the scheme, and believes that businesses themselves are best placed to decide how to use the reductions in business rates resulting from the scheme to invest in their own success and to deliver new opportunities, new employment and new ventures throughout Scotland.

Elaine Murray moved amendment S3M-2102.1 to motion S3M-2102—

Leave out from “welcomes” to end and insert—

“notes the introduction of the Small Business Bonus Scheme (SBBS) on 1 April 2008; recognises that business rates relief schemes play a part in government support for small business; notes also the schemes initiated by previous administrations but believes that the allocation of a further £315 million, over the period of this spending review, to the implementation of the SBBS does not by itself represent the most effective way of stimulating local economic development or national economic growth, and further believes that government funding targeted on energy efficiency, training and town centre regeneration would benefit both small businesses and their local communities.”

After debate, the amendment was disagreed to ((DT) by division: For 39, Against 78, Abstentions 0).

Derek Brownlee moved amendment S3M-2102.2 to motion S3M-2102—

Insert at end—

“; welcomes the acceleration of the business rate reductions announced during the Parliamentary budget process, and calls on the Scottish Government, local authorities and business organisations to work together to ensure that eligible businesses are aware of and benefit from the reductions.”

After debate, the amendment was agreed to ((DT) by division: For 78, Against 0, Abstentions 39).

Liam McArthur moved amendment S3M-2102.3 to motion S3M-2102—
Insert at end—

“and calls on the Scottish Government to commission an independent assessment in 2010 of the impact and effectiveness of the current and previous administrations’ business rate reduction measures.”

After debate, the amendment was agreed to ((DT) by division: For 55, Against 16, Abstentions 46).

The motion, as amended, was then agreed to ((DT) by division: For 79, Against 0, Abstentions 38).

Accordingly, the Parliament resolved—That the Parliament welcomes the introduction, on 1 April 2008, of the Small Business Bonus Scheme; notes that businesses have reacted positively to the scheme; believes that businesses themselves are best placed to decide how to use the reductions in business rates resulting from the scheme to invest in their own success and to deliver new opportunities, new employment and new ventures throughout Scotland; welcomes the acceleration of the business rate reductions announced during the Parliamentary budget process; calls on the Scottish Government, local authorities and business organisations to work together to ensure that eligible businesses are aware of and benefit from the reductions, and calls on the Scottish Government to commission an independent assessment in 2010 of the impact and effectiveness of the current and previous administrations’ business rate reduction measures.

4. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2110—That the Parliament agrees the following programme of business—

Wednesday 18 June 2008

2.00 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by First Minister’s Statement: Ministerial Code

followed by Stage 1 Debate: Creative Scotland Bill

followed by Financial Resolution: Creative Scotland Bill

followed by Legislative Consent Motion: Energy Bill – UK Legislation

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Thursday 19 June 2008

9.15 am Parliamentary Bureau Motions
Ministerial Statement: Financial Outturn 2007-08
followed by
Scottish Government Debate: Youth Justice
11.40 am General Question Time
12 noon First Minister's Question Time
2.15 pm Themed Question Time
Europe, External Affairs and Culture;
Education and Lifelong Learning
2.55 pm Ministerial Statement: Ministerial Task Force on Health Inequalities Report
followed by
Stage 1 Debate: Scottish Register of Tartans Bill
followed by
Parliamentary Bureau Motions
5.00 pm Decision Time
followed by
Members' Business
Wednesday 25 June 2008
2.30 pm Time for Reflection
followed by
Parliamentary Bureau Motions
followed by
Scottish Government Business
followed by
Business Motion
followed by
Parliamentary Bureau Motions
5.00 pm Decision Time
followed by
Members' Business
Thursday 26 June 2008
9.15 am Parliamentary Bureau Motions
followed by
Rural Affairs and Environment Committee Debate: 2nd Report 2008, Flooding and Flood Management
11.40 am General Question Time
12 noon First Minister's Question Time
2.15 pm Themed Question Time
Health and Wellbeing
2.55 pm Scottish Parliamentary Pension Scheme Committee Debate: 1st Report 2008, Scottish Parliamentary Pension Scheme
followed by
Parliamentary Bureau Motions
5.00 pm Decision Time
followed by
Members' Business
The motion was agreed to.

5. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2111—That the Parliament agrees that consideration of the Offences (Aggravated by Prejudice) (Scotland) Bill at Stage 1 be completed by 3 April 2009.

The motion was agreed to.

6. **Designation of Lead Committee:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2112—That the Parliament agrees that the Justice Committee be designated as the lead committee, and that the Equal Opportunities Committee be designated as secondary committee, in consideration of the Offences (Aggravated by Prejudice) (Scotland) Bill at Stage 1.

The motion was agreed to (DT).

7. **Designation of Lead Committee:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2113—That the Parliament agrees that the Local Government and Communities Committee be designated as the lead committee in consideration of the Disabled Persons' Parking Places (Scotland) Bill at Stage 1.

The motion was agreed to (DT).

8. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2114—That the Parliament agrees that the draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2008 be approved.

The motion was agreed to (DT).

9. **Decision Time:** The Parliament took decisions on items 3, 6, 7 and 8 as noted above.

10. **Tackling Excess Packaging:** The Parliament debated S3M-1787 in the name of Jim Hume—That the Parliament welcomes the innovation and success of the state-of-the-art Eco Deco waste treatment plant near Dumfries which is the first facility of its kind in Scotland; notes that by using advanced technology the plant can process up to 65,000 tonnes of waste a year, recovering resources from waste and eliminating the need for several kerbside boxes and bags as well as wheeled bins; regrets that the UK’s levels of waste production are increasing exponentially, with approximately one million tonnes of packaging waste produced in Scotland each year; notes that, although packaging regulations are largely reserved to Westminster, waste management including waste minimisation and recycling are devolved to Scotland, and therefore believes that tackling excess packaging should be a central objective of the forthcoming supermarket summit and that decisive action should be taken to reduce excess packaging through all available
levers, including working with product designers and manufacturers in Scotland to encourage sustainable design and sustainable products, developing improved packaging guidelines for adoption by retailers and their suppliers, introducing further Producer Responsibility initiatives and installing ambitious recovery obligations in the producer responsibility regulations for packaging, and developing improved systems for consumers to complain to retailers and Trading Standards officers about excess packaging, and that waste points should be provided in supermarkets where customers can deposit unwanted packaging.

The meeting closed at 5.46 pm.
The meeting opened at 9.15 am.

1. **Education Cuts:** Rhona Brankin moved S3M-2120—That the Parliament recognises the lack of confidence expressed by parents, teachers, primary and secondary heads, and directors of education in the SNP government’s handling of Scottish education; notes with concern the cuts in education provision across Scotland; calls on the First Minister to clarify the cost and timescale for delivery of his class-sizes pledge, made on 5 September 2007, when he promised the Parliament that his class-sizes pledge on primaries 1 to 3 would be met in the lifetime of this parliament; recognises the growing number of teachers coming to the end of their probationary year who are either unable to find a teaching post or who are forced into taking part-time or temporary employment; worries that if this trend is allowed to continue unchecked, it will undermine the internationally recognised success of the teacher induction scheme, and calls for immediate action from Scottish Ministers to address the impending jobs crisis.

The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) moved amendment S3M-2120.3 to motion S3M-2120—

Leave out from first “recognises” to end and insert—

“welcomes the potential for educational improvement for Scottish pupils offered by the local government settlement which delivered record levels of funding for local authorities and which Labour members voted for; recognises that the Concordat between local and national government is giving local authorities greater scope to improve educational outcomes by freeing them up from unnecessary bureaucracy, as well as giving them greater local accountability, and notes that the new single outcome agreements, which will be finalised shortly, will include specific local and national outcomes which, over time, will deliver real benefits for pupils in every local authority area in Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 46, Against 68, Abstentions 3).

Murdo Fraser moved amendment S3M-2120.1 to motion S3M-2120—

Insert at end—

“but condemns the decision of the Educational Institute of Scotland at its recent conference to ballot its members on industrial action, and believes that any strike action by teachers will be immensely damaging to educational provision in Scotland and to Scotland’s school pupils.”

After debate, the amendment was disagreed to ((DT) by division: For 15, Against 102, Abstentions 1).

Jeremy Purvis moved amendment S3M-2120.2 to motion S3M-2120—
“welcomes the assessment from the Association of Directors of Education in Scotland that implementation of the SNP policy to cut class sizes to 18 in P1-P3 requires £360 million of capital for additional classrooms and £62 million of recurring revenue funding, and therefore calls on the First Minister to confirm to the Parliament whether his government believes that this is an accurate estimate and why.”

After debate, the amendment was agreed to ((DT) by division: For 71, Against 46, Abstentions 1).

The motion, as amended, was then agreed to ((DT) by division: For 54, Against 48, Abstentions 16).

Accordingly, the Parliament agreed—That the Parliament recognises the lack of confidence expressed by parents, teachers, primary and secondary heads, and directors of education in the SNP government’s handling of Scottish education; notes with concern the cuts in education provision across Scotland; calls on the First Minister to clarify the cost and timescale for delivery of his class-sizes pledge, made on 5 September 2007, when he promised the Parliament that his class-sizes pledge on primaries 1 to 3 would be met in the lifetime of this parliament; recognises the growing number of teachers coming to the end of their probationary year who are either unable to find a teaching post or who are forced into taking part-time or temporary employment; worries that if this trend is allowed to continue unchecked, it will undermine the internationally recognised success of the teacher induction scheme; calls for immediate action from Scottish Ministers to address the impending jobs crisis; welcomes the assessment from the Association of Directors of Education in Scotland that implementation of the SNP policy to cut class sizes to 18 in P1-P3 requires £360 million of capital for additional classrooms and £62 million of recurring revenue funding, and therefore calls on the First Minister to confirm to the Parliament whether his government believes that this is an accurate estimate and why.

2. Bus Transport: Des McNulty moved S3M-2121—That the Parliament believes more effective implementation of regulatory arrangements is needed to improve the quality, affordability and accessibility of bus travel; considers that resources are needed by local authorities and regional transport partnerships to permit them to complete the action points in the Bus Action Plan, vital if more people are to be encouraged to use buses rather than cars; expresses concern about the sharp increase in fares throughout Scotland caused by increasing fuel prices and the SNP government’s decision not to increase the Bus Service Operators Grant in line with the rebate provided by the UK Government to bus operators in England and Wales; calls on ministers to promote through-ticketing, to seek a review of the Competition Commission’s stance on the level of communication that can occur between public transport operators on issues such as timetabling which would assist greater integration with other forms of public transport and to review penalty clauses in rail and ferry contracts which inhibit multi-modal travel; determines in principle, in the interests of inclusion and social justice, to extend eligibility for concessionary travel to people with learning disabilities and other disabled
people in receipt of the lower rate of disability living allowance, and calls on Scottish Ministers not to defer this change until the completion of the three-year review of the National Concessionary Travel Scheme.

Alex Johnstone moved amendment S3M-2121.1 to motion S3M-2121—

Leave out from “considers” to end and insert—

“notes that statutory quality partnerships and quality contracts introduced by the previous administration have failed to produce any meaningful results; notes in contrast that voluntary partnerships between bus operators and local authorities are flourishing and delivering an excellent service to passengers across Scotland; congratulates Perth-based Stagecoach and Aberdeen-based First Group on their unparalleled global success, achieved in the de-regulated bus environment; further congratulates Lothian Buses on being named the best bus company in the United Kingdom for 2007 and notes the success that this company has achieved since the de-regulation of municipal bus companies under the provisions of the Transport (Scotland) Act 1989; expresses concern about the sharp increase in fares throughout Scotland caused by increasing fuel prices and therefore calls on the Scottish Government to review the operation and funding of the Bus Services Operators Grant in consultation with the industry; calls on ministers to seek a review of the Competition Commission’s stance on the level of communication that can occur between public transport operators on issues such as timetabling which would assist greater integration with other forms of public transport and to review penalty clauses in rail and ferry contracts that inhibit multi-modal travel; notes that Labour and Liberal Democrat ministers in the previous administration chose not to grant eligibility to people with learning disabilities and other disabled people in receipt of the lower rate of disability allowance when they created the National Concessionary Travel Scheme, and supports the review that may lead to improvements in the scheme as drawn up by Labour and Liberal Democrat ministers.”

The Minister for Transport, Infrastructure and Climate Change (Stewart Stevenson) moved amendment S3M-2121.1.1 to amendment S3M-2121.1—

Insert at end—

“notes that increasing fuel costs present a significant opportunity for bus transport to demonstrate that it is an efficient and effective alternative for many car journeys, and condemns the failure of the Westminster government to respond to the sudden increases in the price of crude oil which are bringing uncertainty to a wide range of businesses and domestic users of oil and putting at risk the positive developments in the bus industry in recent years.”

Alison McInnes moved amendment S3M-2121.3 to motion S3M-2121—

Insert at end—

“recognises that, in rural areas, buses are often the only alternative to car use and that rural areas therefore suffer disproportionately from bus fare increases or reduced bus services; considers that the review of the National Concessionary Travel Scheme should extend eligibility to older and disabled people using community transport in rural areas, and believes that the provision of efficient and affordable bus services must be supported with the necessary infrastructure on both local and trunk roads, including expanded park-and-ride schemes, bus passenger priority measures and accurate and accessible timetable information.”
Patrick Harvie moved amendment S3M-2121.2 to motion S3M-2121—

Insert at end—

“recognises the need, beyond the short term, to consider the most appropriate regulatory environment for bus services to operate within, given the mixed impacts of competition in the industry and the positive results that have been achieved in countries and cities which use stronger forms of bus regulation, and calls on the Scottish Government to consult on the full range of options for the future of bus services.”

After debate, amendment 2121.1.1 to amendment 2121.1 was agreed to ((DT) by division: For 61, Against 41, Abstentions 16).

Amendment 2121.1, as amended, was agreed to ((DT) by division: For 61, Against 56, Abstentions 0).

Amendment 2121.3 was disagreed to ((DT) by division: For 56, Against 61, Abstentions 1).

Amendment 2121.2 was agreed to ((DT) by division: For 86, Against 15, Abstentions 16).

The motion, as amended, was then disagreed to ((DT) by division: For 48, Against 68, Abstentions 1).

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Expenses Scheme:** Tom McCabe, on behalf of the Scottish Parliamentary Corporate Body, moved S3M-2092— (For text of motion see Annex E)

Tricia Marwick moved amendment S3M-2092.2 to motion S3M-2092—

(a) in paragraph 1.1.2 of Annex 1 to the Resolution (the Reimbursement of Members’ Expenses Scheme) insert at end

“Equality

- All members have equal formal and legal status.”;

(b) in paragraph 1.2.5 of Annex 1 to the Resolution, leave out “paragraphs 3.2.1 and 3.2.2” and insert “paragraph 3.2.1”;

(c) in paragraph 1.2.6 of Annex 1 to the Resolution, leave out “staff salary costs under paragraphs 3.2.1 and 3.2.2 and”;

(d) in Annex 1 to the Resolution, leave out
“3.2.1 A constituency member is entitled to reimbursement of staff salary costs subject to the limit in any financial year specified in the Schedule of Rates.

3.2.2 A regional member is entitled to reimbursement of staff salary costs subject to the limit in any financial year specified in the Schedule of Rates.”

and insert

“3.2.1 A member is entitled to reimbursement of staff salary costs subject to the limit in any financial year specified in the Schedule of Rates.”

(e) in Annex 1 to the Resolution, leave out “3.2.3” and insert “3.2.2”;

(f) in paragraph 3.3.1 of Annex 1 to the Resolution leave out “3.2.3(a)” and insert “3.2.2(a)”;

(g) in paragraph 4.3.1 of Annex 1 to the Resolution, leave out “25%” and insert “50%”;

(h) in Annex 1 to the Resolution after

“7.2.1 A member may apply to the SPCB for reimbursement of any exceptional expenses to be incurred by that member in connection with the performance of parliamentary duties.”

insert

“7.2.2 In determining any application under paragraph 7.2.1 the SPCB shall, where applicable, recognise the distinctive needs of members not aligned to any political party or members aligned to a political party with fewer than five members.;” and

(i) leave out

“ANNEX 2 TO THE RESOLUTION

This is the Schedule of Rates referred to in the foregoing resolution.

SCHEDULE OF RATES

<table>
<thead>
<tr>
<th>PARAGRAPH</th>
<th>DESCRIPTION</th>
<th>LIMIT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.1.7</td>
<td>Annual limit on entitlement to reimbursement of overnight accommodation or leased accommodation in Edinburgh</td>
<td>£11,900</td>
</tr>
<tr>
<td>3.2.1</td>
<td>Annual limit on entitlement to reimbursement of staff salary costs for a constituency member</td>
<td>£64,300</td>
</tr>
<tr>
<td>3.2.2</td>
<td>Annual limit on entitlement to reimbursement of staff salary costs for a regional member</td>
<td>£46,700</td>
</tr>
<tr>
<td>4.2.3</td>
<td>Annual limit on entitlement to reimbursement of office costs for a constituency member</td>
<td>£15,600</td>
</tr>
<tr>
<td>4.2.4</td>
<td>Annual limit on entitlement to reimbursement of office costs for a single regional member or</td>
<td>£15,600</td>
</tr>
<tr>
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<td>DESCRIPTION</td>
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<td>-------</td>
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<td>Annual limit on entitlement to reimbursement of telecommunications costs</td>
<td>£1,183</td>
</tr>
<tr>
<td>4.6.1</td>
<td>Annual limit on entitlement to reimbursement of surgery advertising costs</td>
<td>£1,560</td>
</tr>
<tr>
<td>9.1.1</td>
<td>Overnight Accommodation in UK (excluding Greater London)</td>
<td>£133.87 per night</td>
</tr>
<tr>
<td>9.1.1</td>
<td>Overnight accommodation in Greater London, Brussels or Strasbourg</td>
<td>£156.36 per night</td>
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<tr>
<td>9.1.1</td>
<td>Overnight accommodation elsewhere outside UK</td>
<td>As determined by the SPCB</td>
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and insert

"ANNEX 2 TO THE RESOLUTION"

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</tr>
</tbody>
</table>
Michael McMahon moved amendment S3M-2092.2.2 to amendment S3M-2092.2—

Leave out from first “(a)” to end and insert—

“We leave out from “ANNEX 2 TO THE RESOLUTION” to end and insert

“ANNEX 2 TO THE RESOLUTION

This is the Schedule of Rates referred to in the foregoing resolution.

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<tr>
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<tr>
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</tr>
</tbody>
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Margo MacDonald moved amendment S3M-2092.2.1 to amendment S3M-2092.2—

In Annex 2 to the Resolution (the Schedule of Rates), leave out—

We leave out from “ANNEX 2 TO THE RESOLUTION” to end and insert

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</tbody>
</table>
and insert

| 3.2.1 | Annual limit on entitlement to reimbursement of staff salary costs | £64,300 |

Margo MacDonald moved amendment S3M-2092.1 to motion S3M-2092—

in paragraph 4.3.1 of Annex 1 to the Resolution (the Reimbursement of Members’ Expenses Scheme) leave out “25%” and insert “50%”.

Amendment 2092.2.2 to amendment 2092.2 was disagreed to ((DT) by division: For 39, Against 74, Abstentions 2).

Amendment 2092.2.1 to amendment 2092.2 was disagreed to ((DT) by division: For 7, Against 105, Abstentions 3).

Amendment 2092.2 was agreed to ((DT) by division: For 69, Against 44, Abstentions 2). As a result, amendment 2092.1 was pre-empted.

The motion, as amended, was then agreed to ((DT) by division: For 69, Against 42, Abstentions 2).

Accordingly, the Parliament resolved— (For text of resolution see Annex E)

6. **Themed Question Time:** Questions on Finance and Sustainable Growth were answered by the Cabinet Secretary and Ministers.

7. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2119—That the Parliament agrees that, during Stage 3 of the Public Health etc. (Scotland) Bill, debate on groups of amendments shall, subject to Rule 9.8.4A, be brought to a conclusion by the time limit indicated, that time limit being calculated from when the Stage begins and excluding any periods when other business is under consideration or when a meeting of the Parliament is suspended (other than a suspension following the first division in the Stage being called) or otherwise not in progress:

- Groups 1 to 4 25 minutes
- Groups 5 to 8 45 minutes
- Groups 9 to 11 1 hour 5 minutes.

The motion was agreed to.

8. **Public Health etc. (Scotland) Bill - Stage 3:** The Bill was considered at Stage 3.

The following amendments were agreed to without division: 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 31, 32, 33, 34, 35, 36, 37, 46, 38, 39, 40, 41, 42, 43 and 44.
Amendment 1 was disagreed to (by division: For 29, Against 47, Abstentions 35).

Amendment 29 was moved and, with the agreement of the Parliament, withdrawn.

Amendment 30 was not moved.

9. Public Health etc. (Scotland) Bill - Stage 3: The Minister for Public Health (Shona Robison) moved S3M-2018—That the Parliament agrees that the Public Health etc. (Scotland) Bill be passed.

After debate, the motion was agreed to (DT).

10. Decision Time: The Parliament took decisions on items 1, 2, 5 and 9 as noted above.

11. Best Value Audit of Aberdeen City Council: The Parliament debated S3M-2021 in the name of Lewis Macdonald—That the Parliament welcomes the findings and recommendations of the Accounts Commission for Scotland following its Best Value audit of Aberdeen City Council and looks forward to concerted and urgent action to implement those recommendations and to secure the future of schools and of public and voluntary sector services in the city.

The meeting closed at 5.55 pm.
The meeting opened at 2.00 pm.

1. **Time for Reflection:** Elizabeth Duffy, Young Adult Development Officer for the Roman Catholic Diocese of Motherwell led Time for Reflection.

2. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2194—That the Parliament agrees the following revision to the programme of business for Wednesday 18 June 2008—

   after
   
   followed by  Financial Resolution: Creative Scotland Bill
   
   delete
   
   followed by  Legislative Consent Motion: Energy Bill – UK Legislation
   
   followed by  Business Motion
   
   followed by  Parliamentary Bureau Motions
   
   5.00 pm  Decision Time
   
   followed by  Members’ Business

   and insert

   followed by  Ministerial Statement: Clostridium Difficile Cases at the Vale of Leven Hospital
   
   followed by  Legislative Consent Motion: Energy Bill – UK Legislation
   
   followed by  Business Motion
   
   followed by  Parliamentary Bureau Motions
   
   5.30 pm  Decision Time

   followed by  Members’ Business

   The motion was agreed to.

3. **First Minister’s Statement:** The First Minister (Alex Salmond) made a statement and answered questions on the Ministerial Code.

4. **Creative Scotland Bill:** The Minister for Europe, External Affairs and Culture (Linda Fabiani) moved S3M-2028—That the Parliament agrees to the general principles of the Creative Scotland Bill.

   After debate, the motion was agreed to (DT).

5. **Creative Scotland Bill: Financial Resolution:** The Minister for Europe, External Affairs and Culture (Linda Fabiani) moved S3M-1776—That the
Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Creative Scotland Bill, agrees to any increase in expenditure of a kind referred to in paragraph 3(b) (iii) of Rule 9.12 of the Parliament’s Standing Orders arising in consequence of the Act.

The motion was disagreed to (DT) by division: For 49, Against 68, Abstentions 0).

Accordingly the Creative Scotland Bill fell.

6. **Ministerial Statement:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) made a statement and answered questions on Clostridium Difficile Cases at the Vale of Leven Hospital.

7. **Energy Bill - UK Legislation:** The Minister for Enterprise, Energy and Tourism (Jim Mather) moved S3M-2101—That the Parliament agrees that the relevant provisions of the UK Energy Bill in Part 1, Chapter 3 (Storage of Carbon Dioxide), introduced to the House of Commons on 10 January 2008, should, insofar as they relate to matters within the legislative competence of the Scottish Parliament or alter the executive competence of the Scottish Ministers, be considered by the UK Parliament.

The motion was agreed to (DT).

8. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2193—That the Parliament agrees that—

(a) “09:00” be substituted for “09:15” in Rule 2.2.3 to allow the meeting of the Parliament on Thursday 26 June to begin at 9.00 am; and

(b) Rule 5.6.1(c) be suspended for the purposes of Members' Business on Thursday 26 June.

The motion was agreed to.

9. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2192—That the Parliament agrees the following programme of business—

Wednesday 25 June 2008

2.00 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Ministerial Statement: Housing

*followed by* Scottish Government Debate: Alcohol Misuse

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions
5.00 pm Decision Time

followed by Members' Business

Thursday 26 June 2008

9.00 am Parliamentary Bureau Motions

followed by Scottish Parliamentary Pension Scheme Committee Debate: 1st Report 2008, Scottish Parliamentary Pension Scheme

followed by Rural Affairs and Environment Committee Debate: 2nd Report 2008, Flooding and Flood Management

11.40 am General Question Time

12 noon First Minister's Question Time

followed by Members' Business

2.15 pm Themed Question Time

Health and Wellbeing

followed by Parliamentary Bureau Motions

2.55 pm Decision Time

Wednesday 3 September 2008

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Scottish Government Debate

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members' Business

Thursday 4 September 2008

9.15 am Parliamentary Bureau Motions

followed by Scottish Government Business

11.40 am General Question Time

12 noon First Minister's Question Time

2.15 pm Themed Question Time

Rural Affairs and the Environment; Justice and Law Officers

2.55 pm Scottish Government Business

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members' Business
The motion was agreed to.

10. **Approval of SSIs:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved—

   S3M-2195—That the Parliament agrees that the draft Protection of Children (Scotland) Act 2003 (Amendment of the Definition of Child Care Position) Order 2008 be approved.

   S3M-2196—That the Parliament agrees that the draft Crime (International Co-operation) Act 2003 (Designation of Participating Countries) (Scotland) Order 2008 be approved.

   S3M-2197—That the Parliament agrees that the draft Further and Higher Education (Scotland) Act 1992 Modification Order 2008 be approved.

   S3M-2198—That the Parliament agrees that the draft Human Tissue (Scotland) Act 2006 (Consequential Amendment) Order 2008 be approved.

The motions were agreed to (DT).

11. **Decision Time:** The Parliament took decisions on items 4, 5, 7 and 10 as noted above.

12. **A Tenancy Deposit Protection Scheme for Scotland:** The Parliament debated S3M-1865 in the name of Claire Baker—That the Parliament is concerned that the withholding of deposits unreasonably continues to be a problem for tenants in the private rented sector; notes that the private rented sector provides over 230,000 homes to households in Scotland, some 8% of all households, including families, students, migrant workers and young professionals; further notes that many tenants, on leaving a tenancy, rely on the return of their deposit to pay the upfront deposit and rent for their new property and that withholding a deposit unfairly can lead to hardship, debt and ultimately homelessness; highlights recent research by St Andrews University Students’ Association that found that 24% of students there have had unjustified deductions made from their deposits and 28% have faced unreasonable delays of more than 28 days in returning their deposits; acknowledges the successful introduction of the tenancy deposit protection scheme in operation in England and Wales which ensures protection for both landlords and tenants, and believes that powers already on statute in the Housing (Scotland) Act 2006 could be used to further a deposit protection scheme for Scotland, building on landlord registration and accreditation initiatives already in place.

The meeting closed at 6.29 pm.
The meeting opened at 9.15 am.

1. **Ministerial Statement:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) made a statement and answered questions on the Financial Outturn 2007-08.

2. **Youth Justice:** The Minister for Community Safety (Fergus Ewing) moved S3M-2204—That the Parliament acknowledges the positive contribution that children and young people across Scotland make to society; believes that every young person deserves the best start in life; is committed to giving young people more positive choices and chances and removing the barriers that prevent some from realising their potential and leading successful lives; notes that there are a number of young people who do not realise their potential and get into trouble and recognises the need to intervene quickly and effectively to turn their lives around; further recognises the need to support victims of offending, and considers that communities, the third sector, the private sector, public services, local authorities and the Scottish Government need to work together to build a more successful Scotland by preventing offending and intervening early with children and families at risk.

Pauline McNeill moved amendment S3M-2204.2 to motion S3M-2204—

Insert at end—

“and, while recognising the demand for services and initiatives to prevent young people offending and re-offending, considers that the criminal justice system must also seek to deal with those offenders who persist in breaking the law and disrupting communities; further recognises the important role of the Antisocial Behaviour etc. (Scotland) Act 2004; believes the youth court pilots have been successful and calls for further rolling out of youth courts across Scotland, and further believes that the Scottish Government should ensure adequate funding is in place to support youth services and the youth justice system across Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 58, Against 63, Abstentions 0).

Bill Aitken moved amendment S3M-2204.1 to motion S3M-2204—

After “around” insert—

“notes with concern the failure of the previous administration to reduce persistent young offending by 10% and recognises the increasing drain on time and resources that offence referrals are having on the Scottish Children’s Reporter Administration (SCRA); recommends that an increase in disposals available to SCRA, such as an extension of drug treatment and testing orders, would enable it to intervene more effectively; recognises that the sending of 14 and 15-year-old persistent young offenders to youth courts would allow children’s panels to concentrate more on referrals for non-offence grounds.”
After debate, the amendment was disagreed to ((DT) by division: For 16, Against 104, Abstentions 1).

Mike Pringle moved amendment S3M-2204.3 to motion S3M-2204—

Insert at end—

“calls on the Scottish Government to introduce children’s rights impact assessments to show how government decisions impact on the rights and wellbeing of children; notes that young people are themselves often the victims of crime and therefore calls for the extension of the Scottish Crime Survey to under 16s; believes that young people must be engaged fully in the ongoing review of the national antisocial behaviour strategy including improving the provision of diversionary activities; calls for increased involvement of young people in delivering solutions to youth crime through innovative measures such as a youth justice board and youth justice panels, and calls for an end to the use of all ultra-sonic “Mosquito” dispersal devices.”

After debate, the amendment was disagreed to ((DT) by division: For 17, Against 103, Abstentions 1).

The motion was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament acknowledges the positive contribution that children and young people across Scotland make to society; believes that every young person deserves the best start in life; is committed to giving young people more positive choices and chances and removing the barriers that prevent some from realising their potential and leading successful lives; notes that there are a number of young people who do not realise their potential and get into trouble and recognises the need to intervene quickly and effectively to turn their lives around; further recognises the need to support victims of offending, and considers that communities, the third sector, the private sector, public services, local authorities and the Scottish Government need to work together to build a more successful Scotland by preventing offending and intervening early with children and families at risk.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Europe, External Affairs and Culture and Education and Lifelong Learning, were answered by Cabinet Secretaries and Ministers.

6. **Ministerial Statement:** The Minister for Public Health (Shona Robison) made a statement and answered questions on the Ministerial Task Force on Health Inequalities Report.
7. **Scottish Register of Tartans Bill**: Jamie McGrigor moved S3M-2072—That the Parliament agrees to the general principles of the Scottish Register of Tartans Bill.

After debate, the motion was agreed to (DT).

8. **Decision Time**: The Parliament took decisions on items 2 and 7 as noted above.

9. **Glasgow Passport Office**: The Parliament debated S3M-1811 in the name of Sandra White—That the Parliament expresses deep concern at the plans to stop passport-processing services in Glasgow, resulting in the loss of over 100 jobs and leaving Scotland without a fully operational passport service; notes with further concern what appears to have been a deliberate run-down of the service in the lead-up to this announcement; believes that this streamlining process will see a further three or four passport offices throughout the United Kingdom affected, and further believes that concise information as to the effect of these changes should be issued immediately in order to remove the doubt and uncertainty surrounding the plans.

The meeting closed at 5.39 pm.
The meeting opened at 2.00 pm.

1. **Time for Reflection**: Rabbi Nancy Morris, Glasgow Reform Synagogue led Time for Reflection.

2. **Business Motion**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2257—That the Parliament agrees the following revision to the programme of business for Wednesday 25 June 2008—

   after

   *followed by* Scottish Government Debate: Alcohol Misuse

   *delete*

   *followed by* Business Motion

   *followed by* Parliamentary Bureau Motions

   5.00 pm *Decision Time*

   *followed by* Members' Business

   *and insert*

   *followed by* Ministerial Statement: Scottish Ambulance Service Contact Information

   *followed by* Business Motion

   *followed by* Parliamentary Bureau Motions

   5.30 pm *Decision Time*

   *followed by* Members' Business

The motion was agreed to.

3. **Ministerial Statement**: The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) made a statement and answered questions on housing.

4. **Alcohol Misuse**: The Parliament debated the subject of alcohol misuse.

5. **Ministerial Statement**: The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) made a statement and answered questions on Scottish Ambulance Service Contact Information.

6. **Business Motion**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2256—That the Parliament agrees the following programme of business—
Wednesday 3 September 2008—

9.30 am Time for Reflection

followed by Parliamentary Bureau Motions

followed by Scottish Government Business

2.30 pm Parliamentary Bureau Motions

followed by Scottish Government Business

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members' Business

Thursday 4 September 2008

9.15 am Parliamentary Bureau Motions

followed by Scottish Government Business

11.40 am General Question Time

12 noon First Minister's Question Time

2.15 pm Themed Question Time
    Rural Affairs and the Environment;
    Justice and Law Officers

2.55 pm Scottish Government Business

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members' Business

The motion was agreed to.

7. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2258—That the Parliament agrees that consideration of the Disabled Persons’ Parking Places (Scotland) Bill at Stage 1 be completed by 28 November 2008.

The motion was agreed to.

8. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2259—That the Parliament agrees that consideration of the Scottish Register of Tartans Bill at Stage 2 be completed by 12 September 2008.

The motion was agreed to.
9. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved—

S3M-2260—That the Parliament agrees that the draft Charity Test (Specified Bodies) (Scotland) Order 2008 be approved.

S3M-2261—That the Parliament agrees that the draft Nutritional Requirements for Food and Drink in Schools (Scotland) Regulations 2008 be approved.

The motions were agreed to (DT).

10. **Decision Time:** The Parliament took decisions on item 9 as noted above.

11. **Sweet 16?: The Age of Leaving Care in Scotland:** The Parliament debated S3M-1645 in the name of Karen Whitefield—That the Parliament welcomes the *Sweet 16?* report by the Commissioner for Children and Young People in Scotland into the age of leaving care; expresses concern that while law and policy strongly advise that young people should be encouraged and supported to stay in care until 18 years of age where their welfare requires it, and that some local authorities such as North Lanarkshire are making welcome progress in achieving that objective, Scottish Government statistics show that eight times as many young people leave care at 16 as leave at 18; notes that as a result many young people encounter problems with paying bills, alcohol and drugs, continuing education and homelessness; believes that this is unacceptable, and recognises the merits of the report’s recommendations to change the culture that assumes 16 as the age for leaving care so ensuring that in the future no young person feels pressurised to leave care before they are ready, that proper care until 18 is a right for all, that support continues to be available during the transition to independence, that the destinations and outcomes for young people leaving care are properly monitored and that all young people in care, in Airdrie and Shotts and across Scotland, receive the support, advice and information about their rights and options for the future that they require.

The meeting closed at 6.11 pm.
The meeting opened at 9.00 am.

1. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2272—That the Parliament agrees that Rule 12.3.3A of Standing Orders be suspended for the purpose of allowing the Standards, Procedures and Public Appointments Committee to meet in the afternoon of Thursday 26 June 2008.

The motion was agreed to.

2. **Proposal for a Committee Bill:** Alasdair Morgan moved S3M-2068—That the Parliament agrees to the proposal for a Committee Bill under Rule 9.15 contained in the Scottish Parliamentary Pension Scheme Committee’s 1st Report, 2008 *Scottish Parliamentary Pension Scheme* (SP Paper 103).

After debate, the motion was agreed to (DT).

3. **Report on Flooding and Flood Management:** Roseanna Cunningham moved S3M-2208—That the Parliament notes the conclusions and recommendations contained in the Rural Affairs and Environment Committee’s 2nd Report, 2008 *Flooding and Flood Management* (SP Paper 96).

After debate, the motion was agreed to (DT).

4. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

5. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

6. **Rosyth to Zeebrugge Ferry Service:** The Parliament debated S3M-2014 in the name of John Park—That the Parliament is deeply disappointed to learn of Superfast Ferries’ decision to end sailings from Rosyth to Zeebrugge from September 2008; recognises that the ferry link to Europe is vital to the Fife and Scottish economies; notes that the service has been a commercial success regularly operating at full capacity; is disappointed that Superfast does not plan to continue with sailings until an alternative operator is found, and hopes that an alternative operator can be found for this crucial ferry route.

7. **Themed Question Time:** Questions on Health and Wellbeing were answered by the Cabinet Secretary, Ministers and Law Officers.

8. **Committee Membership:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2265—That the Parliament agrees that—
Kenneth Gibson be appointed to replace Rob Gibson as a member of the Education, Lifelong Learning and Culture Committee;

Rob Gibson be appointed to replace Brian Adam as a member of the Economy, Energy and Tourism Committee;

Jamie Hepburn be appointed to replace Alasdair Morgan as a member of the European and External Relations Committee;

Angela Constance be appointed to replace John Wilson as a member of the Justice Committee;

John Wilson be appointed to replace Kenneth Gibson as a member of the Local Government and Communities Committee;

John Wilson be appointed to replace Angela Constance as a member of the Public Petitions Committee;

Alasdair Morgan be appointed to replace Jamie Hepburn as a member of the Rural Affairs and Environment Committee.

The motion was agreed to (DT).

9. Substitution on Committees: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2266—That the Parliament agrees that—

Bill Kidd be appointed to replace Shirley-Anne Somerville as the Scottish National Party substitute on the Education, Lifelong Learning and Culture Committee;

Willie Coffey be appointed to replace Jamie Hepburn as the Scottish National Party substitute on the Equal Opportunities Committee;

Brian Adam be appointed to replace Tricia Marwick as the Scottish National Party substitute on the Local Government and Communities Committee;

Bob Doris be appointed to replace John Wilson as the Scottish National Party substitute on the Public Petitions Committee;

Jamie Hepburn be appointed to replace Bill Kidd as the Scottish National Party substitute on the Rural Affairs and Environment Committee.

The motion was agreed to (DT).

10. Decision Time: The Parliament took decisions on items 2, 3, 8 and 9 as noted above.

The meeting closed at 3.00 pm.
No. 15 Wednesday 3 September 2008

The meeting opened at 9.30 am.

1. **Time for Reflection:** Father Kevin Dow, St Mary’s, West Calder led Time for Reflection.

2. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2441—That the Parliament agrees that “09:00” be substituted for “09:15” in Rule 2.2.3 to allow the meeting of the Parliament on Thursday 4 September to begin at 9.00 am.

The motion was agreed to.

3. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2476—That the Parliament agrees the following programme of business—

Wednesday 3 September 2008

9.30 am Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* First Minister’s Statement: Scottish Government’s Programme

*followed by* Scottish Government Debate: Scottish Government’s Programme

2.30 pm Parliamentary Bureau Motions

*followed by* Scottish Government Debate: Scottish Government’s Programme

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members’ Business

Thursday 4 September 2008

9.00 am Parliamentary Bureau Motions

*followed by* Standards, Procedures and Public Appointments Committee Motion on Breach of the Interests of Members of the Scottish Parliament Act 2006

*followed by* Scottish Government Debate: Getting it Right for Every Child

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time

**Rural Affairs and the Environment; Justice and Law Officers**
2.55 pm Scottish Government Debate: Obesity Action Plan

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Wednesday 10 September 2008

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Transport, Infrastructure and Climate Change Committee Debate: 4th Report 2008 Ferry Services in Scotland

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Thursday 11 September 2008

9.15 am Parliamentary Bureau Motions

followed by Scottish Labour Party Business

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time
    Finance and Sustainable Growth

2.55 pm Scottish Government Debate: Report of the Scottish Prisons Commission

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Wednesday 17 September 2008

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Scottish Government Business

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business
The motion was agreed to.

4. First Minister’s Statement: The First Minister (Alex Salmond) made a statement and answered questions on the Scottish Government’s Programme.


6. Committee Membership: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2477—That the Parliament agrees that—

Nicol Stephen be appointed to replace Jim Hume as a member of the Audit Committee;

Iain Smith be appointed to replace Tavish Scott as a member of the Economy, Energy and Tourism Committee;

Margaret Smith be appointed to replace Jeremy Purvis as a member of the Education, Lifelong Learning and Culture Committee;

Jim Hume be appointed to replace Iain Smith as a member of the European and External Relations Committee;

Jeremy Purvis be appointed to replace Liam McArthur as a member of the Finance Committee;

Robert Brown be appointed to replace Margaret Smith as a member of the Justice Committee;

Liam McArthur be appointed to replace Mike Rumbles as a member of the Rural Affairs and Environment Committee;
Robert Brown be appointed to replace Hugh O'Donnell as a member of the Standards, Procedures and Public Appointments Committee.

The motion was agreed to (DT).

7. **Substitution on Committees:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2478—That the Parliament agrees that—

John Farquhar Munro be appointed to replace Iain Smith as the Scottish Liberal Democrats substitute on the Audit Committee;

Jeremy Purvis be appointed to replace Liam McArthur as the Scottish Liberal Democrats substitute on the Economy, Energy and Tourism Committee;

Margaret Smith be appointed to replace Jim Tolson as the Scottish Liberal Democrats substitute on the Equal Opportunities Committee;

Iain Smith be appointed to replace Jeremy Purvis as the Scottish Liberal Democrats substitute on the European and External Relations Committee;

Liam McArthur be appointed to replace Ross Finnie as the Scottish Liberal Democrats substitute on the Finance Committee;

Alison McInnes be appointed to replace Robert Brown as the Scottish Liberal Democrats substitute on the Local Government and Communities Committee;

Nicol Stephen be appointed to replace Jim Hume as the Scottish Liberal Democrats substitute on the Public Petitions Committee;

Jim Hume be appointed to replace John Farquhar Munro as the Scottish Liberal Democrats substitute on the Rural Affairs and Environment Committee;

Mike Rumbles be appointed to replace Alison McInnes as the Scottish Liberal Democrats substitute on the Standards, Procedures and Public Appointments Committee;

Ross Finnie be appointed to replace Margaret Smith as the Scottish Liberal Democrats substitute on the Subordinate Legislation Committee;

Jim Tolson be appointed to replace Tavish Scott as the Scottish Liberal Democrats substitute on the Transport, Infrastructure and Climate Change Committee.

The motion was agreed to (DT).

8. **Decision Time:** The Parliament took decisions on items 6 and 7 as noted above.

9. **Upgrading of the A92:** The Parliament debated S3M-2148 in the name of Ted Brocklebank—That the Parliament supports the campaign to dual the A92 from Glenrothes to the Melville Lodge roundabout in north east Fife and as a
priority to upgrade the Parbroath junction, which is the only major intersection between Kirkcaldy and Dundee without a roundabout; commends the efforts of local people campaigning to upgrade the section between Preston roundabout and Balfarg junction, and notes that in terms of accidents the A92 is one of the most dangerous roads in Scotland with over 600 accidents in the last five years.

The meeting closed at 5.39 pm.
The meeting opened at 9.00 am.

1. Breach of the Interests of Members of the Scottish Parliament Act 2006: Keith Brown moved S3M-2442—That the Parliament notes the 6th Report, 2008 (Session 3) of the Standards, Procedures and Public Appointments Committee, Complaint against Wendy Alexander MSP, and agrees to impose the sanction recommended in the report that Wendy Alexander MSP be excluded from all proceedings of the Parliament for the first Wednesday that is a sitting day following agreement of this motion.

After debate, the motion was disagreed to ((DT) by division: For 49, Against 70, Abstentions 2).

2. Getting it Right for Every Child: The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) moved S3M-2480—That the Parliament welcomes the continuing support for the Getting It Right For Every Child programme, initiated by the previous administration; acknowledges the significant progress in pathfinder activity, both in Highland and for children and young people experiencing domestic abuse, exploring how best agencies can work together to record and share information as necessary to inform effective decision making around children’s needs and to redesign services to reduce overlap and bureaucracy; welcomes progress in developing the eCare Framework to support positive practice change across all services and the plans to develop a safe and secure environment for exchanging information where necessary and for a particular purpose, respecting both data protection legislation and the privacy of individuals, and supports continuing activity to develop understanding and awareness of implementation of Getting It Right For Every Child and how services can best work to improve outcomes for children and delivery of the national outcomes.

Rhona Brankin moved amendment S3M-2480.1 to motion S3M-2480—

Insert at end—

“and therefore voices its concern at the impact on vulnerable children of rising class sizes, cuts in the number of health visitors and cuts in the number of teachers of children with additional support needs, and calls on the Scottish Government to honour its pledge to pay kinship carers allowance to grandparents.”

After debate, the amendment was agreed to ((DT) by division: For 76, Against 44, Abstentions 1).

The motion, as amended, was then agreed to ((DT) by division: For 75, Against 44, Abstentions 1).

Accordingly, the Parliament resolved—That the Parliament welcomes the continuing support for the Getting It Right For Every Child programme, initiated by the previous administration; acknowledges the significant progress
in pathfinder activity, both in Highland and for children and young people experiencing domestic abuse, exploring how best agencies can work together to record and share information as necessary to inform effective decision making around children’s needs and to redesign services to reduce overlap and bureaucracy; welcomes progress in developing the eCare Framework to support positive practice change across all services and the plans to develop a safe and secure environment for exchanging information where necessary and for a particular purpose, respecting both data protection legislation and the privacy of individuals; supports continuing activity to develop understanding and awareness of implementation of Getting It Right For Every Child and how services can best work to improve outcomes for children and delivery of the national outcomes and therefore voices its concern at the impact on vulnerable children of rising class sizes, cuts in the number of health visitors and cuts in the number of teachers of children with additional support needs, and calls on the Scottish Government to honour its pledge to pay kinship carers allowance to grandparents.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the Deputy First Minister (Nicola Sturgeon).

5. **Themed Question Time:** Questions on Rural Affairs and the Environment, and Justice and Law Officers were answered by Cabinet Secretaries, Ministers and Scottish Law Officers.

6. **Obesity Action Plan:** The Minister for Public Health (Shona Robison) moved S3M-2481—That the Parliament welcomes the commitment of the Scottish Government to tackle obesity as highlighted in the recent publication, *Healthy Eating, Active Living: An action plan to improve diet, increase physical activity and tackle obesity*, and further welcomes the £56 million over the next three years, which the Scottish Government has made available to build on the existing good work in support of the Scottish Diet Action Plan and the National Physical Activity Strategy as outlined in the action plan.

Margaret Curran moved amendment S3M-2481.2 to motion S3M-2481—

Insert at end—

“and calls on the Scottish Government to bring forward to the Parliament details on how it intends to meet its commitment to two hours per week PE tuition in schools by specialist teachers and guarantee five days’ outdoor education for every school pupil.”

After debate, the amendment was agreed to (DT).

Ross Finnie moved amendment S3M-2481.1 to motion S3M-2481—

Insert at end—
“and believes that progress in tackling obesity should be assessed and reported on a regular basis according to the 10 measurements set out in chapter two of the action plan.”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly, the Parliament agreed—That the Parliament welcomes the commitment of the Scottish Government to tackle obesity as highlighted in the recent publication, *Healthy Eating, Active Living: An action plan to improve diet, increase physical activity and tackle obesity*, and further welcomes the £56 million over the next three years, which the Scottish Government has made available to build on the existing good work in support of the Scottish Diet Action Plan and the National Physical Activity Strategy as outlined in the action plan; calls on the Scottish Government to bring forward to the Parliament details on how it intends to meet its commitment to two hours per week PE tuition in schools by specialist teachers and guarantee five days’ outdoor education for every school pupil; and believes that progress in tackling obesity should be assessed and reported on a regular basis according to the 10 measurements set out in chapter two of the action plan.

7. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2493—That the Parliament agrees the following revision to the programme of business for Wednesday 10 September 2008—

after Wednesday 10 September 2008

delete 2.30 pm Time for Reflection

and insert

2.00 pm Time for Reflection

followed by Ministerial Statement: Scottish Futures Trust

The motion was agreed to.

8. **Decision Time:** The Parliament took decisions on items 1, 2 and 6 as noted above.

9. **Enforcement of Planning Legislation:** The Parliament debated S3M-2011 in the name of Iain Smith—That the Parliament notes with concern the difficulties faced by planning authorities, such as Fife Council, in attempting to deal with breaches of planning legislation through enforcement and stop notices; considers that development without the appropriate planning approval undermines the rule of law and the planning process and that the present planning legislation does not provide a sufficient safeguard against unlawful
development; believes that appeals against enforcement or stop notices should not be permitted on the grounds that planning permission for the development would have been granted or that a planning application for the development has been submitted; further believes that there should be a presumption against approval for any development that has been carried out without the appropriate planning approvals, and desires further debate on these proposals.

The meeting closed at 5.37 pm.
The meeting opened at 2.00 pm.

1. **Time for Reflection:** Rev Dave Richards, St Paul’s and St George’s Church, Edinburgh led Time for Reflection.

2. **Ministerial Statement:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) made a statement and answered questions on the Scottish Futures Trust.


   After debate, the motion was agreed to (DT).

4. **Business Motion:** David McLetchie, on behalf of the Parliamentary Bureau, moved S3M-2520—That the Parliament agrees the following programme of business—

   **Wednesday 17 September 2008**
   
   2.00 pm Time for Reflection
   
   followed by Parliamentary Bureau Motions
   
   followed by Ministerial Statement: Scottish Ambulance Service
   
   followed by European and External Relations Committee Debate: 3rd Report 2008: Inquiry into International Development
   
   followed by Business Motion
   
   followed by Parliamentary Bureau Motions
   
   5.00 pm Decision Time
   
   followed by Members' Business

   **Thursday 18 September 2008**
   
   9.15 am Parliamentary Bureau Motions
   
   followed by Scottish Government Debate: Hill Farms and Less Favoured Areas
   
   11.40 am General Question Time
   
   12 noon First Minister's Question Time
   
   2.15 pm Themed Question Time
   
   Education and Lifelong Learning; Europe, External Affairs and Culture
2.55 pm  Economy, Energy and Tourism Committee Debate: 6th Report 2008: Growing Pains - can we achieve a 50% growth in tourist revenue by 2015?

followed by  Parliamentary Bureau Motions

5.00 pm  Decision Time

followed by  Members’ Business

Wednesday 24 September 2008

2.30 pm  Time for Reflection

followed by  Parliamentary Bureau Motions

followed by  Scottish Government Business

followed by  Business Motion

followed by  Parliamentary Bureau Motions

5.00 pm  Decision Time

followed by  Members’ Business

Thursday 25 September 2008

9.15 am  Parliamentary Bureau Motions

followed by  Scottish Government Business

11.40 am  General Question Time

12 noon  First Minister’s Question Time

2.15 pm  Themed Question Time

Health and Wellbeing

2.55 pm  Stage 3 Proceedings: Judiciary and Courts (Scotland) Bill

followed by  Parliamentary Bureau Motions

5.00 pm  Decision Time

followed by  Members’ Business

The motion was agreed to.

5. Business Motion: David McLetchie, on behalf of the Parliamentary Bureau, moved S3M-2522—That the Parliament agrees that consideration of the Damages (Asbestos-related Conditions) (Scotland) Bill at Stage 1 be completed by 6 November 2008.

The motion was agreed to.

6. Business Motion: David McLetchie, on behalf of the Parliamentary Bureau, moved S3M-2521—That the Parliament agrees that consideration of the Sexual Offences (Scotland) Bill at Stage 1 be completed by 23 January 2009.
The motion was agreed to.

7. **Decision Time:** The Parliament took a decision on item 3 as noted above.

8. **Shortage of Indian Chefs in Aberdeen:** The Parliament debated S3M-2232 in the name of Brian Adam—That the Parliament notes that there is a shortage of Indian chefs in Aberdeen and elsewhere in Scotland and that the popularity of Indian food remains high, reflecting well on the appreciation of cultural diversity in our country; further notes the success of the Fresh Talent initiative in retaining overseas graduates, and commends consideration of a similar pilot scheme for Indian chefs in Scotland.

The meeting closed at 5.34 pm.
The meeting opened at 9.15 am.

1. **Clostridium Difficile Associated Disease in Hospitals:** Margaret Curran moved S3M-2524—That the Parliament notes with deep concern the outbreak of Clostridium difficile at the Vale of Leven Hospital; considers the report from the independent review team to be a helpful starting point but believes that there are still serious questions to be addressed; notes the referral of the report by the Cabinet Secretary for Health and Wellbeing to the Crown Office and Procurator Fiscal Service to consider what action should be taken; recognises and supports the substantial case made by the families of Clostridium difficile victims for a public inquiry; notes that the Scottish Ministers can instruct such an inquiry under the Inquiries Act 2005 and acknowledges the need for wider lessons to be learned throughout the NHS in Scotland in preventing and tackling Clostridium difficile, and therefore calls on the Cabinet Secretary for Health and Wellbeing to return to the Parliament to make a statement when the views of the Crown Office and Procurator Fiscal are known.

The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved amendment S3M-2524.1 to motion S3M-2524—

Leave out from “and supports” to end and insert—

“the case made by the families of Clostridium difficile victims for a public inquiry; acknowledges the need for wider lessons to be learned throughout the NHS in Scotland in preventing and tackling Clostridium difficile; notes that Scottish Ministers can instruct a public inquiry under the Inquiries Act 2005, and therefore calls on the Cabinet Secretary for Health and Wellbeing to return to the Parliament to make a ministerial statement when the views of the Crown Office and Procurator Fiscal are known.”

After debate, the amendment was disagreed to ((DT) by division: For 63, Against 64, Abstentions 0).

The motion was then agreed to ((DT) by division: For 62, Against 2, Abstentions 63).

Accordingly the Parliament resolved—That the Parliament notes with deep concern the outbreak of Clostridium difficile at the Vale of Leven Hospital; considers the report from the independent review team to be a helpful starting point but believes that there are still serious questions to be addressed; notes the referral of the report by the Cabinet Secretary for Health and Wellbeing to the Crown Office and Procurator Fiscal Service to consider what action should be taken; recognises and supports the substantial case made by the families of Clostridium difficile victims for a public inquiry; notes that the Scottish Ministers can instruct such an inquiry under the Inquiries Act 2005 and acknowledges the need for wider lessons to be learned throughout the NHS in Scotland in preventing and tackling Clostridium difficile, and therefore calls on...
the Cabinet Secretary for Health and Wellbeing to return to the Parliament to make a statement when the views of the Crown Office and Procurator Fiscal are known.

2. SNP Government Failure on Jobs for Newly-Qualified Teachers:
Rhona Brankin moved S3M-2525—That the Parliament notes with concern the recent *Times Educational Supplement Scotland* and General Teaching Council for Scotland surveys showing an increasing number of post-probationary teachers who are unable to secure a permanent teaching post; believes that this development represents an appalling waste of talent and is grossly unfair to those newly-qualified teachers encouraged to train to join the profession; further notes that this comes at a time when many class sizes are rising, and calls on the Cabinet Secretary for Education and Lifelong Learning to show leadership and ensure that the Scottish Government, in conjunction with local authorities, takes early and decisive action to address this growing crisis and to make a ministerial statement before the October recess with recommendations for immediate action.

The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) moved amendment S3M-2525.3 to motion S3M-2525—

Leave out from “with concern” to end and insert—

“that the Scottish Government has set up the Teacher Employment Working Group, due to report in October 2008, which includes members from the General Teaching Council for Scotland, teacher education institutions, COSLA, the Association of Directors of Education in Scotland, teacher unions, the headteachers’ associations and the Scottish Government, to establish whether the long-standing teacher workforce planning process remains fit for purpose”.

After debate, the amendment was disagreed to ((DT) by division: For 49, Against 77, Abstentions 1).

Elizabeth Smith moved amendment S3M-2525.1 to motion S3M-2525—

Leave out from “show leadership” to end and insert—

“make a ministerial statement on this subject as soon as practicable following receipt of the report of the Teacher Employment Working Group.”

After debate, the amendment was agreed to (DT).

Margaret Smith moved amendment S3M-2525.2 to motion S3M-2525—

After “class sizes are rising,” insert—

“highlighting that the SNP’s manifesto commitment to reduce class sizes to 18 in P1 to P3 is in utter chaos, with insufficient funding, a lack of a legal framework and the omission of the policy from 21 out of 32 local authorities’ single outcome agreements,”

After debate, the amendment was agreed to ((DT) by division: For 77, Against 47, Abstentions 3).
The motion, as amended, was then agreed to ((DT) by division: For 77, Against 49, Abstentions 1).

Accordingly, the Parliament resolved—That the Parliament notes with concern the recent Times Educational Supplement Scotland and General Teaching Council for Scotland surveys showing an increasing number of post-probationary teachers who are unable to secure a permanent teaching post; believes that this development represents an appalling waste of talent and is grossly unfair to those newly-qualified teachers encouraged to train to join the profession; further notes that this comes at a time when many class sizes are rising highlighting that the SNP’s manifesto commitment to reduce class sizes to 18 in P1 to P3 is in utter chaos, with insufficient funding, a lack of a legal framework and the omission of the policy from 21 out of 32 local authorities’ single outcome agreements, and calls on the Cabinet Secretary for Education and Lifelong Learning to make a ministerial statement on this subject as soon as practicable following receipt of the report of the Teacher Employment Working Group.

3. General Question Time: Questions were answered by Cabinet Secretaries and Ministers.

4. First Minister’s Question Time: Questions were answered by the First Minister (Alex Salmond).

5. Themed Question Time: Questions on Finance and Sustainable Growth were answered by the Cabinet Secretary and Ministers.


7. Decision Time: The Parliament took decisions on items 1 and 2 as noted above.

8. Family Law Disputes: The Parliament debated S3M-1839 in the name Nigel Don—That the Parliament recognises that current arrangements for settling family law disputes could be improved and that current law still discriminates against parents who are not married; notes that parents can find it difficult or impossible to enforce contact orders where the other parent is unco-operative and that disputes where broken families live in more than one jurisdiction within the United Kingdom are unnecessarily difficult to resolve; further notes that these issues are particularly relevant due to recent cases in the north east; encourages current moves by Scotland’s legal profession towards collaborative dispute resolution, and notes with interest the new system of less adversarial trials being developed in Australia.

The meeting closed at 5.55 pm.
The meeting opened at 2.00 pm.

1. **Time for Reflection**: Alex McLellan, Executive Director, Reason Why, led Time for Reflection.

2. **Ministerial Statement**: The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) made a statement and answered questions on Scottish Ambulance Service.


After debate, the motion was agreed to (DT).

4. **Business Motion**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2551—That the Parliament agrees the following programme of business—

**Wednesday 24 September 2008**

- 2.30 pm Time for Reflection
- *followed by* Parliamentary Bureau Motions
- *followed by* Scottish Government Debate: Scuddamore Report into Foot and Mouth
- *followed by* Business Motion
- *followed by* Parliamentary Bureau Motions
- 5.00 pm Decision Time
- *followed by* Members’ Business

**Thursday 25 September 2008**

- 9.15 am Parliamentary Bureau Motions
- *followed by* Independent Business
- 11.40 am General Question Time
- 12.00 pm First Minister’s Question Time
- 2.15 pm Themed Question Time
- Health and Wellbeing
- 2.55 pm Stage 3 Proceedings: Judiciary and Courts (Scotland) Bill
- *followed by* Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Wednesday 1 October 2008

2.15 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Scottish Parliamentary Corporate Body Question Time
followed by Scottish Government Business
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 2 October 2008

9.15 am Parliamentary Bureau Motions
followed by Scottish Government Business
11.40 am General Question Time
12.00 pm First Minister’s Question Time
2.15 pm Themed Question Time
    Justice and Law Officers; Rural Affairs and the Environment
2.55 pm Scottish Government Business
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

The motion was agreed to.

5. Decision Time: The Parliament took a decision on item 3 as noted above.

6. 2014: A Year of Sport for Scotland: The Parliament debated S3M-2506 in the name of Jack McConnell—That the Parliament recognises that 2014 will be a significant year for Scottish sport; notes that, in addition to the annual sporting events taking place that year, Scotland will host the Commonwealth Games in Glasgow and the Ryder Cup in Gleneagles; acknowledges that each event will bring international athletes to this country and will focus worldwide attention on Scotland; welcomes the variety of sporting opportunities that 2014 will present to Scotland, and believes that 2014 should be designated “Scotland’s Year of Sport” in order to highlight the benefits that sport and physical activity bring to the health and wellbeing of the people of Scotland.
The meeting closed at 5.44 pm.
The meeting opened at 9.15 am.

1. **Hill Farms and Less Favoured Areas:** The Cabinet Secretary for Rural Affairs and the Environment (Richard Lochhead) moved S3M-2553—That the Parliament recognises the valuable contribution made by farmers on Scotland’s hills and other remote areas to food production, environmental management and our rural economy; notes the publication of the Scottish Agriculture College’s report, *Farming’s Retreat from the Hills*, funded by the Scottish Government, and the Royal Society of Edinburgh’s report on its Inquiry into Scotland’s Hills and Islands as well as other recent publications highlighting the challenges and opportunities facing the sector, and welcomes the publication on 18 September 2008 of the Scottish Government’s consultation on the Less Favoured Area Support Scheme and its commitment to work in partnership with stakeholders to consider the range of relevant economic, social and environmental issues with the aim of securing a sustainable future for agriculture on our hills and in our remote communities.

Sarah Boyack moved amendment S3M-2553.2 to motion S3M-2553—

Leave out from “and welcomes” to end and insert—

“notes the publication on 18 September 2008 of the Scottish Government’s consultation on the Less Favoured Area Support Scheme; calls on the Scottish Government to simplify and streamline the Rural Development Programme (RDP) application process and to clarify the decision-making process to ensure transparency, effectiveness and fairness in the distribution of RDP allocations; further calls on the Scottish Government to set targets for public sector food procurement that would deliver a significant percentage of locally sourced and fairly traded produce, and encourages stakeholders to work in partnership to consider the range of relevant economic, social and environmental issues with the aim of securing a sustainable future for agriculture on our hills and in our remote communities.”

After debate, the amendment was disagreed to ((DT) by division: For 54, Against 62, Abstentions 0).

John Scott moved amendment S3M-2553.1 to motion S3M-2553—

Insert at end—

“notes the burden of increased costs for hill farmers and crofters, notably fertilisers, fuel and transport, coupled with the ongoing challenges of farming on some of the most disadvantaged land in Europe, and therefore agrees with the Royal Society of Edinburgh’s report in condemning the UK Government’s policy of ending direct support for Scottish producers after 2013.”

After debate, the amendment was agreed to ((DT) by division: For 79, Against 37, Abstentions 0).
Liam McArthur moved amendment S3M-2553.3 to motion S3M-2553—

Insert at end—

“notes with concern that the decline in livestock farming activity undermines food security efforts and is likely to impact negatively on the delivery of environmental benefits, and calls on the Scottish Government to take urgent action to alleviate the short-term cash flow problems faced by many Scottish farmers by ensuring that the Less Favoured Area Support Scheme payments for 2008 are issued before the end of October, without compromising the delivery of single farm payments, and taking steps to ensure that future payments are issued within the same calendar year.”

After debate, the amendment was disagreed to ((DT) by division: For 52, Against 64, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 78, Against 37, Abstentions 1).

Accordingly the Parliament resolved—that the Parliament recognises the valuable contribution made by farmers on Scotland’s hills and other remote areas to food production, environmental management and our rural economy; notes the publication of the Scottish Agriculture College’s report, Farming’s Retreat from the Hills, funded by the Scottish Government, and the Royal Society of Edinburgh’s report on its Inquiry into Scotland’s Hills and Islands as well as other recent publications highlighting the challenges and opportunities facing the sector; welcomes the publication on 18 September 2008 of the Scottish Government’s consultation on the Less Favoured Area Support Scheme and its commitment to work in partnership with stakeholders to consider the range of relevant economic, social and environmental issues with the aim of securing a sustainable future for agriculture on our hills and in our more remote communities; notes the burden of increased costs for hill farmers and crofters, notably fertilisers, fuel and transport, coupled with the ongoing challenges of farming on some of the most disadvantaged land in Europe, and therefore agrees with the Royal Society of Edinburgh’s report in condemning the UK Government’s policy of ending direct support for Scottish producers after 2013.

2. General Question Time: Questions were answered by Cabinet Secretaries and Ministers.

3. First Minister’s Question Time: Questions were answered by the First Minister (Alex Salmond).

4. Themed Question Time: Questions on Education and Lifelong Learning, and on Europe, External Affairs and Culture were answered by Cabinet Secretaries and Ministers.

5. Growing Pains - can we achieve a 50% growth in tourist revenue by 2015?: Iain Smith moved S3M-2543—That the Parliament notes the conclusions and recommendations contained in the Economy, Energy and
Tourism Committee’s 6th Report, 2008 (Session 3): *Growing Pains - can we achieve a 50% growth in tourist revenue by 2015?* (SP Paper 141).

After debate, the motion was agreed to (DT).

6. **Decision Time:** The Parliament took decisions on items 1 and 5 as noted above.

7. **Cancer Poverty:** The Parliament debated S3M-1972 in the name of Michael Matheson—That the Parliament recognises the wider social impact of dealing and living with a cancer diagnosis, including the significant financial consequences of the disease; is concerned that 90% of people affected by cancer in the United Kingdom experience a significant drop in income and an increase in daily living expenses as a direct result of their diagnosis; welcomes the work of Macmillan Cancer Support, in partnership with the regional cancer advisory groups and local government, in developing a network of cancer-aware benefits advisors in Falkirk and across Scotland; supports the embedding of referral to benefits and financial advice within routine NHS clinical practice, and recognises the need to address cancer poverty in the Better Cancer Care strategy and ensure that financial advice becomes an integral part of every Scot’s cancer journey.

The meeting closed at 5.41 pm.
No. 21        Wednesday 24 September 2008

The meeting opened at 2.30 pm.

1. **Time for Reflection:** Father John Bollan, Religious Education Department, University of Glasgow, led Time for Reflection.

2. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2584—That the Parliament agrees the following revision to the programme of business for Wednesday 24 September 2008—

after

2.30 pm       Time for Reflection

*followed by* Parliamentary Bureau Motions

delete

*followed by* Scottish Government Debate: Scudamore Report into Foot and Mouth

and insert

*followed by* First Minister’s Statement: The Implications for Scotland of the Lloyds TSB Takeover of HBOS

*followed by* Scottish Government Debate: The Implications for Scotland of the Lloyds TSB Takeover of HBOS

The motion was agreed to.

3. **First Minister’s Statement:** The First Minister (Alex Salmond) made a statement and answered questions on the implications for Scotland of the Lloyds TSB takeover of HBOS.

4. **Implications for Scotland of the Lloyds TSB takeover of HBOS:** The Parliament debated the implications for Scotland of the Lloyds TSB takeover of HBOS.

5. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2585—That the Parliament agrees the following programme of business—

Wednesday 1 October 2008

2.15 pm       Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Scottish Parliamentary Corporate Body Question Time

followed by Public Petitions Committee Debate: 3rd Report 2008: Availability on the NHS of cancer treatment drugs
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 2 October 2008
9.15 am Parliamentary Bureau Motions
followed by Scottish Conservative and Unionist Party Business
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
Justice and Law Officers; Rural Affairs and the Environment
2.55 pm Scottish Government Debate: Scudamore Report into Foot and Mouth Disease
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Wednesday 8 October 2008
2.30 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Scottish Government Business
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 9 October 2008
9.15 am Parliamentary Bureau Motions
followed by Scottish Government Business
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
Finance and Sustainable Growth
2.55 pm Stage 3 Proceedings: Scottish Register of Tartans Bill
followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

The motion was agreed to.

6. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2586—That the Parliament agrees that consideration of the Health Boards (Membership and Elections) (Scotland) Bill at Stage 1 be completed by 30 January 2009.

The motion was agreed to.

7. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2587—That the Parliament agrees that the draft Legal Profession and Legal Aid (Scotland) Act 2007 (Transitional, Savings and Consequential Provisions) Order 2008 be approved.

The motion was agreed to (DT).

8. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2588—That the Parliament agrees that the draft Mental Health (Absconding patients from other jurisdictions) (Scotland) Regulations 2008 be approved.

The motion was agreed to (DT).

9. Decision Time: The Parliament took decisions on items 7 and 8 as noted above.

10. Support for Veterans in Scotland: The Parliament debated S3M-1861 in the name of Keith Brown—That the Parliament recognises that ex-service personnel in Ochil and throughout Scotland often suffer particular problems in areas such as health, employment, housing and pensions; welcomes the recent Scottish Government announcements of support for the Houses for Heroes Campaign, run by the Scottish Veterans’ Garden City Association, and the Scottish Veterans’ Fund, run in association with Veterans Scotland; believes that the commitment to assistance from a Scottish perspective is particularly important; further believes that the Parliament should be at the centre of the developing debate about how best to provide appropriate support to ex-service personnel, and welcomes any initiatives by the Scottish Government to continue to engage with the range of organisations involved in supporting ex-service personnel and addressing the challenges that they face.

The meeting closed at 5.42 pm.
The meeting opened at 9.15 am.

1. **Legacy from Lottery Funding for Community Sport**: Margo MacDonald moved S3M-2589—That the Parliament, in view of the reduction in lottery funding for the development of community sport in Scotland, supports calls for a substantial sum of National Lottery funding to be released as soon as possible, without prejudice to the outcome of ongoing consultations on aspects of the wider remits of lottery funding, thus ensuring both support for ongoing coaching programmes and a legacy from the 2014 Commonwealth Games in Glasgow that benefit the population of Glasgow and all of Scotland, and believes that such funding is capable of enhancing the Glasgow games so that, in addition to supporting a spectacular event, the investment would lay the foundations for health and sporting improvements across the entire population of Scotland.

   Mr Frank McAveety moved amendment S3M-2589.1 to motion S3M-2589—

   Insert at end—

   “and also tackle poverty and deprivation, improve economic performance, protect the environment and historic heritage and support artistic endeavour, and notes the particular role of community and voluntary organisations in delivering this legacy.”

   After debate, the amendment was agreed to (DT).

   The motion, as amended, was then agreed to (DT).

   Accordingly, the Parliament resolved—That the Parliament, in view of the reduction in lottery funding for the development of community sport in Scotland, supports calls for a substantial sum of National Lottery funding to be released as soon as possible, without prejudice to the outcome of ongoing consultations on aspects of the wider remits of lottery funding, thus ensuring both support for ongoing coaching programmes and a legacy from the 2014 Commonwealth Games in Glasgow that benefit the population of Glasgow and all of Scotland; believes that such funding is capable of enhancing the Glasgow games so that, in addition to supporting a spectacular event, the investment would lay the foundations for health and sporting improvements across the entire population of Scotland and also tackle poverty and deprivation, improve economic performance, protect the environment and historic heritage and support artistic endeavour, and notes the particular role of community and voluntary organisations in delivering this legacy.

2. **General Question Time**: Questions were answered by Cabinet Secretaries and Ministers.

3. **First Minister’s Question Time**: Questions were answered by the First Minister (Alex Salmond).
4. **Themed Question Time:** Questions on Health and Wellbeing were answered by the Cabinet Secretary and Ministers.

5. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2591—That the Parliament agrees that, during Stage 3 of the Judiciary and Courts (Scotland) Bill, debate on groups of amendments shall, subject to Rule 9.8.4A, be brought to a conclusion by the time limit indicated, that time limit being calculated from when the Stage begins and excluding any periods when other business is under consideration or when a meeting of the Parliament is suspended (other than a suspension following the first division in the Stage being called) or otherwise not in progress:

   Groups 1 to 4: 35 minutes
   Groups 5 to 7: 1 hour 5 minutes.

   The motion was agreed to.

6. **Judiciary and Courts (Scotland) Bill - Stage 3:** The Bill was considered at Stage 3.

   The following amendments were agreed to without division: 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17.

   Amendment 23 was agreed to (by division: For 71, Against 46, Abstentions 0)

   The following amendments were disagreed to (by division)—

   20  (For 56, Against 62, Abstentions 0)
   21  (For 56, Against 62, Abstentions 0)

   The following amendments were moved and, with the agreement of the Parliament, withdrawn: 18 and 1.

   The following amendments were not moved: 19 and 22.

   The Presiding Officer extended the time-limits in Business Motion S2M-2591 under Rule 9.8.4A (a).

7. **Judiciary and Courts (Scotland) Bill - Stage 3:** The Cabinet Secretary for Justice (Kenny MacAskill) moved S3M-2342—That the Parliament agrees that the Judiciary and Courts (Scotland) Bill be passed.

   After debate, the motion was agreed to (DT).

8. **Decision Time:** The Parliament took decisions on items 1 and 7 as noted above.

9. **Action to Protect the Red Squirrel:** The Parliament debated S3M-1950 in the name of Murdo Fraser—That the Parliament is concerned at the continuing encroachment of the non-native grey squirrel in Scotland on native
red squirrel territory, including parts of Mid-Scotland and Fife; notes that Scotland is the last stronghold in the United Kingdom for red squirrels and is home to approximately 120,000 reds, which accounts for 75% of the UK red squirrel population; observes that red and grey squirrels are unable to co-exist together in the same territory and that red squirrels eventually disappear due to competition for food and the carrying of the squirrel pox virus by grey squirrels which is harmless to them but fatal to reds; is alarmed to learn that the first grey squirrel was officially reported in the Highlands near Inverness in April 2008 and that the first red squirrel in Scotland contracted squirrel pox in the South of Scotland in May 2007, underlining the growing threat to red squirrels in Scotland, and believes that urgent action is required to protect the red squirrel, including research into immunocontraception for grey squirrels.

The meeting closed at 5.43 pm.
The meeting opened at 2.15 pm.

1. **Time for Reflection:** Rev Robert Pickles, Orwell and Portmoak Parish Church led Time for Reflection.

2. **SPCB Question Time:** Questions were answered by members of the Scottish Parliamentary Corporate Body.

3. **Ministerial Statement:** The Minister for Environment (Michael Russell) made a statement and answered questions on Scottish Government Response to the Report of the Committee of Inquiry on Crofting.

4. **Public Petitions Committee - 3rd Report 2008: Availability on the NHS of Cancer Treatment Drugs:** Mr Frank McAveety moved S3M-2598—That the Parliament notes the conclusions contained in the Public Petitions Committee’s 3rd Report, 2008 (Session 3): *Availability on the NHS of cancer treatment drugs* (SP Paper 133).

   After debate, the motion was agreed to (DT).

5. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2626—That the Parliament agrees—

   (a) the following programme of business—

   **Wednesday 8 October 2008**
   
   2.30 pm   Time for Reflection
   
   followed by   Parliamentary Bureau Motions
   
   followed by   First Minister’s Statement: Scottish Broadcasting Commission
   
   followed by   Scottish Government Debate: Scottish Broadcasting Commission
   
   followed by   Business Motion
   
   followed by   Parliamentary Bureau Motions
   
   5.00 pm   Decision Time
   
   followed by   Members’ Business

   **Thursday 9 October 2008**
   
   9.15 am   Parliamentary Bureau Motions
   
   
   11.40 am   General Question Time
   
   12 noon   First Minister’s Question Time
2.15 pm  Themed Question Time  
Finance and Sustainable Growth

2.55 pm  Ministerial Statement: Strengthening Scotland’s Secure Accommodation

followed by  Parliamentary Bureau Motions

followed by  Stage 3 Proceedings: Scottish Register of Tartans Bill

followed by  Parliamentary Bureau Motions

5.00 pm  Decision Time

followed by  Members’ Business

Wednesday 29 October 2008

2.30 pm  Time for Reflection

followed by  Parliamentary Bureau Motions

followed by  Scottish Government Business

followed by  Business Motion

followed by  Parliamentary Bureau Motions

5.00 pm  Decision Time

followed by  Members’ Business

Thursday 30 October 2008

9.15 am  Parliamentary Bureau Motions

followed by  Scottish Government Business

11.40 am  General Question Time

12 noon  First Minister’s Question Time

2.15 pm  Themed Question Time  
Europe, External Affairs and Culture; Education and Lifelong Learning

2.55 pm  Scottish Government Business

followed by  Parliamentary Bureau Motions

5.00 pm  Decision Time

followed by  Members’ Business

and (b) that the period for members to submit their names for selection for General and Themed Question Times on 30 October 2008 should end at 12.00 noon on Wednesday 8 October.

The motion was agreed to.

6. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2627—That the Parliament agrees that the draft Public
Appointments and Public Bodies etc. (Scotland) Act 2003 (Amendment of Specified Authorities) Order 2008 be approved.

The motion was agreed to (DT).

7. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2628—That the Parliament agrees that the draft Housing Grants (Assessment of Contributions) (Scotland) Amendment Regulations 2008 be approved.

The motion was agreed to (DT).

8. **Decision Time:** The Parliament took decisions on items 4, 6 and 7 as noted above.

9. **Action on Thrombosis:** The Parliament debated S3M-2482 in the name of Trish Godman—That the Parliament notes with concern that, according to provisional figures from the Scottish Government, the total number of deaths from thrombosis in 2007 was 12,275, which represents 21% of all deaths in Scotland; further notes that in 2006 thrombosis killed more than fifty times the number of people who died from MRSA and Clostridium difficile combined, and therefore considers that action should be taken to increase awareness of thrombosis among the public and health professionals and establish an effective prevention strategy for thrombosis in Scottish hospitals, such as some sort of screening regime, to help save valuable NHS resources from treating a disease that can often be prevented if a patient knows they are at risk in the first place and to help avoid tragedies like that of Katie McPherson from Langbank, who died as a result of deep vein thrombosis.

The meeting closed at 5.35 pm.
The meeting opened at 9.15 am.

1. **Local Government Finance:** Derek Brownlee moved S3M-2631—That the Parliament calls on the Scottish Government to publish in detail, prior to the introduction of a council tax abolition Bill, how it proposes to allocate to each local authority local income tax revenues and all other sources of funding, including revenue support grant and non-domestic rates income, in the event of the Bill being enacted.

The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved amendment S3M-2631.2 to motion S3M-2631—

Insert at end—

“and believes the UK Government should agree that Council Tax Benefit money forms an integral part of local government finance and should be available to local government as part of decisions by the Scottish Parliament to reform local taxation in Scotland.”

After debate, the amendment was agreed to ((DT) by division: For 65, Against 38, Abstentions 16).

David Whitton moved amendment S3M-2631.1 to motion S3M-2631—

After second “income” insert—

“, together with indicative figures for each local authority for the first year of operation of local income tax, and how stability of funding is delivered to ensure that no local authority loses revenues directly because of the introduction of the new tax system”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to ((DT) by division: For 68, Against 34, Abstentions 16).

Accordingly, the Parliament resolved—That the Parliament calls on the Scottish Government to publish in detail, prior to the introduction of a council tax abolition Bill, how it proposes to allocate to each local authority local income tax revenues and all other sources of funding, including revenue support grant and non-domestic rates income, together with indicative figures for each local authority for the first year of operation of local income tax, and how stability of funding is delivered to ensure that no local authority loses revenues directly because of the introduction of the new tax system in the event of the Bill being enacted, and believes the UK Government should agree that Council Tax Benefit money forms an integral part of local government finance and should be available to local government as part of decisions by the Scottish Parliament to reform local taxation in Scotland.
2. **Age Limits on Purchases of Alcohol:** Murdo Fraser moved S3M-2629—
That the Parliament rejects the Scottish Government’s proposals to raise the age limit for purchasing alcohol from off-licences and supermarkets from 18 to 21.

The Cabinet Secretary for Justice (Kenny MacAskill) moved amendment S3M-2629.1 to motion S3M-2629—

Leave out from “rejects” to end and insert—

“welcomes the period of consultation, listening and debate that is happening in Scotland on how to rebalance the country’s relationship with alcohol; welcomes the initiatives being taken at local level, including voluntary agreements not to sell alcohol to persons under 21; notes the ongoing work done by licensing boards and other partners to implement the Licensing (Scotland) Act 2005; recognises the need to build on that legislation with further measures including the ending of irresponsible alcohol promotions, and acknowledges that given the major public health implications failure to take further action to tackle alcohol misuse is not an option.”

After debate, the amendment was disagreed to ((DT) by division: For 48, Against 71, Abstentions 0).

The motion was then agreed to ((DT) by division: For 72, Against 47, Abstentions 0).

Accordingly, the Parliament resolved—That the Parliament rejects the Scottish Government’s proposals to raise the age limit for purchasing alcohol from off-licences and supermarkets from 18 to 21.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Justice and Law Officers and Rural Affairs and the Environment were answered by Cabinet Secretaries, Ministers and the Scottish Law Officers.

6. **Scudamore Report into Foot and Mouth Disease:** The Cabinet Secretary for Rural Affairs and the Environment (Richard Lochhead) moved S3M-2635—That the Parliament supports the Scudamore report’s conclusions on Scotland’s handling of the 2007 foot and mouth disease outbreak, contained in *Foot and Mouth Disease Review (Scotland) 2007*, and welcomes the Scottish Government’s commitment to take the recommendations forward, including consideration of any potential opportunities for regionalisation and other steps to minimise the potential future disruption to the Scottish livestock industry.

Sarah Boyack moved amendment S3M-2635.3 to motion S3M-2635—
Leave out from “to minimise” to end and insert—

"such as the role that local abattoirs might play and the unique circumstances of Scotland’s islands; notes however the continuing difficulties experienced by the pig industry, and calls on the Scottish Government to take urgent action to support the Scottish pig industry and to consider further action to minimise the potential future disruption to the Scottish livestock industry."

After debate, the amendment was agreed to (DT).

John Scott moved amendment S3M-2635.1 to motion S3M-2635—

Insert at end—

“notes the continued economic impact of the outbreak on Scotland’s beef, sheep and pig farmers, and calls on the Scottish Government to address proactively the continuing decline in livestock numbers across Scotland.”

After debate, the amendment was agreed to (DT).

Jim Hume moved amendment S3M-2635.2 to motion S3M-2635—

Insert at end—

“believes that, although the devolution settlement has largely been a success for Scottish agriculture, the current position whereby Scotland decides on animal health policy but has no control over its funding is an anomaly of the Scotland Act 1998, which is detrimental to relationships between the two administrations, and calls on the Scottish Government to press the case for devolving a proportionate share of the animal health budget currently held at Westminster to Scotland, while preserving the right to access the UK Treasury reserve fund.”

After debate, the amendment was agreed to ((DT) by division: For 64, Against 54, Abstentions 1).

The motion, as amended, was then agreed to ((DT) by division: For 64, Against 38, Abstentions 16).

Accordingly, the Parliament resolved—That the Parliament supports the Scudamore report’s conclusions on Scotland’s handling of the 2007 foot and mouth disease outbreak, contained in Foot and Mouth Disease Review (Scotland) 2007, and welcomes the Scottish Government’s commitment to take the recommendations forward, including consideration of any potential opportunities for regionalisation and other steps such as the role that local abattoirs might play and the unique circumstances of Scotland’s islands; notes however the continuing difficulties experienced by the pig industry; calls on the Scottish Government to take urgent action to support the Scottish pig industry and to consider further action to minimise the potential future disruption to the Scottish livestock industry; notes the continued economic impact of the outbreak on Scotland’s beef, sheep and pig farmers; calls on the Scottish Government to address proactively the continuing decline in livestock numbers across Scotland; believes that, although the devolution settlement
has largely been a success for Scottish agriculture, the current position whereby Scotland decides on animal health policy but has no control over its funding is an anomaly of the Scotland Act 1998, which is detrimental to relationships between the two administrations, and calls on the Scottish Government to press the case for devolving a proportionate share of the animal health budget currently held at Westminster to Scotland, while preserving the right to access the UK Treasury reserve fund.

7. **Committee Membership:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2648—That the Parliament agrees that—

Cathie Craigie be appointed to replace Charlie Gordon as a member of the Audit Committee;

Wendy Alexander be appointed to replace David Whitton as a member of the Economy, Energy and Tourism Committee;

Claire Baker be appointed to replace Mary Mulligan as a member of the Education, Lifelong Learning and Culture Committee;

Malcolm Chisholm be appointed to replace Richard Baker as a member of the Equal Opportunities Committee;

Charlie Gordon be appointed to replace Malcolm Chisholm as a member of the European and External Relations Committee;

David Whitton and Jackie Baillie be appointed to replace Elaine Murray and Tom McCabe as members of the Finance Committee;

Jackie Baillie be appointed to replace Rhoda Grant as a member of the Health and Sport Committee;

Mary Mulligan be appointed to replace Johann Lamont as a member of the Local Government and Communities Committee;

Marlyn Glen and Bill Butler be appointed to replace Rhoda Grant and Claire Baker as members of the Public Petitions Committee;

Elaine Murray be appointed to replace Des McNulty as a member of the Rural Affairs and Environment Committee;

Peter Peacock and Marilyn Livingstone be appointed to replace Cathie Craigie and Marlyn Glen as members of the Standards, Procedures and Public Appointments Committee;

Malcolm Chisholm and Tom McCabe be appointed to replace John Park and Jackie Baillie as members of the Subordinate Legislation Committee;

Des McNulty be appointed to replace David Stewart as a member of the Transport, Infrastructure and Climate Change Committee.

The motion was agreed to (DT).
8. **Substitution on Committees:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2649—that the Parliament agrees that—

David Whitton be appointed to replace George Foulkes as the Scottish Labour Party substitute on the Economy, Energy and Tourism Committee;

Cathy Peattie be appointed to replace Claire Baker as the Scottish Labour Party substitute on the Education, Lifelong Learning and Culture Committee;

Johann Lamont be appointed to replace John Park as the Scottish Labour Party substitute on the Equal Opportunities Committee;

Ken Macintosh be appointed to replace Jackie Baillie as the Scottish Labour Party substitute on the European and External Relations Committee;

Lewis Macdonald be appointed to replace Peter Peacock as the Scottish Labour Party substitute on the Finance Committee;

Frank McAveety be appointed to replace Irene Oldfather as the Scottish Labour Party substitute on the Health and Sport Committee;

Richard Simpson be appointed to replace Marilyn Glen as the Scottish Labour Party substitute on the Justice Committee;

Paul Martin be appointed to replace Rhoda Grant as the Scottish Labour Party substitute on the Local Government and Communities Committee;

Claire Baker be appointed to replace Marilyn Livingstone as the Scottish Labour Party substitute on the Public Petitions Committee;

Rhoda Grant be appointed to replace David Stewart as the Scottish Labour Party substitute on the Rural Affairs and Environment Committee;

Mary Mulligan be appointed to replace Trish Godman as the Scottish Labour Party substitute on the Standards, Procedures and Public Appointments Committee;

David Stewart be appointed to replace Richard Baker as the Scottish Labour Party substitute on the Transport, Infrastructure and Climate Change Committee.

The motion was agreed to (DT).

9. **Decision Time:** The Parliament took decisions on items 1, 2, 6, 7 and 8 as noted above.

10. **Alloa to Fife and Edinburgh Rail Link:** The Parliament debated S3M-2419 in the name of Jim Tolson—that the Parliament notes that the South East of Scotland Transport Partnership has proposed that a feasibility study into a rail passenger service between Alloa or Stirling and Edinburgh via Fife should be sought; believes that the upgrading of the Charlestown Junction would allow a direct rail service between Alloa and Edinburgh and improve
direct freight operations from the west coast via Stirling-Alloa and into Rosyth; notes that the usage of the newly reopened Stirling-Alloa rail service has greatly exceeded the forecast passenger numbers, and believes that there is a strong case for early work to explore the opportunities to increase the sustainable transport options available to people in the Stirling, Fife and Edinburgh areas.

The meeting closed at 5.40 pm.
No. 25       Wednesday 8 October 2008

The meeting opened at 2.30 pm.

1. **Time for Reflection:** Mr D Graham Sherry, L enzie, led Time for Reflection.

2. **First Minister's Statement:** The First Minister made a statement and answered questions on the Scottish Broadcasting Commission.

3. **Scottish Broadcasting Commission:** The Minister for Europe, External Affairs and Culture (Linda Fabiani) moved S3M-2671—That the Parliament welcomes the Scottish Broadcasting Commission’s final report and recognises the cross-party engagement that enabled the commission to carry out its work in a constructive and consensual fashion; notes that the report reflects the importance of broadcasting to the cultural and economic life of Scotland and accepts that the Parliament should take an active role in considering the broadcasting industry and services as they relate to Scotland; welcomes the key recommendation for the creation of a new public service Scottish digital network, which represents a major opportunity to develop Scotland’s broadcasting industry; notes that the commission’s recommendations require action by a range of parties, and calls on the Scottish Government to respond positively to the report within its responsibilities.

Pauline McNeill moved amendment S3M-2671.3 to motion S3M-2671—

Insert at end—

"; agrees with the commission that Scotland should not lose out on the obvious advantages of being part of the UK broadcasting framework, particularly in research and development of digital media platforms, and believes that the Calman Commission should consider the role of the Parliament in playing an active role in scrutinising and promoting the broadcasting industry as it relates to Scotland."

After debate, the amendment was agreed to ((DT) by division: For 68, Against 1, Abstentions 44).

Ted Brocklebank moved amendment S3M-2671.1 to motion S3M-2671—

After second “broadcasting industry” insert—

"but believes that further work needs to be done on a suitable funding model, which ensures a substantial private sector input so that the cost does not fall wholly on the taxpayer"

After debate, the amendment was disagreed to ((DT) by division: For 16, Against 60, Abstentions 37).

Iain Smith moved amendment S3M-2671.2 to motion S3M-2671—
Insert at end—

“and notes with concern the proposals contained within Phase 2 of Ofcom’s Second Public Service Broadcasting Review, which present a serious threat to the long-term viability of Scottish public service broadcasters, of Borders news programmes and of Scottish content programming and Gaelic language programmes on Channel 3.”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament welcomes the Scottish Broadcasting Commission’s final report and recognises the cross-party engagement that enabled the commission to carry out its work in a constructive and consensual fashion; notes that the report reflects the importance of broadcasting to the cultural and economic life of Scotland and accepts that the Parliament should take an active role in considering the broadcasting industry and services as they relate to Scotland; welcomes the key recommendation for the creation of a new public service Scottish digital network, which represents a major opportunity to develop Scotland’s broadcasting industry; notes that the commission’s recommendations require action by a range of parties; calls on the Scottish Government to respond positively to the report within its responsibilities; agrees with the commission that Scotland should not lose out on the obvious advantages of being part of the UK broadcasting framework, particularly in research and development of digital media platforms; believes that the Calman Commission should consider the role of the Parliament in playing an active role in scrutinising and promoting the broadcasting industry as it relates to Scotland, and notes with concern the proposals contained within Phase 2 of Ofcom’s Second Public Service Broadcasting Review, which present a serious threat to the long-term viability of Scottish public service broadcasters, of Borders news programmes and of Scottish content programming and Gaelic language programmes on Channel 3.

4. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2678—That the Parliament agrees the following programme of business—

Wednesday 29 October 2008

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Scottish Government Debate: British-Irish Council

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business
Thursday 30 October 2008

9.15 am Parliamentary Bureau Motions

followed by Scottish Liberal Democrats Business

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time

Europe, External Affairs and Culture;

Education and Lifelong Learning

2.55 pm Scottish Government Debate: Non-Native Invasive Species

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Wednesday 5 November 2008

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Scottish Government Business

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Thursday 6 November 2008

9.15 am Parliamentary Bureau Motions

followed by Scottish Government Business

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time

Health and Wellbeing

2.55 pm Scottish Government Business

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

The motion was agreed to.
5. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2677—That the Parliament agrees that consideration of the Flood Risk Management (Scotland) Bill at Stage 1 be completed by 23 January 2009.

The motion was agreed to.

6. **Designation of Lead Committee:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2682—That the Parliament agrees that the Rural Affairs and Environment Committee be designated as the lead committee in consideration of the Flood Risk Management (Scotland) Bill at Stage 1.

The motion was agreed to (DT).

7. **Approval of SSIs:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved—

   S3M-2679—That the Parliament agrees that the draft Freedom of Information (Relaxation of Statutory Prohibitions on Disclosure of Information) (Scotland) Order 2008 be approved.

   S3M-2680—That the Parliament agrees that the draft Scottish Commission for Human Rights (Specification) Order 2008 be approved.

   S3M-2681—That the Parliament agrees that the draft Adults with Incapacity (Electronic Communications) (Scotland) Order 2008 be approved.

The motions were agreed to (DT).

8. **Decision Time:** The Parliament took decisions on items 3, 6 and 7 as noted above.

9. **The Kingdom of Fife and Fife in the World - A Platform of Partnership:** The Parliament debated S3M-2609 in the name of Christopher Harvie—That the Parliament greets the Year of Homecoming and envisages the pioneering of a “platform of partnership” using the Kingdom of Fife as a trial project involving the creation of worldwide internet links between places with Fife names, affected by Fifers or twinned with Fife communities and involving schools, churches, community groups and associations, and hopes that the resumption of the Rosyth to Zeebrugge ferry can make this virtual bond a real one.

The meeting closed at 5.33 pm.
The meeting opened at 9.15 am.

1. **Local Government and Communities Committee: 8th Report 2008:** 

   After debate, the motion was agreed to (DT).

2. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

3. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

4. **Themed Question Time:** Questions on Finance and Sustainable Growth were answered by the Cabinet Secretary and Ministers.

5. **Ministerial Statement:** The Minister for Community Safety (Fergus Ewing) made a statement and answered questions on Strengthening Scotland’s Secure Accommodation.

6. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2683—That the Parliament agrees that, during Stage 3 of the Scottish Register of Tartans Bill, debate on amendment 1 shall, subject to Rule 9.8.4A, be brought to a close no later than 20 minutes after the Stage begins (excluding any periods when other business is under consideration or when a meeting of the Parliament is suspended or otherwise not in progress).

   The motion was agreed to.

7. **Scottish Register of Tartans Bill - Stage 3:** The Bill was considered at Stage 3.

   Amendment 1 was agreed to (without division).

8. **Scottish Register of Tartans Bill:** Jamie McGrigor moved S3M-2656—That the Parliament agrees that the Scottish Register of Tartans Bill be passed.

   After debate, the motion was agreed to (DT).

9. **Decision Time:** The Parliament took decisions on items 1 and 8 as noted above.

10. **Living and Dying with Advanced Heart Failure:** The Parliament debated S3M-2137 in the name of Michael McMahon—That the Parliament...
welcomes the publication of *Living and dying with advanced heart failure: a palliative care approach*, by the Scottish Partnership for Palliative Care with the support of British Heart Foundation Scotland and the Scottish Government; notes that people with heart failure have a worse prognosis and poorer quality of life than many cancer patients and that 50% of advanced heart failure patients die within a year of diagnosis, many of them suddenly and unexpectedly, particularly in the west of Scotland; believes that uncertainty around prognosis should not be a barrier to people with advanced heart failure, or those with any other condition, receiving appropriate palliative care; is concerned that, despite the recommendations of the CHD and Stroke Task Force in 2001 that provision needed to be made for palliative care for advanced heart failure, too many of these vulnerable patients are still not getting the care they need at the time that they need it most, and believes that account should be taken of the report’s recommendations and that the needs of patients with conditions other than cancer, like advanced heart failure, should be explicitly addressed in the forthcoming palliative care strategy and the refreshed CHD and Stroke Strategy.

The meeting closed at 5.33 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection**: Rev Iain MacDonald, Westray and Papa Westray, Orkney, led Time for Reflection.

2. **British-Irish Council**: The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-2767—That the Parliament acknowledges the successful summit meeting of the British-Irish Council at Hopetoun House; notes the outcomes of the summit in relation to demography, energy and the ongoing business of the Council; notes also that the Council gave consideration to the global economic situation; believes that the Council is an invaluable forum for strengthening intergovernmental relationships; supports the Scottish ministers’ proposal to lead a workstream on renewable energy, and encourages them to continue to support the Council in addressing issues of real and common concern.

Lewis MacDonald moved amendment S3M-2767.1 to motion S3M-2767—

Leave out from “Scottish ministers” to end and insert—

“proposal for the Council to take forward a workstream on renewable energy; encourages Scottish ministers to work in co-operation with all the members of the British-Irish Council, and encourages them to continue to support the Council in addressing issues of real and common concern.”

After debate, the amendment was disagreed to ((DT) by division: For 46, Against 65, Abstentions 0).

The motion was then agreed to ((DT) by division: For 65, Against 30, Abstentions 16).

Accordingly the Parliament resolved—That the Parliament acknowledges the successful summit meeting of the British-Irish Council at Hopetoun House; notes the outcomes of the summit in relation to demography, energy and the ongoing business of the Council; notes also that the Council gave consideration to the global economic situation; believes that the Council is an invaluable forum for strengthening intergovernmental relationships; supports the Scottish ministers’ proposal to lead a workstream on renewable energy, and encourages them to continue to support the Council in addressing issues of real and common concern.

3. **Business Motion**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2781—That the Parliament agrees the following revision to the programme of business for Thursday 30 October 2008—

after

2.15 pm Themed Question Time
delete

2.55 pm Scottish Government Debate: Non-Native Invasive Species

and insert

2.55 pm Ministerial Statement: Teacher Employment Working Group Report

followed by Scottish Government Debate: Non-Native Invasive Species

The motion was agreed to by division: For 65, Against 45, Abstentions 1.

4. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2784—That the Parliament agrees the following programme of business—

Wednesday 5 November 2008

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Stage 1 Debate: Damages (Asbestos-related Conditions) (Scotland) Bill

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Thursday 6 November 2008

9.15 am Parliamentary Bureau Motions

followed by Ministerial Statement: Scrutiny Improvement Changes to Structures

followed by Scottish Government Debate: Patients Rights

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time

Health and Wellbeing


followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business
Wednesday 12 November 2008

2.30 pm  Time for Reflection

followed by  Parliamentary Bureau Motions

followed by  Stage 1 Debate: Scottish Parliamentary Pensions Bill

followed by  Financial Resolution: Scottish Parliamentary Pensions Bill

followed by  Business Motion

followed by  Parliamentary Bureau Motions

5.00 pm  Decision Time

followed by  Members' Business

Thursday 13 November 2008

9.15 am  Parliamentary Bureau Motions

followed by  Scottish Government Business

11.40 am  General Question Time

12 noon  First Minister's Question Time

2.15 pm  Themed Question Time

Rural Affairs and the Environment;
Justice and Law Officers

2.55 pm  Scottish Government Business

followed by  Parliamentary Bureau Motions

5.00 pm  Decision Time

followed by  Members' Business

The motion was agreed to.

5. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2782—That the Parliament agrees that consideration of the Education (Additional Support for Learning) (Scotland) Bill at Stage 1 be completed by 6 March 2009.

The motion was agreed to.

6. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2783—That the Parliament agrees that the draft Mental Health (England and Wales Cross-border transfer: patients subject to requirements other than detention) (Scotland) Regulations 2008 be approved.

The motion was agreed to (DT).
7. **Decision Time:** The Parliament took decisions on items 2 and 6 as noted above.

8. **Success of First Year of Co-Operative Development Scotland:** The Parliament debated S3M-1926 in the name of Elaine Murray—That the Parliament welcomes the success of Co-operative Development Scotland in promoting and facilitating the development of co-operative enterprises across Scotland since it became fully operational in April 2007; notes that research carried out by Heriot-Watt University in 2006 estimated the combined annual turnover of co-operatives and mutuals in Scotland to be around £4 billion; believes that the contribution of this sector to the Scottish economy nationally and to local urban and rural economies, such as that of Dumfries and Galloway, could be increased, and believes that government funding for Co-operative Development Scotland should be extended beyond March 2009.

The meeting closed at 5.38 pm.
The meeting opened at 9.15 am.

1. **A Helping Hand with the Rising Cost of Living:** Jeremy Purvis moved S3M-2780—That the Parliament notes with grave concern the rise in the cost of living and the impact of the credit crunch on families, individuals and small businesses in Scotland; believes that the Scottish Government should use the substantial levers at its disposal to give practical help; disagrees with the policy stated in the Draft Budget 2009-10 that “the Scottish Government will not use the existing tax varying powers in 2009-10”, and believes that all parties should work to secure a 2p reduction in the basic rate of Scottish income tax, which would deliver more than £300 per year into the pay packet of the average Scottish earner and a significant fiscal stimulus to the economy.

The Cabinet Secretary for Finance and Sustainable (John Swinney) moved amendment S3M-2780.1 to motion S3M-2780—

Leave out from first “believes” to end and insert—

“agrees that the Scottish Government should use all of the levers at its disposal to give practical help; calls on the Liberal Democrats to set out in detail the £800 million of cuts to public services that they would make to fund their proposal on income tax and believes that until these cuts are identified and are open to scrutiny the Liberal Democrats and their proposal have no credibility, and further believes that, as part of the forthcoming budget process, the Liberal Democrats should bring forward detailed proposals of where they believe cuts should be made.”

After debate, the amendment was agreed to ((DT) by division: For 64, Against 40, Abstentions 0).

The motion as amended was then agreed to ((DT) by division: For 65, Against 38, Abstentions 1).

Accordingly the Parliament resolved—That the Parliament notes with grave concern the rise in the cost of living and the impact of the credit crunch on families, individuals and small businesses in Scotland; agrees that the Scottish Government should use all of the levers at its disposal to give practical help; calls on the Liberal Democrats to set out in detail the £800 million of cuts to public services that they would make to fund their proposal on income tax and believes that until these cuts are identified and are open to scrutiny the Liberal Democrats and their proposal have no credibility, and further believes that, as part of the forthcoming budget process, the Liberal Democrats should bring forward detailed proposals of where they believe cuts should be made.

2. **The Importance of HBOS to the Scottish Economy and Jobs:** Tavish Scott moved S3M-2779—That the Parliament gives a general welcome to the measures taken by the UK and other governments to tackle the current
banking crisis; considers, however, that the recapitalisation plans announced by HM Treasury in October 2008 have fundamentally changed the landscape under which competition rules were waived to enable a merger between Lloyds TSB and Halifax Bank of Scotland (HBOS); further considers that inconsistent statements have come from the UK Treasury about whether or not the banks would independently have access to the recapitalisation funds; believes that this ambiguity is not serving anyone's interests in the present environment; further believes that losing HBOS corporate headquarters and jobs in Edinburgh would seriously jeopardise the city's position as a financial centre; sees no reason why HBOS should not be able to access UK Treasury recapitalisation and, therefore, liquidity funding on the same independent basis as other major banks, and, with this in mind, considers it a very real possibility that an independent HBOS solution could be found that may well be in the best interests of shareholders, employees, customers and the Scottish economy at large.

Derek Brownlee moved amendment S3M-2779.1 to motion S3M-2779—

Leave out from first “considers” to end and insert—

“reaffirms the importance of the financial sector to the Scottish economy; notes that the boards of both Lloyds TSB and Halifax Bank of Scotland remain in favour of the merger and that shareholders will soon have the opportunity to vote on the proposal, and believes that decisions on the future of individual institutions should be made by shareholders, not politicians.”

After debate, the amendment was disagreed to ((DT) by division: For 16, Against 87, Abstentions 0).

Patrick Harvie moved amendment S3M-2779.2 to motion S3M-2779—

Leave out from “gives” to end and insert—

“recognises the need for short-term action by the United Kingdom and other governments to tackle the current banking crisis; rejects, however, any effort simply to refloat the failed model of deregulated financial services, which has been supported by Labour and Conservative UK governments and by Labour/Liberal Democrat and SNP administrations in Scotland; calls on the UK and Scottish governments to commit to a future for the financial services sector that is based on sustainability and self-reliance rather than the impossible objective of limitless economic growth fuelled by reckless lending and excessive leverage, and, in the short term, demands that an element of democratic control be exercised over the lending and investment activity of banks that have been bailed out by taxpayers’ money to ensure that economic, social and environmental sustainability are prioritised through that activity.”

After debate, the amendment was disagreed to ((DT) by division: For 3, Against 100, Abstentions 0).

The motion was then agreed to ((DT) by division: For 61, Against 40, Abstentions 2).
Accordingly the Parliament resolved—That the Parliament gives a general welcome to the measures taken by the UK and other governments to tackle the current banking crisis; considers, however, that the recapitalisation plans announced by HM Treasury in October 2008 have fundamentally changed the landscape under which competition rules were waived to enable a merger between Lloyds TSB and Halifax Bank of Scotland (HBOS); further considers that inconsistent statements have come from the UK Treasury about whether or not the banks would independently have access to the recapitalisation funds; believes that this ambiguity is not serving anyone’s interests in the present environment; further believes that losing HBOS corporate headquarters and jobs in Edinburgh would seriously jeopardise the city’s position as a financial centre; sees no reason why HBOS should not be able to access UK Treasury recapitalisation and, therefore, liquidity funding on the same independent basis as other major banks, and, with this in mind, considers it a very real possibility that an independent HBOS solution could be found that may well be in the best interests of shareholders, employees, customers and the Scottish economy at large.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Europe, External Affairs and Culture and Education and Lifelong Learning were answered by Cabinet Secretaries and Ministers.

6. **Ministerial Statement:** The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) made a statement and answered questions on the Teacher Employment Working Group Report.

7. **Non-Native Invasive Species:** The Cabinet Secretary for Rural Affairs and the Environment (Richard Lochhead) moved S3M-2777—That the Parliament welcomes the Invasive Non-Native Species Framework Strategy for Great Britain; notes that this is one of the first comprehensive strategies on invasive non-native species to be developed in Europe; further welcomes the Scottish Government’s commitment to work in partnership with governments and organisations across these islands to implement the strategy, and acknowledges that continued efforts are required by all partners to progress the key actions of the strategy.

Elaine Murray moved amendment S3M-2777.2 to motion S3M-2777—

Insert at end—

“and asks the Scottish Government to review existing legislation and report back to the Parliament on whether it considers that current legislation requires to be strengthened to ensure that the issue of non-native species is addressed more effectively.”

After debate, the amendment was agreed to (DT).
Jim Hume moved amendment S3M-2777.1 to motion S3M-2777—

Insert at end—

"recognises that prevention and early intervention are vital in protecting native species, habitats and ecosystems, and therefore calls on the Scottish Government to work with local organisations with a remit for the protection of Scotland’s natural environment to find ways to expedite the timeous implementation of measures at a local level and to report back to the Parliament with the findings."

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament welcomes the Invasive Non-Native Species Framework Strategy for Great Britain; notes that this is one of the first comprehensive strategies on invasive non-native species to be developed in Europe; further welcomes the Scottish Government’s commitment to work in partnership with governments and organisations across these islands to implement the strategy; acknowledges that continued efforts are required by all partners to progress the key actions of the strategy; asks the Scottish Government to review existing legislation and report back to the Parliament on whether it considers that current legislation requires to be strengthened to ensure that the issue of non-native species is addressed more effectively; recognises that prevention and early intervention are vital in protecting native species, habitats and ecosystems, and therefore calls on the Scottish Government to work with local organisations with a remit for the protection of Scotland’s natural environment to find ways to expedite the timeous implementation of measures at a local level and to report back to the Parliament with the findings.

8. Decision Time: The Parliament took decisions on items 1, 2 and 7 as noted above.

9. Become Lupus Aware: The Parliament debated S3M-2655 in the name of Kenneth Gibson—That the Parliament notes that October 2008 is Lupus Awareness Month, with members and supporters holding a Lunch4Lupus and other events across the country to raise awareness of this condition; recognises that around 5,000 people in Scotland and over five million people worldwide, of whom around 90% are women, have lupus; further recognises that, while lupus can be mild, it may also be disabling and sometimes fatal, has no known cure and causes many different symptoms, including joint and muscle pain, fatigue, depression and kidney, heart, lung and brain symptoms, as well as recurrent miscarriages; acknowledges that there is an urgent need to increase awareness in Scotland of the debilitating impact of lupus and the difficulty that can arise in gaining a diagnosis, given that it mimics a number of other diseases; supports Lupus UK and other organisations across the world in calling for increases in funding for medical research on lupus and targeted education programmes for health professionals; believes a review of the provision of specialist services in the NHS for those with the condition to be of
pressing concern, and regrets the lack of a national clinical centre for excellence in Scotland like that of the St Thomas Lupus Trust in London.

The meeting closed at 5.38 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Rev Donald Scott, Chaplain, HMYOI Polmont led Time for Reflection.

2. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2819—That the Parliament agrees the following revision to the programme of business for Wednesday 5 November 2008—

   - after
   - followed by Stage 1 Debate: Damages (Asbestos-related Conditions) (Scotland) Bill
   - insert
   - followed by Financial Resolution: Damages (Asbestos-related Conditions) (Scotland) Bill

   The motion was agreed to.

3. **Damages (Asbestos-related Conditions) (Scotland) Bill (SP Bill 12):** The Minister for Community Safety (Fergus Ewing) moved S3M-2796—That the Parliament agrees to the general principles of the Damages (Asbestos-related Conditions) (Scotland) Bill.

   Jackson Carlaw moved amendment S3M-2796.1 to motion S3M-2796—

   Insert at end—

   “but, in so doing, notes the terms of the Justice Committee’s Stage 1 report, in particular the concerns expressed with regard to the Financial Memorandum, and calls on the Scottish Government to provide the Parliament with a more detailed analysis of the likely cost implications, from such information as is available to or can be obtained by the Scottish Government, prior to the Bill being considered at Stage 3.”

   After debate, the amendment was agreed to (DT).

   The motion, as amended, was then agreed to (DT).

   Accordingly the Parliament resolved—That the Parliament agrees to the general principles of the Damages (Asbestos-related Conditions) (Scotland) Bill but, in so doing, notes the terms of the Justice Committee’s Stage 1 report, in particular the concerns expressed with regard to the Financial Memorandum, and calls on the Scottish Government to provide the Parliament with a more detailed analysis of the likely cost implications, from such information as is available to or can be obtained by the Scottish Government, prior to the Bill being considered at Stage 3.
4. **Damages (Asbestos-related Conditions) (Scotland) Bill: Financial Resolution:** The Minister for Community Safety (Fergus Ewing) moved S3M-2797—that the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Damages (Asbestos-related Conditions) (Scotland) Bill, agrees to any expenditure of a kind referred to in Rule 9.12.3(b)(ii) of the Parliament’s Standing Orders arising in consequence of the Act.

After debate, the motion was agreed to (DT).

5. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2820—that the Parliament agrees the following programme of business—

**Wednesday 12 November 2008**

- 2.00 pm Time for Reflection
- **followed by** Parliamentary Bureau Motions
- **followed by** Stage 1 Debate: Scottish Parliamentary Pensions Bill
- **followed by** Financial Resolution: Scottish Parliamentary Pensions Bill
- **followed by** Scottish Government Debate: Scottish Economy
- **followed by** Business Motion
- **followed by** Parliamentary Bureau Motions
- 5.00 pm Decision Time
- **followed by** Members’ Business

**Thursday 13 November 2008**

- 9.15 am Parliamentary Bureau Motions
- **followed by** Scottish Labour Party Business
- 11.40 am General Question Time
- 12 noon First Minister’s Question Time
- 2.15 pm Themed Question Time
  - Rural Affairs and the Environment;
  - Justice and Law Officers
- 2.55 pm Scottish Government Debate: Scottish Futures Trust
- **followed by** Legislative Consent Motion: Energy Bill – UK Legislation
- **followed by** Parliamentary Bureau Motions
- 5.00 pm Decision Time
- **followed by** Members’ Business
The motion was agreed to.

6. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2821—That the Parliament agrees that the draft International Criminal Court (Remand Time) Order 2008 be approved.

The motion was agreed to (DT).

7. **Decision Time:** The Parliament took decisions on items 3, 4 and 6 as noted above.

8. **Digital Switchover:** The Parliament debated S3M-2759 in the name of Jeremy Purvis—That the Parliament notes that the UK’s digital TV switchover commences with the switchover of the Selkirk transmitter on 6 and 20 November 2008 in the Border TV region; believes that digital is a positive development within television but is concerned that the Switchover Help Scheme, established to give practical support to those people expected to have the most difficulty in making the switch to digital TV, has been subject to doubts over its effectiveness, and expresses further concern that, with the Border TV region having the highest percentage of viewers receiving their
television signal through relay transmitters, the switchover will create a two-tier service with more than 50% of viewers in the Borders able to access only 50% of digital channels.

The meeting closed at 5.35 pm.
The meeting opened at 9.15 am.

1. **Ministerial Statement:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) made a statement and answered questions on Scrutiny Improvement: Changes to Structures.

2. **Patients’ Rights:** The Parliament debated Patients’ Rights.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Health and Wellbeing were answered by the Cabinet Secretary and Ministers.


7. **Decision Time:** The Parliament took no decisions on any of the items above.

8. **Community Service Volunteers (CSV):** The Parliament debated S3M-2693 in the name of Nanette Milne—That the Parliament commends Community Service Volunteers (CSV) for its strong track record in supporting retired people to engage with their local communities as volunteers; congratulates the Energy Challenge project in Aberdeen, which trains older volunteers to bring fuel efficiency and energy savings advice to people in their own homes to ensure that they stay warm and have energy-efficient homes; notes that, in view of government funding ending in March 2009, CSV’s support to 1,600 older volunteers working in their local areas will come to an end, which will have a huge impact on communities and individuals across Scotland, and believes that consideration should be given to how continued support can be provided for volunteer-involving organisations.

The meeting closed at 5.38 pm.
The meeting opened at 2.00 pm.

1. **Time for Reflection:** Munuza Sheikh, Scottish Interfaith Council led Time for Reflection.

2. **Scottish Parliamentary Pensions Bill:** Alasdair Morgan moved S3M-2594—That the Parliament agrees to the general principles of the Scottish Parliamentary Pensions Bill.

   After debate, the motion was agreed to (DT).


   After debate, the motion was agreed to (DT).

4. **Scottish Economy:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-2853—That the Parliament notes the impact of the global economic slowdown on families, individuals and businesses across Scotland and supports the early and decisive action that the Scottish Government has taken, within its current responsibilities, to help businesses and households, to maximise jobs and investment and to provide a solid foundation for Scotland to take early and speedy advantage of any recovery.

   John Park moved amendment S3M-2853.4 to motion S3M-2853—

   Leave out from “supports” to end and insert—

   “calls on the Scottish Government to bring forward measures that will make a real difference to Scottish families, such as reintroducing adult apprenticeship funding across all sectors, improving the services provided by Partnership Action for Continuing Employment to ensure a proactive approach to matching up people with job opportunities, and to ditch plans for a local income tax, which organisations such as STUC and CBI agree would be bad for families, business and enterprise.”

   After debate, the amendment was disagreed to (DT) by division: For 40, Against 75, Abstentions 3).

   Derek Brownlee moved amendment S3M-2853.1 to motion S3M-2853—

   Leave out from second “and” to end and insert—
“; notes the actions already taken by the Scottish Government but believes that the current recession is in part attributable to the mismanagement of the UK economy by the present UK Government and the era of irresponsibility over which it has presided, evidenced by the record levels of government borrowing, regulatory failure and the taxation of pension schemes, which has discouraged saving and investment, and welcomes the measures approved by this Parliament, such as business rates relief and the council tax freeze, which will help businesses and households to maximise jobs and investment and provide a basis for Scotland to take early and speedy advantage of any recovery.”

After debate, the amendment was agreed to ((DT) by division: For 63, Against 53, Abstentions 2).

Jeremy Purvis moved amendment S3M-2853.3 to motion S3M-2853—

Leave out from “across” to end and insert—

“; deeply regrets the lack of early and decisive action by the Scottish Government in response to this downturn; recognises that its much trumpeted six-point plan is little more than re-announced promises; welcomes the growing consensus across all the major parties that tax cuts are a positive and effective way to energise the economy, and calls on the Scottish Government to revise the operating plan of Scottish Enterprise, restore local economic development and support to small businesses, make a statement on how capital projects are being accelerated and use the tax-varying powers at its disposal to implement the Liberal Democrats’ proposed 2p reduction in the basic rate of Scottish income tax to deliver more than £300 per year into the pay packet of the average Scottish earner and a significant fiscal stimulus to the economy.”

After debate, the amendment was disagreed to ((DT) by division: For 13, Against 105, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 62, Against 53, Abstentions 3).

Accordingly the Parliament resolved—That the Parliament notes the impact of the global economic slowdown on families, individuals and businesses across Scotland; notes the actions already taken by the Scottish Government but believes that the current recession is in part attributable to the mismanagement of the UK economy by the present UK Government and the era of irresponsibility over which it has presided, evidenced by the record levels of government borrowing, regulatory failure and the taxation of pension schemes, which has discouraged saving and investment, and welcomes the measures approved by this Parliament, such as business rates relief and the council tax freeze, which will help businesses and households to maximise jobs and investment and provide a basis for Scotland to take early and speedy advantage of any recovery.

5. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2860—That the Parliament agrees the following programme of business—
Wednesday 19 November 2008
2.30 pm  Time for Reflection
followed by  Parliamentary Bureau Motions
followed by  Ministerial Statement: Fuel Poverty
followed by  Scottish Government Debate: ID Cards
followed by  Business Motion
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business

Thursday 20 November 2008
9.15 am  Parliamentary Bureau Motions
followed by  Scottish Government Debate: Supporting Scotland’s Looked-after Children
11.40 am  General Question Time
12 noon  First Minister’s Question Time
2.15 pm  Themed Question Time
          Finance and Sustainable Growth
2.55 pm  Scottish Government Debate: A Fresh Start for Scottish Aquaculture
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business

Wednesday 26 November 2008
2.30 pm  Time for Reflection
followed by  Parliamentary Bureau Motions
followed by  Stage 1 Debate: Disabled Persons’ Parking Places (Scotland) Bill
followed by  Financial Resolution: Disabled Persons’ Parking Places (Scotland) Bill
followed by  Business Motion
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business

Thursday 27 November 2008
9.15 am  Parliamentary Bureau Motions
followed by  Scottish Government Business
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
   Education and Lifelong Learning,
   Europe, External Affairs and Culture
2.55 pm Scottish Government Business
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

The motion was agreed to.

6. **Decision Time:** The Parliament took decisions on items 2, 3 and 4 as noted above.

7. **Welcoming the Launch of Community Energy Scotland:** The Parliament debated S3M-2684 in the name of Dave Thompson—That the Parliament welcomes the launch of Community Energy Scotland, the new Highland-based Scottish charity that has taken over the work of the Highlands and Islands Community Energy Company to support communities throughout Scotland to develop sustainable energy projects; commends the organisation’s aim to build confidence, resilience and wealth at community level in Scotland through sustainable energy development, and further commends its leadership role in the growing grass-roots movement dedicated to reinforcing local control and decision-making within the community sector through sustainable energy development and the contribution that this will make to achieving Scotland’s ambitious climate change targets.

The meeting closed at 5.42 pm.
The meeting opened at 9.15 am.

1. **Energy Efficiency:** Sarah Boyack moved S3M-2864—That the Parliament recognises the significant role that energy efficiency and microgeneration measures could have in reducing energy costs for householders and businesses, in achieving urgent reductions in greenhouse gas emissions of at least 80% by 2050 and contributing to the eradication of fuel poverty by 2016; notes that research carried out by the Energy Savings Trust suggests that widespread installation of microgeneration could provide 30 to 40% of our electricity needs by 2050 but that current investment in energy efficiency and microgeneration measures is insufficient to achieve these goals, and calls on the Scottish Government to take steps, as set out in the Energy Efficiency and Microgeneration Bill proposals, such as fiscal incentives for householders and businesses, to improve the energy efficiency of new and existing housing stock and ensure that microgeneration technologies become widely available and used.

Robin Harper moved amendment S3M-2864.1 to motion S3M-2864—

Leave out from “to improve” to end and insert—

“to ensure that microgeneration technologies become widely available and used and to consider other energy efficiency measures for new and existing housing stock to tackle fuel poverty, climate change and security of energy supply; notes the evidence given by Friends of the Earth Scotland to the Transport, Infrastructure and Climate Change Committee suggesting that an additional £100 million per annum would be a welcome change to the draft budget for 2009-10, and calls on the Scottish Government to consider a comprehensive and fully funded Scotland-wide scheme on this scale to provide energy audits, insulation provision and financial support for micro-renewables where appropriate.”

After debate, the amendment was agreed to ((DT) by division: For 91, Against 15, Abstentions 14).

The motion, as amended, was then agreed to ((DT) by division: For 90, Against 15, Abstentions 14).

Accordingly the Parliament resolved—That the Parliament recognises the significant role that energy efficiency and microgeneration measures could have in reducing energy costs for householders and businesses, in achieving urgent reductions in greenhouse gas emissions of at least 80% by 2050 and contributing to the eradication of fuel poverty by 2016; notes that research carried out by the Energy Savings Trust suggests that widespread installation of microgeneration could provide 30 to 40% of our electricity needs by 2050 but that current investment in energy efficiency and microgeneration measures is insufficient to achieve these goals; calls on the Scottish Government to take steps, as set out in the Energy Efficiency and Microgeneration Bill proposals, such as fiscal incentives for householders and
businesses, to ensure that microgeneration technologies become widely available and used and to consider other energy efficiency measures for new and existing housing stock to tackle fuel poverty, climate change and security of energy supply; notes the evidence given by Friends of the Earth Scotland to the Transport, Infrastructure and Climate Change Committee suggesting that an additional £100 million per annum would be a welcome change to the draft budget for 2009-10, and calls on the Scottish Government to consider a comprehensive and fully funded Scotland-wide scheme on this scale to provide energy audits, insulation provision and financial support for micro-renewables where appropriate.

2. **Health Funding:** Cathy Jamieson moved S3M-2863—That the Parliament condemns the emerging cuts to frontline services in Scotland’s health service as a direct result of the SNP’s budget settlement, which provides the NHS with its lowest spending increase since devolution; notes with concern that NHS boards across Scotland are facing extreme financial pressure as evidenced by the comments of NHS Highland that it needs to find savings that “would mean consideration of issues that were previously thought to be scary or untouchable”; further notes that NHS Shetland is reviewing the number of nurses, cancer care services and mental health funding to generate budget savings and that the Director of Finance and Planning at NHS Forth Valley has reported that the size of the savings required “will impact on direct patient services and on staffing levels”, and therefore calls on the Scottish Government to take urgent action to ensure that NHS boards receive sufficient funding in order that they are not forced to consider cuts to frontline services.

The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved amendment S3M-2863.1 to motion S3M-2863—

Leave out from “condemns” to end and insert—

“notes that the Scottish Government’s spending plans are set against the background of the 2007 spending review settlement from the UK Treasury that represents the lowest increase for Scotland since devolution; recognises that the NHS has received a fair share of the financial settlement and that the Scottish Government is increasing spending on health in Scotland; further recognises that in this context it is right that the NHS should strive to make sure that resources are spent as efficiently as possible; commends the NHS’s record in achieving efficiency savings linked to good quality care; welcomes the Scottish Government’s decision to continue the practice whereby all efficiency savings generated by the NHS will be retained by the NHS for local reinvestment in frontline services, and condemns the Labour Party, which instituted efficiency savings while in government but has irresponsibly attacked them in opposition.”

After debate, the amendment was agreed to ((DT) by division: For 64, Against 42, Abstentions 14).

The motion, as amended, was then agreed to ((DT) by division: For 65, Against 41, Abstentions 14).
Accordingly the Parliament resolved—That the Parliament notes that the Scottish Government’s spending plans are set against the background of the 2007 spending review settlement from the UK Treasury that represents the lowest increase for Scotland since devolution; recognises that the NHS has received a fair share of the financial settlement and that the Scottish Government is increasing spending on health in Scotland; further recognises that in this context it is right that the NHS should strive to make sure that resources are spent as efficiently as possible; commends the NHS’s record in achieving efficiency savings linked to good quality care; welcomes the Scottish Government’s decision to continue the practice whereby all efficiency savings generated by the NHS will be retained by the NHS for local reinvestment in frontline services, and condemns the Labour Party, which instituted efficiency savings while in government but has irresponsibly attacked them in opposition.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Rural Affairs and the Environment, and Justice and Law Officers were answered by Cabinet Secretaries, Ministers and Scottish Law Officers.

6. **Scottish Futures Trust:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-2862—That the Parliament agrees that modern infrastructure is essential to economic well-being and excellent public services in Scotland; notes actions to invest in public infrastructure set out in the Scottish Government’s £35 billion Infrastructure Investment Plan; notes efforts to promote collaboration among public authorities and agencies in planning and developing capital projects to maximise value for money; believes that identifying and managing risk effectively through the capital project life cycle and providing a range of approaches to structuring and financing infrastructure investment are important objectives to be pursued; notes the steps being taken by the Scottish Government to develop the non-profit distributing model for capital schemes to achieve an appropriate balance of risk and reward; believes that the establishment of the Scottish Futures Trust, with its role of maximising value for money by facilitating and encouraging effective and efficient investment in public infrastructure schemes, is in the public interest, and calls on the Scottish Government to ensure that the Scottish Futures Trust makes a full contribution to these objectives.

David Whitton moved amendment S3M-2862.3 to motion S3M-2862—

Leave out from “notes actions” to end and insert—

“believes that the Scottish Government has failed to deliver a workable method of funding for public infrastructure projects, a view supported by, among others, the building industry, the financial services community and the trades unions; considers
that this damaging hiatus is costing jobs and harming the Scottish economy, and therefore calls on the Scottish Government to bring an end to its Scottish Futures Trust proposals immediately.”

After debate, the amendment was disagreed to ((DT) by division: For 56, Against 64, Abstentions 0).

Derek Brownlee moved amendment S3M-2862.1 to motion S3M-2862—

Leave out from “notes the steps” to “public interest”.

After debate, the amendment was agreed to ((DT) by division: For 64, Against 56, Abstentions 0).

Jeremy Purvis moved amendment S3M-2862.2 to motion S3M-2862—

Leave out from “agrees” to end and insert—

“considers that the proposed Scottish Futures Trust is nothing more than a £22.95 million quango that will duplicate existing functions of government and therefore believes that the Scottish Government’s Scottish Futures Trust should not proceed.”

After debate, the amendment was disagreed to ((DT) by division: For 56, Against 64, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 64, Against 56, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament agrees that modern infrastructure is essential to economic well-being and excellent public services in Scotland; notes actions to invest in public infrastructure set out in the Scottish Government’s £35 billion Infrastructure Investment Plan; notes efforts to promote collaboration among public authorities and agencies in planning and developing capital projects to maximise value for money; believes that identifying and managing risk effectively through the capital project life cycle and providing a range of approaches to structuring and financing infrastructure investment are important objectives to be pursued, and calls on the Scottish Government to ensure that the Scottish Futures Trust makes a full contribution to these objectives.

7. Energy Bill - UK Legislation: The Minister for Enterprise, Energy and Tourism (Jim Mather) moved S3M-2843—That the Parliament agrees that the relevant provisions of the UK Energy Bill in Part 2 (Electricity from Renewable Sources – the Renewables Obligation), introduced in the House of Commons on 10 January 2008 and that the relevant amendments to Part 5 (Miscellaneous Provisions – Renewable Heat Incentives), tabled by Her Majesty’s Government on 29 October 2008, should, insofar as they relate to matters within the legislative competence of the Scottish Parliament or alter the executive competence of the Scottish Ministers, be considered by the UK Parliament.
The motion was agreed to (DT).

8. **Establishment of Committee:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2870—That the Parliament agrees to establish a committee of the Parliament as follows—

Name of Committee: Review of SPCB-supported Bodies;

Remit: To consider and report on whether alterations should be made to the terms and conditions of the office-holders and the structure of the bodies supported by the SPCB; to consider how any proposals for future arrangements should be taken forward, including by way of a Committee Bill, and to make recommendations accordingly;

Duration: Until the Parliament has concluded consideration of the committee’s report;

Convenership: The Convener will be a member of the Scottish Labour Party and the Deputy Convener will be a member of the Scottish National Party;

Membership: Jackson Carlaw, Ross Finnie, Joe FitzPatrick, Trish Godman, Jamie Hepburn, Johann Lamont.

The motion was agreed to (DT).

9. **Establishment of Committee:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2871—That the Parliament agrees—

(a) to establish a committee of the Parliament as follows—

Name of Committee: Scottish Parliamentary Pensions Bill Committee;

Remit: To consider the Scottish Parliamentary Pensions Bill at Stage 2;

Duration: Until the Bill is passed, or falls or is otherwise no longer in progress;

Convenership: The Convener will be a member of the Scottish National Party and the Deputy Convener will be a member of the Scottish Labour Party;

Membership: Bill Aitken, Keith Brown, Nicol Stephen, David Stewart;

and

(b) that “4” be substituted for “5” in Rule 6.3.2 of Standing Orders for the purpose of the membership of the committee.

The motion was agreed to (DT).

10. **Committee Membership:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2879—That the Parliament agrees that—
Keith Brown be appointed to replace Gil Paterson as a member of the European and External Relations Committee;

Gil Paterson be appointed to replace Keith Brown and Aileen Campbell be appointed to replace Christina McKelvie as members of the Standards, Procedures and Public Appointments Committee;

Bob Doris be appointed to replace Gil Paterson as a member of the Subordinate Legislation Committee.

The motion was agreed to (DT).

11. **Committee Membership:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2880—That the Parliament agrees that—

Nanette Milne be appointed to replace Jamie McGrigor as a member of the Standards, Procedures and Public Appointments Committee.

The motion was agreed to (DT).

12. **Substitution on Committees:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2881—That the Parliament agrees that—

Gil Paterson be appointed to replace Keith Brown as the Scottish National Party substitute on the European and External Relations Committee;

Christina McKelvie be appointed to replace Bob Doris as the Scottish National Party substitute on the Public Petitions Committee.

The motion was agreed to (DT).

13. **Substitution on Committees:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2882—That the Parliament agrees that

Jamie McGrigor be appointed to replace John Scott as the Scottish Conservative and Unionist Party substitute on the Public Petitions Committee.

The motion was agreed to (DT).

14. **Decision Time:** The Parliament took decisions on items 1, 2, 6, 7, 8, 9, 10, 11, 12 and 13 as noted above.

15. **Paisley Festival Company/Voices in Paisley 2008:** The Parliament debated S3M-2657 in the name of Wendy Alexander—That the Parliament congratulates the continued success of the Paisley Festival Company and the Voices in Paisley 2008 choral programme between 24 October and 8 November 2008; notes that the Paisley Festival Company is a recognised Scottish charity committed to increasing the accessibility and impact on the local community through a wide variety of magnificent music and choral events from classical through to folk and jazz, and notes the company’s aims.
to establish Paisley and its environs as a nationally-recognised centre for all types of choral activity and deserving of the title Scotland’s Choir Town.

The meeting closed at 5.37 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Pete Chirnside, Tearfund, Scotland led Time for Reflection.

2. **Ministerial Statement:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) made a statement and answered questions on Fuel Poverty.

3. **ID Cards:** The Minister for Community Safety (Fergus Ewing) moved S3M-2906—That the Parliament notes that the UK Government’s proposals for an ID card scheme are presently estimated by it to cost the public purse around £5 billion and considers that the scheme as proposed will not increase security, nor deter crime, and will have serious implications for the civil liberties of ordinary citizens.

Robert Brown moved amendment S3M-2906.2 to motion S3M-2906—

Insert at end—

“; recognises that the UK Government has repeatedly shown itself to be incapable of keeping personal data securely and therefore cannot be trusted with what would be the most powerful, most expensive and most intrusive database in the world; further recognises the large-scale public and political opposition to the imposition of the ID card scheme; believes that the money for ID cards could more usefully be spent elsewhere, and therefore calls on the UK Government to heed public opinion and cancel this wasteful government folly.”

Bill Aitken moved amendment S3M-2906.2.1 to amendment S3M-2906.2—

After “elsewhere” insert—

“, such as on improving border security or policing”

After debate, amendment S3M-2906.2.1 was agreed to ((DT) by division: For 68, Against 1, Abstentions 38).

After debate, amendment S3M-2906.2, as amended, was agreed to ((DT) by division: For 68, Against 0, Abstentions 38).

The motion, as amended, was then agreed to ((DT) by division: For 69, Against 0, Abstentions 38).

Accordingly the Parliament resolved—That the Parliament notes that the UK Government’s proposals for an ID card scheme are presently estimated by it to cost the public purse around £5 billion and considers that the scheme as proposed will not increase security, nor deter crime, and will have serious implications for the civil liberties of ordinary citizens; recognises that the UK
Government has repeatedly shown itself to be incapable of keeping personal data securely and therefore cannot be trusted with what would be the most powerful, most expensive and most intrusive database in the world; further recognises the large-scale public and political opposition to the imposition of the ID card scheme; believes that the money for ID cards could more usefully be spent elsewhere, such as on improving border security or policing, and therefore calls on the UK Government to heed public opinion and cancel this wasteful government folly.

4. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2914—That the Parliament agrees the following revision to the programme of business for Thursday 20 November 2008—

after
2.55 pm Scottish Government Debate: A Fresh Start for Scottish Aquaculture
insert
followed by Scottish Parliamentary Corporate Body Motion: Expenses Scheme

The motion was agreed to.

5. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2928—That the Parliament agrees—

(a) the following programme of business—

Wednesday 26 November 2008

2.00 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Ministerial Statement: Scottish Government’s Response to the Pre-budget Report
followed by Stage 1 Debate: Disabled Persons’ Parking Places (Scotland) Bill
followed by Financial Resolution: Disabled Persons’ Parking Places (Scotland) Bill
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 27 November 2008

9.15 am Parliamentary Bureau Motions
followed by Ministerial Statement: A Framework for Science in Scotland
followed by Scottish Government Debate: Sea Fisheries
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
   Education and Lifelong Learning;
   Europe, External Affairs and Culture
2.55 pm Scottish Government Debate: St Andrew’s Day

followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Wednesday 3 December 2008
2.30 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Scottish Government Business
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 4 December 2008
9.15 am Parliamentary Bureau Motions
followed by Scottish Government Business
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
   Health and Wellbeing
2.55 pm Scottish Government Business
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

(b) that the period for members to submit their names for selection for
Question Times on 8 January 2009 ends at 12 noon on Tuesday 16
December 2008;

(c) that the deadline for lodging questions for Question Times on 8 January
2009 shall be 12 noon on Tuesday 23 December 2008;
(d) that the period for members to submit their names for selection for Question Times on 15 January 2009 ends at 12 noon on Thursday 18 December 2008.

The motion was agreed to.

6. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2916—That the Parliament agrees that consideration of the Damages (Asbestos-related Conditions) (Scotland) Bill at Stage 2 be completed by 5 December 2008.

The motion was agreed to.

7. **Office of the Clerk:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2917—That the Parliament agrees that the Office of the Clerk be closed on 29, 30 and 31 December 2008.

The motion was agreed to (DT).

8. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2918—That the Parliament agrees that the draft Housing (Scotland) Act 2006 (Scheme of Assistance) Regulations 2008 be approved.

The motion was agreed to (DT).

9. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2919—That the Parliament agrees that the draft Pre-release Access to Official Statistics (Scotland) Order 2008 be approved.

The motion was agreed to (DT).

10. **Decision Time:** The Parliament took decisions on items 3, 7, 8 and 9 as noted above.

11. **Parkinson’s Disease Society - Get it on Time Campaign:** The Parliament debated S3M-2529 in the name of James Kelly—That the Parliament congratulates the Parkinson’s Disease Society on its award-winning Get it on Time campaign highlighting the problems faced by people with Parkinson’s in hospital, with materials aimed at patients, health professionals and NHS managers; notes that there are about 10,000 people with Parkinson’s in Scotland, including in Rutherglen and Cambuslang, and that more than a quarter of them will be admitted to hospital at least once each year; is concerned that many people with Parkinson’s are unable to follow their medication regime in hospital; recognises that if people with Parkinson’s do not get their medication on time they can suffer serious and distressing problems, including being unable to move, speak or swallow and that extended hospital stays are needed to restore effective symptom control; believes that many of the barriers to receiving medication on time can be addressed through straightforward measures, including policies enabling people who wish to self-medicate to do so, involvement from a Parkinson’s
disease nurse specialist or pharmacist on admission, education for hospital staff, listening to people with Parkinson’s, their carers and families and wider availability of anti-Parkinsonian drugs in hospital pharmacies, and believes that measures should be taken to ensure that people with Parkinson’s get their medication on time, every time.

The meeting closed at 5.38 pm.
The meeting opened at 9.15 am.

1. **Supporting Scotland’s Looked after Children:** The Minister for Children and Early Years (Adam Ingram) moved S3M-2922—That the Parliament agrees that it is unacceptable that outcomes for looked-after children and young people and care leavers across a range of indicators fall so far behind those of their peers and agrees to do everything possible to end discrimination and stigmatisation of those who have experienced the care system and to challenge all services to offer the best possible childhoods to the children and young people in their care to ensure that looked-after children and young people and care leavers are able to grow up into successful, responsible and happy adults.

Karen Whitefield moved amendment S3M-2922.1 to motion S3M-2922—

Insert at end—

“; in that spirit recognises that looked-after children are among those considered as most vulnerable and therefore believes that integral to their success is for the Scottish Government to ensure that local authority funding for the care and safety of children more generally is properly protected, particularly in light of the recent worrying HM Inspectorate of Education report into child protection services in Aberdeen, and therefore calls on the Scottish Government to make a statement on that report and to revisit the Children’s Services Bill consulted on in the previous parliamentary session.”

Margaret Smith moved amendment S3M-2922.1.1 to amendment S3M-2922.1—

Insert at end—

“and to work with local authorities and other partner agencies to ensure that appropriate early intervention and support is available across Scotland and that child protection practices are kept under immediate and continuous review.”

After debate, amendment S3M-2922.1.1 was agreed to (DT).

After debate, amendment S3M-2922.1 as amended was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament agrees that it is unacceptable that outcomes for looked-after children and young people and care leavers across a range of indicators fall so far behind those of their peers and agrees to do everything possible to end discrimination and stigmatisation of those who have experienced the care system and to challenge all services to offer the best possible childhoods to the children and young people in their care to ensure that looked-after children and young people and care leavers are able to grow up into successful, responsible and happy adults; in that spirit recognises that looked-after children are among those considered as most
vulnerable and therefore believes that integral to their success is for the Scottish Government to ensure that local authority funding for the care and safety of children more generally is properly protected, particularly in light of the recent worrying HM Inspectorate of Education report into child protection services in Aberdeen, and therefore calls on the Scottish Government to make a statement on that report and to revisit the Children’s Services Bill consulted on in the previous parliamentary session and to work with local authorities and other partner agencies to ensure that appropriate early intervention and support is available across Scotland and that child protection practices are kept under immediate and continuous review.

2. General Question Time: Questions were answered by Cabinet Secretaries and Ministers.

3. First Minister’s Question Time: Questions were answered by the Deputy First Minister (Nicola Sturgeon).

4. Themed Question Time: Questions on Finance and Sustainable Growth were answered by the Cabinet Secretary and Ministers.

5. A Fresh Start for Scottish Aquaculture: The Minister for Environment (Michael Russell) moved S3M-2921—That the Parliament notes the recent consultation, Scottish Aquaculture: A Fresh Start; supports the continued development of an ambitious, sustainable, thriving and growing Scottish aquaculture industry; recognises the economic importance of the industry to Scotland as a whole and many coastal communities in particular; supports efforts to advance the enviable international reputation of quality Scottish aquaculture products, built on high environmental standards and excellent health status when compared to competitor nations, and welcomes the engagement of the shellfish and finfish industries and other stakeholders in the development of the new Strategic Framework for Scottish Aquaculture, to be published in spring 2009.

Elaine Murray moved amendment S3M-2921.2 to motion S3M-2921—

Insert at end—

“and believes that the renewed strategy for Scottish aquaculture must be consistent with the provisions of the forthcoming Marine Bill and the EU Water Framework Directive.”

After debate, the amendment was agreed to (DT).

John Scott moved amendment S3M-2921.1 to motion S3M-2921—

After “competitor nations” insert—

“further supports efforts to advance the enviable international reputation of Scotland’s wild salmon stocks and, in light of the potential damage to the health and integrity of wild stocks caused by escaped farmed fish, believes that a robust commitment to reducing escapes and improved traceability must be a central element of the new
Strategic Framework; recognises the continued threat posed by Gyrodactylus salaris to farmed and wild salmon stocks alike and, in light of the economic and ecological damage that an outbreak could cause, considers that further serious consideration must be given to measures aimed at reducing the likelihood of the parasite entering Scotland.”

After debate, the amendment was agreed to (DT).

Jim Hume moved amendment S3M-2921.3 to motion S3M-2921—

Insert at end—

“believes that Scotland can learn valuable lessons from its competitor nations with thriving aquaculture industries; further believes that Scottish aquaculture can maximise the opportunities presented by the current rapid expansion of the international industry to achieve genuinely sustainable growth, and therefore calls on the Scottish Government to take decisive action to streamline the regulatory burden, introduce a fair inspection regime, improve community and industry liaison, and encourage the development and retention of a skilled and qualified workforce in the aquaculture industry.”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament notes the recent consultation, Scottish Aquaculture: A Fresh Start; supports the continued development of an ambitious, sustainable, thriving and growing Scottish aquaculture industry; recognises the economic importance of the industry to Scotland as a whole and many coastal communities in particular; supports efforts to advance the enviable international reputation of quality Scottish aquaculture products, built on high environmental standards and excellent health status when compared to competitor nations; further supports efforts to advance the enviable international reputation of Scotland’s wild salmon stocks and, in light of the potential damage to the health and integrity of wild stocks caused by escaped farmed fish, believes that a robust commitment to reducing escapes and improved traceability must be a central element of the new Strategic Framework; recognises the continued threat posed by Gyrodactylus salaris to farmed and wild salmon stocks alike and, in light of the economic and ecological damage that an outbreak could cause, considers that further serious consideration must be given to measures aimed at reducing the likelihood of the parasite entering Scotland; welcomes the engagement of the shellfish and finfish industries and other stakeholders in the development of the new Strategic Framework for Scottish Aquaculture, to be published in spring 2009; believes that the renewed strategy for Scottish aquaculture must be consistent with the provisions of the forthcoming Marine Bill and the EU Water Framework Directive; believes that Scotland can learn valuable lessons from its competitor nations with thriving aquaculture industries; further believes that Scottish aquaculture can maximise the opportunities presented by the current rapid expansion of the international industry to achieve genuinely sustainable growth, and therefore calls on the Scottish Government to take decisive action to streamline the regulatory
burden, introduce a fair inspection regime, improve community and industry liaison, and encourage the development and retention of a skilled and qualified workforce in the aquaculture industry.

6. Expenses Scheme: Tom McCabe moved S3M-2912—That the Parliament recognises that Members’ staff salaries were last uprated in the financial year 2007-08 and in relation to the Resolution of the Parliament dated 12 June 2008 on the Expenses Scheme (“the Resolution”—

(i) amends the Schedule of Rates annexed as Annex 2 to the Resolution with immediate effect by deleting “£54,620” where it appears in line 2 and by inserting “£56,650” and

(ii) determines that all references to the Schedule of Rates and to the limit on entitlement to reimbursement of staff salary costs in paragraph (a) of the Resolution shall be read as references to the Schedule of Rates and limit on entitlement to reimbursement of staff salary costs as so amended.

The motion was agreed to (DT).

7. Decision Time: The Parliament took decisions on items 1, 5 and 6 as noted above.

8. Gaelic Language Development: The Parliament debated S3M-2374 in the name of Alasdair Allan—That the Parliament commends Comhairle nan Eilean Siar, along with other local authorities and public bodies, for the recent publication of their Gaelic language plans; likewise commends the Gaelic plan of the Scottish Parliament and the soon to be published Gaelic language plan of the Scottish Government; notes the important work done by the community and by many agencies and bodies in Scotland to maintain and develop the Gaelic language; recognises that in the coming few years it will become clear whether or not Gaelic is to survive as a community language, and therefore recognises that a sense of urgency in this area of policy is essential, particularly in respect of the expansion of Gaelic medium education, if we are to ensure that the number of speakers has, by the 2021 census, been stabilised at 2001 levels as the prerequisite for long term growth.

The member provided the following Gaelic translation:

Gu bheil a' Phàrlamaid a’ moladh Comhairle nan Eilean Siar, cho math ri úghdarrassan ionadail agus buidheannan phoblach eile, airson na planaichean Gàidhlig aca foilseachadh o chionn ghoid; gu bheil i cuideachd a’ moladh nam planaichean Gàidhlig aig Pàrlamaid na h-Alba agus a’ phhlan a tha Riaghaltas na h-Alba gu bhith a' foilseachadh a dh’aithghear; gu bheil i a' toirt fa-near an obair chudromach a tha a’ choimhearsnachd agus tòrr bhuidheannan ann an Alba air déanamh airson Gàidhlig a leasachadh agus a ghlièidheadh; gu bheil i ag aithneachadh gum fàs e soilleir anns na beagan bhliadhnaichean a tha romhainn am mair a’ Ghàidhlig mar chànan coimhearsnachd agus mar sin gu bheil i ag aithnichadh gu bheil cúis-èiginn anns an roinn phoileasaidh seo, gu h-àraidh a thaobh leudachadh foghlaìm tro
mheadhan na Gàidhlig ma tha sinn a’ dol a dhèanamh cinnteach gu bheil àireamhan an luchd-labhairt aig àm cunntas-sluaigh 2021, air an glèidheadh aig irean 2001 mar riatanas airson fàs san fhad-ùine.

9. **Motion without Notice:** Alasdair Allan moved without notice that, under Rule 8.14.3, the debate be extended until 5.56 pm. The motion was agreed to.

The meeting closed at 5.56 pm.
The meeting opened at 2.00 pm.

1. **Time for Reflection:** Rev David Whiteman, Coylton Parish Church linked with Drongan the Schaw Kirk led Time for Reflection.

2. **Ministerial Statement:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) made a statement and answered questions on the Scottish Government’s Response to the Pre-budget Report.

3. **Disabled Persons’ Parking Places (Scotland) Bill:** Jackie Baillie moved S3M-2691—That the Parliament agrees to the general principles of the Disabled Persons’ Parking Places (Scotland) Bill.

   After debate, the motion was agreed to (DT).

4. **Disabled Persons’ Parking Places (Scotland) Bill: Financial Resolution:** The Minister for Transport, Infrastructure and Climate Change (Stewart Stevenson) moved S3M-2950—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Disabled Persons’ Parking Places (Scotland) Bill, agrees to any increase in expenditure of a kind referred to in paragraph 3(b)(iii) of Rule 9.12 of the Parliament’s Standing Orders arising in consequence of the Act.

   The motion was agreed to (DT).

5. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2960—That the Parliament agrees the following programme of business—

   **Wednesday 3 December 2008**

   2.30 pm  Time for Reflection

   followed by  Parliamentary Bureau Motions

   followed by  Scottish Government Debate: Scottish Government’s Response to the Pre-Budget Report

   followed by  Business Motion

   followed by  Parliamentary Bureau Motions

   5.00 pm  Decision Time

   followed by  Members’ Business

   **Thursday 4 December 2008**

   9.15 am  Parliamentary Bureau Motions

   followed by  Scottish Conservative and Unionist Party Business
11.40 am  General Question Time
12 noon  First Minister’s Question Time
2.15 pm  Themed Question Time
         Health and Wellbeing
2.55 pm  Ministerial Statement: Report into Child Protection Services in
         Aberdeen
followed by  Scottish Government Debate: Forced Marriages
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business

Wednesday 10 December 2008
2.30 pm  Time for Reflection
followed by  Parliamentary Bureau Motions
followed by  Standards, Procedures and Public Appointments Committee
         Corporate Body
followed by  Standards, Procedures and Public Appointment Committee Debate:
         8th Report 2008: Audit Committee - Title and Remit
followed by  Scottish Government Business
followed by  Business Motion
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business

Thursday 11 December 2008
9.15 am  Parliamentary Bureau Motions
followed by  Scottish Government Business
11.40 am  General Question Time
12 noon  First Minister’s Question Time
2.15 pm  Themed Question Time
         Justice and Law Officers;
         Rural Affairs and the Environment
2.55 pm  Scottish Government Business
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business
6. **Business Motion**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2959—That the Parliament agrees that consideration of the Scottish Parliamentary Pensions Bill at Stage 2 be completed by 19 December 2008.

The motion was agreed to.

7. **Suspension of Standing Orders**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-2961—That the Parliament agrees that, for the purpose of allowing up to 30 minutes to debate motion S3M-2958 on Thursday 27 November 2008, the second and third sentences of Rule 10.6.5 of Standing Orders be suspended.

The motion was agreed to (DT).

8. **Decision Time**: The Parliament took decisions on items 3, 4 and 7 as noted above.

9. **Sailing and Boating Continues to Expand and Contribute to the Scottish Economy**: The Parliament debated S3M-2472 in the name of Stuart McMillan—That the Parliament acknowledges that sailing and boating continues to expand as an industry bringing substantial benefits to the economy and offering people jobs; notes that there are some 250,000 yachts in the United Kingdom, of which 15,000 are currently berthed in Scotland and that, of these, approximately 5,000 are based on the River Clyde, with 3,000 in marinas and 2,000 on moorings in the Clyde; further notes that the leisure marine industry turnover in Scotland is £98.9 million per annum, that the industry employs 1,816 full-time equivalents in Scotland and supports 7,900 jobs and that the economic benefit of recreational boating in Scotland is estimated to be in excess of £250 million; acknowledges that further marina development is scheduled throughout Scotland with proposals for marinas in Greenock that would further enhance the reputation of sailing on the west coast; congratulates everyone connected with recreational sailing and boating for this economic success, and looks forward to even more economic delivery in the future.

The meeting closed at 5.44 pm.
The meeting opened at 9.15 am.

1. **Ministerial Statement:** The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) made a statement and answered questions on A Framework for Science in Scotland.

2. **Sea Fisheries:** The Cabinet Secretary for Rural Affairs and the Environment (Richard Lochhead) moved S3M-2966—That the Parliament supports the Scottish Government in negotiating a deal that is fair and just for Scotland's fishing communities and that reflects in full the leadership that Scotland's fishermen are showing the rest of Europe on sustainable fisheries.

Sarah Boyack moved amendment S3M-2966.3 to motion S3M-2966—

Leave out from “the Scottish Government” to end and insert—

“Team UK and in particular the positive approach taken by the new UK Fisheries Minister and the work of the Scottish Government in seeking to negotiate a deal that is fair and just for Scotland’s fishing communities, and which will secure sustainable fisheries for Scotland, and commends the Scottish Fishermen’s Federation’s recent environmental statement and for the leadership and innovation being shown by Scotland’s fishermen, demonstrating the way forward for the rest of Europe.”

After debate, the amendment was agreed to ((DT) by division: For 68, Against 0, Abstentions 47).

John Scott moved amendment S3M-2966.1 to motion S3M-2966—

Insert at end—

“; notes with concern the European Commission’s proposals for west coast stocks that, if implemented, could especially damage the viability of the west coast langoustine sector, and therefore calls on the Scottish Government to work towards a settlement that successfully balances the need to conserve depleted west coast whitefish stocks with a thriving langoustine fishery.”

After debate, the amendment was agreed to (DT).

Liam McArthur moved amendment S3M-2966.2 to motion S3M-2966—

Insert at end—

“welcomes the work that Scottish fishermen have been taking forward with government, scientists and others over recent years to develop a more sophisticated approach to protecting cod and safeguarding fishing opportunities; recognises that the process of improving stakeholder involvement in EU fisheries policy began with the establishment of the influential regional advisory councils, and calls on the Scottish Government to continue driving forward this regionalised approach as a means of improving fisheries management decisions within the Common Fisheries Policy in the interests of sustaining stocks, Scotland’s fishing fleet and the communities that depend on it.”
After debate, the amendment was disagreed to ((DT) by division: For 53, Against 61, Abstentions 1).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament supports Team UK and in particular the positive approach taken by the new UK Fisheries Minister and the work of the Scottish Government in seeking to negotiate a deal that is fair and just for Scotland’s fishing communities, and which will secure sustainable fisheries for Scotland; commends the Scottish Fishermen’s Federation’s recent environmental statement and for the leadership and innovation being shown by Scotland’s fishermen, demonstrating the way forward for the rest of Europe; notes with concern the European Commission’s proposals for west coast stocks that, if implemented, could especially damage the viability of the west coast langoustine sector, and therefore calls on the Scottish Government to work towards a settlement that successfully balances the need to conserve depleted west coast whitefish stocks with a thriving langoustine fishery.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister's Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Education and Lifelong Learning, and on Europe, External Affairs and Culture were answered by Cabinet Secretaries and Ministers.

6. **St Andrew’s Day:** The Minister for Europe, External Affairs and Culture (Linda Fabiani) moved S3M-2965—That the Parliament believes in the importance of St Andrew’s Day, Scotland’s national day; recognises the opportunity that it presents for everyone in Scotland, and friends of Scotland around the world, to celebrate our history, culture and traditions as well as the vibrant, creative and dynamic nation that Scotland is today; notes the Scottish Government’s support for a programme of events throughout Scotland as part of the Winter Festival, and supports the opportunity that St Andrew’s Day provides to prepare the way for the 2009 Year of Homecoming, which will give a much-needed boost to the Scottish tourism sector and to the economy generally.

Ted Brocklebank moved amendment S3M-2965.1 to motion S3M-2965—

Insert at end—

“, and welcomes the example set by the ancient burgh of St Andrews in organising its own programme of events for St Andrew’s Day, which provides an appropriate focus for the nation's celebrations at this time of year.”

After debate, the amendment was agreed to (DT).
The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—that the Parliament believes in the importance of St Andrew’s Day, Scotland’s national day; recognises the opportunity that it presents for everyone in Scotland, and friends of Scotland around the world, to celebrate our history, culture and traditions as well as the vibrant, creative and dynamic nation that Scotland is today; notes the Scottish Government’s support for a programme of events throughout Scotland as part of the Winter Festival; supports the opportunity that St Andrew’s Day provides to prepare the way for the 2009 Year of Homecoming, which will give a much-needed boost to the Scottish tourism sector and to the economy generally, and welcomes the example set by the ancient burgh of St Andrews in organising its own programme of events for St Andrew’s Day, which provides an appropriate focus for the nation’s celebrations at this time of year.

7. Approval of SSI: Bruce Crawford moved S3M-2958—That the Parliament agrees that the draft Provision of School Lunches (Disapplication of the Requirement to Charge) (Scotland) Order 2008 be approved.

Rhona Brankin moved amendment S3M-2958.2 to motion S3M-2958—

Insert at end—

“but in doing so, recognises that this measure in itself will not deliver one free school meal and that it is the responsibility of the Scottish Government to fully fund the SNP’s manifesto commitments; therefore calls on the Scottish Government to ensure that funding is not diverted from vulnerable groups or teaching provision in order to implement the policy of free school meals for all pupils in primaries 1 to 3, and further calls on the Scottish Government to bring forward to the Parliament early in the New Year detailed up-to-date costings for implementing its free school meals proposal.”

After debate, the amendment was disagreed to ((DT) by division: For 38, Against 77, Abstentions 0).

Elizabeth Smith moved amendment S3M-2958.1 to motion S3M-2958—

Insert at end—

“but in doing so, calls on the Scottish Government not to impose any financial penalty, directly or indirectly, on any local authority that exercises its discretion not to provide school meals free of charge to all pupils in primaries 1 to 3.”

After debate, the amendment was disagreed to ((DT) by division: For 53, Against 62, Abstentions 0).

The motion was then agreed to ((DT) by division: For 87, Against 28, Abstentions 0).

Accordingly the Parliament resolved—that the Parliament agrees that the draft Provision of School Lunches (Disapplication of the Requirement to Charge) (Scotland) Order 2008 be approved.
8. **Decision Time:** The Parliament took decisions on items 2, 6 and 7 as noted above.

9. **World AIDS Day 2008:** The Parliament debated S3M-2817 in the name of Marlyn Glen—That the Parliament recognises the importance of World AIDS Day on 1 December 2008 and its aim of highlighting the challenges and consequences of the HIV epidemic around the world; acknowledges that there are 33 million people living with HIV/AIDS worldwide and that countries face a myriad challenges in halting the spread of the virus and improving the lives and experiences of people affected; recognises that HIV diagnoses in Scotland have been increasing in recent years with 2007 seeing the highest annual number on record; acknowledges that it is estimated that there are 5,500 people now living with HIV in Scotland; regrets that a recent poll found that people in Scotland had comparatively poorer rates of HIV knowledge than in other areas of the United Kingdom; considers that this lack of public understanding about the virus and how it is transmitted compounds and exacerbates the stigma and prejudice experienced by many people living with HIV in Scotland, and therefore supports this year’s theme of Respect and Protect, which highlights the responsibility of everyone to transform attitudes to HIV and encourage actions that stop its spread.

The meeting closed at 5.42 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Rev Graham Blount, Scottish Churches Parliamentary Officer, led Time for Reflection.


3. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3008—That the Parliament agrees the following programme of business—

   **Wednesday 10 December 2008**

   2.00 pm  
   Time for Reflection

   *followed by*  
   Parliamentary Bureau Motions

   *followed by*  

   *followed by*  
   Standards, Procedures and Public Appointments Committee Debate: 8th Report 2008: Audit Committee - Title and Remit

   *followed by*  
   Ministerial Statement: Strategic Transport Projects Review

   *followed by*  
   Scottish Government Debate: Strategic Transport Projects Review

   *followed by*  
   Business Motion

   *followed by*  
   Parliamentary Bureau Motions

   **5.00 pm**  
   Decision Time

   *followed by*  
   Members’ Business

   **Thursday 11 December 2008**

   9.15 am  
   Parliamentary Bureau Motions

   *followed by*  
   Scottish Labour Party Business

   11.40 am  
   General Question Time

   12 noon  
   First Minister’s Question Time

   2.15 pm  
   Themed Question Time

   Justice and Law Officers;

   Rural Affairs and the Environment

   2.55 pm  
   Ministerial Statement: Local Government Finance Settlement 2009-10
followed by Scottish Government Debate: Local Government Finance Settlement 2009-10
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Wednesday 17 December 2008
2.30 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Finance Committee Debate: Budget Process 2009-10
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 18 December 2008
9.15 am Parliamentary Bureau Motions
followed by Scottish Government Business
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
Finance and Sustainable Growth
2.55 pm Scottish Government Business
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business.

The motion was agreed to.

4. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3009—That the Parliament agrees that consideration of the Disabled Persons’ Parking Places (Scotland) Bill at Stage 2 be completed by 19 December 2008.

The motion was agreed to.

5. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3010—That the Parliament agrees that the draft Budget (Scotland) Act 2008 Amendment Order 2008 be approved.
The motion was agreed to (DT).

6. **Decision Time:** The Parliament took a decision on item 4 as noted above.

7. **South Edinburgh Suburban Railway:** The Parliament debated S3M-1975 in the name of Gavin Brown—That the Parliament notes the wide public and cross-party political support that the campaign for the reopening of the South Sub railway has gathered; acknowledges the importance of the work carried out by groups such as Capital Rail Action Group (CRAG), E-Rail and TRANSform Scotland; observes that the most recent report on the reopening of the South Sub did not contain a benefit-cost ratio, which was positive in previous reports; believes that the reopening of the South Sub would ease the impact of traffic on the main routes into the city as well as playing an important role in the reduction of fuel emissions in the south of Edinburgh, and believes that there is a case for the reopening of passenger services on the South Edinburgh Suburban Railway.

The meeting closed at 5.37 pm.
The meeting opened at 9.15 am.

1. **Broadcasting:** Ted Brocklebank moved S3M-3013—That the Parliament notes that 4 December 2008 is the final date for submissions to Ofcom’s Public Service Broadcasting (PSB) Review, Preparing for the Digital Future; recognises that, while broadcasting is reserved, there is a need for a healthy, competitive Scottish-based television programme-making sector outwith the BBC, notwithstanding that organisation’s historic, respected and pivotal role in Scottish broadcasting; recognises the role of STV as the only remaining Scottish-based commercial PSB provider; prefers Ofcom’s enhanced evolution option with a commercial TV channel continuing to provide PSB for Scotland as part of a wider UK network; recognises that STV’s survival as a PSB provider is at risk in the current economic climate, particularly since ITV is now advocating a single UK-wide brand, and calls on Ofcom to explore all options to ensure that there is PSB competition for BBC Scotland in the nation’s rapidly changing broadcasting landscape.

Iain Smith moved amendment S3M-3013.1 to motion S3M-3013—

Insert at end—

"further believes that all Scottish residents should have access to the full range of broadcasting following digital switchover, and calls on Ofcom to ensure that all relay transmitters are capable of transmitting the full spectrum of free-to-view broadcasting and that the 7th Mux is enabled in Scotland."

After debate, the amendment was agreed to ((DT) by division: For 74, Against 1, Abstentions 49).

The motion, as amended, was then agreed to ((DT) by division: For 75, Against 0, Abstentions 49).

Accordingly the Parliament resolved—That the Parliament notes that 4 December 2008 is the final date for submissions to Ofcom’s Public Service Broadcasting (PSB) Review, Preparing for the Digital Future; recognises that, while broadcasting is reserved, there is a need for a healthy, competitive Scottish-based television programme-making sector outwith the BBC, notwithstanding that organisation’s historic, respected and pivotal role in Scottish broadcasting; recognises the role of STV as the only remaining Scottish-based commercial PSB provider; prefers Ofcom’s enhanced evolution option with a commercial TV channel continuing to provide PSB for Scotland as part of a wider UK network; recognises that STV’s survival as a PSB provider is at risk in the current economic climate, particularly since ITV is now advocating a single UK-wide brand; calls on Ofcom to explore all options to ensure that there is PSB competition for BBC Scotland in the nation’s rapidly changing broadcasting landscape; further believes that all Scottish residents should have access to the full range of broadcasting following digital switchover, and calls on Ofcom to ensure that all relay..."
transmitters are capable of transmitting the full spectrum of free-to-view broadcasting and that the 7th Mux is enabled in Scotland.

2. **Local Government Finance:** Derek Brownlee moved S3M-3014—That the Parliament notes the intention of the Scottish Government to introduce legislation to reform the system of local government taxation and calls on it to ensure that the scope of the Bill when introduced is sufficiently wide as to enable members to debate and vote on all options, including reform of the council tax, a land value tax, a local income tax with variable rates determined locally and the Scottish Government’s own proposals.

The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved amendment S3M-3014.2 to motion S3M-3014—

Leave out from “calls on” to end and insert—

“believes that the council tax is discredited and should be abolished and that a local income tax based on ability to pay is a fairer system of local taxation, and calls on the Scottish Government to publish early in 2009 its detailed response to the consultation on local income tax for debate by this Parliament.”

Jeremy Purvis moved amendment S3M-3014.2.1 to amendment S3M-3014.2—

Insert at end—

“, giving further consideration to a system of local taxation that includes local variability, protection for those in full-time education, transition support for businesses and appropriate taxation for people receiving high levels of income from dividends.”

After debate, amendment S3M-3014.2.1 was disagreed to ((DT) by division: For 61, Against 64, Abstentions 0).

After debate, amendment S3M-3014.2 was disagreed to ((DT) by division: For 60, Against 65, Abstentions 0).

The motion was then agreed to ((DT) by division: For 65, Against 60, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament notes the intention of the Scottish Government to introduce legislation to reform the system of local government taxation and calls on it to ensure that the scope of the Bill when introduced is sufficiently wide as to enable members to debate and vote on all options, including reform of the council tax, a land value tax, a local income tax with variable rates determined locally and the Scottish Government’s own proposals.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.
4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Health and Wellbeing were answered by the Cabinet Secretary and Ministers.

6. **Ministerial Statement:** The Minister for Children and Early Years (Adam Ingram) made a statement and answered questions on Report into Child Protection Services in Aberdeen.

7. **Forced Marriages:** The Minister for Community Safety (Stewart Maxwell) moved S3M-3011—That the Parliament recognises the right of every person to choose whom to marry without fear of physical, emotional or psychological abuse; recognises that forced marriage is a violation of internationally recognised human rights and a form of violence against women and has no place in Scotland; makes a clear distinction between arranged marriages to which both parties have freely consented, and which are an established and accepted practice, and forced marriage; welcomes the Scottish Government’s consultation that asks whether forced marriage civil legislation is required and provides an opportunity to consider what more can be done to help those affected in Scotland and to ensure our communities are safer, stronger and fairer places for all; acknowledges the work of the Forced Marriage Network in tackling this issue, and supports continued efforts to assist those affected, raise awareness of the impact of forced marriage and to end this terrible practice.

After debate, the motion was agreed to (DT).

8. **Decision Time:** The Parliament took decisions on items 1, 2 and 7 as noted above.

9. **Safe Drivers are Made, Not Born:** The Parliament debated S3M-2650 in the name of Alison McInnes—That the Parliament welcomes the publication of the *Young drivers - where and when they are unsafe* report by the IAM motoring trust; notes with dismay the number of young people killed and seriously injured on Scotland’s roads in the last five years, including nearly 100 people aged 17 to 25 in the Grampian area alone; further notes the 10 key recommendations of the IAM report, and believes that schools, young people, road agencies and local and national authorities should work together in order to introduce these measures and improve road safety for all our young drivers.

The meeting closed at 5.49 pm.
The meeting opened at 2.00 pm.

1. **Time for Reflection**: Iain Gordon, Chief Executive, Bethany Christian Trust, led Time for Reflection.

2. **Elections to the Scottish Parliamentary Corporate Body**: Gil Paterson moved S3M-2987—That the Parliament notes the Standards, Procedures and Public Appointments Committee’s 1st Report, 2008 (Session 3), *Elections to the Scottish Parliamentary Corporate Body* (SP Paper 47), and agrees that the changes to Standing Orders set out in Annexe A to the report be made with effect from 11 December 2008.

After debate, the motion was agreed to (DT).

3. **Audit Committee - Title and Remit**: Gil Paterson moved S3M-2988—That the Parliament notes the Standards, Procedures and Public Appointments Committee’s 8th Report, 2008 (Session 3), *Audit Committee - Title and Remit* (SP Paper 151), and agrees that the changes to Standing Orders set out in Annexe A to the report be made with effect from 11 December 2008.

After debate, the motion was agreed to (DT).

4. **Ministerial Statement**: The Minister for Transport, Infrastructure and Climate Change (Stewart Stevenson) made a statement on the Strategic Transport Projects Review.

5. **Strategic Transport Projects Review**: The Parliament debated the Strategic Transport Projects Review.

6. **Business Motion**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3077—That the Parliament agrees the following programme of business—

**Wednesday 17 December 2008**

2.30 pm  
*followed by*  
Time for Reflection

*followed by*  
Parliamentary Bureau Motions

*followed by*  
Finance Committee Debate: Budget Process 2009-10

*followed by*  
Business Motion

*followed by*  
Parliamentary Bureau Motions

5.00 pm  
Decision Time

*followed by*  
Members’ Business
Thursday 18 December 2008

9.15 am      Parliamentary Bureau Motions
followed by  Scottish Government Debate: Drink Driving

11.40 am     General Question Time

12 noon      First Minister’s Question Time

2.15 pm      Themed Question Time
              Finance and Sustainable Growth

2.55 pm      Scottish Government Debate: Organ Donation Taskforce
followed by  Parliamentary Bureau Motions

5.00 pm      Decision Time
followed by  Members’ Business

Wednesday 7 January 2009

2.30 pm      Time for Reflection
followed by  Parliamentary Bureau Motions
followed by  Scottish Government Business
followed by  Business Motion
followed by  Parliamentary Bureau Motions

5.00 pm      Decision Time
followed by  Members’ Business

Thursday 8 January 2009

9.15 am      Parliamentary Bureau Motions
followed by  Scottish Government Business

11.40 am     General Question Time

12 noon      First Minister’s Question Time

2.15 pm      Themed Question Time
              Europe, External Affairs and the Environment;
              Education and Lifelong Learning

2.55 pm      Scottish Government Business
followed by  Parliamentary Bureau Motions

5.00 pm      Decision Time
followed by  Members’ Business
The motion was agreed to.

7. **Designation of Lead Committee:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3071—That the Parliament agrees that the Transport, Infrastructure and Climate Change Committee be designated as the lead committee, and that the Rural Affairs and Environment Committee be designated as secondary committee, in consideration of the Climate Change (Scotland) Bill at Stage 1.

After debate, the motion was agreed to (DT).

8. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3070—That the Parliament agrees that the draft Protection of Charities Assets (Exemption) and the Charity Test (Specified Bodies) (Scotland) Amendment Order 2008 be approved.

After debate, the motion was agreed to (DT).

9. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3072—That the Parliament agrees that the draft Fundable Bodies (Scotland) Order 2008 be approved.

After debate, the motion was agreed to (DT).

10. **Decision Time:** The Parliament took decisions on items 2, 3, 7, 8 and 9 as noted above.

11. **60th Anniversary of the Universal Declaration of Human Rights:** The Parliament debated S3M-2630 in the name of Jamie Hepburn—That the Parliament notes that 10 December 2008 will be the 60th anniversary of the adoption of the Universal Declaration of Human Rights (UDHR) by the General Assembly of the United Nations; believes that the UDHR is one of the outstanding statements of the dignity, integrity and rights belonging to every human being, and further believes that the principles of the UDHR should continue to serve as inspiration for the future development of Scotland.

The meeting closed at 5.47 pm.
The meeting opened at 9.15 am.

1. **ScotRail Franchise:** Des McNulty moved S3M-3075—That the Parliament notes the Audit Scotland report on the extension of First ScotRail’s contract to 2014; expresses serious concern regarding the lack of consultation over the extension of this franchise and the failure of ministers to require a fully documented business case; notes the resignation of the former finance director of Transport Scotland; calls on the Scottish Government to cooperate with any Audit Committee investigation, and urges the Minister for Transport, Infrastructure and Climate Change to issue a statement to the Parliament should any investigation into the probity or governance within Transport Scotland make that necessary.

The Minister for Transport, Infrastructure and Climate Change (Stewart Stevenson) moved amendment S3M-3075.3 to motion S3M-3075—

Leave out from “expresses” to first “Transport Scotland”.

After debate, the amendment was disagreed to ((DT) by division: For 47, Against 76, Abstentions 1).

Alex Johnstone moved amendment S3M-3075.1 to motion S3M-3075—

Leave out from “expresses” to end and insert—

“notes from the report that the original contract, negotiated by the previous Labour-led Scottish administration, “did not specify the conditions under which an extension should be considered or the criteria to be used to decide whether an extension might be appropriate”; believes that practice and procedures for future contract management can be improved and notes the report's recommendations for Transport Scotland; considers that, in light of the finding that “First ScotRail was performing above its punctuality and capacity improvements targets within its first year of operating” and “key aspects of the original franchise contract were no longer fit for purpose”, the decision to extend the contract, inserted into the original contract under the previous Labour-led Scottish administration, was on balance justifiable.”

After debate, the amendment was agreed to ((DT) by division: For 63, Against 61, Abstentions 0).

Alison McInnes moved amendment S3M-3075.2 to motion S3M-3075—

Insert at end—

“requires the Scottish Government to conduct the next steps of the franchise extension process with the greatest possible transparency, and therefore calls on the Minister for Transport, Infrastructure and Climate Change to bring before Parliament the draft proposals on how the £73.1 million accrued through the franchise extension will be reinvested to allow close scrutiny of the plans before any further funds are committed.”
After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to ((DT) by division: For 63, Against 58, Abstentions 3).

Accordingly the Parliament resolved—That the Parliament notes the Audit Scotland report on the extension of First ScotRail’s contract to 2014; notes from the report that the original contract, negotiated by the previous Labour-led Scottish administration, “did not specify the conditions under which an extension should be considered or the criteria to be used to decide whether an extension might be appropriate”; believes that practice and procedures for future contract management can be improved and notes the report’s recommendations for Transport Scotland; considers that, in light of the finding that “First ScotRail was performing above its punctuality and capacity improvements targets within its first year of operating” and “key aspects of the original franchise contract were no longer fit for purpose”, the decision to extend the contract, inserted into the original contract under the previous Labour-led Scottish administration, was on balance justifiable; requires the Scottish Government to conduct the next steps of the franchise extension process with the greatest possible transparency, and therefore calls on the Minister for Transport, Infrastructure and Climate Change to bring before Parliament the draft proposals on how the £73.1 million accrued through the franchise extension will be reinvested to allow close scrutiny of the plans before any further funds are committed.

2. Kinship Care: Rhona Brankin moved S3M-3078—That the Parliament notes the commitment given by the First Minister on 27 September 2007 to provide allowances for kinship carers and ensure that funding would be brought forward to ensure that all kinship carers of looked-after children in Scotland were paid the recommended allowance for foster carers; further notes the commitment contained in the Scottish Government’s strategy, Getting it right for every child in kinship and foster care, to introduce a minimum national allowance of between £119 and £198 per week for kinship carers and the comments of the Minister for Children and Early Years in the subsequent debate on 5 December 2007 that he anticipated that payment of this allowance would begin in April 2008; is concerned that this has not materialised and that the vast majority of kinship carers are not in receipt of an allowance consistent with the promises made by both the Minister for Children and Early Years and the First Minister, and therefore calls on the Scottish Government to honour in full its pledge to Scotland’s kinship carers and to properly recognise the vital role that kinship carers play in looking after some of Scotland’s most vulnerable children.

The Minister for Children and Early Years (Adam Ingram) moved amendment S3M-3078.1 to motion S3M-3078—

Leave out from “to provide” to end and insert—

“to kinship carers; notes the increase of over 100% of looked-after children since 2000 who live with a kinship carer; recognises the crucial role that these carers play in
supporting our most vulnerable children and that they should be supported financially at an equivalent level to foster carers; welcomes work by local authorities towards providing financial support to approved kinship carers of looked-after children using resources provided by central government and further welcomes the work of COSLA and the Association of Directors of Social Work to support the efforts of all local authorities to achieve this; calls on the Scottish Government to work constructively with the UK Government to resolve issues arising out of the interface with United Kingdom benefits legislation, and in this context notes the willingness of United Kingdom ministers to address anomalies in benefits entitlement for kinship carers."

After debate, the amendment was disagreed to ((DT) by division: For 49, Against 59, Abstentions 16).

The motion was then agreed to ((DT) by division: For 58, Against 49, Abstentions 17).

3. General Question Time: Questions were answered by Cabinet Secretaries and Ministers.

4. First Minister's Question Time: Questions were answered by the First Minister (Alex Salmond).

5. Themed Question Time: Questions on Justice and Law Officers and Rural Affairs and the Environment were answered by Cabinet Secretaries, Ministers and Scottish Law Officers.


8. Decision Time: The Parliament took decisions on items 1 and 2 as noted above.

9. Communities Leading on Climate Change: The Parliament debated S3M-2991 in the name of Patrick Harvie—That the Parliament congratulates the community groups around Scotland, such as the Toryglen Gardening Club in Glasgow, that have made successful applications to the Climate Challenge Fund; notes that the fund makes available £27.4 million over three years to support community-led efforts to make serious carbon reductions across Scotland; believes that Scotland’s diverse communities can play an important role in carbon innovation, and believes that projects supported by the fund can also help build community cohesion, tackle social exclusion and build sustainable local economies.

The meeting closed at 5.36 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** The Very Rev Patrick Keegans, Former Parish Priest of Holy Trinity Church, Lockerbie, led Time for Reflection.

2. **Finance Committee 7th Report 2008 (Session 3): Scottish Government's Draft Budget 2009-10:** Andrew Welsh moved S3M-3100—That the Parliament notes the 7th Report 2008 (Session 3) of the Finance Committee on the Scottish Government's Draft Budget 2009-10 (SP Paper 179), and refers the report and its recommendations to the Scottish Government for consideration.

After debate, the motion was agreed to (DT).

3. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3117—That the Parliament agrees that Rule 5.6.1(c) of Standing Orders be suspended for the purposes of Members' Business on Thursday 18 December 2008.

The motion was agreed to.

4. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3118—That the Parliament agrees the following revision to the programme of business for Thursday 18 December 2008—

    after
    5.00 pm Decision Time
delete
    followed by Members' Business

and after

12 noon First Minister's Question Time

insert

    followed by Members' Business

The motion was agreed to.

5. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3119—That the Parliament agrees the following programme of business—

Wednesday 7 January 2009

2.30 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Scottish Government Debate: National Qualifications
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 8 January 2009

9.15 am Parliamentary Bureau Motions
followed by Scottish Government Debate: Protecting Scotland’s Communities – the Scottish Government’s Offender Management Plan
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
Europe, External Affairs and the Environment; Education and Lifelong Learning
2.55 pm Scottish Government Debate: Homecoming and its Potential to Support Sustainable Economic Growth
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Wednesday 14 January 2009

2.30 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Stage 1 Debate: Budget (Scotland) (No.2) Bill
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 15 January 2009

9.15 am Parliamentary Bureau Motions
followed by Scottish Government Business
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
Health and Wellbeing
The motion was agreed to.

6. **Designation of Lead Committee**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3120—That the Parliament agrees that the Local Government and Communities Committee be designated as the lead committee in consideration of the Scottish Government National Planning Framework for Scotland 2 (Proposed Framework).

The motion was agreed to (DT).

7. **Decision Time**: The Parliament took decisions on items 2 and 6 as noted above.

8. **Eco-Congregation Scotland Programme**: The Parliament debated S3M-2665 in the name of Des McNulty—That the Parliament recognises the important role played by churches and other faith groups in Scotland in raising awareness of environmental issues and in particular climate change; congratulates the Eco-Congregation Scotland programme on achieving its 200th registration; notes the rapid growth of the programme across Scotland from its inception less than a decade ago to become the largest network of community environment groups in Scotland and its spread to include congregations from nine denominations, including the congregation of the Abbotsford Parish Church in Clydebank, and welcomes the new commitment that the programme is making to help congregations and communities understand the impact of climate change here and in the developing world, respond appropriately to the challenge climate change presents and take collective and personal responsibility for reducing their carbon emissions.

The meeting closed at 5.45 pm.
The meeting opened at 9.15 am.

1. **Drink Driving:** The Cabinet Secretary for Justice (Kenny MacAskill) moved S3M-3125—That the Parliament expresses concern that one in nine road deaths in Scotland is related to drink driving; calls on the UK Government to reduce the 80 mg limit, which was set over 40 years ago, to a 50 mg limit in line with much of Europe; wishes Scotland's police forces success with their campaign over the festive season, and sincerely hopes that no one has their Christmas and New Year destroyed by those who choose to ignore the anti-drink-driving message.

Richard Baker moved amendment S3M-3125.1 to motion S3M-3125—

Leave out from “calls” to end and insert—

"recognises that the UK Government is currently consulting on road safety and related issues and that this includes an invitation for views on the current drink-driving limit; believes that a UK-wide approach on this issue is sensible; believes that Scottish ministers should engage constructively in the UK Government’s consultation process, and believes that drink driving must be combated at all times of the year and that Scottish police forces must be properly resourced to ensure effective enforcement."

Bill Aitken moved amendment S3M-3125.1.1 to amendment S3M-3125.1—

Leave out from third “believes” to end and insert—

“further recognises the growing problem of driving under the influence of drugs, and believes that drink and drug driving must be combated at all times of the year and that Scottish police forces must be properly resourced and be in possession of the appropriate technology to ensure effective enforcement.”

After debate, amendment S3M-3125.1.1 was agreed to ((DT) by division: For 99, Against 15, Abstentions 2).

After debate, amendment S3M-3125.1 as amended was disagreed to ((DT) by division: For 55, Against 61, Abstentions 0).

After debate, the motion was agreed to ((DT) by division: For 66, Against 1, Abstentions 49).

2. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

3. **First Minister's Question Time:** Questions were answered by the First Minister (Alex Salmond).

4. **Dignity for Palestinians:** The Parliament debated S3M-2878 in the name of Pauline McNeill—That the Parliament welcomes the passage of the boat, Dignity, which travelled from Cyprus to Gaza with 11 European
parliamentarians including three members of the Scottish Parliament on board; recognises that this is the third boat to challenge the siege of Gaza, which has become a permanent blockade and which has affected every aspect of Palestinian life to the point where they are now in receipt of the largest food aid programme in the world; is concerned about the impact of the blockade on ordinary Palestinians, denying them basic health care rights as there is a shortage of medicine, proper medical equipment and severe restrictions on leaving Gaza for referral treatment, which has resulted in many deaths as recorded by the World Health Organisation; supports the efforts of Edinburgh Direct Aid to send aid to Gaza, and recognises that action by the international community, to secure an end to the siege of Gaza and implement international law, is key to encouraging long-term peace in the Middle East.

5. **Motion without Notice:** Pauline McNeill moved without notice that, under Rule 8.14.3, the debate on Dignity for Palestinians be extended until 1.24 pm. The motion was agreed to.

6. **Themed Question Time:** Questions on Finance and Sustainable Growth were answered by the Cabinet Secretary and Ministers.

7. **Organ Donation:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved S3M-3124—That the Parliament accepts the recommendations in the second report from the UK Organ Donation Taskforce and notes in particular that the move to a system of opt out should be reviewed again in five years’ time in light of the progress with implementation of the recommendations in the taskforce’s first report, which are designed to remove existing barriers to donation, and that, in light of the growing shortage of organs for transplantation, Scotland should, within the existing legislative framework, take all possible steps to almost double its number of organ donors, as our contribution to the challenge of increasing organ donation rates across the United Kingdom from the present level of 13 donors per million population to 24 donors per million population by 2013.

Dr Richard Simpson moved amendment S3M-3124.1 to motion S3M-3124—

Leave out from second “the” to “which” and insert—

“those recommendations of the reports of the UK Organ Donation Taskforce that”

After debate, the amendment was disagreed to ((DT) by division: For 48, Against 64, Abstentions 4).

The motion was then agreed to (DT).

8. **Decision Time:** The Parliament took decisions on items 1 and 7 as noted above.

The meeting closed at 5.04 pm.
The meeting opened at 2.30 pm.


2. **National Qualifications**: The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) moved S3M-3164—That the Parliament recognises the importance of developing the next generation of national qualifications in Scotland in line with the aims, vision and values of the Curriculum for Excellence, with its emphasis on equipping all young people to respond to the demands of the 21st century through developing their capacities as successful learners, confident individuals, responsible citizens and effective contributors and acknowledges the challenges and opportunities in taking forward the findings of the national consultation exercise and the key role to be played by local authorities, schools, colleges, universities and others in ensuring that we develop a system that meets the expectations of society, in which robust and credible assessment supports good learning and teaching and all young people have the opportunity to acquire the skills, knowledge and experience that they require to take their places in a modern society and economy.

Rhona Brankin moved amendment S3M-3164.3 to motion S3M-3164—

Insert at end—

“...is therefore concerned at the continued lack of clarity over the implementation of the Curriculum for Excellence (CfE) within the new examinable framework; highlights the need for parents, teachers and other stakeholders to be involved to a far greater extent in developing the CfE and for teaching staff in particular to be given the time and investment needed to develop materials for it; believes that literacy and numeracy are central to the development of the CfE; believes that it is unacceptable that fewer than half of primary 7 pupils are well established in reading; calls on the Scottish Government to establish an assessment regime for basic literacy in primary schools, linked to individual programmes for pupils who have failed to attain adequate literacy skills, with the expectation that all pupils should leave primary school functionally literate, and calls for a greater show of leadership and direction from the Cabinet Secretary for Education and Lifelong Learning.”

After debate, the amendment was disagreed to ((DT) by division: For 42, Against 63, Abstentions 16).

Elizabeth Smith moved amendment S3M-3164.1 to motion S3M-3164—

Insert at end—

“...and, in particular, recognises the need to ensure that pupils in Scotland are properly schooled and tested in the basic skills of literacy and numeracy by the end of primary 7 and also to ensure that the qualifications structure better reflects the specific needs of all pupils, whether they wish to pursue courses that are more academically focused or more vocationally focused.”
After debate, the amendment was agreed to (DT).

Margaret Smith moved amendment S3M-3164.2 to motion S3M-3164—

After “contributors” insert—

“; further recognises the funding, resourcing and training implications of such a move,”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament recognises the importance of developing the next generation of national qualifications in Scotland in line with the aims, vision and values of the Curriculum for Excellence, with its emphasis on equipping all young people to respond to the demands of the 21st century through developing their capacities as successful learners, confident individuals, responsible citizens and effective contributors; further recognises the funding, resourcing and training implications of such a move; acknowledges the challenges and opportunities in taking forward the findings of the national consultation exercise and the key role to be played by local authorities, schools, colleges, universities and others in ensuring that we develop a system that meets the expectations of society, in which robust and credible assessment supports good learning and teaching and all young people have the opportunity to acquire the skills, knowledge and experience that they require to take their places in a modern society and economy, and, in particular, recognises the need to ensure that pupils in Scotland are properly schooled and tested in the basic skills of literacy and numeracy by the end of primary 7 and also to ensure that the qualifications structure better reflects the specific needs of all pupils, whether they wish to pursue courses that are more academically focused or more vocationally focused.

3. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3177—That the Parliament agrees the following revision to the programme of business for Thursday 8 January 2009—

after

Thursday 8 January 2009

9.15 am Parliamentary Bureau Motions

delete

followed by Scottish Government Debate: Protecting Scotland’s Communities – the Scottish Government’s Offender Management Plan

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time

Europe, External Affairs and Culture;
Education and Lifelong Learning

2.55 pm Scottish Government Debate: Homecoming and its Potential to Support Sustainable Economic Growth

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

and insert

followed by Scottish Government Debate: Homecoming and its Potential to Support Sustainable Economic Growth

followed by Scottish Government Debate: The Humanitarian Disaster in Gaza

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time
Europe, External Affairs and Culture; Education and Lifelong Learning

2.55 pm Scottish Government Debate: Protecting Scotland’s Communities – the Scottish Government’s Offender Management Plan

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

The motion was agreed to.

4. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3169—That the Parliament agrees the following programme of business—

Wednesday 14 January 2009

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Stage 1 Debate: Budget (Scotland) (No.2) Bill

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Thursday 15 January 2009

9.15 am Parliamentary Bureau Motions
followed by  Stage 1 Debate: Health Boards (Membership and Elections) (Scotland) Bill
followed by  Financial Resolution: Health Boards (Membership and Elections) (Scotland) Bill
11.40 am  General Question Time
12 noon  First Minister’s Question Time
2.15 pm  Themed Question Time
          Health and Wellbeing
2.55 pm  Scottish Government Debate: Forth Crossing
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business

Wednesday 21 January 2009
2.30 pm  Time for Reflection
followed by  Parliamentary Bureau Motions
followed by  Scottish Government Business
followed by  Business Motion
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business

Thursday 22 January 2009
9.15 am  Parliamentary Bureau Motions
followed by  Stage 3 Proceedings: Scottish Parliamentary Pensions Bill
followed by  Scottish Government Business
11.40 am  General Question Time
12 noon  First Minister’s Question Time
2.15 pm  Themed Question Time
          Rural Affairs and the Environment;
          Justice and Law Officers
2.55 pm  Stage 1 Debate: Flood Risk Management (Scotland) Bill
followed by  Financial Resolution: Flood Risk Management (Scotland) Bill
followed by  Parliamentary Bureau Motions
5.00 pm  Decision Time
followed by  Members’ Business
The motion was agreed to.

5. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3170—That the Parliament agrees that consideration of the Sexual Offences (Scotland) Bill at Stage 1 be extended to 13 February 2009.

The motion was agreed to.

6. **Decision Time:** The Parliament took decisions on items 2 as noted above.

7. **Devastating Cuts At The Herald and Evening Times:** The Parliament debated S3M-3038 in the name of Sandra White—That the Parliament condemns the announcement that all staff at *The Herald* and *Evening Times* in Glasgow will be made redundant and have to re-apply for their jobs under new terms and conditions, which it believes will inevitably leave them worse off, and further believes that this reorganisation will have a damaging effect on editorial independence among the titles and should be re-evaluated.

8. **Motion without Notice:** Sandra White moved without notice that, under Rule 8.14.3, the debate be extended until 5.57 pm. The motion was agreed to.

The meeting closed at 5.57 pm.
The meeting opened at 9.15 am.

1. **Homecoming and its Potential to Support Sustainable Economic Growth**: The Minister for Enterprise, Energy and Tourism (Jim Mather) moved S3M-3173—That the Parliament supports Scotland’s first ever homecoming celebration; recognises that the spectacular calendar of events and activities taking place this year from the weekend around Burns Night to St Andrew’s Day will make for a unique year for all those joining the celebrations, including the people living in Scotland, the diaspora Scots and those with an affinity for Scotland who visit in 2009, and further recognises the potential for Homecoming Scotland 2009 to boost international and domestic tourism in support of the Scottish economy at this time.

Lewis Macdonald moved amendment S3M-3173.1 to motion S3M-3173—

Leave out from first “recognises” to end and insert—

“welcomes and supports the calendar of events and activities taking place this year from the weekend around Burns Night to St Andrew’s Day; recognises that this will make for a unique year for all those joining the celebrations, including the people living in Scotland, the diaspora Scots and those with an affinity for Scotland who visit in 2009, and calls on Scottish ministers to maximise the potential for Homecoming Scotland 2009 to boost international and domestic tourism in support of the Scottish economy by restoring full access to apprenticeships in the tourism and hospitality industries, bringing an end to uncertainty around future funding of Scots language and arts organisations and detailing how they will measure the contribution of Homecoming Scotland 2009 to supporting sustainable economic growth in the course of this year and beyond.”

After debate, the amendment was disagreed to ((DT) by division: For 55, Against 62, Abstentions 3).

Gavin Brown moved amendment S3M-3173.2 to motion S3M-3173—

Insert at end—

“; recognises that ensuring a lasting economic legacy will depend on capturing information on those who visit during the Year of Homecoming with a view to creating a substantial marketing database for engaging with the diaspora Scots going forward; further recognises that individual tourism providers will be the engines of economic growth generated as a result of the Homecoming, and urges the Scottish Government to ensure that the industry be fully engaged throughout.”

After debate, the amendment was agreed to (DT).

Iain Smith moved amendment S3M-3173.4 to motion S3M-3173—

Insert at end—
“and calls on the Scottish Government to bring forward details of its plans to promote Homecoming in Scotland, the United Kingdom and abroad in order to achieve maximum economic benefit from the celebrations.”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament supports Scotland’s first ever homecoming celebration; recognises that the spectacular calendar of events and activities taking place this year from the weekend around Burns Night to St Andrew’s Day will make for a unique year for all those joining the celebrations, including the people living in Scotland, the diaspora Scots and those with an affinity for Scotland who visit in 2009; further recognises the potential for Homecoming Scotland 2009 to boost international and domestic tourism in support of the Scottish economy at this time; recognises that ensuring a lasting economic legacy will depend on capturing information on those who visit during the Year of Homecoming with a view to creating a substantial marketing database for engaging with the diaspora Scots going forward; further recognises that individual tourism providers will be the engines of economic growth generated as a result of the Homecoming; urges the Scottish Government to ensure that the industry be fully engaged throughout, and calls on the Scottish Government to bring forward details of its plans to promote Homecoming in Scotland, the United Kingdom and abroad in order to achieve maximum economic benefit from the celebrations.

2. **The Humanitarian Disaster in Gaza:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved S3M-3179—That the Parliament expresses its concern over the loss of all lives in the conflict in Gaza; joins the international community in calling for a ceasefire; acknowledges the unfolding humanitarian disaster in Gaza; recognises and welcomes the role being played by those in Scotland involved in the humanitarian response, and supports the work of all charities and NGOs in Scotland that are responding to this situation.

After debate, the motion was agreed to (DT).

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Europe, External Affairs and Culture and on Education and Lifelong Learning were answered by Cabinet Secretaries and Ministers.

6. **Protecting Scotland's Communities - The Scottish Government Offender Management Plan:** The Cabinet Secretary for Justice (Kenny MacAskill) moved S3M-3174—That the Parliament supports the Scottish
Government’s plan for delivering a coherent offender management strategy built on a robust regime of community penalties and payback and a strong and proportionate management for offenders sentenced to prison and welcomes the publication, on 17 December 2008, of Protecting Scotland’s Communities: Fair, Fast and Flexible Justice, which sets out the Scottish Government’s strategy to tackle reoffending and enhance public safety through a system that will deliver immediate, visible, effective, high quality, flexible and relevant justice.

Richard Baker moved amendment S3M-3174.1 to motion S3M-3174—

Leave out from “supports” to end and insert—

“expresses concern that the Scottish Government’s proposals for the abolition of six-month sentences are unworkable and will not improve community safety; agrees that it is right to seek to expand the provision of tough effective community sentences and payback but that to be effective such measures must be properly resourced and that this is not the case under current national and local funding settlements, and believes that any changes to the sentencing system must put first the delivery of justice and protecting the public.”

After debate, the amendment was disagreed to ((DT) by division: For 41, Against 79, Abstentions 0).

Bill Aitken moved amendment S3M-3174.2 to motion S3M-3174—

Leave out from “supports” to end and insert—

“recognises that in some cases custody is the only appropriate disposal and prison should offer a greater opportunity for rehabilitation; believes that it is vital where community penalties are imposed that there is a much tighter and rigorous control of these orders, including making community penalties more robust and visible to the community and, in particular, to the victims of crime, and notes that only when these measures are in place will the public start to have more confidence in the criminal justice system.”

After debate, the amendment was disagreed to ((DT) by division: For 56, Against 63, Abstentions 0).

Robert Brown moved amendment S3M-3174.3 to motion S3M-3174—

Leave out from “supports” to end and insert—

“welcomes the publication on 17 December 2008 of Protecting Scotland’s Communities: Fair, Fast and Flexible Justice, which sets out the Scottish Government’s strategy to deliver a coherent offender management strategy built on a robust regime of community penalties and payback and proportionate management of offenders sentenced to prison; recognises that community sentences that are completed speedily and enforced with rigour offer greater benefits to communities and individuals than short prison sentences and that their planned expansion must be adequately resourced; calls on the Scottish Government to incorporate in its offender management strategy effective action to tackle the underlying causes of crime and factors and circumstances known to have a link with offending behaviour; reaffirms the importance of judicial independence free from executive direction, and looks forward to
constructive engagement with the Scottish Government on the detailed implementation of the programme.”

After debate, the amendment was agreed to ((DT) by division: For 62, Against 56, Abstentions 1).

The motion, as amended, was then agreed to ((DT) by division: For 62, Against 57, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament welcomes the publication on 17 December 2008 of Protecting Scotland’s Communities: Fair, Fast and Flexible Justice, which sets out the Scottish Government’s strategy to deliver a coherent offender management strategy built on a robust regime of community penalties and payback and proportionate management of offenders sentenced to prison; recognises that community sentences that are completed speedily and enforced with rigour offer greater benefits to communities and individuals than short prison sentences and that their planned expansion must be adequately resourced; calls on the Scottish Government to incorporate in its offender management strategy effective action to tackle the underlying causes of crime and factors and circumstances known to have a link with offending behaviour; reaffirms the importance of judicial independence free from executive direction, and looks forward to constructive engagement with the Scottish Government on the detailed implementation of the programme.

7. Decision Time: The Parliament took decisions on items 1, 2 and 6 as noted above.

8. Aberdeen Forensic Science Laboratory: The Parliament debated S3M-2957 in the name of Lewis Macdonald—That the Parliament notes the proposals made by the Scottish Police Services Authority for the closure of the forensic science laboratory in Aberdeen; welcomes the direction issued by the Cabinet Secretary for Justice to the authority in May 2008 that it should engage in fresh consultation with interested parties; considers, with regret, that the authority’s consultation document published in November 2008 amounts to no more than a further case for closure; believes that the authority has thereby appeared to suggest that the conclusion of its consultation has already been determined in favour of closure, and further believes that the continued provision of forensic services to Grampian Police and Northern Constabulary by the forensic laboratory in Aberdeen is one of a number of options worthy of proper consideration in a meaningful consultation process.

9. Motion without Notice: Lewis Macdonald moved without notice that, under Rule 8.14.3, the debate be extended until 6.01 pm. The motion was agreed to.

The meeting closed at 6.01 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Sister Patricia McKenna, St John’s, Barrhead, led Time for Reflection.

2. **Budget (Scotland) (No.2) Bill:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-3161—That the Parliament agrees to the general principles of the Budget (Scotland) (No.2) Bill.

After debate, the motion was agreed to ((DT) by division: For 107, Against 16, Abstentions 1).

3. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3212—That the Parliament agrees the following programme of business—

**Wednesday 21 January 2009**

2.30 pm  Time for Reflection

*followed by*  Parliamentary Bureau Motions

*followed by*  Ministerial Statement: Mortgage to Shared Equity – Mortgage to Rent

*followed by*  Scottish Government Debate: Common Agricultural Policy Health Check

*followed by*  Business Motion

*followed by*  Parliamentary Bureau Motions

5.00 pm  Decision Time

*followed by*  Members’ Business

**Thursday 22 January 2009**

9.15 am  Parliamentary Bureau Motions

*followed by*  Stage 3 Proceedings: Scottish Parliamentary Pensions Bill


11.40 am  General Question Time

12 noon  First Minister’s Question Time

2.15 pm  Themed Question Time

Rural Affairs and the Environment;
Justice and Law Officers

2.55 pm  Stage 1 Debate: Flood Risk Management (Scotland) Bill
followed by Financial Resolution: Flood Risk Management (Scotland) Bill

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Wednesday 28 January 2009

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Stage 3 Proceedings: Budget (Scotland) (No.2) Bill

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Thursday 29 January 2009

9.15 am Parliamentary Bureau Motions

followed by Scottish Government Business

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time

Finance and Sustainable Growth

2.55 pm Scottish Government Business

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

The motion was agreed to.

4. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3210—that the Parliament agrees that consideration of the Climate Change (Scotland) Bill at Stage 1 be completed by 8 May 2009.

The motion was agreed to.

5. Decision Time: The Parliament took decisions on item 2 as noted above.

6. Post Office Closures: The Parliament debated S3M-2753 in the name of Jim Hume—that the Parliament deplores the decision taken by Post Office Ltd to remain committed to its original post office branch closure programme across the South of Scotland despite the numerous strong objections made by individuals, businesses and community groups; further deplores the loss in
particular of Greenlaw Post Office, which was shown to be a thriving and profitable business; notes with deep concern the detrimental impact that this loss of service provision in Greenlaw will have on the economy of the immediate local community and surrounding area, individuals and small to medium-sized businesses reliant upon a service that is very localised and customised to their specific needs and that provides face-to-face personal support and advice to elderly, disabled and vulnerable people, and considers that urgent action should be taken to retain effective and comprehensive postal services in Greenlaw and the rest of the South of Scotland.

The meeting closed at 5.36 pm.
The meeting opened at 9.15 am.

1. **Health Boards (Membership and Elections) (Scotland) Bill:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved S3M-3162—That the Parliament agrees to the general principles of the Health Boards (Membership and Elections) (Scotland) Bill.

Ross Finnie moved amendment S3M-3162.1 to motion S3M-3162—

Insert at end—

“but, in so doing, noting the terms of the Health and Sport Committee’s Stage 1 report, calls on the Scottish Government to bring forward, ahead of Stage 3, firm proposals for the piloting of a variety of alternative schemes to improve public participation and shares the committee’s view that such agreement to the general principles should not be taken to pre-empt any decision that the Parliament may later be asked to take on the rolling out of direct elections to health boards nationwide.”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament agrees to the general principles of the Health Boards (Membership and Elections) (Scotland) Bill but, in so doing, noting the terms of the Health and Sport Committee’s Stage 1 report, calls on the Scottish Government to bring forward, ahead of Stage 3, firm proposals for the piloting of a variety of alternative schemes to improve public participation and shares the committee’s view that such agreement to the general principles should not be taken to pre-empt any decision that the Parliament may later be asked to take on the rolling out of direct elections to health boards nationwide.

2. **Health Boards (Membership and Elections) (Scotland) Bill: Financial Resolution:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved S3M-2937—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Health Boards (Membership and Elections) (Scotland) Bill, agrees to any expenditure of a kind referred to in paragraph 3(b)(iii) of Rule 9.12 of the Parliament’s Standing Orders arising in consequence of the Act.

The motion was agreed to (DT).

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).
5. **Themed Question Time:** Questions on Health and Wellbeing were answered by the Cabinet Secretary and Ministers.

6. **Forth Crossing:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-3214—That the Parliament notes the Scottish Government’s choice of conventional capital funding for construction of the Forth Replacement Crossing and welcomes the fact that Scotland’s biggest infrastructure project for a generation will be delivered without the need for tolls.

Des McNulty moved amendment S3M-3214.3 to motion S3M-3214—

Leave out from “and welcomes” to end and insert—

“; expresses concern that the lack of prior consultation with the UK Government raises questions over the delivery of the project on time and on budget, and considers that the new bridge should be capable of operating on a multi-modal basis to ensure continuity of provision for public transport as well as private vehicles.”

After debate, the amendment was disagreed to ((DT) by division: For 43, Against 64, Abstentions 16).

Derek Brownlee moved amendment S3M-3214.1 to motion S3M-3214—

Insert at end—

“and calls on the Scottish and UK governments to work together to ensure that the new crossing is delivered at the earliest possible opportunity.”

After debate, the amendment was agreed to (DT).

Jeremy Purvis moved amendment S3M-3214.4 to motion S3M-3214—

Leave out from “and welcomes” to end and insert—

“; condemns the actions of the Scottish Government in bringing before the Parliament a proposal for the Forth Replacement Crossing (FRC) that has no agreed funding package; notes that under the Scottish Government’s plans “a significant number of other very deserving capital projects will have to be displaced to make room for the FRC”, and therefore calls on the Scottish Government to bring before the Parliament immediately a prioritised list of capital projects between 2009 and 2016.”

After debate, the amendment was disagreed to ((DT) by division: For 57, Against 66, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 121, Against 2, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament notes the Scottish Government’s choice of conventional capital funding for construction of the Forth Replacement Crossing and welcomes the fact that Scotland’s biggest infrastructure project for a generation will be delivered without the need for
tolls, and calls on the Scottish and UK governments to work together to ensure that the new crossing is delivered at the earliest possible opportunity.

7. Decision Time: The Parliament took decisions on items 1, 2 and 6 as noted above.

8. Future of the Bull Hire Scheme: The Parliament debated S3M-2932 in the name of Jamie McGrigor—That the Parliament notes the proposals to abolish the current Bull Hire Scheme for crofters; is aware of genuinely felt concerns among crofters over this proposal and the potentially more costly and inconvenient options that might replace the scheme; believes that the current Bull Hire Scheme has widespread support within the crofting sector and has played an extremely important part in maintaining the quality of cattle stock in the crofting counties, and further believes that some form of bull hire scheme is in the best interests of crofters and stock quality in the crofting counties.

9. Motion without Notice: Jamie McGrigor moved without notice that, under Rule 8.14.3, the debate be extended by up to 30 minutes. The motion was agreed to.

The meeting closed at 5.58 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** The Honourable Steve Peters, Speaker of the Legislative Assembly of Ontario led Time for Reflection.

2. **Ministerial Statement:** The Minister for Communities and Sport (Stewart Maxwell) made a statement and answered questions on Mortgage to Shared Equity – Mortgage to Rent.

3. **Common Agricultural Policy Health Check:** The Cabinet Secretary for Rural Affairs and the Environment (Richard Lochhead) moved S3M-3250—That the Parliament, noting the recent agreement in the Council of Ministers on the European Commission’s legislative proposals for the Health Check of the Common Agricultural Policy (CAP), acknowledges the Scottish Government’s commitment to work with stakeholders on how key aspects of the proposals should be implemented in Scotland and on the longer-term implementation of CAP in Scotland and believes that future decisions must reflect the distinctiveness of agriculture in Scotland and support a dynamic and competitive industry with farmers playing their full part in achieving the Scottish Government’s purpose of sustainable economic growth through food production and the environmental management of our agricultural land, combined with the delivery of other economic and social public goods.

Sarah Boyack moved amendment S3M-3250.4 to motion S3M-3250—

Insert at end—

“and calls on the Scottish Government to work constructively with UK ministers to ensure that the United Kingdom’s negotiating strategy delivers the right framework for rural Scotland, including support for farming and crofting in fragile rural areas, to ensure that new policy mechanisms are in place to maintain habitat programmes, following the loss of set-aside provisions, and to continue a bull hire scheme.”

After debate, the amendment was agreed to (DT).

John Scott moved amendment S3M-3250.1 to motion S3M-3250—

Insert at end—

“considers that greater levels of food production and increased self-sufficiency are becoming increasingly important, and therefore encourages policy makers to work towards future support being linked to the active farming of land.”

After debate, the amendment was agreed to (DT).

Liam McArthur moved amendment S3M-3250.3 to motion S3M-3250—

Insert at end—
“notes with concern evidence of serious difficulties experienced by farmers and crofters in accessing monies under the Scotland Rural Development Programme (SRDP); recognises the Scottish Government’s commitment to review the Rural Priorities scheme, and calls on the Scottish Government to ensure that the review is sufficiently wide-ranging to cover all aspects of the structure of the SRDP as well as the application process for payments to resolve urgently the problems with the operation and implementation of the programme.”

After debate, the amendment was agreed to ((DT) by division: For 53, Against 2, Abstentions 62).

Robin Harper moved amendment S3M-3250.2 to motion S3M-3250—

Leave out from second “the Scottish Government’s” to end and insert—

“Scotland’s environmental, social and economic priorities through food production and the environmental management of our agricultural land, combined with the delivery of other economic and social public goods; accepts the decision by an overwhelming majority of the European Parliament that new controls need to be placed on the use of agricultural chemicals; notes that once these new controls are implemented there will be a level playing field in Europe, allowing the competitiveness of Scottish agriculture to be maintained, and further notes that environmental security and sustainability will be key to delivering a competitive and dynamic agricultural industry in the future.”

After debate, the amendment was disagreed to ((DT) by division: For 3, Against 76, Abstentions 37).

The motion, as amended, was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament, noting the recent agreement in the Council of Ministers on the European Commission’s legislative proposals for the Health Check of the Common Agricultural Policy (CAP), acknowledges the Scottish Government’s commitment to work with stakeholders on how key aspects of the proposals should be implemented in Scotland and on the longer-term implementation of CAP in Scotland and believes that future decisions must reflect the distinctiveness of agriculture in Scotland and support a dynamic and competitive industry with farmers playing their full part in achieving the Scottish Government’s purpose of sustainable economic growth through food production and the environmental management of our agricultural land, combined with the delivery of other economic and social public goods; calls on the Scottish Government to work constructively with UK ministers to ensure that the United Kingdom’s negotiating strategy delivers the right framework for rural Scotland, including support for farming and crofting in fragile rural areas, to ensure that new policy mechanisms are in place to maintain habitat programmes, following the loss of set-aside provisions, and to continue a bull hire scheme; considers that greater levels of food production and increased self-sufficiency are becoming increasingly important; therefore encourages policy makers to work towards future support being linked to the active farming of land; notes with concern evidence of serious difficulties experienced by farmers and crofters in accessing monies under the Scotland Rural Development Programme (SRDP); recognises the Scottish Government’s commitment to review the
Rural Priorities scheme, and calls on the Scottish Government to ensure that the review is sufficiently wide-ranging to cover all aspects of the structure of the SRDP as well as the application process for payments to resolve urgently the problems with the operation and implementation of the programme.

4. **Business Motion**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3254—That the Parliament agrees the following programme of business—

Wednesday 28 January 2009

2.30 pm  
Time for Reflection

*followed by*  
Parliamentary Bureau Motions

*followed by*  
Stage 3 Proceedings: Budget (Scotland) (No.2) Bill

*followed by*  
Business Motion

*followed by*  
Parliamentary Bureau Motions

5.00 pm  
Decision Time

*followed by*  
Members’ Business

Thursday 29 January 2009

9.15 am  
Parliamentary Bureau Motions

*followed by*  
Scottish Labour Party Business

11.40 am  
General Question Time

12 noon  
First Minister’s Question Time

2.15 pm  
Themed Question Time
  Finance and Sustainable Growth

2.55 pm  
Scottish Government Debate: Gaelic Language Plan

*followed by*  
Parliamentary Bureau Motions

5.00 pm  
Decision Time

*followed by*  
Members’ Business

Wednesday 4 February 2009

2.30 pm  
Time for Reflection

*followed by*  
Parliamentary Bureau Motions

*followed by*  
Scottish Government Business

*followed by*  
Business Motion

*followed by*  
Parliamentary Bureau Motions

5.00 pm  
Decision Time

*followed by*  
Members’ Business
Thursday 5 February 2009

9.15 am Parliamentary Bureau Motions

followed by Scottish Government Business

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time

   Education and Lifelong Learning;
   Europe, External Affairs and Culture

2.55 pm Scottish Government Business

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

The motion was agreed to.

5. Decision Time: The Parliament took decisions on item 3 as noted above.

6. Shelter Scotland 40 Years On: The Parliament debated S3M-2926 in the name of Mary Mulligan—That the Parliament welcomes the publication by Shelter Scotland of the 40 Years On booklet, which marks the 40th anniversary of the establishment of Shelter Scotland on 3 October 1968; notes that throughout its existence Shelter Scotland has consistently spoken out on behalf of those who are homeless or in poor-quality housing; further notes that Shelter Scotland has been at the cutting edge of developing services, including the opening of housing aid centres, the rural housing initiative, care and repair schemes for older people, the launch of the Housing Law Service, the returning home initiative and the Rough Sleepers Initiative, and was instrumental in the establishment of housing associations in Scotland such as Castle Rock Housing Association, now Castle Rock Edinvar Housing Association; further notes that Shelter Scotland is today the largest provider of online housing advice in the country; recognises that Shelter played a key role in the development of the Homelessness Task Force, which for the first time led to the establishment of a legal commitment to give all homeless people the right to a home by 2012, and welcomes the ongoing contribution which Shelter Scotland makes in the challenge of providing good-quality housing for all in Scotland.

The meeting closed at 5.40 pm.
The meeting opened at 9.15 am.

1. **Scottish Parliamentary Pensions Bill:** Alasdair Morgan moved S3M-3029—That the Parliament agrees that the Scottish Parliamentary Pensions Bill be passed.

   After debate, the motion was agreed to (DT).

2. **Scottish Government’s Response to the Scottish Council of Economic Advisers’ Annual Report:** The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) moved S3M-3257—That the Parliament notes the recommendations made in the *First Annual Report of the Scottish Council of Economic Advisers: December 2008* and the Scottish Government’s response to those recommendations in the context of its action to help businesses and households, support jobs and investment and ensure Scotland is well positioned to take advantage of any recovery.

   John Park moved amendment S3M-3257.2 to motion S3M-3257—

   Insert at end—

   “and calls on the Scottish Government to establish a formal link between the Council of Economic Advisers and the National Economic Forum to ensure that the work of the two bodies is coordinated to be of maximum benefit to the Scottish people.”

   After debate, the amendment was agreed to (DT).

   Derek Brownlee moved amendment S3M-3257.1 to motion S3M-3257—

   Insert at end—

   “and in particular notes the commitment to an independent assessment of the full economic costs and abatement potential of the various energy options, including nuclear power, which are open to Scotland.”

   After debate, the amendment was agreed to ((DT) by division: For 98, Against 18, Abstentions 0).

   Jeremy Purvis moved amendment S3M-3257.3 to motion S3M-3257—

   Insert at end—

   “notes the Council of Economic Advisers’ recommendation that the Scottish Government “raises the overall level of infrastructure spending within Scotland”, and believes that the Elgin bypass should be included in the Scottish Government’s transport infrastructure investment plans.”

   After debate, the amendment was disagreed to ((DT) by division: For 15, Against 48, Abstentions 52).
The motion, as amended, was then agreed to ((DT) by division: For 98, Against 2, Abstentions 16).

Accordingly the Parliament resolved—That the Parliament notes the recommendations made in the First Annual Report of the Scottish Council of Economic Advisers: December 2008 and the Scottish Government’s response to those recommendations in the context of its action to help businesses and households, support jobs and investment and ensure Scotland is well positioned to take advantage of any recovery; calls on the Scottish Government to establish a formal link between the Council of Economic Advisers and the National Economic Forum to ensure that the work of the two bodies is coordinated to be of maximum benefit to the Scottish people, and in particular notes the commitment to an independent assessment of the full economic costs and abatement potential of the various energy options, including nuclear power, which are open to Scotland.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Rural Affairs and the Environment, and Justice and Law Officers were answered by Cabinet Secretaries, Ministers and Scottish Law Officers.

6. **Flood Risk Management (Scotland) Bill:** The Cabinet Secretary for Rural Affairs and the Environment (Richard Lochhead) moved S3M-3163—That the Parliament agrees to the general principles of the Flood Risk Management (Scotland) Bill.

After debate, the motion was agreed to (DT).

7. **Flood Risk Management (Scotland) Bill: Financial Resolution:** The Minister for Environment (Michael Russell) moved S3M-2814—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Flood Risk Management (Scotland) Bill, agrees to any expenditure of a kind referred to in paragraph 3(b)(iii) of Rule 9.12 of the Parliament’s Standing Orders arising in consequence of the Act.

The motion was agreed to (DT).

8. **Decision Time:** The Parliament took decisions on items 1, 2, 6 and 7 as noted above.

9. **Cuiken Primary and its School Playing Field:** The Parliament debated S3M-2935 in the name of Christine Grahame—That the Parliament notes with alarm that yet another primary school playing field, at Cuiken Primary in Penicuik, is under threat of development despite Scottish Planning Policy (SPP) 11 and the presumption against building on school playing fields; notes
the objection of the Penicuik and District Community Council to this proposal, and believes that there should be centralised data on the current provision of school playing fields, including location and acreage, and that sportscotland would add benefit as a mandatory consultee in any development plans that impinge on school playing fields and public open spaces.

The meeting closed at 5.35 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection**: Rt Rev David Lunan, Moderator of the General Assembly of the Church of Scotland led Time for Reflection.

2. **Budget (Scotland) (No.2) Bill**: The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-3299—That the Parliament agrees that the Budget (Scotland) (No.2) Bill be passed.

   After debate, the motion was disagreed to ((DT) by division: For 64, Against 64, Abstentions 0, motion disagreed to on casting vote).

   Accordingly the Budget (Scotland) (No.2) Bill fell.

3. **Business Motion**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3314—That the Parliament agrees the following programme of business—

   Wednesday 4 February 2009
   2.30 pm  Time for Reflection
   followed by  Parliamentary Bureau Motions
   followed by  Scottish Government Debate: The Local Government Finance (Scotland) Order 2009
   followed by  Business Motion
   followed by  Parliamentary Bureau Motions
   5.00 pm  Decision Time
   followed by  Members’ Business

   Thursday 5 February 2009
   9.15 am  Parliamentary Bureau Motions
   followed by  Scottish Liberal Democrats Business
   11.40 am  General Question Time
   12 noon  First Minister’s Question Time
   2.15 pm  Themed Question Time
   Education and Lifelong Learning;
   Europe, External Affairs and Culture
   2.55 pm  Scottish Government Debate: Early Years Framework
   followed by  Parliamentary Bureau Motions
   5.00 pm  Decision Time
followed by Members’ Business

Wednesday 11 February 2009

2.30 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Scottish Government Business
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 12 February 2009

9.15 am Parliamentary Bureau Motions
followed by Scottish Government Business
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
Health and Wellbeing
2.55 pm Stage 1 Debate: Sexual Offences (Scotland) Bill
followed by Financial Resolution: Sexual Offences (Scotland) Bill
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

The motion was agreed to.

4. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3315—That the Parliament agrees that consideration of the Flood Risk Management (Scotland) Bill at Stage 2 be completed by 27 March 2009.

The motion was agreed to.

5. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3316—That the Parliament agrees that consideration of the Health Boards (Membership and Elections) (Scotland) Bill at Stage 2 be completed by 13 February 2009.

The motion was agreed to.
6. **Office of the Clerk:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3317—That the Parliament agrees that, between 1 September 2009 and 31 August 2010, the Office of the Clerk will be open on all days except: Saturdays and Sundays, 27 November 2009, 24 December (pm), 25 and 28 December 2009, 1 and 4 January 2010, 2 and 5 April 2010 and 3, 28 and 31 May 2010.

The motion was agreed to (DT).

7. **Parliamentary Recess Dates:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3318—That the Parliament agrees the following parliamentary recess dates under Rule 2.3.1: 12 – 25 October 2009 (inclusive), 21 December 2009 – 4 January 2010 (inclusive), 15 – 21 February 2010 (inclusive) and 29 March – 11 April 2010 (inclusive).

The motion was agreed to (DT).

8. **Approval of SSIs:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved—

   S3M-3319—That the Parliament agrees that the draft Further and Higher Education (Scotland) Act 1992 Modification Order 2009 be approved.

   S3M-3320—That the Parliament agrees that the draft International Organisations (Immunities and Privileges) (Scotland) Order 2009 be approved.

   S3M-3321—That the Parliament agrees that the draft Private Landlord Registration (Modification) (Scotland) Order 2009 be approved.

The motions were agreed to (DT).

9. **Decision Time:** The Parliament took decisions on items 2, 6, 7 and 8 as noted above.

10. **Knightswood Youth Theatre Announced as a Winner of Philip Lawrence Awards:** The Parliament debated S3M-3073 in the name of Bill Kidd—That the Parliament offers its congratulations to Knightswood Youth Theatre, which was announced a winner in the Philip Lawrence Awards, a prestigious national awards scheme that celebrates outstanding contributions made by young people to their community; commends the Knightswood Youth Theatre for bringing together young asylum seekers and refugees with young people from the local area to talk and share feelings, and commends its use of drama as a medium to increase mutual understanding and help the wider community gain a better understanding of young people’s views and aspirations on a wide range of controversial issues, including dawn raids, racism, alcoholism, divorce, bullying, teen suicide, friendship and romance.

The meeting closed at 5.29 pm.
The meeting opened at 9.15 am.

1. **Forestry:** Sarah Boyack moved S3M-3325—That the Parliament notes widespread and clearly expressed public concern about the potential effects on biodiversity, access, employment and the ability of Forestry Commission Scotland to continue to carry out its functions effectively as a result of the Scottish Government’s proposals to lease large tracts of the forestry estate to the private sector for decades into the future; notes that the Parliament is being asked by the Scottish Government to scrutinise a proposal that it has now said does “not necessarily represent the best or only option” to achieve its objectives; also notes that the Scottish Government has not set out what it believes would be the other or better options; further notes the lack of published detail or business plan and the inability of the Scottish Government to answer a series of questions on the full implications of its proposals at this time, and calls on the Scottish Government to reconsider its plans to proceed with the leasing proposal and end the uncertainty surrounding the proposals by dropping the provisions that would permit this from the Climate Change (Scotland) Bill.

The Minister for Environment (Michael Russell) moved amendment S3M-3325.1 to motion S3M-3325—

Leave out from “widespread” to end and insert—

“the consultation on climate change and forestry that has just closed; welcomes the widespread agreement that there must be a significant planting increase to assist the process of combating climate change; is grateful to all those who brought a variety of ideas and views forward, and looks forward to a report to the Parliament on the outcome of the consultation.”

John Scott moved amendment S3M-3325.1.1 to amendment S3M-3325.1—

Insert at end—

“and to subsequent detailed parliamentary scrutiny of any proposals brought forward as a result of the consultation.”

Jim Hume moved amendment S3M-3325.2 to motion S3M-3325—

After “future” insert—

“; recognises with concern that the loss of potentially 100,000 hectares of estate earmarked for this lease option represents 35 to 40% of Forestry Commission Scotland’s (FCS) timber income and 25% of its land mass; notes that diminishing FCS income by such a significant proportion could lead to the loss of investment for new leisure and tourism facilities, other woodland initiatives and research and development on renewable energy and could, in the longer term, threaten existing facilities and projects due to a restricted maintenance budget; further notes the potential detrimental impact that giving away full cutting rights could have on sawmills, smaller timber contractors and timber companies that often rely on cutting contracts granted to them..."
by FCS to sustain their businesses; believes that the lease option has been drawn up without considering the impact on rural and remote communities and without considering other land uses and land-use policies in an integrated approach;”

After debate, amendment S3M-3325.1.1 was agreed to ((DT) by division: For 80, Against 42, Abstentions 1).

After debate amendment S3M-3325.1 as amended was agreed to ((DT) by division: For 62, Against 61, Abstentions 1). As a result, amendment S3M-3325.2 was pre-empted.

The motion, as amended, was then agreed to ((DT) by division: For 62, Against 61, Abstentions 1).

Accordingly the Parliament resolved—That the Parliament notes the consultation on climate change and forestry that has just closed; welcomes the widespread agreement that there must be a significant planting increase to assist the process of combating climate change; is grateful to all those who brought a variety of ideas and views forward, and looks forward to a report to the Parliament on the outcome of the consultation and to subsequent detailed parliamentary scrutiny of any proposals brought forward as a result of the consultation.

2. Transport Priorities: Des McNulty moved S3M-3322—That the Parliament notes that the Strategic Transport Projects Review lacks detail on timescales and does not commit the Scottish Government to deliver a programme of expenditure for the vast majority of the projects identified; also notes the concern of communities along the length of the A82, A77, A9 and A96 that no indication has been given as to when their needs for road improvements will be addressed; notes in particular the disappointment of people in Elgin, Inverness and Maybole who were led to believe by the SNP prior to the 2007 election that their bypass schemes would be given priority by an SNP government, and reminds ministers of the principle of collective responsibility and the need to ensure that communities are not misled about the Scottish Government’s intentions.

The Minister for Transport, Infrastructure and Climate Change (Stewart Stevenson) moved amendment S3M-3322.2 to motion S3M-3322—

Leave out from “lacks” to end and insert—

“(STPR) focuses on the three STPR priorities of addressing safety on the network, maximising use of the network and making focused investments that deliver national benefits and notes that the STPR is not the only mechanism for the delivery of surface transport infrastructure supported by the Scottish Government which also involves working with regional transport partnerships and councils and that the Scottish Government is engaging with local communities such as Elgin, Inverness and Maybole to deliver solutions to a range of transport infrastructure issues that have important local benefits.”

After debate, the amendment was disagreed to ((DT) by division: For 46, Against 75, Abstentions 3).
Alex Johnstone moved amendment S3M-3322.3 to motion S3M-3322—

Insert at end—

“and, while recognising that the new Forth Replacement Crossing is an overriding priority for Scotland, calls on the Scottish Government to state its priorities by reference to the projects listed in the Strategic Transport Projects Review and others identified by regional transport partnerships and local authorities as having a major regional significance.”

After debate, the amendment was agreed to ((DT) by division: For 121, Against 2, Abstentions 1).

Alison McInnes moved amendment S3M-3322.1 to motion S3M-3322—

After “A9” insert “, A90”.

After debate, the amendment was agreed to ((DT) by division: For 75, Against 46, Abstentions 3).

The motion, as amended, was then agreed to ((DT) by division: For 75, Against 48, Abstentions 1).

Accordingly the Parliament resolved—That the Parliament notes that the Strategic Transport Projects Review lacks detail on timescales and does not commit the Scottish Government to deliver a programme of expenditure for the vast majority of the projects identified; also notes the concern of communities along the length of the A82, A77, A9, A90 and A96 that no indication has been given as to when their needs for road improvements will be addressed; notes in particular the disappointment of people in Elgin, Inverness and Maybole who were led to believe by the SNP prior to the 2007 election that their bypass schemes would be given priority by an SNP government; reminds ministers of the principle of collective responsibility and the need to ensure that communities are not misled about the Scottish Government’s intentions and, while recognising that the new Forth Replacement Crossing is an overriding priority for Scotland, calls on the Scottish Government to state its priorities by reference to the projects listed in the Strategic Transport Projects Review and others identified by regional transport partnerships and local authorities as having a major regional significance.

3. General Question Time: Questions were answered by Cabinet Secretaries and Ministers.

4. First Minister’s Question Time: Questions were answered by the First Minister (Alex Salmond).

5. Themed Question Time: Questions on Finance and Sustainable Growth were answered by the Cabinet Secretary and Ministers.
6. **Gaelic Language Plan:** The Minister for Europe, External Affairs and Culture (Linda Fabiani) moved S3M-3324—That the Parliament recognises that Gaelic is an integral part of Scotland’s heritage, national identity and current cultural life; welcomes and supports the launch of the consultation on the Scottish Government’s draft Gaelic Language Plan, and acknowledges the work being carried out on the implementation of other Gaelic language plans by Argyll and Bute Council, Comhairle nan Eilean Siar, Edinburgh City Council, Glasgow City Council, Highland Council, the Scottish Parliament and Highland and Islands Enterprise.

Pauline McNeill moved amendment S3M-3324.1 to motion S3M-3324—

Insert at end—

“; further welcomes the boost to the language provided by the establishment of BBC Alba, and calls for continued investment in and expansion of Gaelic-medium education.”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament recognises that Gaelic is an integral part of Scotland’s heritage, national identity and current cultural life; welcomes and supports the launch of the consultation on the Scottish Government’s draft Gaelic Language Plan; acknowledges the work being carried out on the implementation of other Gaelic language plans by Argyll and Bute Council, Comhairle nan Eilean Siar, Edinburgh City Council, Glasgow City Council, Highland Council, the Scottish Parliament and Highland and Islands Enterprise; further welcomes the boost to the language provided by the establishment of BBC Alba, and calls for continued investment in and expansion of Gaelic-medium education.

7. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3336—That the Parliament agrees—

(a) the following revision to the programme of business for Wednesday 4 February 2009—

delete

*followed by* Scottish Government Debate: The Local Government Finance (Scotland) Order 2009

and insert

*followed by* Stage 1 Debate: Budget (Scotland) (No.3) Bill

and (b) the following revision to the programme of business for Wednesday 11 February 2009—

delete
followed by Scottish Government Business

and insert

followed by Stage 3 Proceedings: Budget (Scotland) (No.3) Bill

The motion was agreed to.

8. Suspension of Standing Orders: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3337—That the Parliament agrees that, in order to consider the Budget (Scotland) (No.3) Bill at Stages 1, 2 and 3 on 4, 10 and 11 February 2009 respectively, the first sentence of Rule 9.16.5 be suspended.

After debate, the motion was agreed to (DT).

9. Decision Time: The Parliament took decisions on items 1, 2, 6 and 8 as noted above.

10. Diabetes UK 75th Anniversary: The Parliament debated S3M-3200 in the name of Karen Whitefield—That the Parliament congratulates Diabetes UK on its 75th anniversary, which it celebrates in 2009; notes, in this year of Homecoming, the particular contribution of Scotland and Scots to the work of Diabetes UK and to diabetes research, including RD Lawrence who founded the organisation with HG Wells in 1934, JJJR Macleod who shared the Nobel Prize in Medicine for the discovery of insulin and John Ireland who co-designed and developed the insulin pen; recognises that diabetes continues to be a major public health issue in Scotland, with 209,706 people registered with diabetes and a projected increase to 350,000 by 2025; commends the improvements in diabetes services over the past seven years arising from the Scottish Diabetes Framework Action Plan; notes that the action plan concludes this year, and looks forward to renewed commitment to action on diabetes in Scotland to take us into 2010 and onwards.

The meeting closed at 5.44 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Professor John Haldane, Director of the Centre for Ethics, Philosophy and Public Affairs, University of St Andrews, led Time for Reflection.

2. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3378—That the Parliament agrees the following revision to the programme of business for Wednesday 4 February 2009—

   delete

   
   followed by Stage 1 Debate: Budget (Scotland) (No.3) Bill
   followed by Business Motion
   followed by Parliamentary Bureau Motions
   5.00 pm Decision Time
   followed by Members’ Business - debate on the subject of S3M-3293 Murdo Fraser: Combating Human Trafficking

   and insert

   
   followed by Scottish Government Motion to treat the Budget (Scotland) (No.3) Bill as an Emergency Bill
   followed by Stage 1 Debate: Budget (Scotland) (No.3) Bill
   followed by Parliamentary Bureau Motions
   followed by Committee of the Whole Parliament: Stage 2 Proceedings on the Budget (Scotland) (No.3) Bill
   followed by Parliamentary Bureau Motions
   followed by Stage 3 Proceedings: Budget (Scotland) (No.3) Bill
   followed by Business Motion
   followed by Parliamentary Bureau Motions
   5.00 pm Decision Time
   followed by Members’ Business – debate on the subject S3M-3293 Murdo Fraser: Combating Human Trafficking

The motion was agreed to.

3. **Budget (Scotland) (No.3) Bill:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-3381—That the Parliament agrees that the Budget (Scotland) (No.3) Bill be treated as an Emergency Bill.
The motion was agreed to.

4. **Budget (Scotland) (No.3) Bill:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-3362—That the Parliament agrees to the general principles of the Budget (Scotland) (No.3) Bill.

The motion was agreed to.

The meeting was suspended at 2.37 pm

The meeting re-convened at 2.37 pm.

5. **Budget (Scotland) (No.3) Bill:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-3380—That the Parliament agrees that the Budget (Scotland) (No.3) Bill be passed.

After debate, the motion was agreed to ((DT) by division: For 123, Against 2, Abstentions 0).

6. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3372—That the Parliament agrees the following programme of business—

**Wednesday 11 February 2009**

2.30 pm  
*Time for Reflection*

*followed by*  
Parliamentary Bureau Motions

*followed by*  

*followed by*  
Business Motion

*followed by*  
Parliamentary Bureau Motions

5.00 pm  
Decision Time

*followed by*  
Members’ Business

**Thursday 12 February 2009**

9.15 am  
Parliamentary Bureau Motions

*followed by*  
Scottish Labour Party Business

11.40 am  
General Question Time

12 noon  
First Minister’s Question Time

2.15 pm  
Themed Question Time

*Health and Wellbeing*

*followed by*  
Stage 1 Debate: Sexual Offences (Scotland) Bill

*followed by*  
Financial Resolution: Sexual Offences (Scotland) Bill
The motion was agreed to.

7. **Suspension of Standing Orders:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3379—That the Parliament agrees that, for the purpose of allowing up to 2 hours and 25 minutes to debate motion S3M-3386 (The Local Government Finance Act 1992 (Scotland) Order 2009) on Wednesday 11 February 2009, the final sentence of Rule 10.7.1 of Standing Orders be suspended.

The motion was agreed to (DT).

8. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3374—That the Parliament agrees that the draft Town and
Country Planning (Grounds for Declining to Follow Recommendations) (Scotland) Regulations 2009 be approved. The motion was agreed to (DT).

9. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3375—That the Parliament agrees that the draft Town and Country Planning (Hierarchy of Developments) (Scotland) Regulations 2009 be approved. The motion was agreed to (DT).

10. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3376—That the Parliament agrees that the draft Town and Country Planning (Amount of Fixed Penalty) (Scotland) Regulations 2009 be approved. The motion was agreed to (DT).

11. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3377—That the Parliament agrees that the draft Prohibited Procedures on Protected Animals (Exemptions) (Scotland) Amendment Regulations 2009 be approved. The motion was agreed to (DT).

12. Decision Time: The Parliament took decisions on items 5, 7, 8, 9, 10 and 11 as noted above.

13. Combating Human Trafficking: The Parliament debated S3M-3293 in the name of Murdo Fraser—That the Parliament recognises the need to develop appropriate strategies to combat the evil practice of trafficking people into Scotland; commends the important and continuing work of the International Justice Mission (IJM) to combat sex trafficking; notes that, in the 12 years since the organisation’s founding, the IJM’s investigations have resulted in freedom for hundreds of girls and women held by force in the commercial sex trade; also recognises that the IJM’s founding principle is the defence and protection of individual human rights for all people by bringing the law to bear on their behalf and by prosecuting perpetrators who violate local and international laws; also notes the important contribution of local groups such as Cupar Justice and Peace Group on this issue, and further recognises the international and interdependent characteristics of human trafficking and the need for an internationally coordinated approach to bring about the end of such crimes here in Scotland and across the world.

The meeting closed at 5.47 pm.
The meeting opened at 9.15 am.

1. **Borrowing Powers for the Scottish Parliament:** Tavish Scott moved S3M-3383—That the Parliament believes that the acquisition of borrowing powers would enhance the autonomy and accountability of the Scottish Parliament and improve the Scottish Government’s ability to respond to changing economic circumstances; notes that borrowing powers would allow the Scottish Government to phase the funding of major capital projects such as the new Forth Replacement Crossing sensibly and efficiently, and therefore welcomes the Scottish Government’s commitment to give permission for civil servants to engage fully with the Commission on Scottish Devolution to assist the delivery of borrowing powers for the Scottish Parliament.

David Whitton moved amendment S3M-3383.2 to motion S3M-3383—

Leave out from “believes” to end and insert—

“welcomes the examination of the use of borrowing powers by all the parties and the Scottish Government’s willingness to engage with the Commission on Scottish Devolution.”

After debate, the amendment was disagreed to ((DT) by division: For 42, Against 80, Abstentions 0).

Derek Brownlee moved amendment S3M-3383.1 to motion S3M-3383—

Leave out from “would enhance” to end and insert—

“could enhance the autonomy and accountability of the Scottish Parliament and improve the Scottish Government’s ability to respond to changing economic circumstances; notes that borrowing powers could allow the Scottish Government to phase the funding of major capital projects such as the Forth Replacement Crossing sensibly and efficiently and therefore welcomes the Scottish Government’s commitment to give permission for civil servants to engage fully with the Commission on Scottish Devolution on the issue of borrowing powers for the Scottish Parliament; also notes the consideration by the commission of other financial and non-financial powers that might be made available to the Scottish Government, and calls on the Scottish Government to confirm that it will permit civil servants to engage with the commission on all such matters.”

After debate, the amendment was disagreed to ((DT) by division: For 16, Against 64, Abstentions 42).

The motion was then agreed to ((DT) by division: For 66, Against 0, Abstentions 56).

2. **Finance Sector Jobs Taskforce:** Jeremy Purvis moved S3M-3384—That the Parliament notes the importance of the financial services industry to the Scottish economy; believes that the Financial Services Advisory Board
(FiSAB), set up to be the custodian and advocate of the strategy for the industry in Scotland during a time of economic boom, should now be given more powers and a new purpose to focus on protection for this major Scottish industry during the current banking crisis and recession; notes the Scottish Government’s commitment that FiSAB should be adapted to deal with the challenges in the sector and should meet more frequently than the present position of twice a year, and calls for the urgent formation of a finance sector jobs taskforce within FiSAB to work proactively to help the staff with essential skills who are losing their jobs and for ministers to report to the Parliament on its work.

John Park moved amendment S3M-3384.2 to motion S3M-3384—

After “year” insert—

“and believes that there should be continued workforce representation at the meetings in the shape of the recognised trade unions”.

After debate, the amendment was agreed to (DT).

Derek Brownlee moved amendment S3M-3384.1 to motion S3M-3384—

Insert at end—

“and for such reports to include the latest estimate of the number of jobs in the financial sector in Scotland, direct and indirect.”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament notes the importance of the financial services industry to the Scottish economy; believes that the Financial Services Advisory Board (FiSAB), set up to be the custodian and advocate of the strategy for the industry in Scotland during a time of economic boom, should now be given more powers and a new purpose to focus on protection for this major Scottish industry during the current banking crisis and recession; notes the Scottish Government’s commitment that FiSAB should be adapted to deal with the challenges in the sector and should meet more frequently than the present position of twice a year; believes that there should be continued workforce representation at the meetings in the shape of the recognised trade unions, and calls for the urgent formation of a finance sector jobs taskforce within FiSAB to work proactively to help the staff with essential skills who are losing their jobs and for ministers to report to the Parliament on its work and for such reports to include the latest estimate of the number of jobs in the financial sector in Scotland, direct and indirect.

3. General Question Time: Questions were answered by Cabinet Secretaries and Ministers.
4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Education and Lifelong Learning, and on Europe, External Affairs and Culture were answered by Cabinet Secretaries and Ministers.

6. **Early Years Framework:** The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) moved S3M-3385—That the Parliament recognises that getting the early years right is key to delivering improved outcomes for children and young people and a key opportunity to shape a more successful Scotland; notes the publication of *The Early Years Framework* and the vision it sets out for giving children the best start in life, including a focus on parenting, early intervention, meeting the needs of children and parents and play; further recognises the challenges in shifting to prevention and early intervention while also supporting children who need help now, and calls on national and local government to work together to address these challenges in partnership during the implementation of the framework.

Karen Whitefield moved amendment S3M-3385.3 to motion S3M-3385—

After “now” insert—

“notes with concern that, according to the Scottish Government Pre-School and Childcare Statistics 2008, the number of qualified nursery teachers employed in Scotland has declined under the current administration despite the claim of the First Minister on 25 September 2008 at First Minister’s Question Time (Official Report c. 11215) that the numbers under his government are substantially increasing”.

After debate, the amendment was disagreed to ((DT) by division: For 45, Against 61, Abstentions 16).

Elizabeth Smith moved amendment S3M-3385.1 to motion S3M-3385—

Insert at end—

“which should include greater emphasis on the development of parenting skills and harnessing the excellent work of voluntary sector groups that provide these services.”

After debate, the amendment was agreed to (DT).

Hugh O’Donnell moved amendment S3M-3385.2 to motion S3M-3385—

after “together” insert—

“with external agencies and the voluntary sector”.

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).
Accordingly the Parliament resolved—That the Parliament recognises that getting the early years right is key to delivering improved outcomes for children and young people and a key opportunity to shape a more successful Scotland; notes the publication of The Early Years Framework and the vision it sets out for giving children the best start in life, including a focus on parenting, early intervention, meeting the needs of children and parents and play; further recognises the challenges in shifting to prevention and early intervention while also supporting children who need help now, and calls on national and local government to work together with external agencies and the voluntary sector to address these challenges in partnership during the implementation of the framework which should include greater emphasis on the development of parenting skills and harnessing the excellent work of voluntary sector groups that provide these services.

7. Decision Time: The Parliament took decisions on items 1, 2 and 6 as noted above.

8. Investment in Schools in North Highland: The Parliament debated S3M-3284 in the name of Jamie Stone—That the Parliament recognises the impact of the quality of a school’s environment on the effectiveness of the education of its pupils and believes that the dilapidated state of a number of school buildings in the north Highlands impedes the education of many pupils; recognises Highland Council’s lack of financial resources to renovate and build schools, and regrets the lack of a funding mechanism that would allow Highland Council to initiate a much-needed schools refurbishment and new-build programme.

The meeting closed at 5.36 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Vinesh Chandrasegaran, Member of Scottish Inter Faith Youth Council, Sri Sathya Sai Service Organisation and the Art of Living Foundation, led Time for Reflection.

2. **Motion without Notice:** The First Minister (Alex Salmond) moved without notice that motion S3M-3419 be taken at this meeting of the Parliament.

   The motion was agreed to.

3. **Motion of Condolence:** The First Minister (Alex Salmond) moved S3M-3419—That the Parliament expresses its deep regret and sadness at the death of Bashir Ahmad MSP; offers its sympathy and condolences to Bashir’s family and friends, and believes that as the first Scots-Asian Member of the Scottish Parliament, and a man of faith and dignity, his contribution to Scotland’s democratic process and community relations over many years leaves a hugely positive legacy for all of Scotland.

   After debate, the motion was agreed to (DT).

4. **The Local Government Finance Act 1992 (Scotland) Order 2009:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-3386—That the Parliament agrees that the Local Government Finance Act 1992 (Scotland) Order 2009 be approved.

   After debate, the motion was agreed to ((DT) by division: For 99, Against 1, Abstentions 15).

5. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3420—That the Parliament agrees the following revision to the programme of business for Thursday 12 February 2009—

   (a) delete 9.15 am Parliamentary Bureau Motions

   and insert

   9.10 am Parliamentary Bureau Motions

   followed by Member’s Oath/Affirmation - Anne McLaughlin

   and (b) after

   followed by Financial Resolution: Sexual Offences (Scotland) Bill

   insert

   followed by Appointment of Ministers
The motion was agreed to.

6. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3421—That the Parliament agrees the following programme of business—

**Wednesday 25 February 2009**

2.00 pm  
Time for Reflection

*followed by*  
Parliamentary Bureau Motions

*followed by*  
Equal Opportunities Committee Debate: Unpaid Carers

*followed by*  
Justice Committee Debate: Community Policing Report

*followed by*  
Business Motion

*followed by*  
Parliamentary Bureau Motions

5.00 pm  
Decision Time

*followed by*  
Members’ Business

**Thursday 26 February 2009**

9.00 am  
Parliamentary Bureau Motions

*followed by*  
Ministerial Statement: Financial Services Advisory Board (FiSAB)

*followed by*  
Stage 3 Proceedings: Disabled Persons’ Parking Places (Scotland) Bill

11.40 am  
General Question Time

12 noon  
First Minister’s Question Time

2.15 pm  
Themed Question Time

*Justice and Law Officers;*  
*Rural Affairs and the Environment*

*followed by*  
Ministerial Statement: Skills Strategy

*followed by*  
Scottish Government Debate: Marine Bill Consultation

*followed by*  
Parliamentary Bureau Motions

5.00 pm  
Decision Time

*followed by*  
Members’ Business

**Wednesday 4 March 2009**

2.30 pm  
Time for Reflection

*followed by*  
Parliamentary Bureau Motions

*followed by*  
Stage 1 Debate: Education (Additional Support for Learning) (Scotland) Bill

*followed by*  
Business Motion
The motion was agreed to.

7. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3422—That the Parliament agrees—

(a) that “9:10” be substituted for “9:15” in Rule 2.2.3 to allow the meeting of the Parliament on Thursday 12 February 2009 to begin at 9.10 am; and

(b) that “9:00” be substituted for “9:15” in Rule 2.2.3 to allow the meeting of the Parliament on Thursday 26 February 2009 to begin at 9.00 am.

The motion was agreed to.

8. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3423—That the Parliament agrees that consideration of the Scottish Local Government (Elections) Bill at Stage 1 be completed by 8 May 2009.

The motion was agreed to.

9. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3424—That the Parliament agrees that the draft Non-Domestic Rating (Petrol Filling Stations, Public Houses and Hotels) (Scotland) Order 2009 be approved.

After debate, the motion was agreed to (DT).
10. **Decision Time:** The Parliament took decisions on items 3, 4 and 9 as noted above.

11. **People with Dementia in Accident and Emergency - Recognising Their Needs:** The Parliament debated S3M-3215 in the name of Irene Oldfather—That the Parliament notes the launch of the report, *People with Dementia in NHS Accident and Emergency - Recognising Their Needs*, by the Cross Party Group on Alzheimer's; is concerned that evidence suggests that, while an estimated 70% of elderly people attending accident and emergency will show some sign of having mental health problems including dementia, less than 10% of problems are identified by admitting doctors; notes evidence that suggests that the average length of stay for an older person with dementia in accident and emergency is between three and seven hours and that readmission for this vulnerable group is likely to result in high levels of functional decline; further notes that mortality rates for patients with dementia admitted to hospital are higher than for other elderly people with some studies suggesting that as many as 30% of such patients die within six months and more than 10% are readmitted and may be placed in institutional care as a consequence; recognises the report's recommendation that where clinically possible there should be a presumption against admission for patients with dementia and that specialist community-based care, including consultant support and diagnostic testing, is desirable; welcomes as a starting point the decision by NHS Ayrshire and Arran to appoint a mental health liaison nurse to lead the development of protocols, policies and guidelines relevant to patients with dementia, and believes that it is important that people with dementia are given appropriate and timely treatment that respects their dignity and independence.

The meeting closed at 5.39 pm.
The meeting opened at 9.10 am.

1. **Oaths and Affirmations**: Anne McLaughlin took the oath of allegiance before the Clerk.

2. **Healthcare Associated Infections**: Cathy Jamieson moved S3M-3428—

   That the Parliament welcomes the 15-point plan for tackling healthcare associated infections drawn up with the assistance of Professor Hugh Pennington and Professor Brian Toft and endorsed by the C.diff Justice Group, which represents the latest group of families to be affected by this problem; notes that the plan proposes a range of measures, including a revised target to reduce Clostridium difficile in hospitals by 50% by March 2011 compared with the current target of 30%; believes that comprehensive strategic action is required to tackle healthcare associated infections, and calls on the Cabinet Secretary for Health and Wellbeing to implement this plan alongside other measures to combat healthcare associated infections and report regularly to the Parliament on the Scottish Government’s progress in tackling this issue.

The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved amendment S3M-3428.2 to motion S3M-3428—

Leave out from “welcomes” to end and insert—

   “acknowledges the high priority that the Scottish Government is placing on tackling and driving down healthcare associated infection, backed by investment of £54 million; notes that a national action plan is in place and that a national reporting template has been introduced to ensure that NHS boards have the necessary policies and practices in place to drive forward improvements in areas such as governance, leadership and surveillance; further notes that NHS boards are now required to report publicly on hospital by hospital performance on MRSA and Clostridium difficile rates, environmental cleaning and the causes of adverse incidents; further acknowledges that a target of a minimum 30% reduction in Clostridium difficile rates by 2011 is in place and that there is a zero tolerance approach on hand hygiene; also notes that the Healthcare Associated Infection Task Force has been asked to consider implementation of the elements of the Labour Party’s 15-point plan not already underway, and further notes that the Scottish Government has agreed to progress the electronic bed management system supported by the Conservative Party and that the Cabinet Secretary for Health and Wellbeing will report regularly to the Parliament on the progress being made on tackling healthcare associated infection.”

After debate, the amendment was agreed to ((DT) by division: For 79, Against 45, Abstentions 3).

Ross Finnie moved amendment S3M-3428.1 to motion S3M-3428—

Insert at end—

   “and, given that the cabinet secretary has deemed the publication of the report of the independent review team on Clostridium difficile at Vale of Leven Hospital as not being
prejudicial to the police inquiry, calls on the Scottish Government to establish a public inquiry immediately."

After debate, the amendment was agreed to ((DT) by division: For 63, Against 62, Abstentions 2).

The motion, as amended, was then disagreed to ((DT) by division: For 63, Against 63, Abstentions 0, motion, as amended, disagreed to on casting vote).

3. **Housing:** Mary Mulligan moved S3M-3427—That the Parliament notes the growing crisis in Scottish housing with rising numbers of repossessions, the continuing challenge of homelessness and the falling number of houses being built; calls on the Scottish Government to ensure the urgent and effective implementation of the accelerated spending programme, introduce a realistic housing association grant formula and negotiate with the housing association movement a range of flexible models of procurement, and further calls on the Scottish Government to examine, as a matter of urgency, alternative means of expediting the provision of land and infrastructure and the regeneration of communities.

Jamie McGrigor moved amendment S3M-3427.1 to motion S3M-3427—

Insert at end—

"; welcomes the second-stage stock transfer to local housing associations in Glasgow; notes that housing stock transfer in Scotland would achieve £2 billion of debt write-off from HM Treasury, and therefore urges the Scottish Government to engage proactively with the 26 local authorities yet to transfer their stock with a view to effecting stock transfers to community-based housing associations and facilitating further investment in affordable housing in Scotland."

After debate, the amendment was disagreed to ((DT) by division: For 33, Against 94, Abstentions 0).

The motion was then agreed to (DT).

4. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

5. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

6. **Themed Question Time:** Questions on Health and Wellbeing were answered by the Cabinet Secretary and Ministers.

7. **Sexual Offences (Scotland) Bill:** The Cabinet Secretary for Justice (Kenny MacAskill) moved S3M-3308—That the Parliament agrees to the general principles of the Sexual Offences (Scotland) Bill.

After debate, the motion was agreed to (DT).
8. Sexual Offences (Scotland) Bill - Financial Resolution: The Cabinet Secretary for Justice (Kenny MacAskill) moved S3M-3417—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Sexual Offences (Scotland) Bill, agrees to any expenditure of a kind referred to in paragraph 3(b)(iii) of Rule 9.12 of the Parliament’s Standing Orders arising in consequence of the Act.

After debate, the motion was agreed to (DT).

9. Appointment of Junior Ministers: The First Minister (Alex Salmond) moved S3M-3431—That the Parliament agrees that Roseanna Cunningham, Alex Neil and Keith Brown be appointed as junior Scottish Ministers.

The Presiding Officer called amendment S3M-3431.1 (in the name of Murdo Fraser) to motion S3M-3431—

leave out “Alex Neil”.

The amendment was not moved.

After debate, the motion was agreed to (by division: For 48, Against 0, Abstentions 79).

10. Committee Membership: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3438—That the Parliament agrees that—

Maureen Watt be appointed to replace Roseanna Cunningham on the Rural Affairs and Environment Committee;

Linda Fabiani be appointed to replace Alex Neil on the Finance Committee.

After debate, the motion was agreed to (DT).

11. Decision Time: The Parliament took decisions on items 2, 3, 7, 8 and 10 as noted above.

12. Scottish Coastal Path: The Parliament debated S3M-3095 in the name of Alasdair Morgan—That the Parliament welcomes the development of core path networks, which it believes can make a major contribution to both encouraging healthy exercise and attracting tourists to Scotland, and particularly welcomes those in the South of Scotland; considers that coastal paths have a particular attractiveness because of the beauty of Scotland’s coastline; further considers that long-distance paths have a particular role to play in attracting walkers to undertake at least part of the journey along such paths; congratulates those councils that have already created and marked paths along all or part of their coastlines, and believes that the creation of a Scottish coastal path, marked and marketed as such, would be a worthwhile long-term objective and would provide a national asset.

The meeting closed at 5.37 pm.
The meeting opened at 2.00 pm.

1. **Time for Reflection:** Father Noel Colford, Holy Cross, Brodick, Isle of Arran, led Time for Reflection.

2. **Unpaid Carers:** Margaret Mitchell moved S3M-3261—That the Parliament notes evidence gathered by the Equal Opportunities Committee on unpaid carers at its meetings on 25 March and 7 October 2008, which highlighted that there were around 660,000 unpaid carers in Scotland, a figure that represented one in eight of the population; recognises the valuable contribution that unpaid carers make in saving the Scottish economy £7.6 billion a year; further notes that around 40% of unpaid carers surveyed reported that their access to services was poor or that available services did not meet their needs, and calls on the Scottish Government to take into consideration the evidence gathered when developing the forthcoming Scottish Government/COSLA carers strategy.

After debate, the motion was agreed to (DT).


After debate, the motion was agreed to (DT).

4. **Business Motion:** Michael McMahon, on behalf of the Parliamentary Bureau, moved S3M-3520—That the Parliament agrees the following programme of business—

*Wednesday 4 March 2009*

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Stage 1 Debate: Education (Additional Support for Learning) (Scotland) Bill

*followed by* Legislative Consent Motion: Policing and Crime Bill - UK Legislation

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members’ Business

*Thursday 5 March 2009*

9.15 am Parliamentary Bureau Motions
followed by Scottish Labour Party Business

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time
Finance and Sustainable Growth

2.55 pm Local Government and Communities Committee Debate: National Planning Framework 2

followed by Legislative Consent Motion: Local Democracy, Economic Development and Construction Bill - UK Legislation

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Wednesday 11 March 2009

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Stage 3 Proceedings: Damages (Asbestos-related Conditions) (Scotland) Bill

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Thursday 12 March 2009

9.15 am Parliamentary Bureau Motions

followed by Scottish Government Business

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time
Europe, External Affairs and Culture; Education and Lifelong Learning

2.55 pm Stage 3 Proceedings: Health Boards (Membership and Elections) (Scotland) Bill

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

After debate, the motion was agreed to.
5. **Designation of Lead Committee:** Michael McMahon, on behalf of the Parliamentary Bureau, moved S3M-3521—that the Parliament agrees that the Economy, Energy and Tourism Committee be designated as the lead committee in consideration of the Arbitration (Scotland) Bill at Stage 1.

After debate, the motion was agreed to ((DT) by division: For 99, Against 15, Abstentions 0).

6. **Decision Time:** The Parliament took decisions on items 2, 3 and 5 as noted above.

7. **Seabirds:** The Parliament debated S3M-2794 in the name of Nanette Milne—that the Parliament notes with concern recent data from the Royal Society for the Protection of Birds (RSPB) Scotland highlighting another terrible season for Scotland’s breeding seabirds, notably Arctic skuas, Arctic terns and kittiwakes; is alarmed that many of our internationally important species have now suffered successive poor breeding seasons over a period of years, with evidence suggesting that the Scottish populations of these species are experiencing substantial declines; notes that Scotland is an internationally important breeding ground for seabirds, with spectacular coastal seabird colonies in areas such as north-east Scotland and the Northern Isles containing 45% of the European Union’s breeding populations; further notes that seabird populations are a key health indicator for the marine environment as a whole, and considers that the forthcoming Scottish marine bill offers an opportunity to examine what can be done to address the catastrophic decline of our seabird populations.

The meeting closed at 5.40 pm.
The meeting opened at 9.00 am.

1. **Ministerial Statement:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) made a statement and answered questions on the Financial Services Advisory Board (FiSAB).

2. **Disabled Persons’ Parking Places (Scotland) Bill:** Karen Gillon moved S3M-3128—That the Parliament agrees that the Disabled Persons’ Parking Places (Scotland) Bill be passed.

After debate, the motion was agreed to (DT).

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Justice and Law Officers, and Rural Affairs and the Environment were answered by Cabinet Secretaries, Ministers and Scottish Law Officers.

6. **Ministerial Statement:** The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) made a statement and answered questions on Update on Skills Strategy.

7. **Marine Bill Consultation:** The Cabinet Secretary for Rural Affairs and the Environment (Richard Lochhead) moved S3M-3528—That the Parliament notes the Scottish Government’s commitment to deliver a Scottish Marine Bill to drive sustainable economic growth and improve the stewardship of the seas around Scotland; acknowledges the positive response to the consultation, *Sustainable Seas for All*, and the widespread support for the proposals, and further notes the recent agreement with the UK Government to secure executive responsibility for marine nature conservation and planning in the offshore zone.

Sarah Boyack moved amendment S3M-3528.3 to motion S3M-3528—

Leave out from “to drive” to end and insert—

“; acknowledges the positive response to the consultation, *Sustainable Seas for All*, but expresses its disappointment that the Scottish Government acted in advance of the Marine Bill to establish Marine Scotland; notes the concerns that have been expressed regarding its lack of independence and the lack of clarity regarding its status among stakeholders and other agencies; notes the importance of healthy marine ecosystems and the need for a coherent sustainable development marine policy framework to support economic development, nature conservation and decision making; further notes the recent agreement with the UK Government to secure executive responsibility
for marine nature conservation and planning in the offshore zone, and calls on the Scottish Government to work with other legislatures to ensure a joined-up approach to marine management of our shared seas.

After debate, the amendment was disagreed to ((DT) by division: For 40, Against 61, Abstentions 16).

John Scott moved amendment S3M-3528.1 to motion S3M-3528—

Insert at end—

“and considers that the forthcoming marine legislation must fully take into account the interests of commercial fisheries and recreational sea anglers and could provide an appropriate vehicle for tackling the severe decline in breeding sea bird populations.”

After debate, the amendment was agreed to (DT).

Liam McArthur moved amendment S3M-3528.4 to motion S3M-3528—

Insert at end—

“and calls on the Scottish Government to publish its conclusions on the consultation and bring forward a dedicated Scottish Marine Bill as soon as possible to ensure that Scotland does not fall behind the rest of the United Kingdom in the sustainable management of its seas and coast.”

After debate, the amendment was agreed to (DT).

Robin Harper moved amendment S3M-3528.2 to motion S3M-3528—

Leave out from “to drive” to “proposals” and insert—

“to accommodate environmentally sustainable economic development and improve the stewardship of the marine environment; acknowledges the positive response to the consultation, Sustainable Seas for All, the widespread support for the proposals and the concerns that remain”.

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament notes the Scottish Government’s commitment to deliver a Scottish Marine Bill to accommodate environmentally sustainable economic development and improve the stewardship of the marine environment; acknowledges the positive response to the consultation, Sustainable Seas for All, the widespread support for the proposals and the concerns that remain; considers that the forthcoming marine legislation must fully take into account the interests of commercial fisheries and recreational sea anglers and could provide an appropriate vehicle for tackling the severe decline in breeding sea bird populations, and calls on the Scottish Government to publish its conclusions on the consultation and bring forward a dedicated Scottish Marine Bill as soon as
possible to ensure that Scotland does not fall behind the rest of the United Kingdom in the sustainable management of its seas and coast.

8. **Committee Membership:** Michael McMahon, on behalf of the Parliamentary Bureau, moved S3M-3534—That the Parliament agrees that—

- Stuart McMillan be appointed to replace Dave Thompson on the Economy, Energy and Tourism Committee;
- Willie Coffey be appointed to replace Sandra White on the Equal Opportunities Committee;
- Michael Matheson be appointed to replace Alex Neil on the European and External Relations Committee;
- Sandra White be appointed to replace Keith Brown on the European and External Relations Committee;
- Stewart Maxwell be appointed to replace Stuart McMillan on the Justice Committee;
- Anne McLaughlin be appointed to replace Stuart McMillan on the Public Audit Committee;
- Anne McLaughlin be appointed to the Public Petitions Committee.

The motion was agreed to (DT).

9. **Substitution on Committees:** Michael McMahon, on behalf of the Parliamentary Bureau, moved S3M-3535—That the Parliament agrees that—

- Shirley-Anne Somerville be appointed to replace Willie Coffey as the Scottish National Party substitute on the Equal Opportunities Committee;
- Kenneth Gibson be appointed to replace Roseanna Cunningham as the Scottish National Party substitute on the Finance Committee;
- Linda Fabiani be appointed to replace Sandra White as the Scottish National Party substitute on the Public Audit Committee.

The motion was agreed to (DT).

10. **Decision Time:** The Parliament took decisions on items 2, 7, 8 and 9 as noted above.

11. **Action Mesothelioma Day:** The Parliament debated S3M-3432 in the name of Bill Kidd—That the Parliament supports national Action Mesothelioma Day, which takes place on 27 February 2009, in recognition of people who have died and those who continue to suffer from mesothelioma; commends the work of Clydeside Action on Asbestos in providing an
invaluable service to sufferers of mesothelioma, providing support for more than 80% of people affected in Scotland with representation in health, legal and financial matters, while contributing to public policy; notes the need to increase awareness and understanding of the illness and to identify the needs of people diagnosed and of their families and friends; recognises that many people who have developed mesothelioma have done so from going to work and contributing to the growth of the Scottish economy in a range of professions, including not only people employed in heavy industry and construction but also people employed in hospitals, teachers and lab technicians, and therefore recognises the continued need for research into the management and treatment of this condition.

The meeting closed at 5.42 pm.
The meeting opened at 2.15 pm.

1. **Time for Reflection:** The Right Honourable the Lord Elis-Thomas PC AM, Presiding Officer of the National Assembly for Wales, led Time for Reflection.

2. **Education (Additional Support for Learning) (Scotland) Bill:** The Minister for Children and Early Years (Adam Ingram) moved S3M-3506—That the Parliament agrees to the general principles of the Education (Additional Support for Learning) (Scotland) Bill.

After debate, the motion was agreed to (DT).

3. **Policing and Crime Bill - UK Legislation:** The Cabinet Secretary for Justice (Kenny MacAskill) moved S3M-3512—That the Parliament agrees that the relevant provisions in the Policing and Crime Bill, introduced to the House of Commons on 18 December 2008, relating to football banning orders, extradition and the proceeds of crime, insofar as these matters fall within the legislative competence of the Scottish Parliament or alter the executive competence of the Scottish Ministers, should be considered by the UK Parliament.

After debate, the motion was agreed to (DT).

4. **Business Motion:** Michael McMahon, on behalf of the Parliamentary Bureau, moved S3M-3600—That the Parliament agrees the following programme of business—

Wednesday 11 March 2009

2.30 pm  Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Stage 3 Proceedings: Damages (Asbestos-related Conditions) (Scotland) Bill

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm  Decision Time

*followed by* Members’ Business

Thursday 12 March 2009

9.15 am  Parliamentary Bureau Motions

*followed by* Scottish Liberal Democrat Business

11.40 am  General Question Time
Wednesday 18 March 2009

2.15 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Scottish Parliamentary Corporate Body Question Time

followed by Stage 1 Debate: Offences (Aggravation by Prejudice) (Scotland) Bill

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members' Business

Thursday 19 March 2009

9.15 am Parliamentary Bureau Motions

followed by Scottish Government Business

11.40 am General Question Time

12 noon First Minister's Question Time

2.15 pm Themed Question Time

Health and Wellbeing

2.55 pm Scottish Government Business

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members' Business

The motion was agreed to.

5. **Business Motion:** Michael McMahon, on behalf of the Parliamentary Bureau, moved S3M-3601—That the Parliament agrees that consideration of the Sexual Offences (Scotland) Bill at Stage 2 be completed by 1 May 2009.
The motion was agreed to.

6. **Designation of Lead Committee:** Michael McMahon, on behalf of the Parliamentary Bureau, moved S3M-3602—That the Parliament agrees that the Health and Sport Committee be designated as the lead committee in consideration of the Tobacco and Primary Medical Services (Scotland) Bill at Stage 1.

The motion was agreed to (DT).

7. **Decision Time:** The Parliament took decisions on items 2, 3 and 6 as noted above.

8. **Bicentenary of Louis Braille:** The Parliament debated S3M-3371 in the name of Robert Brown—That the Parliament celebrates the 200th anniversary of the birth of Louis Braille, inventor of the unique communication system for blind people that has been instrumental in unlocking knowledge and potential, creating opportunities and supporting independent action from the time of its invention to the present day; notes the importance of providing braille and other forms of accessible information to people with visual impairments across all sectors and in all areas of activity to create a fair and inclusive society; also notes the potential of modern technology to give full effect to Louis Braille’s vision of effective communication for blind and visually impaired people, and considers that the Scottish Government has an important role as an exemplar of best practice in relation to the accessibility to visually impaired people of public services and information provision across Scotland.

The meeting closed at 5.33 pm.
The meeting opened at 9.15 am.

1. **Scottish Government Failures**: Johann Lamont moved S3M-3609—That the Parliament notes that SNP manifesto promises have been broken on a wide range of issues including health, housing, community safety and education; further notes the absence of a credible strategy to address the needs of people facing difficult economic circumstances and to tackle poverty and disadvantage; regrets that the Scottish Government prefers to focus its attention on the powers it does not have in order to pursue its party’s agenda of separation, and urges the Scottish Government to examine how it might effectively use the powers at its disposal to meet the needs of people by sustaining economic activity and employment and supporting communities across Scotland.

The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved amendment S3M-3609.3 to motion S3M-3609—

Leave out from first “notes” to end and insert—

“commends the Scottish Government’s record of achievement since May 2007; believes that the benefits to the Scottish people of lower council tax bills, lower business rates, lower prescription charges and a return to free education are reflected in the SNP’s excellent poll ratings; notes the Scottish Government’s six-point economic recovery plan that is providing much-needed assistance during Labour’s recession; believes, however, that additional economic powers for the Scottish Parliament, in particular borrowing powers, are essential to steer the Scottish economy out of recession and thereafter to support economic growth; condemns the £500 million in cuts that the UK Labour government plans to impose on the Scottish budget in 2010-11 and 2011-12, which will cost more than 8,000 jobs and represents a serious threat to economic recovery; calls on all parties with Scotland’s interests at heart to oppose these cuts, and looks forward to continuing a lively debate and National Conversation about Scotland’s future.”

After debate, the amendment was disagreed to ((DT) by division: For 45, Against 74, Abstentions 1).

Mike Rumbles moved amendment S3M-3609.1 to motion S3M-3609—

Insert at end—

“and calls on the Scottish Government to concentrate its efforts on economic recovery and abandon its divisive plans for a Referendum Bill for the remainder of its term of office.”

After debate, the amendment was agreed to ((DT) by division: For 72, Against 47, Abstentions 1).

The motion, as amended, was then agreed to ((DT) by division: For 72, Against 47, Abstentions 1).
Accordingly the Parliament resolved—That the Parliament notes that SNP manifesto promises have been broken on a wide range of issues including health, housing, community safety and education; further notes the absence of a credible strategy to address the needs of people facing difficult economic circumstances and to tackle poverty and disadvantage; regrets that the Scottish Government prefers to focus its attention on the powers it does not have in order to pursue its party’s agenda of separation; urges the Scottish Government to examine how it might effectively use the powers at its disposal to meet the needs of people by sustaining economic activity and employment and supporting communities across Scotland, and calls on the Scottish Government to concentrate its efforts on economic recovery and abandon its divisive plans for a Referendum Bill for the remainder of its term of office.

2. General Question Time: Questions were answered by Cabinet Secretaries and Ministers.

3. First Minister’s Question Time: Questions were answered by the First Minister (Alex Salmond).

4. Themed Question Time: Questions on Finance and Sustainable Growth were answered by the Cabinet Secretary and Ministers.


Des McNulty moved amendment S3M-3584.2 to motion S3M-3584—

Insert at end—

“supports the inclusion of the high-speed rail link between Scotland and London on the list of designated national developments; recommends that the Scottish Government ensures that both interim and long-term targets for reducing emissions are fully taken into account in land use and energy policies, and considers that local and national land use planning must facilitate walking and cycling in urban as well as rural areas.”

David McLetchie moved amendment S3M-3584.1 to motion S3M-3584—

Insert at end—

“and endorses the recommendation of the Economy, Energy and Tourism Committee that the Scottish Government removes any technology-specific references from candidate national developments 8 and 9, and calls on the Scottish Government to amend the descriptions of these national developments to reflect this in the final version of the National Planning Framework for Scotland 2.”
Alison McInnes moved amendment S3M-3584.1.1 to amendment S3M-3584.1—

Insert at end—

“and reaffirms that in accordance with paragraph 152 of the National Planning Framework for Scotland 2 proposed framework document it does not support the construction of new nuclear power stations in Scotland.”

After debate, amendment S3M-3584.2 was agreed to (DT).

After debate, amendment S3M-3584.1.1 was agreed to ((DT) by division: For 65, Against 54, Abstentions 1).

After debate, amendment S3M-3584.1 as amended was agreed to ((DT) by division: For 64, Against 14, Abstentions 42).

The motion, as amended, was then agreed to ((DT) by division: For 62, Against 16, Abstentions 41).

Accordingly the Parliament resolved—That the Parliament agrees that the Local Government and Communities Committee’s 5th Report, 2009 (Session 3): National Planning Framework for Scotland 2: Proposed Framework (SP Paper 218), together with the Official Report of the Parliament’s debate on the report, should form the Parliament’s response to the Scottish Government on the Proposed Framework; supports the inclusion of the high-speed rail link between Scotland and London on the list of designated national developments; recommends that the Scottish Government ensures that both interim and long-term targets for reducing emissions are fully taken into account in land use and energy policies; considers that local and national land use planning must facilitate walking and cycling in urban as well as rural areas; endorses the recommendation of the Economy, Energy and Tourism Committee that the Scottish Government removes any technology-specific references from candidate national developments 8 and 9; calls on the Scottish Government to amend the descriptions of these national developments to reflect this in the final version of the National Planning Framework for Scotland 2, and reaffirms that in accordance with paragraph 152 of the National Planning Framework for Scotland 2 proposed framework document it does not support the construction of new nuclear power stations in Scotland.

6. Local Democracy, Economic Development and Construction Bill - UK Legislation: The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-3513—That the Parliament agrees that the relevant provisions in the Local Democracy, Economic Development and Construction Bill, which repeal Sections 14-20 of the Political Parties, Elections and Referendums Act 2000 and those which amend the construction contracts legislation in Part 2 of the Housing Grants, Construction and Regeneration Act 1996, introduced in the House of Lords on 4 December 2008, should, insofar as they relate to matters within the legislative
competence of the Scottish Parliament or alter the executive competence of the Scottish Ministers, be considered by the UK Parliament.

The motion was agreed to (DT).

7. **Decision Time:** The Parliament took decisions on items 1, 5 and 6 as noted above.

8. **International Women’s Day:** The Parliament debated S3M-3456 in the name of Cathy Peattie—That the Parliament welcomes the many events being organised throughout the world to mark International Women’s Day on 8 March 2009; notes the role that this day plays in recognising, promoting and celebrating women’s issues worldwide; considers that there are still many aspects of women’s rights, representation and welfare that need to be addressed through a gendered policy approach, including the gender pay gap, the under-representation of women in senior positions within the public and private sectors and as elected representatives, and with regard to the provision of violence-against-women support services; recognises the requirement under the Gender Equality Duty for the Scottish Government, local authorities and other public bodies to undertake needs analyses and equality impact assessments, and believes that these are central to single outcome and other agreements.

The meeting closed at 5.42 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Ibrahim Issa, Director of Hope Flowers School, Bethlehem, led Time for Reflection.

2. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3676—That the Parliament agrees the following revision to the programme of business for Wednesday 11 March 2009—

   after
   2.30 pm    Time for Reflection
   
   followed by Parliamentary Bureau Motions
   
   insert
   
   followed by Ministerial Statement: Compensation Payments for Prisoners

   The motion was agreed to.

3. **Damages (Asbestos-related Conditions) (Scotland) Bill:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3651—That the Parliament — agrees that, during Stage 3 of the Damages (Asbestos-related Conditions) (Scotland) Bill, debate on groups of amendments shall, subject to Rule 9.8.4A, be brought to a conclusion by the time limit indicated, that time limit being calculated from when the Stage begins and excluding any periods when other business is under consideration or when a meeting of the Parliament is suspended (other than a suspension following the first division in the Stage being called) or otherwise not in progress:

   Groups 1 and 2: 40 minutes.

   The motion was agreed to.

4. **Ministerial Statement:** The Cabinet Secretary for Justice (Kenny MacAskill) made a statement and answered questions on Compensation Payments for Prisoners.

5. **Damages (Asbestos-related Conditions) (Scotland) Bill - Stage 3:** The Bill was considered at Stage 3.

   The following amendments were agreed to without division: 1, 2, 3, 4, 5, 6, 7 and 8.

   Amendment 9 was moved and, with the agreement of the Parliament, withdrawn.
6. **Damages (Asbestos-related Conditions) (Scotland) Bill:** The Minister for Community Safety (Fergus Ewing) moved S3M-3542—That the Parliament agrees that the Damages (Asbestos-related Conditions) (Scotland) Bill be passed.

   After debate, the motion was agreed to ((DT) by division: For 98, Against 16, Abstentions 0).

7. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3664—That the Parliament agrees—

   (a) the following programme of business—

   **Wednesday 18 March 2009**
   
   2.15 pm  Time for Reflection  
   Followed by  Parliamentary Bureau Motions  
   Followed by  Scottish Parliamentary Corporate Body Question Time  
   Followed by  Ministerial Statement: Broadcasting  
   Followed by  Stage 1 Debate: Offences (Aggravation by Prejudice) (Scotland) Bill  
   Followed by  Legislative Consent Motion: Welfare Reform Bill - UK Legislation  
   Followed by  Legislative Consent Motion: Marine and Coastal Access Bill - UK Legislation  
   Followed by  Business Motion  
   Followed by  Parliamentary Bureau Motions  
   5.00 pm  Decision Time  
   Followed by  Members’ Business  

   **Thursday 19 March 2009**
   
   9.15 am  Parliamentary Bureau Motions  
   Followed by  Scottish Labour Party Business  
   11.40 am  General Question Time  
   12 noon  First Minister’s Question Time  
   2.15 pm  Themed Question Time  
   Health and Wellbeing  
   2.55 pm  Scottish Government Debate: Scotland’s Science Framework  
   Followed by  Legislative Consent Motion: Borders, Citizenship and Immigration Bill - UK Legislation  
   Followed by  Parliamentary Bureau Motions  
   5.00 pm  Decision Time  
   Followed by  Members’ Business
Wednesday 25 March 2009

2.30 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Scottish Government Business
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 26 March 2009

9.15 am Parliamentary Bureau Motions
followed by Scottish Government Business
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
   Rural Affairs and the Environment; Justice and Law Officers
2.55 pm Scottish Government Business
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

(b) that the period for members to submit their names for selection for Question Times on 23 April 2009 ends at 12 noon on Wednesday 1 April 2009;

(c) that the period for lodging First Minister’s Questions for First Minister’s Question Time on 7 May 2009 ends at 4.00 pm on Thursday 30 April 2009, and

(d) that the period for lodging First Minister’s Questions for First Minister’s Question Time on 28 May 2009 ends at 4.00 pm on Thursday 21 May 2009.

The motion was agreed to.

8. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3665—That the Parliament agrees that consideration of the Arbitration (Scotland) Bill at Stage 1 be completed by 26 June 2009.

The motion was agreed to.

9. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3666—That the Parliament agrees that consideration of
the Schools (Consultation) (Scotland) Bill at Stage 1 be completed by 26 June 2009.

The motion was agreed to.

10. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3668—That the Parliament agrees that consideration of the Education (Additional Support for Learning) (Scotland) Bill at Stage 2 be completed by 3 April 2009.

The motion was agreed to.

11. **Designation of Lead Committee:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3669—That the Parliament agrees that the Justice Committee be designated as the lead committee in consideration of the Criminal Justice and Licensing (Scotland) Bill at Stage 1.

The motion was agreed to (DT).

12. **Decision Time:** The Parliament took decisions on items 6 and 11 as noted above.

13. **The Commonwealth @ 60:** The Parliament debated S3M-3449 in the name of Karen Gillon—That the Parliament commends the theme of Commonwealth Day 2009, the Commonwealth @ 60 serving a new generation, which highlights the importance to every nation of the understanding of and contribution to making improvements to lives, particularly those of young people, across the Commonwealth; notes that this also marks the 60th anniversary of the Commonwealth and recognises the valuable role of the Commonwealth in strengthening relationships between nations across the world; welcomes the continued contribution of Scotland and its people to those relationships; reaffirms its support for the work of the Commonwealth Parliamentary Association (CPA) and commends the CPA for its work to raise awareness on energy and climate change, human trafficking and all initiatives targeted at improving parliamentary democracy; also notes that, during the third session of the Parliament, the CPA Scotland branch continues to develop relationships with Malawi and other CPA branches; commends the Scottish Government for its continuing commitment to Malawi and other Commonwealth countries, and further notes Scotland’s longstanding work throughout the Commonwealth.

The meeting closed at 5.38 pm.
The meeting opened at 9.15 am.

1. **Aberdeen Crossrail**: Alison McInnes moved S3M-3674—That the Parliament affirms its support for the Aberdeen Crossrail project, a vital infrastructure link for the region, which would provide a frequent cross-city rail service with commuter trains leaving Inverurie and Stonehaven for Aberdeen every 15 minutes and the opening of new stations north and south of Aberdeen including at Kintore, Newtonhill and Altens; notes that the project previously enjoyed cross-party support and was hailed as a key transport priority for the north east with the potential to bring significant economic and environmental benefits; deeply regrets that the project has been omitted from the Strategic Transport Projects Review, and calls on the Scottish Government to make a firm commitment to work with Aberdeenshire and Aberdeen City councils through NESTRANS and its rail industry partners to restart the active development of the Aberdeen Crossrail project immediately.

The Minister for Transport, Infrastructure and Climate Change (Stewart Stevenson) moved amendment S3M-3674.3 to motion S3M-3674—

Leave out from “which would” to end and insert—

“which is being tackled incrementally by the introduction of new services from Inverurie, the opening of Laurencekirk station, the re-timetabling of other services and the bringing forward of work on Kintore station; believes that this incremental approach delivers early and cost-effective benefits to rail services across Aberdeen; recognises that the introduction of additional stops increases journey times and can, in certain circumstances, reduce the viability of services overall; welcomes the real progress being made by the Scottish Government after years of inaction, and looks forward to further rail investment in the north as announced in the Strategic Transport Projects Review.”

After debate, the amendment was disagreed to ((DT) by division: For 46, Against 72, Abstentions 0).

Des McNulty moved amendment S3M-3674.1 to motion S3M-3674—

After “region” insert—

“and for the wider national transport network in Scotland”.

After debate, the amendment was agreed to ((DT) by division: For 72, Against 46, Abstentions 0).

Alex Johnstone moved amendment S3M-3674.2 to motion S3M-3674—

Leave out from “with commuter” to end and insert—

“; notes the comments of NESTRANS, previously chaired by Alison McInnes MSP, in its regional transport strategy, that “it is clear that improved rail services can only
realistically be delivered on an incremental basis and in a way that capitalises on existing planned investment”; welcomes the recent improvements to the timetable, meaning that there is now a significantly better service north of Aberdeen than was the case when Nicol Stephen MSP and Tavish Scott MSP were ministers for transport; considers that proposals contained in the Strategic Transport Projects Review to improve services north and south of Aberdeen must be progressed as a priority as a key means of securing better crossrail services; welcomes the forthcoming opening of Laurencekirk station and considers that plans to open Kintore station should now be taken forward; further considers that local agencies should work together to build strong cases for the opening of stations at Newtonhill and Altens; notes with regret the very poor stewardship of rail projects under successive Liberal Democrat transport ministers, notably the significant cost overruns and delays that blighted the Stirling-Alloa-Kincardine line and the managerial paralysis at the heart of the Edinburgh Airport Rail Link, and regrets the additional investment for projects such as Aberdeen Crossrail that has been lost as a result of this mismanagement.

After debate, the amendment was agreed to ((DT) by division: For 62, Against 56, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 62, Against 56, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament affirms its support for the Aberdeen Crossrail project, a vital infrastructure link for the region and for the wider national transport network in Scotland, which would provide a frequent cross-city rail service; notes the comments of NESTRANS, previously chaired by Alison McInnes MSP, in its regional transport strategy, that “it is clear that improved rail services can only realistically be delivered on an incremental basis and in a way that capitalises on existing planned investment”; welcomes the recent improvements to the timetable, meaning that there is now a significantly better service north of Aberdeen than was the case when Nicol Stephen MSP and Tavish Scott MSP were ministers for transport; considers that proposals contained in the Strategic Transport Projects Review to improve services north and south of Aberdeen must be progressed as a priority as a key means of securing better crossrail services; welcomes the forthcoming opening of Laurencekirk station and considers that plans to open Kintore station should now be taken forward; further considers that local agencies should work together to build strong cases for the opening of stations at Newtonhill and Altens; notes with regret the very poor stewardship of rail projects under successive Liberal Democrat transport ministers, notably the significant cost overruns and delays that blighted the Stirling-Alloa-Kincardine line and the managerial paralysis at the heart of the Edinburgh Airport Rail Link, and regrets the additional investment for projects such as Aberdeen Crossrail that has been lost as a result of this mismanagement.

2. Minimum Income Guarantee for Students: Margaret Smith moved S3M-3675—That the Parliament recognises the importance of the higher and further education sector; notes the outcome of the New Horizons: responding to the challenges of the 21st century report and the need to involve key stakeholders in discussions about the funding of the university sector; believes that Scotland’s students have been let down by the SNP
government’s failure to deliver on its manifesto pledge to dump student debt; notes the Supporting a Smarter Scotland consultation on student support and rejects its proposals for not adequately addressing student hardship, and calls on the Scottish Government to deliver a simplified support system, which includes a minimum income guarantee of £7,000 per annum for full-time higher education students made up from a combination of grants, loans and parental contributions.

The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) moved amendment S3M-3675.3 to motion S3M-3675—

Leave out from “believes” to end and insert—

“notes the Scottish Government’s consultation on student support, Supporting a Smarter Scotland, which closes on 30 April 2009, and the proposals it outlines, including a minimum income guarantee; further notes that under the previous administration student debt doubled between 1999 and 2006; welcomes the falls in average student debt achieved as a result of the enhanced support on offer from the Scottish Government; further welcomes the restoration of the principle of free education with the abolition of the graduate endowment fee; commends the Scottish Government on the introduction of a £38 million package of grants for part-time learners, replacing loans with grants for up to 20,000 students per year; congratulates the Scottish Government on the 14.6% increase in student hardships funds over the last two years; further welcomes the additional support that has been made available for students with disabilities, and calls on the Scottish Government to respond positively to the outcome of the consultation.”

After debate, the amendment was disagreed to ((DT) by division: For 46, Against 72, Abstentions 0).

Claire Baker moved amendment S3M-3675.1 to motion S3M-3675—

Leave out from “its proposals” to end and insert—

“all of its proposals for not adequately addressing student hardship; expresses serious concern at reports of childcare and hardship funds being stretched to breaking point across colleges and universities in Scotland; recognises the calls of the NUS and other student representatives for a £7,000 minimum income guarantee but believes that a £7,000 minimum income for all students in Scotland is unachievable with the funds allocated for student support by the Scottish Government in this spending review period, and calls on the Scottish Government to come forward with new proposals that focus the available resources at the poorest students to genuinely address student hardship in Scotland.”

After debate, the amendment was agreed to ((DT) by division: For 56, Against 47, Abstentions 15).

The motion, as amended, was then agreed to ((DT) by division: For 70, Against 48, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament recognises the importance of the higher and further education sector; notes the outcome of the New Horizons: responding to the challenges of the 21st century report and
the need to involve key stakeholders in discussions about the funding of the university sector; believes that Scotland’s students have been let down by the SNP government’s failure to deliver on its manifesto pledge to dump student debt; notes the Supporting a Smarter Scotland consultation on student support and rejects all of its proposals for not adequately addressing student hardship; expresses serious concern at reports of childcare and hardship funds being stretched to breaking point across colleges and universities in Scotland; recognises the calls of the NUS and other student representatives for a £7,000 minimum income guarantee but believes that a £7,000 minimum income for all students in Scotland is unachievable with the funds allocated for student support by the Scottish Government in this spending review period, and calls on the Scottish Government to come forward with new proposals that focus the available resources at the poorest students to genuinely address student hardship in Scotland.

3. General Question Time: Questions were answered by Cabinet Secretaries and Ministers.

4. First Minister’s Question Time: Questions were answered by the First Minister (Alex Salmond).

5. Themed Question Time: Questions on Europe, External Affairs and Culture, and on Education and Lifelong Learning were answered by Cabinet Secretaries and Ministers.

6. Health Boards (Membership and Elections) (Scotland) Bill: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3671—That the Parliament agrees that, during Stage 3 of the Health Boards (Membership and Elections) (Scotland) Bill, debate on groups of amendments shall, subject to Rule 9.8.4A, be brought to a conclusion by the time limits indicated, each time limit being calculated from when the Stage begins and excluding any periods when other business is under consideration or when a meeting of the Parliament is suspended (other than a suspension following the first division in the Stage being called) or otherwise not in progress:

Groups 1 and 2: 30 minutes
Groups 3 to 5: 1 hour
Groups 6 to 8: 1 hour 20 minutes.

The motion was agreed to.

7. Health Boards (Membership and Elections) (Scotland) Bill - Stage 3:
The Bill was considered at Stage 3.

The following amendments were agreed to without division: 5, 6, 7, 9 and 11.

The following amendments were agreed to (by division)—

2 (For 61, Against 55, Abstentions 0)
4 (For 97, Against 16, Abstentions 0)
The following amendments were disagreed to (by division)—

1  (For 38, Against 77, Abstentions 1)
12 (For 54, Against 63, Abstentions 0)
3  (For 52, Against 62, Abstentions 0)

The following amendments were not moved: 13, 14, 8 and 10.

The Presiding Officer extended the time-limits in Business Motion S3M-3671 under Rule 9.8.4A (a) and (c).

8. **Health Boards (Membership and Elections) (Scotland) Bill**: The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved S3M-3543—That the Parliament agrees that the Health Boards (Membership and Elections) (Scotland) Bill be passed.

After debate, the motion was agreed to (DT).

9. **Decision Time**: The Parliament took decisions on items 1, 2 and 8 as noted above.

10. **Pressurised Area Status in North Lanarkshire**: The Parliament debated S3M-3399 in the name of John Wilson—That the Parliament welcomes the decision by the Scottish Government to grant pressurised area status to the North Lanarkshire Council areas of Cumbernauld and Moodiesburn, which enables the council to suspend the right to buy to tenants who started their tenancies after 30 September 2002, and considers that the action by the government and council could stop the decline of housing stock lost through right to buy and ensure that the council can maintain control over existing housing stock.

The meeting closed at 5.46 pm.
The meeting opened at 2.15 pm.

1. **Time for Reflection:** Professor Leonard Swidler, Global Dialogue Institute, Temple University, Philadelphia, led Time for Reflection.

2. **SPCB Question Time:** Questions were answered by members of the Scottish Parliamentary Corporate Body.

3. **Ministerial Statement:** The Minister for Culture, External Affairs and the Constitution (Michael Russell) made a statement and answered questions on Broadcasting.

4. **Offences (Aggravation by Prejudice) (Scotland) Bill:** Patrick Harvie moved S3M-3694—That the Parliament agrees to the general principles of the Offences (Aggravation by Prejudice) (Scotland) Bill.

After debate, the motion was agreed to (DT).

5. **Welfare Reform Bill - UK Legislation:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved S3M-3653—That the Parliament agrees that the relevant provisions of the Welfare Reform Bill, introduced in the House of Commons on 14 January 2009, relating to a Right to Control for disabled people, so far as these matters fall within the legislative competence of the Scottish Parliament, should be considered by the UK Parliament.

The motion was agreed to (DT).

6. **Marine and Coastal Access Bill - UK Legislation:** The Cabinet Secretary for Rural Affairs and the Environment (Richard Lochhead) moved S3M-3614—That the Parliament agrees that the relevant provisions of the UK Marine and Coastal Access Bill introduced in the House of Lords on 4 December 2008, relating to the marine policy statement, marine planning, marine licensing, marine conservation zones and enforcement powers, so far as these matters fall within the legislative competence of the Scottish Parliament, or alter the executive competence of the Scottish Ministers, should be considered by the UK Parliament.

The motion was agreed to (DT).

7. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3717—That the Parliament agrees the following programme of business—

*Wednesday 25 March 2009*

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions
followed by Standards, Procedures and Public Appointments Committee Debate: Review of Section 6 of the Code of Conduct (Cross-Party Groups)

followed by Standards, Procedures and Public Appointments Committee Debate: Changes to the Code of Conduct Arising from the Reimbursement of Members’ Expenses Scheme

followed by Standards, Procedures and Public Appointments Committee Debate: Review of Section 8 of the Code of Conduct

followed by Announcement of Appointment of Scottish Public Services Ombudsman


followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Thursday 26 March 2009

9.15 am Parliamentary Bureau Motions

followed by Scottish Conservative and Unionist Party Business

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time
Rural Affairs and the Environment; Justice and Law Officers

2.55 pm Scottish Government Debate: Supporting Economic Recovery

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Wednesday 1 April 2009

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Scottish Government Business

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business
Thursday 2 April 2009

9.15 am Parliamentary Bureau Motions

followed by Scottish Government Business

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time

Finance and Sustainable Growth

2.55 pm Scottish Government Business

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

After debate, the motion was agreed to (by division: For 97, Against 18, Abstentions 0).

8. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3718—That the Parliament agrees that consideration of the Criminal Justice and Licensing (Scotland) Bill at Stage 1 be completed by 9 October 2009.

The motion was agreed to.

9. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3719—That the Parliament agrees that the draft Budget (Scotland) Acts 2007 and 2008 Amendment Order 2009 be approved.

The motion was agreed to (DT).

10. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3720—That the Parliament agrees that the draft Regulation of Care (Scotland) Act 2001 (Minimum Frequency of Inspections) Order 2009 be approved.

The motion was agreed to (DT).

11. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3721—That the Parliament agrees that the draft Regulation of Care (Fitness to Register, Provide and Manage Care Services) (Scotland) Amendment Regulations 2009 be approved.

The motion was agreed to (DT).

12. Approval of SSI: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3722—That the Parliament agrees that the draft
Representation of the People (Postal Voting for Local Government Elections) (Scotland) Amendment Regulations 2009 be approved.

The motion was agreed to (DT).

13. **Committee Remit:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3723—That the Parliament agrees that the remit of the Education, Lifelong Learning and Culture Committee be amended to—

To consider and report on (a) further and higher education, lifelong learning, schools, pre-school care, skills and other matters falling within the responsibility of the Cabinet Secretary for Education and Lifelong Learning; and (b) matters relating to culture and the arts falling within the responsibility of the Minister for Culture, External Affairs and the Constitution.

The motion was agreed to (DT).

14. **Committee Remit:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3724—That the Parliament agrees that the remit of the Health and Sport Committee be amended to—

To consider and report on (a) health policy and the NHS in Scotland and other matters falling within the responsibility of the Cabinet Secretary for Health and Wellbeing; and (b) matters relating to sport falling within the responsibility of the Minister for Public Health and Sport.

The motion was agreed to (DT).

15. **Committee Remit:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3725—That the Parliament agrees that the remit of the Local Government and Communities Committee be amended to—

To consider and report on (a) the financing and delivery of local government and local services and planning; and (b) housing, regeneration, anti-poverty measures and other matters falling within the responsibility of the Minister for Housing and Communities.

The motion was agreed to (DT).

16. **Decision Time:** The Parliament took decisions on items 4, 5, 6, 9, 10, 11, 12, 13, 14 and 15, as noted above.

17. **Support for Computer Games Development:** The Parliament debated S3M-3311 in the name of Joe FitzPatrick—That the Parliament notes with concern the comments of Colin Macdonald, Studio Manager for Dundee-based computer games developer Realtime Worlds, who recently expressed concern for the future of the industry; recognises that despite the current economic situation the computer games industry is continuing to grow, however that in terms of games development the United Kingdom is falling behind; notes that UK firms must pay tax on research and development, while
in countries such as Canada and France rebates are given; further notes the importance to the economy of Dundee and Scotland of computer games developers who have produced award-winning titles such as Crackdown, which recently sold over 1.5 million units, and believes that games development in Scotland will suffer under the current tax regime.

The meeting closed at 5.48 pm.
The meeting opened at 9.15 am.

1. **Forestry:** Sarah Boyack moved S3M-3727—That the Parliament notes the unanimous recommendation of the Rural Affairs and Environment Committee that the Scottish Government drop proposals for leasing up to 25% of the Forestry Commission estate for a period of 75 years; welcomes the decision of the Scottish Government to amend the Climate Change Bill to remove the relevant clauses, and calls on the Scottish Government to bring forward its review of the operation of the Scotland Rural Development Programme urgently, including reviewing the level awarded for grants, and to pursue proposals for joint ventures to deliver renewables projects in the Forestry Commission estate.

The Minister for Environment (Roseanna Cunningham) moved amendment S3M-3727.3 to motion S3M-3727—

After “years” insert—

“; notes that the Forestry Commission makes a major contribution to the economy of Scotland and can also make a major contribution towards helping Scotland meet its climate change targets”.

After debate, the amendment was agreed to (DT).

John Scott moved amendment S3M-3727.2 to motion S3M-3727—

Insert at end—

“and considers that all forestry proposals in future must be part of an integrated land-use strategy.”

After debate, the amendment was agreed to (DT).

Jim Hume moved amendment S3M-3727.4 to motion S3M-3727—

Insert at end—

“and further calls on the Scottish Government to introduce a comprehensive sustainable land-use strategy, taking into account the strategic economic, social and environmental impacts and benefits of forestry, agriculture, recreation and other land uses and setting out, where appropriate, the contribution each can make in dealing with the consequences of climate change.”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament notes the unanimous recommendation of the Rural Affairs and Environment Committee
that the Scottish Government drop proposals for leasing up to 25% of the Forestry Commission estate for a period of 75 years; notes that the Forestry Commission makes a major contribution to the economy of Scotland and can also make a major contribution towards helping Scotland meet its climate change targets; welcomes the decision of the Scottish Government to amend the Climate Change Bill to remove the relevant clauses; calls on the Scottish Government to bring forward its review of the operation of the Scotland Rural Development Programme urgently, including reviewing the level awarded for grants, and to pursue proposals for joint ventures to deliver renewables projects in the Forestry Commission estate; considers that all forestry proposals in future must be part of an integrated land-use strategy, and further calls on the Scottish Government to introduce a comprehensive sustainable land-use strategy, taking into account the strategic economic, social and environmental impacts and benefits of forestry, agriculture, recreation and other land uses and setting out, where appropriate, the contribution each can make in dealing with the consequences of climate change.

2. **Police Numbers:** Richard Baker moved S3M-3726—That the Parliament believes that the Scottish Government must ensure that there are 17,265 full-time equivalent police officers by March 2011, calculated on the basis currently used by the Chief Statistician in the reporting of the official Police Officer Quarterly Strength Statistics, for the SNP’s stated manifesto pledge for 1,000 more police officers to be met.

The Cabinet Secretary for Justice (Kenny MacAskill) moved amendment S3M-3726.1 to motion S3M-3726—

Leave out from “believes” to end and insert—

“notes that police officer numbers are at a record high; welcomes the findings of the Police Force Projection Study that show that by March 2011 police officer numbers will have increased by more than 1,000 over the March 2007 level and will reach between 17,275 and 17,484 officers; commends the Scottish Government for its investment in funding 1,000 additional recruits; further commends the eight Scottish police forces for delivering additional police officers, and calls on the Scottish Government to continue to maximise the total number of police officers through a combination of recruitment, retention and redeployment.”

Bill Aitken moved amendment S3M-3726.1.1 to amendment S3M-3726.1—

Leave out from first “commends” to “further” and insert—

“notes that this figure has been achieved as a result of the funding secured by the Scottish Conservatives in the 2008-09 budget negotiations;”

Robert Brown moved amendment S3M-3726.2 to motion S3M-3726—

Insert at end—

“; notes the Police Force Projection Study carried out by the Scottish Government estimating that police officer numbers are likely to be between 17,275 and 17,484 by 31 March 2011; notes that the SNP’s attempt to alter its commitment to the delivery of the
equivalent of 1,000 officers would not have achieved this result; welcomes the fact that the Scottish Government was forced by opposition parties and public opinion to firm up its commitment; regrets the Scottish Government’s repeated efforts to confuse and obfuscate the figures, noting that, as recently as 3 March 2009, the Cabinet Secretary for Justice cast further doubt on the Scottish Government’s intention and ability to achieve the target, and calls on the Scottish Government to work with the Association of Chief Police Officers in Scotland to retain skills and expertise in the police force through appropriate workforce planning and ensure that police officers are working effectively and visibly in Scotland’s local communities.”

After debate, amendment 3726.1.1 was disagreed to ((DT) by division: For 16, Against 61, Abstentions 46).

After debate, amendment 3726.1 was disagreed to ((DT) by division: For 47, Against 60, Abstentions 16).

After debate amendment 3726.2 was disagreed to ((DT) by division: For 58, Against 65, Abstentions 0).

The motion was then agreed to (DT).

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Health and Wellbeing were answered by the Cabinet Secretary and Ministers.

6. **Science in Scotland:** The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) moved S3M-3728—That the Parliament welcomes the publication of the Scottish Government’s strategic framework for science, *Science for Scotland*, on 27 November 2008; agrees with its vision for Scotland as a nation of world-class scientific achievement, a magnet for talent and for investment and a powerhouse of technology, innovation, enterprise and increasing sustainable economic growth; supports the strong message that *Science for Scotland* sends out to Scotland and the world about this vision; agrees that maintaining a strong science base in Scotland is vital because it will underpin economic growth, help improve public services, enhance quality of life and help solve the world’s most pressing problems; notes the detailed ambitions and commitments made around the five themes of *Science for Scotland* about developing individuals, scientific research, economic and business demand, international profile and connections in Scotland and government; further notes that *Science for Scotland* calls to action many bodies and sectors of the economy and asks them to work with the Scottish Government to help progress the aspirations of *Science for Scotland*, and asks the Scottish Government to monitor and report to the Parliament on the progress being made.

Rhona Brankin moved amendment S3M-3728.1 to motion S3M-3728—
After “problems” insert—

“; agrees with the comments of the Royal Society of Edinburgh that “It is vital that Scotland remains an integral part of the UK science base”, that the “integration offsets one of the problems of small countries in research, that they cannot be internationally competitive in all sectors of research and the businesses that rely on it” and that, consequently, “an attempt to devolve Research Council functions would be a seriously retrograde step”.

After debate, the amendment was disagreed to (DT) by division: For 58, Against 64, Abstentions 1).

Elizabeth Smith moved amendment S3M-3728.3 to motion S3M-3728—

After fifth “Science for Scotland” insert—

“further notes the concern that some secondary schools in Scotland are reducing the availability of SQA Highers and Advanced Higher courses in science subjects”.

After debate, the amendment was agreed to (DT) by division: For 77, Against 46, Abstentions 0).

Hugh O’Donnell moved amendment S3M-3728.2 to motion S3M-3728—

After fifth “Science in Scotland” insert—

“; regrets that, although half a million women in the United Kingdom are qualified in either science, engineering or technology, less than a third work in those sectors, noting in particular the high fall-off rate at postdoctoral research level; calls on the Scottish Government to include within its strategy for science specific action to improve the participation and employment of women in the science sector”.

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament welcomes the publication of the Scottish Government’s strategic framework for science, Science for Scotland, on 27 November 2008; agrees with its vision for Scotland as a nation of world-class scientific achievement, a magnet for talent and for investment and a powerhouse of technology, innovation, enterprise and increasing sustainable economic growth; supports the strong message that Science for Scotland sends out to Scotland and the world about this vision; agrees that maintaining a strong science base in Scotland is vital because it will underpin economic growth, help improve public services, enhance quality of life and help solve the world’s most pressing problems; notes the detailed ambitions and commitments made around the five themes of Science for Scotland about developing individuals, scientific research, economic and business demand, international profile and connections in Scotland and government; further notes that Science for Scotland calls to action many bodies and sectors of the economy and asks them to work with the Scottish Government to help progress the aspirations of Science for
Scotland; further notes the concern that some secondary schools in Scotland are reducing the availability of SQA Highers and Advanced Higher courses in science subjects; regrets that, although half a million women in the United Kingdom are qualified in either science, engineering or technology, less than a third work in those sectors, noting in particular the high fall-off rate at postdoctoral research level; calls on the Scottish Government to include within its strategy for science specific action to improve the participation and employment of women in the science sector, and asks the Scottish Government to monitor and report to the Parliament on the progress being made.

7. Borders, Citizenship and Immigration Bill - UK Legislation: The Cabinet Secretary for Justice (Kenny MacAskill) moved S3M-3652—That the Parliament agrees that the relevant provisions of the Borders, Citizenship and Immigration Bill, introduced in the House of Lords on 14 January 2009, relating to the power of detention for individuals subject to an outstanding arrest warrant and their enforcement, so far as these matters fall within the legislative competence of the Scottish Parliament, should be considered by the UK Parliament.

After debate, the motion was agreed to ((DT) by division: For 118, Against 2, Abstentions 1).

8. Decision Time: The Parliament took decisions on items 1, 2, 6 and 7, as noted above.

9. Loss of Jobs at Vion, Cambuslang: The Parliament debated S3M-3268 in the name of James Kelly—That the Parliament notes with concern the announcement by the Vion Food Group that 150 people are to be made redundant at the Grampian Country Foods factory in Cambuslang; recognises that this announcement has resulted from a reduction in orders from Marks and Spencer, and hopes that every assistance will be offered to the company, trade unions and the workforce at this difficult time.

10. Motion without Notice: James Kelly moved without notice that, under Rule 8.14.3, the debate be extended by up to 5 minutes. The motion was agreed to.

The meeting closed at 5.55 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Rev Dr W Graham Monteith, Secretary, Scottish Churches’ Disability Agenda Group, led Time for Reflection.

2. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3779—That the Parliament agrees the following revision to the programme of business for Wednesday 25 March 2009—

   after
   
   followed by Announcement of Appointment of Scottish Public Services Ombudsman

   insert

   followed by Ministerial Statement: Improving Access to New Medicines in the NHS and Guidance for Patients Seeking Additional Private Care

The motion was agreed to.


After debate, the motion was agreed to (DT).

4. **Code of Conduct for Members of the Scottish Parliament: Changes to the Code of Conduct arising from the Reimbursement of Members’ Expenses Scheme:** Gil Paterson moved S3M-3756—That the Parliament agrees to amend the *Code of Conduct for Members of the Scottish Parliament* by replacing Section 7.2.6 and Section 9.1.6(c) (in Volume 2) with Section 7.2.6 and Section 9.1.6(c) as set out in Annex A of the Standards, Procedures and Public Appointments Committee's 2nd Report 2009 (Session 3), *Changes to the Code of Conduct arising from the Reimbursement of Members’ Expenses Scheme* (SP Paper 217), with effect from 27 March 2009.

After debate, the motion was agreed to (DT).

5. **Code of Conduct for Members of the Scottish Parliament: Review of Section 8 of the Code of Conduct:** Gil Paterson moved S3M-3757—That the Parliament agrees to amend the *Code of Conduct for Members of the
Scottish Parliament by replacing Section 8 and Section 9.1.6(b) (in Volume 2) with Section 8 and Section 9.1.6(b) as set out in Annex A of the Standards, Procedures and Public Appointments Committee’s 9th Report 2008 (Session 3), Review of Section 8 of the Code of Conduct (SP Paper 176), with effect from 27 March 2009.

After debate, the motion was agreed to ((DT) by division: For 100, Against 8, Abstentions 2).

6. Appointment of the Scottish Public Services Ombudsman: David McLetchie moved S3M-3766—That the Parliament nominates Jim Martin to Her Majesty The Queen for appointment as the Scottish Public Services Ombudsman.

After debate, the motion was agreed to (DT).


After debate, the motion was agreed to ((DT) by division: For 99, Against 0, Abstentions 14).

9. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3780—That the Parliament agrees the following programme of business—

Wednesday 1 April 2009

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Announcement of Appointment of Scottish Parliamentary Standards Commissioner

followed by Finance Committee Debate: Inquiry into Methods of Funding Capital Investment Projects

followed by Legislative Consent Motion: Apprenticeships, Skills, Children and Learning Bill - UK Legislation

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time
followed by Members’ Business

Thursday 2 April 2009

9.00 am Parliamentary Bureau Motions
followed by Ministerial Statement: Creative Scotland
followed by Scottish Government Debate: Hospital Waiting Times

11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
   Finance and Sustainable Growth
2.55 pm Scottish Government Debate: Antisocial Behaviour Framework
followed by Parliamentary Bureau Motions

5.00 pm Decision Time
followed by Members’ Business

Wednesday 22 April 2009

2.30 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Scottish Government Business
followed by Business Motion
followed by Parliamentary Bureau Motions

5.00 pm Decision Time
followed by Members’ Business

Thursday 23 April 2009

9.15 am Parliamentary Bureau Motions
followed by Scottish Government Business

11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
   Education and Lifelong Learning;
   Europe, External Affairs and Culture
2.55 pm Scottish Government Business
followed by Parliamentary Bureau Motions

5.00 pm Decision Time
followed by Members’ Business

The motion was agreed to.
10. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3781—That the Parliament agrees that “9:00” be substituted for “9:15” in Rule 2.2.3 to allow the meeting of the Parliament on Thursday 2 April 2009 to begin at 9.00 am.

The motion was agreed to.

11. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3782—That the Parliament agrees that consideration of the Tobacco and Primary Medical Services (Scotland) Bill at Stage 1 be completed by 25 September 2009.

The motion was agreed to.

12. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3785—That the Parliament agrees that the draft Advice and Assistance and Civil Legal Aid (Financial Conditions and Contributions) (Scotland) Regulations 2009 be approved.

The motion was agreed to (DT).

13. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3786—That the Parliament agrees that the draft Bankruptcy and Diligence etc. (Scotland) Act 2007 (Inhibition) Order 2009 be approved.

The motion was agreed to (DT).

14. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3787—That the Parliament agrees that the draft Civic Government (Scotland) Act 1982 (Licensing of Booking Offices) Order 2009 be approved.

The motion was agreed to (DT).

15. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3788—That the Parliament agrees that the draft Community Care (Personal Care and Nursing Care) (Scotland) Amendment Regulations 2009 be approved.

The motion was agreed to (DT).

16. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3789—That the Parliament agrees that the draft Community Care and Health (Scotland) Act 2002 (Amendment to schedule 1) Order 2009 be approved.

The motion was agreed to (DT).
17. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3790—That the Parliament agrees that the draft Housing Support Grant (Scotland) Order 2009 be approved.

The motion was agreed to (DT).

18. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3791—That the Parliament agrees that the draft Licensing of Animal Dealers (Young Cats and Young Dogs) (Scotland) Regulations 2009 be approved.

The motion was agreed to (DT).

19. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3792—That the Parliament agrees that the draft Renewables Obligation (Scotland) Order 2009 be approved.

The motion was agreed to (DT).

20. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3793—That the Parliament agrees that the draft Victim Statements (Prescribed Courts) (Scotland) Order 2009 be approved.

The motion was agreed to (DT).


The motion was agreed to (DT).

22. **Committee Remit and Duration:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3783—That the Parliament agrees to amend the remit and duration of the Review of SPCB Supported Bodies Committee as follows—

Remit: To consider and report on whether alterations should be made to the terms and conditions of the office-holders and the structure of the bodies supported by the SPCB; to consider how any proposals, including the addition of any new functions, for future arrangements should be taken forward, including by way of a Committee Bill, and to make recommendations accordingly.

Duration: Until the Parliament has concluded consideration of the committee’s report and any Bill which may follow thereon.

The motion was agreed to (DT).
23. **Designation of Secondary Committee:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3784—that the Parliament agrees to designate the Health and Sport Committee as secondary committee for the purpose of considering Part 9, section 129 and Part 10, section 140 of the Criminal Justice and Licensing (Scotland) Bill at Stage 1.

The motion was agreed to (DT).

24. **Decision Time:** The Parliament took decisions on items 3, 4, 5, 6, 8, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23, as noted above.

25. **Drumchapel is Top of the Table:** The Parliament debated S3M-3622 in the name of Bill Butler—that the Parliament congratulates Drumchapel Table Tennis Club on its 20th anniversary; notes that it is the most successful table tennis club in Britain, with over 400 members, and caters for all levels of ability; further notes that several of its players will be representing Scotland at the 2009 Commonwealth Table Tennis Championships to be held in Glasgow in May; acknowledges the valuable role that the club plays, with support from Drumchapel LIFE, Skyform, Culture and Sport Glasgow and Strathclyde Police, in promoting healthy lifestyles, tackling antisocial behaviour and developing young people's potential through its imaginative after-school programme; pays tribute to the hard work and dedication of its head coach and driving force, Terry McLernon; recognises the positive impact that sports clubs make in communities across Scotland, and agrees with Drumchapel Table Tennis Club that sport must be properly supported at grassroots level and looks to the Scottish Government and local authorities to facilitate such an approach.

The meeting closed at 5.36 pm.
The meeting opened at 9.15 am.

1. **The NHS and the Independent Sector:** Mary Scanlon moved S3M-3796—That the Parliament welcomes the success of the Scottish Regional Treatment Centre at Stracathro and pays tribute to the previous Scottish administration for piloting the scheme; notes that the Stracathro pilot was rated as excellent by its patients and has reduced waiting times, that the centre has no reported healthcare associated infections and that it has saved several million pounds of taxpayers’ money in the process of successfully treating NHS patients; further notes that since 1999 successive Scottish administrations have recognised the contribution that can be made by the independent sector to treating NHS patients, with a record 4,409 treatments performed in 2008, more than double the level in 1999 and a 38% increase since 2007, and accordingly urges the Scottish Government to continue to work with the independent sector in order to deliver the best possible healthcare for the people of Scotland.

The Minister for Public Health and Sport (Shona Robison) moved amendment S3M-3796.3 to motion S3M-3796—

Leave out from “success” to end and insert—

“Scottish Government’s commitment to a mutual NHS in Scotland and its decision only to use the private sector for health provision at the margins where necessary; further welcomes the fact that there has been a 37% drop in private sector acute activity, excluding Stracathro, between 2006 and 2008 and congratulates NHS staff for achieving this reduction; notes the role of the private treatment centre pilot at Stracathro, established by the last administration, and awaits the final evaluation of this pilot, and commends the Scottish Government policy to direct investment into the NHS rather than divert scarce resources into private sector health provision.”

After debate, the amendment was disagreed to ((DT) by division: For 45, Against 67, Abstentions 0).

Dr Richard Simpson moved amendment S3M-3796.1 to motion S3M-3796—

Leave out from “and pays” to end and insert—

“with its high level of patient approval and welcomes the Scottish Regional Treatment Centre’s contribution to maintaining Stracathro Hospital as both a local and regional resource; notes the success of the nationalisation of the HCI hospital in Clydebank, now the Golden Jubilee National Hospital, and recognises the contribution of both these units and their staff in achieving the continuing reduction in waiting times.”

After debate, the amendment was agreed to ((DT) by division: For 84, Against 16, Abstentions 12).

Ross Finnie moved amendment S3M-3796.2 to motion S3M-3796—
2. Alcohol Strategy: Bill Aitken moved S3M-3778—That the Parliament welcomes the decision of the Scottish Government to incorporate its proposals for reform of the law relating to the sale of alcohol into a new health Bill, which will facilitate democratic accountability and greater parliamentary and public scrutiny of its proposals; calls on the Scottish Government to place greater emphasis on a much more rigorous application of the existing licensing laws and to recognise that any changes can be introduced only on the basis of a wider and meaningful consultation with the licensed trade and Scotland’s communities, and believes that any measures taken to tackle binge drinking and underage drinking must be properly targeted and effective so that the responsible, sensible majority of moderate drinkers do not have to pay more or suffer as a result of the excesses of a small minority.

The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved amendment S3M-3778.2 to motion S3M-3778—

Leave out from “binge drinking” to end and insert—

“harmful drinking and underage drinking must be workable and properly targeted so that, while the responsible, sensible majority of moderate drinkers are not unnecessarily penalised, wider issues of excess consumption contributing to huge costs to Scottish society are effectively addressed.”

After debate, the amendment was agreed to ((DT) by division: For 82, Against 17, Abstentions 12).

Robert Brown moved amendment S3M-3778.1 to motion S3M-3778—

Leave out from “any changes” to end and insert—

After debate, the amendment was agreed to (DT).
“tackling Scotland’s complex relationship with alcohol will require significant and long-term cultural change, and believes that any proposals for reform of the law should be targeted and evidence-based, introduced on the basis of strong public support and following meaningful consultation with all relevant interests and stakeholders to ensure that measures to address problematic alcohol consumption do not unfairly penalise the majority of individuals who enjoy alcohol responsibly.”

After debate, the amendment was disagreed to ((DT) by division: For 28, Against 84, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 80, Against 3, Abstentions 28).

Accordingly the Parliament resolved—That the Parliament welcomes the decision of the Scottish Government to incorporate its proposals for reform of the law relating to the sale of alcohol into a new health Bill, which will facilitate democratic accountability and greater parliamentary and public scrutiny of its proposals; calls on the Scottish Government to place greater emphasis on a much more rigorous application of the existing licensing laws and to recognise that any changes can be introduced only on the basis of a wider and meaningful consultation with the licensed trade and Scotland’s communities, and believes that any measures taken to tackle harmful drinking and underage drinking must be workable and properly targeted so that, while the responsible, sensible majority of moderate drinkers are not unnecessarily penalised, wider issues of excess consumption contributing to huge costs to Scottish society are effectively addressed.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Rural Affairs and the Environment, and Justice and Law Officers were answered by Cabinet Secretaries, Ministers and Scottish Law Officers.


7. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3808—That the Parliament agrees that consideration of the Education (Additional Support for Learning) (Scotland) Bill at Stage 2 be extended to 24 April 2009.

The motion was agreed to.

8. **Decision Time:** The Parliament took decisions on items 1 and 2 as noted above.
9. Earth Hour 2009: The Parliament debated S3M-3349 in the name of Shirley-Anne Somerville—That the Parliament supports WWF’s Earth Hour 2009, which aims to encourage millions of people worldwide and across Scotland to switch off their lights for an hour at 8.30 pm on Saturday 28 March 2009, to send a powerful global message that we care enough about climate change to take action and demonstrate widespread public support for an equitable, binding and scientifically credible global deal on climate change and, in Scotland, strong Scottish climate change legislation; considers that 2009 is a critical year for action on climate change with a new global deal to be agreed in Copenhagen in December; acknowledges the opportunity for Scotland to take a global lead with the most progressive legislation in the world through a strong Climate Change (Scotland) Bill; recognises that the global deal must address the historical responsibility of the United Kingdom and other developed countries as major contributors to climate change; commends local government in Edinburgh alongside the many individuals who are early signatories to support WWF’s Earth Hour in Scotland, and further considers that the Scottish and UK governments are in an ideal position to take a proactive, progressive and leading role throughout the 2009 negotiations.

The meeting closed at 5.43 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Rev Frank Campbell, Ale & Teviot United Church, Roxburgh, led Time for Reflection.

2. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3843—That the Parliament agrees the following revision to the programme of business for Wednesday 1 April 2009—

   delete

   followed by  Finance Committee Debate: Inquiry into Methods of Funding Capital Investment Projects

   and insert

   followed by  Ministerial Statement: Dunfermline Building Society

   followed by  Finance Committee Debate: Inquiry into Methods of Funding Capital Investment Projects

   followed by  Ministerial Statement: The Scottish Government’s Response to Audit Scotland’s Report on Drug/Alcohol Services

The motion was agreed to.

3. **Appointment of the Scottish Parliamentary Standards Commissioner:** Tricia Marwick moved S3M-3832—That the Parliament agrees, under section 1(2) of the Scottish Parliamentary Standards Commissioner Act 2002, to appoint Stuart Allan as the Scottish Parliamentary Standards Commissioner.

   After debate, the motion was agreed to (DT).

4. **First Minister’s Statement:** The First Minister (Alex Salmond) made a statement and answered questions on the Dunfermline Building Society.

5. **Inquiry into Methods of Funding Capital Investment Projects:** Andrew Welsh moved S3M-3822—That the Parliament notes the conclusions and recommendations contained in the Finance Committee’s 8th Report, 2008 (Session 3): *Inquiry into methods of funding capital investment projects* (SP Paper 182).

   After debate, the motion was agreed to (DT).

6. **Ministerial Statement:** The Minister for Community Safety (Fergus Ewing) made a statement and answered questions on the Scottish Government’s Response to Audit Scotland’s report on Drug/Alcohol Services.
7. **Apprenticeships, Skills, Children and Learning Bill - UK Legislation:**

The Cabinet Secretary for Education and Lifelong Learning (Fiona Hyslop) moved S3M-3753—That the Parliament agrees that the relevant provisions of the Apprenticeships, Skills, Children and Learning Bill, introduced in the House of Commons on 4 February 2008, relating to the management of Career Development Loans and the Managing Information Across Partners programme, so far as these matters fall within the legislative competence of the Scottish Parliament or alter the executive competence of the Scottish Ministers, should be considered by the UK Parliament.

The motion was agreed to (DT).

8. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3844—That the Parliament agrees the following programme of business—

**Wednesday 22 April 2009**

2.30 pm  Time for Reflection

followed by  Parliamentary Bureau Motions

followed by  Standards, Procedures and Public Appointments Committee Debate: 3rd Report 2009


followed by  Transport, Infrastructure and Climate Change Committee Debate: Inquiry into the Potential Benefits of High-speed Rail Services

followed by  Business Motion

followed by  Parliamentary Bureau Motions

5.00 pm  Decision Time

followed by  Members’ Business

**Thursday 23 April 2009**

9.15 am  Parliamentary Bureau Motions

followed by  Scottish Labour Party Business

11.40 am  General Question Time

12 noon  First Minister’s Question Time

2.15 pm  Themed Question Time

Education and Lifelong Learning; Europe, External Affairs and Culture

2.55 pm  Scottish Government Debate: Glasgow 2014 Legacy Plan

followed by  Parliamentary Bureau Motions
5.00 pm        Decision Time  
followed by    Members’ Business

Wednesday 29 April 2009

2.30 pm        Time for Reflection  
followed by    Parliamentary Bureau Motions  
followed by    Scottish Government Business  
followed by    Business Motion  
followed by    Parliamentary Bureau Motions  
5.00 pm        Decision Time  
followed by    Members’ Business

Thursday 30 April 2009

9.15 am        Parliamentary Bureau Motions  
followed by    Scottish Government Business  
11.40 am        General Question Time  
12 noon        First Minister’s Question Time  
2.15 pm        Themed Question Time  
Health and Wellbeing  
2.55 pm        Scottish Government Business  
followed by    Parliamentary Bureau Motions  
5.00 pm        Decision Time  
followed by    Members’ Business

The motion was agreed to.

9. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3845—That the Parliament agrees that consideration of the Education (Additional Support for Learning) (Scotland) Bill at Stage 2 be extended to 1 May 2009.

The motion was agreed to.

10. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3846—That the Parliament agrees that consideration of the Offences (Aggravation by Prejudice) (Scotland) Bill at Stage 2 be completed by 1 May 2009.

The motion was agreed to.

11. Decision Time: The Parliament took decisions on items 3, 5 and 7 as noted above.
12. **Supporting Conventional Plant Breeding:** The Parliament debated S3M-3205 in the name of Rob Gibson—That the Parliament welcomes a growing body of evidence that Scottish farmers, crofters and growers can benefit from the results of successful experiments to produce home-grown food for both animals and humans that does not rely on transgenic modification of plant material; also welcomes the recent work of the Scottish Crop Research Institute in producing highly nutritious purple-pigmented potatoes; applauds the Sárvári Research Trust based at Bangor University that confirms that blight-resistant Sáro potatoes, which were successfully trialed in the Black Isle, are suitable for Scottish conditions; recalls that the Scottish Agricultural College has backed an international research collaboration on the Green Pig project, which plans to use home-grown legume varieties to reduce reliance on imported and expensive soya bean meal and so reduce costs for Scottish livestock producers; notes the scientific analysis of Dr John Fagan of Global ID Group, which shows that, although non-GM pig feed costs a bit more than GM feed because of feed-to-meat conversion efficiency, when using non-GM feed the actual cost per animal is lower, and therefore believes that a conventional plant breeding policy is an essential basis for the Scottish national food and drink policy, which itself dovetails with the conclusions of the International Assessment of Agricultural Science and Technology for Development that small-scale farming and ecological methods provide the way forward to avert the current world food crisis.

The meeting closed at 5.34 pm.
The meeting opened at 9.00 am.

1. **Ministerial Statement:** The Minister for Culture, External Affairs and the Constitution (Michael Russell) made a statement and answered questions on Creative Scotland.

2. **Hospital Waiting Times:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) moved S3M-3848—That the Parliament welcomes the most recent progress that has been made in reducing waiting times for patients; applauds the commitment, dedication and hard work of all NHS staff who have contributed to delivering these significant improvements for the people of Scotland; notes the progress made by the previous administration; acknowledges the substantial investment being made to increase NHSScotland capacity and the continuing work on integrating, modernising and redesigning services to speed access, diagnosis and treatment, and supports the Scottish Government’s commitment to deliver a maximum “whole journey” waiting time of 18 weeks by 2011.

Cathy Jamieson moved amendment S3M-3848.3 to motion S3M-3848—

Leave out from “acknowledges” to end and insert—

“while welcoming the extension of the waiting times guarantee to include child and adolescent mental health services, calls on the Scottish Government to consider extending the range of specialties to include adult mental health services; further calls on the Scottish Government to ensure sufficient resources to bring NHSScotland in line as soon as possible with the NHS in England where a “whole journey” national waiting time standard of 18 weeks was delivered by December 2008, and notes that this compares to a target of 18 months introduced by the previous Conservative administration.”

After debate, the amendment was agreed to ((DT) by division: For 92, Against 31, Abstentions 0).

Mary Scanlon moved amendment S3M-3848.1 to motion S3M-3848—

Leave out from “staff” to end and insert—

“and independent sector staff who have contributed to delivering these significant improvements for the people of Scotland; notes the progress made by the previous administration; acknowledges the substantial investment being made to increase NHSScotland capacity and the continuing work on integrating, modernising and redesigning services to speed access, diagnosis and treatment, but cautions that, while shorter waiting times are welcome, patient care and health outcomes should not be jeopardised by attempts to meet centrally determined targets.”

After debate, the amendment was disagreed to ((DT) by division: For 31, Against 91, Abstentions 1).
Ross Finnie moved amendment S3M-3848.2 to motion S3M-3848—

Insert at end—

“but believes that the achievement of maximum waiting times should ultimately be at the discretion of clinicians to protect those with the greatest clinical need.”

After debate, the amendment was disagreed to ((DT) by division: For 31, Against 89, Abstentions 3).

The motion, as amended, was then agreed to ((DT) by division: For 91, Against 16, Abstentions 15).

Accordingly the Parliament resolved—That the Parliament welcomes the most recent progress that has been made in reducing waiting times for patients; applauds the commitment, dedication and hard work of all NHS staff who have contributed to delivering these significant improvements for the people of Scotland; notes the progress made by the previous administration; while welcoming the extension of the waiting times guarantee to include child and adolescent mental health services, calls on the Scottish Government to consider extending the range of specialties to include adult mental health services; further calls on the Scottish Government to ensure sufficient resources to bring NHSScotland in line as soon as possible with the NHS in England where a “whole journey” national waiting time standard of 18 weeks was delivered by December 2008, and notes that this compares to a target of 18 months introduced by the previous Conservative administration.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Finance and Sustainable Growth were answered by the Cabinet Secretary and Ministers.

6. **Antisocial Behaviour Framework:** The Minister for Community Safety (Fergus Ewing) moved S3M-3849—That the Parliament notes the publication of the new Antisocial Behaviour Framework, *Promoting Positive Outcomes: Working Together to Prevent Antisocial Behaviour in Scotland*, which has been developed in partnership with the Convention of Scottish Local Authorities (COSLA) and other national partners; further notes that it builds on the success achieved since the Parliament introduced the Antisocial Behaviour etc. (Scotland) Act 2004; agrees that antisocial behaviour blights the quality of people’s lives and should not be tolerated but believes that prevention is better than cure when it comes to protecting communities from disorder; values the cross-party and cross-organisational input and support that the framework has received; appreciates the wealth of good practice across Scotland and the importance of replicating it as widely as possible, and embraces the framework’s commitment through enhanced prevention,
integration, community engagement and communication to making our communities safer and stronger.

Paul Martin moved amendment S3M-3849.2 to motion S3M-3849—

Leave out from first “notes” to end and insert—

“believes that too many communities in Scotland are still blighted by antisocial behaviour and recognises that the Antisocial Behaviour etc. (Scotland) Act 2004 was a response to these concerns; further believes that there should not be reduced use of legal remedies, which have been effective in providing individuals and communities with relief from the selfish activities of a minority; recognises that while the Antisocial Behaviour Framework is right to highlight good practice and preventative measures, such initiatives must be properly resourced; acknowledges that, while only a small minority of young people engage in antisocial behaviour, parental responsibility is crucial in addressing this problem, and believes in widening access to legal remedies for communities that wish to tackle problems of antisocial behaviour in their areas.”

After debate, the amendment was disagreed to ((DT) by division: For 44, Against 79, Abstentions 0).

Bill Aitken moved amendment S3M-3849.1 to motion S3M-3849—

Leave out from “it builds” to end and insert—

“the success of the Antisocial Behaviour etc. (Scotland) Act 2004 has not been universal; agrees that antisocial behaviour blights the quality of people’s lives and should not be tolerated but believes that prevention is better than cure when it comes to protecting communities from disorder and encourages communities to report all incidents of crime and disorder so that they can be properly addressed, and appreciates the wealth of good practice followed in some areas of Scotland and the importance of replicating it as widely as possible.”

After debate, the amendment was agreed to ((DT) by division: For 79, Against 44, Abstentions 0).

Robert Brown moved amendment S3M-3849.3 to motion S3M-3849—

Insert at end—

“; welcomes the framework’s emphasis on addressing the causes of antisocial behaviour, such as drug and alcohol addiction and deprivation, and on improving life chances; supports the promotion of the new prevention, early intervention, enforcement and rehabilitation (PIER) model, including the use of acceptable behaviour contracts pioneered by Liberal Democrats in Islington, and regards increased community involvement and empowerment as vital components of success in action to tackle antisocial behaviour.”

After debate, the amendment was agreed to ((DT) by division: For 63, Against 58, Abstentions 2).

The motion, as amended, was then agreed to ((DT) by division: For 79, Against 44, Abstentions 0).
Accordingly the Parliament resolved—That the Parliament notes the publication of the new Antisocial Behaviour Framework, *Promoting Positive Outcomes: Working Together to Prevent Antisocial Behaviour in Scotland*, which has been developed in partnership with the Convention of Scottish Local Authorities (COSLA) and other national partners; further notes that the success of the Antisocial Behaviour etc. (Scotland) Act 2004 has not been universal; agrees that antisocial behaviour blights the quality of people’s lives and should not be tolerated but believes that prevention is better than cure when it comes to protecting communities from disorder and encourages communities to report all incidents of crime and disorder so that they can be properly addressed; appreciates the wealth of good practice followed in some areas of Scotland and the importance of replicating it as widely as possible; welcomes the framework’s emphasis on addressing the causes of antisocial behaviour, such as drug and alcohol addiction and deprivation, and on improving life chances; supports the promotion of the new prevention, early intervention, enforcement and rehabilitation (PIER) model, including the use of acceptable behaviour contracts pioneered by Liberal Democrats in Islington, and regards increased community involvement and empowerment as vital components of success in action to tackle antisocial behaviour.

7. **Decision Time**: The Parliament took decisions on items 2 and 6 as noted above.

8. **Huntington’s Disease**: The Parliament debated S3M-3000 in the name of Hugh Henry—That the Parliament recognises that Huntington’s disease is a devastating, high-risk, inherited, neurological condition that causes a profound form of dementia and mental ill health; notes that the Scottish Huntington’s Association (SHA), based in Paisley, was established in 1989 by families living with the disease because they could not get help with health and social care services; congratulates SHA in approaching its 20th anniversary in 2009 and on providing Huntington’s disease services staffed by skilled nurses that make a significant difference to the lives of those affected by the disease; expresses its concern that only nine out of the 15 NHS boards provide this service, and considers that all people living with the condition would benefit from access to the type of support provided by SHA.

The meeting closed at 5.42 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection:** Rabbi Mendel Jacobs, Newton Mearns, led Time for Reflection.

2. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3941—That the Parliament agrees the following revision to the programme of business for Wednesday 22 April 2009—

   after

   followed by Standards, Procedures and Public Appointments Committee Debate: Review of Equal Opportunities in the Work of Committees

   insert

   followed by Announcement of Nomination of the Commissioner for Children and Young People in Scotland

   followed by Ministerial Statement: Update on Vale of Leven Inquiry

The motion was agreed to.


After debate, the motion was agreed to (DT).

4. **Members’ Bills - Cut-off Date for Introduction:** Gil Paterson moved S3M-3925—That the Parliament notes the Standards, Procedures and Public Appointments Committee’s 1st Report 2009 (Session 3), *Members’ Bills – cut-off date for introduction* (SP Paper 205), and agrees that the changes to Standing Orders set out in Annexe A to the report be made with effect from 24 April 2009.

After debate, the motion was agreed to (DT).

5. **Review of Equal Opportunities in the Work of Committees:** Gil Paterson moved S3M-3926—That the Parliament notes the Standards, Procedures and Public Appointments Committee’s 4th Report 2009 (Session 3), *Review of equal opportunities in the work of committees* (SP Paper 244), and agrees that the changes to Standing Orders set out in Annexe A to the report be made with effect from 24 April 2009.

After debate, the motion was agreed to (DT).
6. **Nomination for Appointment of the Commissioner for Children and Young People in Scotland:** Karen Whitefield moved S3M-3922—That the Parliament nominates Tam Baillie to Her Majesty The Queen for appointment as the Commissioner for Children and Young People in Scotland.

After debate, the motion was agreed to (DT).

7. **Ministerial Statement:** The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) made a statement and answered questions on Update on Vale of Leven Inquiry.


After debate, the motion was agreed to (DT).

9. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3942—That the Parliament agrees the following programme of business—

**Wednesday 29 April 2009**

2.30 pm Time for Reflection  
*followed by* Parliamentary Bureau Motions  
*followed by* Scottish Government Debate: Housing  
*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members’ Business  

**Thursday 30 April 2009**

9.15 am Parliamentary Bureau Motions  
*followed by* Scottish Liberal Democrats Business  
11.40 am General Question Time  
12 noon First Minister’s Question Time  
2.15 pm Themed Question Time  
Health and Wellbeing  
2.55 pm Scottish Government Debate: Budget Implications for Scotland  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time
followed by Members’ Business

Wednesday 6 May 2009

2.30 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Scottish Government Business
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

Thursday 7 May 2009

9.15 am Parliamentary Bureau Motions
followed by Scottish Government Business
11.40 am General Question Time
12 noon First Minister’s Question Time
2.15 pm Themed Question Time
Justice and Law Officers;
Rural Affairs and the Environment
2.55 pm Scottish Government Business
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members’ Business

The motion was agreed to.

10. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3943—That the Parliament agrees that consideration of the Schools (Consultation) (Scotland) Bill at Stage 1 be extended to 4 September 2009.

The motion was agreed to.

11. **Approval of SSI:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3944—That the Parliament agrees that the draft Health Care and Associated Professions (Miscellaneous Amendments and Practitioner Psychologists) Order 2009 be approved.

The motion was agreed to (DT).

12. **Decision Time:** The Parliament took decisions on items 3, 4, 5, 6, 8 and 11 as noted above.
13. **Congratulating Project Linus UK:** The Parliament debated S3M-3333 in the name of Margaret Mitchell—That the Parliament recognises that Project Linus is a 100% volunteer non-profit organisation that aims to provide a sense of security and comfort to children who are seriously ill, traumatised or otherwise in need, through gifts of new, homemade, washable blankets and quilts created by volunteer blanket makers; congratulates Project Linus on producing 75,000 quilts and blankets in the United Kingdom since April 2000 and specifically commends the Lanarkshire branch, which delivered 748 quilts and blankets in 2008 and has delivered a total of 2,508 since the creation of the group in 2004, and considers involvement with the organisation either by making quilts or donating materials and supplies to be extremely worthwhile and worthy of encouragement.

The meeting closed at 5.13 pm.
The meeting opened at 9.15 am.

1. Scottish Newspaper Industry: David Whitton moved S3M-3947—That the Parliament recognises the threat to the Scottish economy from the current crisis facing Scotland’s newspaper and media industries; notes that local newspapers are facing particular difficulties in the current economic climate; opposes any moves towards compulsory redundancies such as those imposed by Trinity Mirror at the Daily Record and Sunday Mail; calls for all newspaper and media organisations considering restructuring, reorganisation or redundancy to engage in meaningful negotiations with the relevant workforce representatives in order to minimise the economic impact of any job cuts, and calls on the Scottish Government to hold urgent talks with Trinity Mirror management in order to prevent compulsory job cuts.

Ted Brocklebank moved amendment S3M-3947.2 to motion S3M-3947—

Leave out from “opposes” to end and insert—

“calls for all newspaper and media organisations considering restructuring, reorganisation or redundancy to engage in meaningful negotiations with the relevant workforce representatives in order to minimise the economic impact of any job cuts, and calls on the Scottish Government to hold urgent talks with Trinity Mirror and to work with all media groups to allow new industry models to emerge that will encourage investment not just in local newspapers but in local online services and new local TV companies.”

After debate, the amendment was disagreed to ((DT) by division: For 13, Against 53, Abstentions 42).

Iain Smith moved amendment S3M-3947.1 to motion S3M-3947—

Leave out from “opposes” to end and insert—

“expresses concern at moves towards compulsory redundancies such as those imposed by Trinity Mirror at the Daily Record and Sunday Mail; notes the importance of a viable and diverse national, regional and local newspaper industry to Scotland’s culture; recognises the need to retain talent in Scotland's creative media industries, and calls for all newspaper and media organisations considering restructuring, reorganisation or redundancy to engage in meaningful negotiations with the relevant workforce representatives in order to minimise the economic impact of any job cuts and the need for compulsory redundancies.”

After debate, the amendment was disagreed to ((DT) by division: For 26, Against 40, Abstentions 42).

The motion was then agreed to ((DT) by division: For 82, Against 13, Abstentions 13).
2. **West of Scotland Transport Infrastructure**: Des McNulty moved S3M-3938—That the Parliament notes the need for investment in transport infrastructure in the west of Scotland, particularly in the Greater Glasgow travel-to-work area, to ensure the continued competitiveness of the area, especially given that Glasgow and surrounding areas linked with traditional manufacturing and heavy industry, which suffered badly in previous recessions, are experiencing disproportionate increases in unemployment compared with the Scottish average, as illustrated by claimant count statistics.

Gavin Brown moved amendment S3M-3938.2 to motion S3M-3938—

Leave out from “especially” to end and insert—

“; therefore regrets the previous Labour-led administration’s disappointing record on delivering improvements to key road links connecting the west of Scotland, notably the substantial delays and cost overruns in upgrading the M8 and M74; welcomes the fact that the Edinburgh Airport Rail Link project pioneered by the previous Labour-led administration has been cancelled, thereby freeing up investment for the crucial Edinburgh to Glasgow Rail Improvement Programme, and calls on the Scottish Government to ensure the clear prioritisation of transport projects both in the west of Scotland and elsewhere.”

After debate, the amendment was agreed to ((DT) by division: For 55, Against 53, Abstentions 0).

Robert Brown moved amendment S3M-3938.3 to motion S3M-3938—

Insert at end—

“welcomes the significant opportunity presented by the 2014 Glasgow Commonwealth Games for the creation of legacy transport infrastructure projects in the west of Scotland, including the proposed redevelopment of Dalmarnock station as a key public transport hub for the Games and the area, offering speedy direct rail links to the main Games venues and to Celtic Park from Lanarkshire, the city centre and the west in particular, as well as a high standard of pedestrian and cyclist pathways through the area; supports the work of Clyde Gateway in developing the project, and urges the Scottish Government to give the Dalmarnock station project its full backing.”

After debate, the amendment was agreed to ((DT) by division: For 54, Against 0, Abstentions 54).

The motion, as amended, was then agreed to ((DT) by division: For 56, Against 52, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament notes the need for investment in transport infrastructure in the west of Scotland, particularly in the Greater Glasgow travel-to-work area, to ensure the continued competitiveness of the area; therefore regrets the previous Labour-led administration’s disappointing record on delivering improvements to key road links connecting the west of Scotland, notably the substantial delays and cost overruns in upgrading the M8 and M74; welcomes the fact that the Edinburgh Airport Rail Link project pioneered by the previous Labour-led administration
has been cancelled, thereby freeing up investment for the crucial Edinburgh to Glasgow Rail Improvement Programme; calls on the Scottish Government to ensure the clear prioritisation of transport projects both in the west of Scotland and elsewhere; welcomes the significant opportunity presented by the 2014 Glasgow Commonwealth Games for the creation of legacy transport infrastructure projects in the west of Scotland, including the proposed redevelopment of Dalmarnock station as a key public transport hub for the Games and the area, offering speedy direct rail links to the main Games venues and to Celtic Park from Lanarkshire, the city centre and the west in particular, as well as a high standard of pedestrian and cyclist pathways through the area; supports the work of Clyde Gateway in developing the project, and urges the Scottish Government to give the Dalmarnock station project its full backing.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Education and Lifelong Learning, and on Europe, External Affairs and Culture were answered by Cabinet Secretaries and Ministers.

6. **Glasgow 2014 Legacy Plan:** The Minister for Public Health and Sport (Shona Robison) moved S3M-3948—That the Parliament welcomes the forthcoming meeting to take place in Glasgow between the Minister for Public Health and Sport, Secretary of State for Culture, Media and Sport Andy Burnham, Secretary of State for Scotland Jim Murphy and Glasgow City Council leader Steven Purcell to discuss the release of a substantial sum of National Lottery funding towards supporting a legacy for the 2014 Commonwealth Games in Glasgow; supports the work of the Scottish Government and its partners, including the Convention of Scottish Local Authorities, Glasgow City Council, local authorities across Scotland, NHS boards, public bodies and the third sector, in planning for a legacy for the people of Scotland from these Games; agrees that the Interim Games Legacy Plan, published on 18 December 2008, set the right context for that planning with its emphasis on health, physical activity and sport and its coverage of volunteering, education and learning, culture, sustainability, business, skills, tourism and Scotland’s international profile; commends the real opportunity that the hosting of the Games offers for regenerating the east end of Glasgow, and further agrees that, following the launch of the full Games Legacy Plan in the summer, the Scottish Parliament can play a part by encouraging individuals, groups, communities and businesses to get involved so that Scotland’s legacy from the 2014 Games can be lasting and positive.

Mr Frank McAveety moved amendment S3M-3948.1 to motion S3M-3948—
After “Games in Glasgow” insert—
welcomes this new spirit of cooperation and calls on the Scottish Government to work with the UK Government to maximise the benefit of sporting events in Scotland and the wider United Kingdom, especially the 2014 Commonwealth Games and 2012 Olympic Games, in terms of encouraging sporting participation and harnessing the talents of Scots; notes Glasgow City Council’s own 2014 legacy plan and calls on the Scottish Government to work with other local authorities to produce their own legacy plans to meet shared aspirations on tackling obesity and low levels of participation”.

After debate, the amendment was agreed to (DT).

The motion, as amended, then was agreed to (DT).

Accordingly the Parliament resolved—That the Parliament welcomes the forthcoming meeting to take place in Glasgow between the Minister for Public Health and Sport, Secretary of State for Culture, Media and Sport Andy Burnham, Secretary of State for Scotland Jim Murphy and Glasgow City Council leader Steven Purcell to discuss the release of a substantial sum of National Lottery funding towards supporting a legacy for the 2014 Commonwealth Games in Glasgow; welcomes this new spirit of cooperation and calls on the Scottish Government to work with the UK Government to maximise the benefit of sporting events in Scotland and the wider United Kingdom, especially the 2014 Commonwealth Games and 2012 Olympic Games, in terms of encouraging sporting participation and harnessing the talents of Scots; notes Glasgow City Council’s own 2014 legacy plan and calls on the Scottish Government to work with other local authorities to produce their own legacy plans to meet shared aspirations on tackling obesity and low levels of participation; supports the work of the Scottish Government and its partners, including the Convention of Scottish Local Authorities, Glasgow City Council, local authorities across Scotland, NHS boards, public bodies and the third sector, in planning for a legacy for the people of Scotland from these Games; agrees that the Interim Games Legacy Plan, published on 18 December 2008, set the right context for that planning with its emphasis on health, physical activity and sport and its coverage of volunteering, education and learning, culture, sustainability, business, skills, tourism and Scotland’s international profile; commends the real opportunity that the hosting of the Games offers for regenerating the east end of Glasgow, and further agrees that, following the launch of the full Games Legacy Plan in the summer, the Scottish Parliament can play a part by encouraging individuals, groups, communities and businesses to get involved so that Scotland’s legacy from the 2014 Games can be lasting and positive.

7. **Decision Time:** The Parliament took decisions on items 1, 2 and 6 as noted above.

8. **The Future of the Sunday Mail and Daily Record:** The Parliament debated S3M-3559 in the name of Kenneth Gibson—That the Parliament notes with deep concern the decision of Trinity Mirror to merge the editorial content of the *Daily Record* and *Sunday Mail* with the loss of up to 30% of journalistic staff, based primarily in Glasgow and the west of Scotland; recognises that both newspapers are an integral part of Scottish culture and that to diminish their individual identities would be a serious blow to the
diversity, vibrancy and quality of the Scottish media; believes that the loss of their separate identities would undoubtedly lead to the erosion of circulation at both titles, leading inevitably to further job losses; considers that Trinity Mirror is highly profitable and that there is no need to undertake such drastic restructuring, and therefore very much hopes that good sense may prevail over the future of two of Scotland’s leading titles.

The meeting closed at 5.38 pm.
The meeting opened at 2.30 pm.

1. **Time for Reflection**: Father Eoin Patten, St Mirin’s Cathedral, Paisley, led Time for Reflection.

2. **Business Motion**: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3998—That the Parliament agrees the following revision to the programme of business for Wednesday 29 April 2009—

after

2.30 pm  Time for Reflection – Father Eoin Patten, St Mirin’s Cathedral, Paisley

*followed by*  Parliamentary Bureau Motions

*insert*

*followed by*  Ministerial Statement: Swine Flu/AH1N1

The motion was agreed to.

3. **Ministerial Statement**: The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) made a statement and answered questions on Swine Flu/AH1N1.

4. **Housing**: The Minister for Housing and Communities (Alex Neil) moved S3M-3994—That the Parliament notes the steps being taken by the Scottish Government to accelerate and increase the supply of affordable housing in response to the current economic downturn; recognises the record investment being made this year; further notes that housing associations still have to secure through borrowing a significant proportion of the money required to build new housing and are facing challenges from the financial sector; also notes the Scottish Government’s initiative to kick-start a new generation of council house building and the increasing contribution that this is enabling local authorities to make in meeting housing need, which complements the high level of social housing built by housing associations over the last 10 years, and supports proposals in the consultation on the draft Housing (Scotland) Bill to reform the right to buy to encourage council house building and to safeguard Scotland’s stock of social housing for the benefit of future generations of tenants.

Mary Mulligan moved amendment S3M-3994.3 to motion S3M-3994—

Leave out from “the steps” to end and insert—

“with concern the latest Scottish Government housing statistics showing a 29% decline in the building of housing association houses in the first three quarters of 2008 compared to the previous year; believes that affordable house building has
been damaged by the SNP government’s decision to cut the Housing Association Grant at a time when borrowing from the financial sector is particularly challenging; further notes the latest available figures showing that all but one council house built since May 2007 have been by Midlothian Council in a programme that commenced prior to the 2007 Scottish Parliament elections; further believes that the Scottish Government has failed to put in place adequate measures for financial and legal protection for householders facing repossession; further notes the proposals outlined in the consultation on the draft Housing (Scotland) Bill to reform the right to buy as well as the existing restrictions introduced by the Housing (Scotland) Act 2001 but believes that these proposals are in themselves no substitute for building affordable energy-efficient houses, and therefore calls on the Scottish Government to ensure that the £45 million in Barnett consequentials for Scotland arising from housing spending in the UK Budget are allocated in full towards more affordable housing for Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 42, Against 81, Abstentions 0).

Jamie McGrigor moved amendment S3M-3994.1 to motion S3M-3994—

Leave out from “10 years” to end and insert—

“30 years; urges the Scottish Government to engage proactively with the 26 local authorities yet to transfer their housing stock with a view to effecting stock transfers to community-based housing associations with the consent of the tenants of these homes, thus achieving the write-off of Scotland’s estimated £2 billion housing debt and facilitating further investment in affordable housing in Scotland, and rejects the further restrictions on the right to buy proposed in the draft Housing (Scotland) Bill as being unfair and failing to meet the aspirations of many of today’s tenants.”

After debate, the amendment was disagreed to ((DT) by division: For 16, Against 107, Abstentions 0).

Ross Finnie moved amendment S3M-3994.2 to motion S3M-3994—

After “financial sector” insert—

“; further recognises the particular need for more high quality affordable housing in the rental sector and the economic imperative of action to support Scotland’s beleaguered building industry”.

After debate, the amendment was agreed to ((DT) by division: For 124, Against 0, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 108, Against 16, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament notes the steps being taken by the Scottish Government to accelerate and increase the supply of affordable housing in response to the current economic downturn; recognises the record investment being made this year; further notes that housing associations still have to secure through borrowing a significant proportion of the money required to build new housing and are facing challenges from the financial sector; further recognises the particular need for
more high quality affordable housing in the rental sector and the economic imperative of action to support Scotland’s beleaguered building industry; also notes the Scottish Government’s initiative to kick-start a new generation of council house building and the increasing contribution that this is enabling local authorities to make in meeting housing need, which complements the high level of social housing built by housing associations over the last 10 years, and supports proposals in the consultation on the draft Housing (Scotland) Bill to reform the right to buy to encourage council house building and to safeguard Scotland’s stock of social housing for the benefit of future generations of tenants.

5. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-3999—That the Parliament agrees the following programme of business—

Wednesday 6 May 2009

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Stage 1 Debate: Climate Change (Scotland) Bill

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Thursday 7 May 2009

9.15 am Parliamentary Bureau Motions

followed by Scottish Conservative and Unionist Party Business

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time

Justice and Law Officers; Rural Affairs and the Environment

2.55 pm Stage 1 Debate: Climate Change (Scotland) Bill

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Wednesday 13 May 2009

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Stage 3 Proceedings: Flood Risk Management (Scotland) Bill
The motion was agreed to.

6. **Business Motion:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-4000—That the Parliament agrees that Rule 9.5.3A of Standing Orders be suspended for the purposes of consideration of the Climate Change (Scotland) Bill.

The motion was agreed to.

7. **Decision Time:** The Parliament took decisions on item 4 as noted above.

8. **Developing Telehealth in Scotland:** The Parliament debated S3M-3847 in the name of Dr Richard Simpson—That the Parliament welcomes the developing role of the Aberdeen-based Scottish Centre for Telehealth and the contribution that it can make to developing telehealth across Scotland; in particular considers that there has been significant investment in angiography facilities for coronary heart disease across Scotland, and considers that a national system of decision support for healthcare professionals would optimise coronary reperfusion for patients suffering an acute heart attack.

The meeting closed at 5.54 pm.
The meeting opened at 9.15 am.

1. **Education:** Margaret Smith moved S3M-4007—That the Parliament notes that, on the second anniversary of the election of the Scottish Government, the index of its broken promises contains more references to education than any other area of public policy; believes that the failures of the SNP on teachers and teaching are potentially the most damaging to the long-term interests of Scotland; notes the drop of 1,000 in the number of teachers in Scotland’s schools despite the SNP promise to maintain numbers; regrets the microscopic progress on class size reductions; recalls the failure to offer ongoing job opportunities for newly qualified teachers and laments the pressure on teacher training places when demand for such places from talented graduates remains high, and calls for the Cabinet Secretary for Education and Lifelong Learning to publish, by the end of the school year and in time for September, a detailed workforce plan for teaching that can restore teacher numbers, increase training places, get newly qualified teachers into work in schools and provide assurance that the Scottish Government is prepared to learn from the mistakes of the first half of its term of office as it embarks on its second.

The Minister for Schools and Skills (Keith Brown) moved amendment S3M-4007.1 to motion S3M-4007—

Leave out from “the index” to end and insert—

"spending on education has risen by more than 40% since the advent of devolution; further notes that, despite a decade of investment, standards of attainment and achievement have only been maintained while key international competitors have improved; welcomes the recent report by HM Inspectorate of Education, *Improving Scottish Education 2005-2008*, highlighting the need for further and faster improvement in our education system; believes that the focus on inputs under previous administrations masked the lack of significant improvement on standards of attainment and achievement; further believes that the reform of the curriculum is a critical step in improving standards of attainment, and calls on the Scottish Government to maintain progress towards implementation of the Curriculum for Excellence."

Elizabeth Smith moved amendment S3M-4007.1.1 to amendment S3M-4007.1—

Insert at end—

"and calls on the Scottish Government to bring forward detailed proposals by the start of the 2009-10 academic year as to how it will implement amendment S3M-3164.1, which recognised the need for the Scottish Government to ensure that pupils in Scotland are properly tested in the basic skills of literacy and numeracy by the end of primary 7 and which was given unanimous support by the Parliament on 7 January 2009."

Rhona Brankin moved amendment S3M-4007.2 to motion S3M-4007—
After “remains high” insert—

“; deeply regrets that the SNP government’s response to the reduction in full-time teaching posts has been to cut teacher training places by 18% despite its pledges to maintain teacher numbers and reduce class sizes”.

After debate, amendment 4007.1.1 was agreed to ((DT) by division: For 80, Against 41, Abstentions 0).

After debate, amendment 4007.1 as amended was agreed to ((DT) by division: For 62, Against 57, Abstentions 2). As a result, amendment 4007.2 was pre-empted.

The motion, as amended, was then agreed to ((DT) by division: For 62, Against 57, Abstentions 2).

Accordingly the Parliament resolved—That the Parliament notes that, on the second anniversary of the election of the Scottish Government, spending on education has risen by more than 40% since the advent of devolution; further notes that, despite a decade of investment, standards of attainment and achievement have only been maintained while key international competitors have improved; welcomes the recent report by HM Inspectorate of Education, Improving Scottish Education 2005-2008, highlighting the need for further and faster improvement in our education system; believes that the focus on inputs under previous administrations masked the lack of significant improvement on standards of attainment and achievement; further believes that the reform of the curriculum is a critical step in improving standards of attainment, and calls on the Scottish Government to maintain progress towards implementation of the Curriculum for Excellence, and calls on the Scottish Government to bring forward detailed proposals by the start of the 2009-10 academic year as to how it will implement amendment S3M-3164.1, which recognised the need for the Scottish Government to ensure that pupils in Scotland are properly tested in the basic skills of literacy and numeracy by the end of primary 7 and which was given unanimous support by the Parliament on 7 January 2009.

2. The Economy: Liam McArthur moved S3M-4006—That the Parliament notes the UK Budget and the plans to increase fuel duty; recognises the high premium over the national average paid for fuel at filling stations in remote rural and particularly island areas and the financial and social impact that this has on individuals and businesses; believes that increased fuel duty will have a damaging effect on the economy and competitiveness in these areas, not least due to the limited public transport alternatives; notes that current EU law allows fuel duty to be cut by up to 2.4p per litre and that this power is already used in France, Portugal and Greece, and calls on the Scottish Government to work with the UK Government and the European Commission before the final passage of the Finance Bill to construct a derogation under the EU energy products directive, or otherwise, to permit variable rates of duty for specified remote rural areas to bring down the price of fuel at the pump to that available in other parts of the United Kingdom.

Alex Johnstone moved amendment S3M-4006.1 to motion S3M-4006—
Leave out from “notes that current” to end and insert—

“and calls on the Scottish Government to report back to the Parliament on the extent to which a fuel duty derogation for rural areas would be permissible under EU law and what impact such a derogation would have on carbon emissions and the Scottish budget.”

After debate, the amendment was disagreed to ((DT) by division: For 18, Against 63, Abstentions 40).

The motion was then agreed to ((DT) by division: For 63, Against 1, Abstentions 57).

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Health and Wellbeing were answered by the Cabinet Secretary and Ministers.

6. **Budget Implications for Scotland:** The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-4004—That the Parliament expresses its deep concern at the contents of the Chancellor of the Exchequer’s Budget last week; recognises that this is a product of poor financial management of the UK economy in recent years that will leave unprecedented burdens of debt for many years to come; acknowledges the significant pressure that the reduction of planned budgets of £500 million will have on public services, and calls on the Scottish Government to bring forward budget proposals for 2010-11 that will support a sustainable economy and effective public services and include an assessment of the carbon impact of its budget.

Andy Kerr moved amendment S3M-4004.3 to motion S3M-4004—

Leave out from “expresses” to end and insert—

“welcomes the real-terms increase in the Scottish Government’s budget for 2010-11; also welcomes the earlier measures that the UK Government has taken to support Scotland during the global downturn, such as the £50 billion funding to Scottish banks to support bank workers, families and businesses who rely on the banks and the £2 billion that has gone into the pockets of hard working Scots and the VAT cut that has given the equivalent of £275 to every Scottish family and boosted retail sales; recognises that last week’s Budget continues to provide real help now to families and businesses, such as the guarantee that anyone aged between 18 and 25 who has been unemployed for 12 months or more will be given a training place or a job and the new investment in the renewable energy industry, which will benefit Scotland, and calls on the Parliament to recognise the role the UK Government has taken in leading the international response to the global economic crisis.”
After debate, the amendment was disagreed to ((DT) by division: For 42, Against 80, Abstentions 0).

Derek Brownlee moved amendment S3M-4004.1 to motion S3M-4004—

Insert at end—

“; notes the research by the Centre for Public Policy for Regions (CPPR) that predicts that in real terms the Scottish Government Departmental Expenditure Limit (DEL) will be between £2.1 billion and £3.8 billion lower in 2013-14 than in 2009-10; further notes the comments of John McLaren of CPPR that “the prospects beyond 2013-14 are also not good and although positive real terms growth rates are likely to return, they are unlikely to be very large until UK net debt as a share of GDP falls, possibly not until the 2030s”, and calls on the Scottish Government to prepare contingency plans on how such changes to the Scottish DEL will be managed.”

After debate, the amendment was agreed to ((DT) by division: For 63, Against 43, Abstentions 16).

Jeremy Purvis moved amendment S3M-4004.2 to motion S3M-4004—

Insert at end—

“; agrees that the temporary cut in VAT has proved costly and ineffective, and regrets the decision of the Scottish MPs who voted to support the cut when the money could have been used to create thousands of jobs in green energy and public transport.”

After debate, the amendment was disagreed to ((DT) by division: For 19, Against 103, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 64, Against 43, Abstentions 15).

Accordingly the Parliament resolved—That the Parliament expresses its deep concern at the contents of the Chancellor of the Exchequer’s Budget last week; recognises that this is a product of poor financial management of the UK economy in recent years that will leave unprecedented burdens of debt for many years to come; acknowledges the significant pressure that the reduction of planned budgets of £500 million will have on public services; calls on the Scottish Government to bring forward budget proposals for 2010-11 that will support a sustainable economy and effective public services and include an assessment of the carbon impact of its budget; notes the research by the Centre for Public Policy for Regions (CPPR) that predicts that in real terms the Scottish Government Departmental Expenditure Limit (DEL) will be between £2.1 billion and £3.8 billion lower in 2013-14 than in 2009-10; further notes the comments of John McLaren of CPPR that “the prospects beyond 2013-14 are also not good and although positive real terms growth rates are likely to return, they are unlikely to be very large until UK net debt as a share of GDP falls, possibly not until the 2030s”, and calls on the Scottish Government to prepare contingency plans on how such changes to the Scottish DEL will be managed.
7. **Committee Membership:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-4022—That the Parliament agrees that Rhoda Grant be appointed to replace Jackie Baillie on the Health and Sport Committee.

After debate, the motion was agreed to (DT).

8. **Substitution on Committees:** Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-4023—That the Parliament agrees that Jackie Baillie be appointed to replace Johann Lamont as the Scottish Labour Party substitute on the Equal Opportunities Committee.

After debate, the motion was agreed to (DT).

9. **Decision Time:** The Parliament took decisions on items 1, 2, 6, 7 and 8 as noted above.

10. **Private Residential Care Home Accountability:** The Parliament debated S3M-3933 in the name of Jeremy Purvis—That the Parliament recognises the vital support for vulnerable elderly people provided through well managed care homes in Scotland; notes the increase in the number of privately managed and financed residential care homes in the Scottish Borders and further notes the role of the Care Commission in ensuring that all care homes in the public and private sector are delivering a high standard of care; also notes that financial mismanagement of private sector homes operations has caused worrying disruption in care but considers that there are very limited statutory powers for the Care Commission and local authorities to scrutinise the financial capability and security of private care homes operations, and believes that it would be beneficial for there to be more regular financial accountability as there is for the standard of care.

The meeting closed at 5.38 pm.
The meeting opened at 2.15 pm.

1. **Time for Reflection**: Haroon Ahmed, Scottish Inter Faith Council, led Time for Reflection.

2. **Business Motion**: Michael McMahon, on behalf of the Parliamentary Bureau, moved S3M-4060—That the Parliament agrees (a) the following revision to the programme of business for Wednesday 6 May 2009—

   after

   2.30 pm Time for Reflection – Haroon Ahmed, Scottish Inter Faith Council

   followed by Parliamentary Bureau Motions

   insert

   followed by Ministerial Statement: Influenza A (H1N1)

   and (b) the following revision to the programme of business for Thursday 7 May 2009—

   after

   2.55 pm Continuation of Stage 1 Debate: Climate Change (Scotland) Bill

   insert

   followed by Financial Resolution: Climate Change (Scotland) Bill

   The motion was agreed to.

3. **Ministerial Statement**: The Cabinet Secretary for Health and Wellbeing (Nicola Sturgeon) made a statement and answered questions on Influenza A (H1N1).

4. **Climate Change (Scotland) Bill**: The Cabinet Secretary for Finance and Sustainable Growth (John Swinney) moved S3M-3963—That the Parliament agrees to the general principles of the Climate Change (Scotland) Bill.

   Sarah Boyack moved amendment S3M-3963.2 to motion S3M-3963—

   Insert at end—

   “and, in so doing, further agrees that unambiguous quantified targets for the reduction of greenhouse gas emissions for the period between 2010 and 2019 are needed so that the current government and governments elected in 2011 and 2015 can be held to account for delivering early action on tackling climate change”.

   Alison McInnes moved amendment S3M-3963.1 to motion S3M-3963—
Insert at end—

“and, in so doing, calls on the Scottish Government to publish an energy efficiency action plan within six months and to bring forward amendments at Stage 2 that set out substantive transparent measures to put Scotland on a steady path to achieving the Bill's emissions reduction ambitions, including early action to meet a scientifically credible 2020 interim target, the measurement and reporting of cumulative emissions, broad sectoral targets, a duty on public bodies to take account of climate change in their activities, the inclusion of Scotland's share of international aviation and shipping emissions in its emission targets, a limit on the use of international carbon credits and a robust reporting mechanism that allows for detailed parliamentary scrutiny of progress”.

The Presiding Officer used his discretion under Rule 11.3.3 to put the question on the motion and amendments at Decision Time on Thursday 7 May 2009.

5. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-4062—That the Parliament agrees that consideration of the Scottish Local Government (Elections) Bill at Stage 1 be extended to 15 May 2009.

The motion was agreed to.

6. Business Motion: Bruce Crawford, on behalf of the Parliamentary Bureau, moved S3M-4061—That the Parliament agrees the following programme of business—

Wednesday 13 May 2009

2.30 pm Time for Reflection
followed by Parliamentary Bureau Motions
followed by Stage 3 Proceedings: Flood Risk Management (Scotland) Bill
followed by Business Motion
followed by Parliamentary Bureau Motions
5.00 pm Decision Time
followed by Members' Business

Thursday 14 May 2009

9.15 am Parliamentary Bureau Motions
followed by Stage 1 Debate: Scottish Local Government (Elections) Bill
followed by Financial Resolution: Scottish Local Government (Elections) Bill
11.40 am General Question Time
12 noon First Minister's Question Time
2.15 pm Themed Question Time
Finance and Sustainable Growth
2.55 pm Scottish Government Debate: Scotland’s Engagement in the United States of America and Canada

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Wednesday 20 May 2009

2.30 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Stage 3 Proceedings: Education (Additional Support for Learning) (Scotland) Bill

followed by Business Motion

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

Thursday 21 May 2009

9.15 am Parliamentary Bureau Motions

followed by Scottish Government Business

11.40 am General Question Time

12 noon First Minister’s Question Time

2.15 pm Themed Question Time

Europe, External Affairs and Culture; Education and Lifelong Learning

2.55 pm Scottish Government Business

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members’ Business

The motion was agreed to.

7. **Decision Time:** The Parliament took no decisions on any of the items above.

8. **International Midwives’ Day, 5 May 2009:** The Parliament debated S3M-3692 in the name of Mary Scanlon—That the Parliament notes that 5 May is International Midwives’ Day 2009; welcomes the contribution that midwives make to the health and wellbeing of women and their babies in Scotland and around the world; recognises that levels of maternal and infant mortality, especially in the developing world, are unacceptable; believes that achieving
UN Millennium Development Goal 4 (Reduce child mortality) and Goal 5 (Improve maternal health) would amount to a giant leap for better maternal and infant health globally; acknowledges that more can always be done in Scotland to reduce our own levels of maternal and infant mortality, especially in remote and rural areas; supports greater international action to reduce maternal and infant deaths globally, and strives to provide ever-safer care for Scotland's own women and children.

9. **Motion without Notice:** Mary Scanlon moved without notice that, under Rule 8.14.3, the debate be extended by up to 30 minutes. The motion was agreed to.

The meeting closed at 5.54 pm.
No. 72 Thursday 7 May 2009

The meeting opened at 9.15 am.

1. **School Discipline:** Elizabeth Smith moved S3M-4067—That the Parliament deplores the rise in the number of exclusions from Scottish schools attributable to weapon attacks by pupils; notes the growing concern expressed by teachers and parents that serious and persistent offenders are not being punished appropriately; calls on the Scottish Government to publish detailed information at regular intervals on the level of reported physical and verbal attacks in schools, as called for by the Cabinet Secretary for Education and Lifelong Learning when in opposition, and believes that the Scottish Government should devolve more power to head teachers to deal with indiscipline in schools.

The Minister for Schools and Skills (Keith Brown) moved amendment S3M-4067.3 to motion S3M-4067—

Leave out from “as called” to end and insert—

“welcomes the 11% reduction in exclusions from Scottish schools from 2006-07 to 2007-08; acknowledges that appropriate support should be provided to the small number of children and young people who persistently misbehave; further acknowledges that head teachers already have considerable power over school discipline through their responsibility for school discipline policies and their devolved responsibility for excluding pupils; agrees that the future policy on behaviour in schools should be informed by the survey currently being conducted by the University of Edinburgh on behalf of the Scottish Government, which will provide in-depth information on this area, and further welcomes the comments in the HM Inspectorate of Education report, Improving Scottish Education 2005-2008, in relation to secondary schools, which states “In almost all schools, climate and relationships are constructive and encouraging. While many schools have small numbers of young people with particularly challenging behaviour, any issues arising are usually handled effectively. Most schools have clear and concerted strategies for promoting positive behaviour”.”

After debate, the amendment was disagreed to ((DT) by division: For 48, Against 71, Abstentions 0).

Ken Macintosh moved amendment S3M-4067.1 to motion S3M-4067—

Leave out from “notes” to end and insert—

“supports all appropriate measures to uphold the rights of teachers to teach and pupils to learn in a disciplined environment; notes the significant steps made by the previous administration to achieve this including the setting up of the Discipline Task Group, the removal of restrictions on head teachers to exclude pupils if necessary, the use of special units, support for teacher training, reduced class sizes and more classroom assistants, and calls on the Scottish Government to address the recent decline in teacher numbers and support staff, including behaviour support staff, and to work in partnership with key stakeholders to put in place a framework for a discipline code in every school incorporating rights and responsibilities for head teachers, teachers, parents and pupils.”
After debate, the amendment was agreed to ((DT) by division: For 89, Against 16, Abstentions 14).

Margaret Smith moved amendment S3M-4067.2 to motion S3M-4067—

Insert at end—

“and further believes that the Scottish Government should engage closely with pupils, staff, the voluntary sector and other partner organisations to improve formal and non-formal learning opportunities for young people to ensure that they are not excluded from education.”

After debate, the amendment was agreed to ((DT) by division: For 78, Against 41, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 102, Against 16, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament deplores the rise in the number of exclusions from Scottish schools attributable to weapon attacks by pupils; supports all appropriate measures to uphold the rights of teachers to teach and pupils to learn in a disciplined environment; notes the significant steps made by the previous administration to achieve this including the setting up of the Discipline Task Group, the removal of restrictions on head teachers to exclude pupils if necessary, the use of special units, support for teacher training, reduced class sizes and more classroom assistants; calls on the Scottish Government to address the recent decline in teacher numbers and support staff, including behaviour support staff, and to work in partnership with key stakeholders to put in place a framework for a discipline code in every school incorporating rights and responsibilities for head teachers, teachers, parents and pupils, and further believes that the Scottish Government should engage closely with pupils, staff, the voluntary sector and other partner organisations to improve formal and non-formal learning opportunities for young people to ensure that they are not excluded from education.

2. Community Courts: Bill Aitken moved S3M-4065—That the Parliament notes with regret the decision of the Scottish Government not to proceed with the establishment of a community court in Glasgow; recognises that community courts based on the New York City model in Midtown can address patterns of offending behaviour by providing for swift and effective summary justice coupled with a range of rehabilitation services to break the cycle of reoffending, and believes that the recent action taken by the Scottish Government demonstrates its incoherent approach towards addressing crime and the causes of crime and to providing viable and robust alternatives to custody.

The Minister for Community Safety (Fergus Ewing) moved amendment S3M-4065.3 to motion S3M-4065—

Leave out from “notes” to end and insert—
“recognises that community courts based on the New York City model in Midtown can help to address patterns of offending behaviour by providing for swift and effective summary justice coupled with a range of rehabilitation services to break the cycle of reoffending; notes the decision by the project board for the Glasgow Community Justice Centre that in the current economic circumstances they should not proceed with the development of a new court building, and supports the joint work underway between Glasgow City Council and the Scottish Government to identify how best offenders can pay back for their crimes to the communities most in need of reinvestment and local services can be directed to support offenders out of a life of crime.”

After debate, the amendment was disagreed to ((DT) by division: For 46, Against 73, Abstentions 0).

Richard Baker moved amendment S3M-4065.1 to motion S3M-4065—

Insert at end—

“and further believes that the Scottish Government should reverse its decision and seek to progress plans for a community court in Glasgow.”

After debate, the amendment was agreed to ((DT) by division: For 73, Against 46, Abstentions 0).

Robert Brown moved amendment S3M-4065.2 to motion S3M-4065—

Leave out from “and believes” to “custody” and insert—

“notes that the independent business plan in March 2009 anticipated numerous benefits from a community court project, including improved community safety, greater offender accountability and reduced rates of reoffending; believes that the cancellation of the community court project also undermines the Scottish Government’s own stated commitment to replace short-term prison sentences with tough and effective community sentences, and calls on the Scottish Government to continue to work with the Community Justice Project Board.”

After debate, the amendment was agreed to ((DT) by division: For 73, Against 46, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 73, Against 46, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament notes with regret the decision of the Scottish Government not to proceed with the establishment of a community court in Glasgow; recognises that community courts based on the New York City model in Midtown can address patterns of offending behaviour by providing for swift and effective summary justice coupled with a range of rehabilitation services to break the cycle of reoffending, notes that the independent business plan in March 2009 anticipated numerous benefits from a community court project, including improved community safety, greater offender accountability and reduced rates of reoffending; believes that the cancellation of the community court project also undermines the Scottish Government’s own stated commitment to replace short-term prison sentences
with tough and effective community sentences; calls on the Scottish Government to continue to work with the Community Justice Project Board, and further believes that the Scottish Government should reverse its decision and seek to progress plans for a community court in Glasgow.

3. **General Question Time:** Questions were answered by Cabinet Secretaries and Ministers.

4. **First Minister’s Question Time:** Questions were answered by the First Minister (Alex Salmond).

5. **Themed Question Time:** Questions on Justice and Law Officers, and Rural Affairs and the Environment were answered by Cabinet Secretaries, Ministers and Scottish Law Officers.

6. **Climate Change (Scotland) Bill:** The Parliament continued debating the general principles of the Climate Change (Scotland) Bill.

After debate, amendment 3963.2 in the name of Sarah Boyack was agreed to (DT).

After debate, amendment 3963.1 in the name of Alison McInnes was disagreed to ((DT) by division: For 57, Against 62, Abstentions 0).

The motion, as amended, was then agreed to (DT).

Accordingly the Parliament resolved—That the Parliament agrees to the general principles of the Climate Change (Scotland) Bill and, in so doing, further agrees that unambiguous quantified targets for the reduction of greenhouse gas emissions for the period between 2010 and 2019 are needed so that the current government and governments elected in 2011 and 2015 can be held to account for delivering early action on tackling climate change.

7. **Climate Change (Scotland) Bill: Financial Resolution:** The Minister for Transport, Infrastructure and Climate Change (Stewart Stevenson) moved S3M-3923—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Climate Change (Scotland) Bill, agrees to any expenditure or increase in expenditure of a kind referred to in Rule 9.12.3(b)(ii) or (iii) of the Parliament’s Standing Orders arising in consequence of the Act.

The motion was agreed to (DT).

8. **Decision Time:** The Parliament took decisions on items 1, 2, 6 and 7 as noted above.

9. **Proposed Part-privatisation of Royal Mail:** The Parliament debated S3M-3691 in the name of Jamie Hepburn—That the Parliament notes the continuing debate at Westminster about the possible part-privatisation of the Royal Mail; further notes that over 170 MPs, including over 140 Labour
members, have signed the Early Day Motion in the name of Geraldine Smith MP opposing the plans; welcomes the leading role played by the Communication Workers Union in the campaign against the proposals, and believes that any privatisation of the Royal Mail will have a detrimental effect on postal services in central Scotland and across the country.

The meeting closed at 5.58 pm.
ANNEX A

BILLS INTRODUCED

The following Bills were introduced on the dates shown—

19 May 2008

**Offences (Aggravation by Prejudice) (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision about the aggravation of offences by prejudice relating to disability or to sexual orientation or transgender identity. (SP Bill 9) (Member’s Bill)

Introduced by: Patrick Harvie

Explanatory Notes (and other accompanying documents) (SP Bill 9-EN) and a Policy Memorandum (SP Bill 9-PM) were printed to accompany the Bill.

2 June 2008

**Disabled Persons’ Parking Places (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision for the duties of local authorities in relation to parking places for use by disabled persons’ vehicles; and for connected purposes. (SP Bill 10) (Member’s Bill)

Introduced by: Jackie Baillie

Explanatory Notes (and other accompanying documents) (SP Bill 10-EN) and a Policy Memorandum (SP Bill 10-PM) were printed to accompany the Bill.

17 June 2008

**Sexual Offences (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make new provision about sexual offences, and for connected purposes. (SP Bill 11) (Executive Bill)

Introduced by: Kenny MacAskill

Explanatory Notes (and other accompanying documents) (SP Bill 11-EN) and a Policy Memorandum (SP Bill 11-PM) were printed to accompany the Bill.

23 June 2008

**Damages (Asbestos-related Conditions) (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to provide that certain asbestos-related conditions are actionable personal injuries; and for connected purposes. (SP Bill 12) (Executive Bill)

Introduced by: Kenny MacAskill

Explanatory Notes (and other accompanying documents) (SP Bill 12-EN) and a Policy Memorandum (SP Bill 12-PM) were printed to accompany the Bill.
25 June 2008

Health Boards (Membership and Elections) (Scotland) Bill—A Bill for an Act of the Scottish Parliament to make provision about the constitution of Health Boards; to provide for the election of certain members of Health Boards; and for connected purposes. (SP Bill 13) (Executive Bill)

Introduced by: Nicola Sturgeon

Explanatory Notes (and other accompanying documents) (SP Bill 13-EN) and a Policy Memorandum (SP Bill 13-PM) were printed to accompany the Bill.

22 September 2008

Scottish Parliamentary Pensions Bill—A Bill for an Act of the Scottish Parliament to set out rules to govern the Scottish Parliamentary Pension Scheme; to provide for the payment of resettlement grants to individuals when they stop being members of the Scottish Parliament or holding certain offices; and for connected purposes. (SP Bill 14) (Committee Bill)

Introduced by: Alasdair Morgan (on behalf of the Scottish Parliamentary Pension Scheme Committee)

Explanatory Notes (and other accompanying documents) (SP Bill 14-EN) were printed to accompany the Bill.

29 September 2008

Flood Risk Management (Scotland) Bill—A Bill for an Act of the Scottish Parliament to make provision about the assessment and management of flood risks, including provision for implementing European Parliament and Council Directive 2007/60/EC; to make provision about local authorities’ and the Scottish Environment Protection Agency’s functions in relation to flood risk management; to amend the Reservoirs Act 1975; and for connected purposes. (SP Bill 15) (Executive Bill)

Introduced by: Richard Lochhead

Explanatory Notes (and other accompanying documents) (SP Bill 15-EN) and a Policy Memorandum (SP Bill 15-PM) were printed to accompany the Bill.

6 October 2008

Education (Additional Support for Learning) (Scotland) Bill—A Bill for an Act of the Scottish Parliament to amend the law in respect of placing requests in relation to the school education of children and young persons having additional support needs and in respect of arrangements between education authorities in relation to such school education; to make further provision in relation to the practice and procedure of the Additional Support Needs Tribunals for Scotland; and for connected purposes. (SP Bill 16) (Executive Bill)

Introduced by: Fiona Hyslop
Explanatory Notes (and other accompanying documents) (SP Bill 16-EN) and a Policy Memorandum (SP Bill 16-PM) were printed to accompany the Bill.

4 December 2008

**Climate Change (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to set a target for the year 2050, an interim target for the year 2030, and to provide for annual targets, for the reduction of greenhouse gas emissions; to provide about the giving of advice to the Scottish Ministers relating to climate change; to confer power on Ministers to impose climate change duties on public bodies; to make further provision about mitigation of and adaptation to climate change; to make provision about energy efficiency; to make provision about the reduction and recycling of waste; and for connected purposes. (SP Bill 17) (Executive Bill)

Introduced by: John Swinney

Supported by: Stewart Stevenson

Explanatory Notes (and other accompanying documents) (SP Bill 17-EN) and a Policy Memorandum (SP Bill 17-PM) were printed to accompany the Bill.

8 January 2009

**Budget (Scotland) (No.2) Bill**—A Bill for an Act of the Scottish Parliament to make provision, for financial year 2009/10, for the use of resources by the Scottish Administration and certain bodies whose expenditure is payable out of the Scottish Consolidated Fund, for authorising the payment of sums out of the Fund and for the maximum amounts of borrowing by certain statutory bodies; to make provision, for financial year 2010/11, for authorising the payment of sums out of the Fund on a temporary basis; and for connected purposes. (SP Bill 18) (Budget Bill)

Introduced by: John Swinney

Supported by: Bruce Crawford, Alex Salmond

Accompanying documents (SP Bill 18–AD) were printed to accompany the Bill.

29 January 2009

**Arbitration (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision about arbitration. (SP Bill 19) (Executive Bill)

Introduced by: Kenny MacAskill

Explanatory Notes (and other accompanying documents) (SP Bill 19-EN) and a Policy Memorandum (SP Bill 19-PM) were printed to accompany the Bill.

**Budget (Scotland) (No.3) Bill**—A Bill for an Act of the Scottish Parliament to make provision, for financial year 2009/10, for the use of resources by the Scottish Administration and certain bodies whose expenditure is payable out
of the Scottish Consolidated Fund, for authorising the payment of sums out of the Fund and for the maximum amounts of borrowing by certain statutory bodies; to make provision, for financial year 2010/11, for authorising the payment of sums out of the Fund on a temporary basis; and for connected purposes. (SP Bill 20) (Budget Bill)

Introduced by: John Swinney

Supported by: Bruce Crawford, Alex Salmond

Accompanying documents (SP Bill 20-AD) were printed to accompany the Bill.

3 February 2009

Scottish Local Government (Elections) Bill—A Bill for an Act of the Scottish Parliament to make provision as respects the year in which local government elections fall to be held; and to make provision in relation to the publication of information about votes cast at local government elections. (SP Bill 21) (Executive Bill)

Introduced by: Alex Salmond

Supported by: Bruce Crawford

Explanatory Notes (and other accompanying documents) (SP Bill 21-EN) and a Policy Memorandum (SP Bill 21-PM) were printed to accompany the Bill.

25 February 2009

Tobacco and Primary Medical Services (Scotland) Bill—A Bill for an Act of the Scottish Parliament to make provision about the retailing of tobacco products, including provision prohibiting the display of tobacco products and establishing a register of tobacco retailers; to amend the criteria for eligibility to provide primary medical services under the National Health Service (Scotland) Act 1978; and for connected purposes. (SP Bill 22) (Executive Bill)

Introduced by: Nicola Sturgeon

Supported by: Shona Robison

Explanatory Notes (and other accompanying documents) (SP Bill 22-EN) and a Policy Memorandum (SP Bill 22-PM) were printed to accompany the Bill.

2 March 2009

Schools (Consultation) (Scotland) Bill—A Bill for an Act of the Scottish Parliament to make provision for the consultation process that is to apply as respects various proposals made by education authorities for schools; to make special provision for rural schools; to provide for Ministerial call-in of closure proposals; and for connected purposes. (SP Bill 23) (Executive Bill)

Introduced by: Fiona Hyslop
Explanatory Notes (and other accompanying documents) (SP Bill 23-EN) and a Policy Memorandum (SP Bill 23-PM) were printed to accompany the Bill.

5 March 2009

**Criminal Justice and Licensing (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision about sentencing, offenders and defaulters; to make provision about criminal law, procedure and evidence; to make provision about criminal justice and the investigation of crime (including police functions); to amend the law relating to the licensing of certain activities by local authorities; to amend the law relating to the sale of alcohol; and for connected purposes. (SP Bill 24) (Executive Bill)

Introduced by: Kenny MacAskill

Explanatory Notes (and other accompanying documents) (SP Bill 24-EN) and a Policy Memorandum (SP Bill 24-PM) were printed to accompany the Bill.

29 April 2009

**Marine (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision in relation to functions and activities in the Scottish marine area, including provision about marine plans, licensing of marine activities and the protection of the area and its wildlife including seals; and for connected purposes. (SP Bill 25) (Executive Bill)

Introduced by: Richard Lochhead

Supported by: Roseanna Cunningham

Explanatory Notes (and other accompanying documents) (SP Bill 25-EN) and a Policy Memorandum (SP Bill 25-PM) were printed to accompany the Bill.
1. **Affirmative Instruments**

The following instruments were laid in draft before the Parliament for approval by resolution—

14 May 2008
laid under section 103(5) of the Charities and Trustee Investment (Scotland) Act 2005.

The Nutritional Requirements for Food and Drink in Schools (Scotland) Regulations 2008
laid under section 133(2ZA) of the Education (Scotland) Act 1980.

The Protection of Children (Scotland) Act 2003 (Amendment of the Definition of Child Care Position) Order 2008
laid under section 21(4) of the Protection of Children (Scotland) Act 2003

16 May 2008
The Human Tissue (Scotland) Act 2006 (Consequential Amendment) Order 2008
laid under section 59(3) of the Human Tissue (Scotland) Act 2006

laid under section 50(5)(b) of the Crime (International Co-operation) Act 2003

20 May 2008
The Nutritional Requirements for Food and Drink in Schools (Scotland) Regulations 2008
laid under section 133(2ZA) of the Education (Scotland) Act 1980

*Note: The draft Nutritional Requirements for Food and Drink in Schools (Scotland) Regulations 2008, laid before the Parliament on 14 May 2008, has been withdrawn on 16 May 2008.*

21 May 2008
The Charity Test (Specified Bodies) (Scotland) Order 2008
laid under section 103(5) of the Charities and Trustee Investment (Scotland) Act 2005
30 May 2008
The Licensing of Animal Dealers (Young Cats and Dogs) (Scotland) Regulations 2008
laid under section 51(3) of the Animal Health and Welfare (Scotland) Act 2006

5 June 2008
The Licensing of Animal Dealers (Young Cats and Dogs) (Scotland) Regulations 2008
laid under section 51(3) of the Animal Health and Welfare (Scotland) Act 2006

The draft Licensing of Animal Dealers (Young Cats and Dogs) (Scotland) Regulations 2008, laid before the Parliament on 30 May 2008, has been withdrawn

18 June 2008
The Legal Profession and Legal Aid (Scotland) Act 2007 (Transitional, Savings and Consequential Provisions) Order 2008
laid under section 79(3) of the Legal Profession and Legal Aid (Scotland) Act 2007

The Mental Health (Absconding patients from other jurisdictions) (Scotland) Regulations 2008
laid under section 326(4) of the Mental Health (Care and Treatment) (Scotland) Act 2003

23 June 2008
The Public Appointments and Public Bodies etc. (Scotland) Act 2003 (Amendment of Specified Authorities) Order 2008
laid under 18(4) the Public Appointments and Public Bodies etc. (Scotland) Act 2003

27 August 2008
The Housing Grants (Assessment of Contributions) (Scotland) Amendment Regulations 2008
laid under section 240A(3) of the Housing (Scotland) Act 1987

The Legal Profession and Legal Aid (Scotland) Act 2007 (Transitional, Savings and Consequential Provisions) Order 2008
laid under section 79(3) of the Legal Profession and Legal Aid (Scotland) Act 2007

29 August 2008
The Freedom of Information (Relaxation of Statutory Prohibitions on Disclosure of Information) (Scotland) Order 2008
laid under section 72(2)(b) of the Freedom of Information (Scotland) Act 2002
1 September 2008
The Scottish Commission for Human Rights (Specification) Order 2008
laid under section 9(7) of the Scottish Commission for Human Rights Act 2006

4 September 2008
The Adults with Incapacity (Electronic Communications) (Scotland) Order 2008
laid under section 9(4) and (7)(d) of the Electronic Communications Act 2000

10 September 2008
The Mental Health (England and Wales Cross-border transfer: patients subject to requirements other than detention) (Scotland) Regulations 2008
laid under section 326(4) of the Mental Health (Care and Treatment) (Scotland) Act 2003

26 September 2008
The International Criminal Court (Remand Time) Order 2008
laid under paragraph 4 of Schedule 1 to the International Criminal Court Act 2001

1 October 2008
The Pre-release Access to Official Statistics (Scotland) Order 2008
laid under section 65(6)(a) of the Statistics and Registration Service (Scotland) Act 2007

The Provision of School Lunches (Disapplication of the Requirement to Charge) (Scotland) Order 2008
laid under section 56(6) of the Local Government in Scotland Act 2003

2 October 2008
The Housing (Scotland) Act 2006 (Scheme of Assistance) Regulations 2008
laid under section 191(5) of the Housing (Scotland) Act 2006

23 October 2008
The Budget (Scotland) Act 2008 Amendment Order 2008
laid under section 7(2) of the Budget (Scotland) Act 2008

30 October 2008
The Fundable Bodies (Scotland) Order 2008
laid under section 34(4) of the Further and Higher Education (Scotland) Act 2005

The Protection of Charities Assets (Exemption) and the Charity Test (Specified Bodies) (Scotland) Amendment Order 2008
laid under section 103(5) of the Charities and Trustee Investment (Scotland) Act 2005
11 December 2008
The Private Landlord Registration (Modification) (Scotland) Order 2009
laid under 141(4) of the Antisocial Behaviour etc. (Scotland) Act 2004

The Prohibited Procedures on Protected Animals (Exemptions) (Scotland)
Amendment Regulations 2009
laid under section 51(3) of the Animal Health and Welfare (Scotland) Act 2006

16 December 2008
The International Organisations (Immunities and Privileges) (Scotland) Order 2009
laid under section 10 of the International Organisations Act 1968

17 December 2008
The Further and Higher Education (Scotland) Act 1992 Modification Order 2009
laid under section 103(5) of the Charities and Trustee Investment (Scotland) Act 2005

19 December 2008
The Town and Country Planning (Amount of Fixed Penalty) (Scotland) Regulations 2009
laid under section 275(7B) of the Town and Country Planning (Scotland) Act 1997

The Town and Country Planning (Grounds for Declining to Follow Recommendations) (Scotland) Regulations 2009
laid under section 275(7A) of the Town and Country Planning (Scotland) Act 1997

The Town and Country Planning (Hierarchy of Developments) (Scotland) Regulations 2009
laid under section 26A(5) of the Town and Country Planning (Scotland) Act 1997

9 January 2009
The Non-Domestic Rating (Petrol Filling Stations, Public Houses and Hotels) (Scotland) Order 2009
laid under section 8(2) of the Local Government and Rating Act 1997

22 January 2009
The Local Government Finance (Scotland) Order 2009
laid under paragraph 2(3) of Schedule 12 to the Local Government Finance Act 1992

27 January 2009
The Budget (Scotland) Acts 2007 and 2008 Amendment Order 2009
laid under section 7(2) of the Budget (Scotland) Act 2007 and section 7(2) of the Budget (Scotland) Act 2008
4 February 2009
The Local Government Finance Act 1992 (Scotland) Order 2009
laid under paragraph 2(3) of Schedule 12 to the Local Government
Finance Act 1992

The Budget (Scotland) Acts 2007 and 2008 Amendment Order 2009
laid under section 7(2) of the Budget (Scotland) Act 2007 and section
7(2) of the Budget (Scotland) Act 2008

The Regulation of Care (Fitness to Register, Provide and Manage Care
Services) (Scotland) Amendment Regulations 2009
laid under section 78(2) of the Regulation of Care (Scotland) Act 2001

The Victim Statements (Prescribed Courts) (Scotland) Order 2009
laid under section 88(2) of the Criminal Justice (Scotland) Act 2003

6 February 2009
The Licensing of Animal Dealers (Young Cats and Young Dogs) (Scotland)
Regulations 2009
laid under section 51(3) of the Animal Health and Welfare (Scotland) Act
2006

The Regulation of Care (Scotland) Act 2001 (Minimum Frequency of
Inspections) Order 2009
laid under section 78(2) of the Regulation of Care (Scotland) Act 2001

The Representation of the People (Postal Voting for Local Government
Elections) (Scotland) Amendment Regulations 2009
laid under section 201(2) of the Representation of the People Act 1983

9 February 2009
The Community Care and Health (Scotland) Act 2002 (Amendment to
schedule 1) Order 2009
laid under section 23(2) of the Community Care and Health (Scotland)
Act 2002

The Community Care (Personal Care and Nursing Care) (Scotland)
Amendment Regulations 2009
laid under section 23(3)(a) of the Community Care and Health (Scotland)
Act 2002

10 February 2009
The Civic Government (Scotland) Act 1982 (Licensing of Booking Offices)
Order 2009
laid under section 44(3) of the Civic Government (Scotland) Act 1982

11 February 2009
The Housing Support Grant (Scotland) Order 2009
laid under section 191(9) of the Housing (Scotland) Act 1987
13 February 2009
The Advice and Assistance and Civil Legal Aid (Financial Conditions and Contributions) (Scotland) Regulations 2009
laid under section 37(2) of the Legal Aid (Scotland) Act 1986

19 February 2009
The Regulation of Care (Fitness to Register, Provide and Manage Care Services) (Scotland) Amendment Regulations 2009
laid under 78(2) of the Regulation of Care (Scotland) Act 2001

The Regulation of Care (Scotland) Act 2001 (Minimum Frequency of Inspections) Order 2009
laid under 78(2) of the Regulation of Care (Scotland) Act 2001

The draft Regulation of Care (Fitness to Register, Provide and Manage Care Services) (Scotland) Amendment Regulations 2009, laid before the Parliament on 4 February 2009, has been withdrawn.

The draft Regulation of Care (Scotland) Act 2001 (Minimum Frequency of Inspections) Order 2009, laid before the Parliament on 6 February 2009, has been withdrawn.

24 February 2009
The Bankruptcy and Diligence etc. (Scotland) Act 2007 (Inhibition) Order 2009
laid under section 224(4)(a) of the Bankruptcy and Diligence etc. (Scotland) Act 2007

25 February 2009
The Renewables Obligation (Scotland) Order 2009
laid under section 32L(3) of the Electricity Act 1989

27 February 2009
The Renewables Obligation (Scotland) Order 2009
laid under section 32L(3) of the Electricity Act 1989

The draft Renewables Obligation (Scotland) Order 2009, laid before the Parliament on 25 February 2009, has been withdrawn.

5 March 2009
The Health Care and Associated Professions (Miscellaneous Amendments and Practitioner Psychologists) Order 2009
laid under section 62(10) of the Health Act 1999

11 March 2009
The Local Government Finance (Scotland) Order 2009
laid under paragraph 2(3) of Schedule 12 to the Local Government Finance Act 1992
1 April 2009
The Scotland Act 1998 (Modification of Schedule 4) Order 2009 (SI 2009/draft)
laid under section 115 of, and paragraphs 1 and 2 of Schedule 7 to the Scotland Act 1998

21 April 2009
The Scottish Public Services Ombudsman Act 2002 (Amendment) Order 2009
laid under section 24(2) of the Scottish Public Services Ombudsman Act 2002

24 April 2009
The Community Right to Buy (Definition of Excluded Land) (Scotland) Order 2009
laid under section 98(5) of the Land Reform (Scotland) Act 2003

The Crime (International Co-operation) Act 2003 (Designation of Participating Countries) (Scotland) (No. 2) Order 2009
laid under section 50(5)(b) of the Crime (International Co-operation) Act 2003

28 April 2009
The Local Government and Housing Act 1989 Amendment (Scotland) Order 2009
laid under section 16(5) of the Local Governance (Scotland) Act 2004

6 May 2009
The Waste Batteries (Scotland) Regulations 2009
laid under section 2(8) of the Pollution Prevention and Control Act 1999

8 May 2009
laid under section 459(6)(b) of the Proceeds of Crime Act 2002

2. Negative Instruments

The following instruments were laid before the Parliament and are subject to annulment—

9 May 2008
The Designation of Institutions of Higher Education (The Scottish Agricultural College) (Scotland) (No. 2) Order 2008 (SSI 2008/177)
laid under section 60(1) of the Further and Higher Education (Scotland) Act 1992.
The Central Institutions (Recognition) (Scotland) Revocation Regulations 2008 (SSI 2008/178)  
laid under section 133(2) of the Education (Scotland) Act 1980.

The Justice of the Peace Courts (Sheriffdom of Grampian, Highland and Islands) Amendment Order 2008 (SSI 2008/179)  
laid under section 81(2) of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007.

The Food Labelling (Declaration of Allergens) (Scotland) Regulations 2008 (SSI 2008/180)  
laid under section 48(3) of the Food Safety Act 1990

14 May 2008  
The Common Agricultural Policy (Single Farm Payment and Support Schemes and Cross-Compliance) (Scotland) Amendment Regulations 2008 (SSI 2008/184)  
laid under paragraph 2(2) of schedule 2 to the European Communities Act 1972.

The draft Further and Higher Education (Scotland) Act 1992 Amendment Order 2008, laid before the Parliament on 1 May 2008, has been withdrawn.

15 May 2008  
The Public Transport Users’ Committee for Scotland Amendment Order 2008 (SSI 2008/186)  
laid under section 52(2) of the Transport (Scotland) Act 2005

The Mobility and Access Committee for Scotland Revocation Regulations 2008 (SSI 2008/187)  
laid under section 81(3) of the Transport (Scotland) Act 2001

22 May 2008  
The Licensing (Transitional Provisions) (Scotland) Order 2008 (SSI 2008/194)  
laid under section 146(4) of the Licensing (Scotland) Act 2005.

The Strategic Development Planning Authority Designation (No. 1) (Scotland) Order 2008 (SSI 2008/195)  
laid under section 4(1) of the Town and Country Planning (Scotland) Act 1997.

The Strategic Development Planning Authority Designation (No. 2) (Scotland) Order 2008 (SSI 2008/196)  
laid under section 4(1) of the Town and Country Planning (Scotland) Act 1997.

The Strategic Development Planning Authority Designation (No. 3) (Scotland) Order 2008 (SSI 2008/197)  
laid under section 4(1) of the Town and Country Planning (Scotland) Act 1997.
The Strategic Development Planning Authority Designation (No. 4) (Scotland) Order 2008 (SSI 2008/198)
laaid under section 4(1) of the Town and Country Planning (Scotland) Act 1997.

29 May 2008
The Feed (Hygiene and Enforcement) (Scotland) Amendment Regulations 2008 (SSI 2008/201)
laaid under paragraph 2 of Schedule 2 to the European Communities Act 1972.

The National Scenic Areas (Scotland) Regulations 2008 (SSI 2008/202)
laaid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972, section 106 of the Electricity Act 1989 and section 275(3) of the Town and Country Planning (Scotland) Act 1997.

The Town and Country Planning (General Permitted Development) (Scotland) Amendment Order 2008 (SSI 2008/203)
laaid under section 275(5) of the Town and Country Planning (Scotland) Act 1997.

2 June 2008
The Individual Learning Account (Scotland) Amendment (No. 2) Regulations 2008 (SSI 2008/204)
laaid under section 3(1) of the Education and Training (Scotland) Act 2000

The Education (Student Loans) (Scotland) Amendment Regulations 2008 (SSI 2008/205)
laaid under section 133(1) of the Education (Scotland) Act 1980

The Education (Means Testing) (Scotland) Amendment Regulations 2008 (SSI 2008/206)
laaid under section 133(2) of the Education (Scotland) 1980

4 June 2008
The Education (Assisted Places) (Scotland) Amendment Regulations 2008 (SSI 2008/213)
laaid under section 133(2) of the Education (Scotland) Act 1980.

The St Mary’s Music School (Aided Places) (Scotland) Amendment Regulations 2008 (SSI 2008/214)
laaid under section 133(2) of the Education (Scotland) Act 1980.

The Feeding Stuffs (Scotland) Amendment Regulations 2008 (SSI 2008/215)
laaid under section 84(2) of the Agriculture Act 1970.

The Spreadable Fats, Milk and Milk Products (Scotland) Regulations 2008 (SSI 2008/216)
laaid under section 48(3) of the Food Safety Act 1990.
5 June 2008
The Register of Sites of Special Scientific Interest (Scotland) Regulations 2008 (SSI 2008/221)
laid under section 53(4) of the Nature Conservation (Scotland) Act 2004

The Registration of Fish Farming and Shellfish Farming Businesses Amendment (Scotland) Order 2008 (SSI 2008/222)
laid under section 7(9) of the Diseases of Fish Act 1983

The National Health Service Superannuation Scheme (Additional Voluntary Contributions, Injury Benefits and Compensation for Premature Retirement) (Scotland) Amendment Regulations 2008 (SSI 2008/225)—
The National Health Service Superannuation Scheme (Scotland) Amendment Regulations 2008 (SSI 2008/226)—
laid under section 12 of the Superannuation Act 1972

The Teachers’ Superannuation (Scotland) Amendment Regulations 2008 (SSI 2008/227)
laid under sections 12(6) and 24(5) of the Superannuation Act 1972

6 June 2008
The Academic Awards and Distinctions (UHI Millennium Institute) (Scotland) Order of Council 2008 (SSI 2008/212)
laid under sections 45 and 60 of the Further and Higher Education (Scotland) Act 1992

The Title Conditions (Scotland) Act 2003 (Conservation Bodies) Amendment Order 2008 (SSI 2008/217)
laid under section 127 of the Title Conditions (Scotland) Act 2003

The Official Feed and Food Controls (Scotland) Amendment Regulations 2008 (SSI 2008/218)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

The Academic Awards and Distinctions (Additional Powers of the University of Aberdeen) Order of Council (SSI 2008/220)
laid under sections 45 and 60 of the Further and Higher Education (Scotland) Act 1992

The National Health Service Pension Scheme (Scotland) Regulations 2008 (SSI 2008/224)
laid under section 12 of the Superannuation Act 1972

The Local Government Pension Scheme (Administration) (Scotland) Regulations 2008 (SSI 2008/228)
laid under section 12(6) of the Superannuation Act 1972
The Local Government Pension Scheme (Transitional Provisions) (Scotland) Regulations 2008 (SSI 2008/229)
laid under section 12(6) of the Superannuation Act 1972

The Local Government Pension Scheme (Benefits, Membership and Contributions) (Scotland) Regulations 2008 (SSI 2008/230)
laid under section 12(6) of the Superannuation Act 1972

The Offenders Assisting Investigations and Prosecutions (Substituted Sentences) (Scotland) Order 2008 (SSI 2008/232)
laid under section 103(3) of the Police, Public Order and Criminal Justice (Scotland) Act 2006

The Rural Development Contracts (Rural Priorities) (Scotland) Amendment Regulations 2008 (SSI 2008/233)
laid under paragraph 2 of Schedule 2 to the European Communities Act 1972

The Graduate Endowment (Scotland) Regulations 2008 (SSI 2008/235)
laid under section 133(2) of the Education (Scotland) Act 1980

The Court of Session etc. Fees Amendment Order 2008 (SSI 2008/236)
laid under section 2(4) of the Courts of Law Fees (Scotland) Act 1895

The High Court of Justiciary Fees Amendment Order 2008 (SSI 2008/237)
laid under section 2(4) of the Courts of Law Fees (Scotland) Act 1895

The Adults with Incapacity (Public Guardian’s Fees) (Scotland) Amendment Regulations 2008 (SSI 2008/238)
laid under section 86(1) of the Adults with Incapacity (Scotland) Act 2000

The Sheriff Court Fees Amendment Order 2008 (SSI 2008/239)
laid under section 2(4) of the Courts of Law Fees (Scotland) Act 1895

The Criminal Legal Assistance (Fees and Information etc.) (Scotland) Regulations 2008 (SSI 2008/240)
laid under section 37(1) of the Legal Aid (Scotland) Act 1986

12 June 2008
The Roads (Scotland) Act 1984 (Fixed Penalty) Regulations 2008 (SSI 2008/243)
laid under section 143(1) and (2)(a) of the Roads (Scotland) Act 1984

The Road Works (Fixed Penalty) (Scotland) Regulations 2008 (SSI 2008/244)
laid under section 163(1) and (2) of the New Roads and Street Works Act 1991
13 June 2008
The Electricity Works (Environmental Impact Assessment) (Scotland) Amendment Regulations 2008 (SSI 2008/246)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

The Mobility and Access Committee for Scotland Revocation Regulations 2008 Revocation Regulations 2008 (SSI 2008/247)
laid under section 81(3) of the Transport (Scotland) Act 2001

The Public Transport Users’ Committee for Scotland Amendment Order 2008 Revocation Order 2008 (SSI 2008/248)
laid under section 52(2) of the Transport (Scotland) Act 2005

20 June 2008
The Public Service Vehicles (Registration of Local Services) (Scotland) Amendment Regulations 2008 (SSI 2008/253)
laid under section 61(1) of the Public Passenger Vehicles Act 1981

27 June 2008
The Plastic Materials and Articles in Contact with Food (Scotland) Amendment Regulations 2008 (SSI 2008/261)
laid under section 48(3) of the Food Safety Act 1990

The Water Environment ( Relevant Enactments and Designation of Responsible Authorities and Functions) Order 2008 (SSI 2008/263)
laid under section 36 of the Water Environment and Water Services (Scotland) Act 2003

The Control of Salmonella in Poultry (Scotland) Order 2008 (SSI 2008/266)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

16 July 2008
laid under section 115 of, and paragraphs 1 and 2 of Schedule 7 to, the Scotland Act 1998

27 August 2008
The Housing Grant (Application Forms) (Scotland) Amendment Regulations 2008 (SSI 2008/283)
laid under section 331 of the Housing (Scotland) Act 1987

1 September 2008
The National Health Service (Travelling Expenses and Remission of Charges) (Scotland) Amendment (No. 2) Regulations 2008 (SSI 2008/288)
laid under section 105(2) of the National Health Service (Scotland) Act 1978

298
The National Health Service (Optical Charges and Payments) (Scotland) Amendment (No.2) Regulations 2008 (SSI 2008/289)
  laid under section 105(2) of the National Health Service (Scotland) Act 1978

The National Health Service (Charges to Overseas Visitors) (Scotland) Amendment Regulations 2008 (SSI 2008/290)
  laid under section 105(7) of the National Health Service (Scotland) Act 1978

The Public Contracts and Utilities Contracts (Common Procurement Vocabulary Codes) Amendment (Scotland) Regulations 2008 (SSI 2008/291)
  laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

  3 September 2008
The Divorce etc. (Pensions) (Scotland) Amendment Regulations 2008 (SSI 2008/293)
  laid under section 10(9) of the Family Law (Scotland) Act 1985

  4 September 2008
The Less Favoured Area Support Scheme (Scotland) Amendment Regulations 2008 (SSI 2008/294)
  laid under paragraph 2(2) of schedule 2 to the European Communities Act 1972

The Smoke Control Areas (Authorised Fuels) (Scotland) (No.2) Regulations 2008 (SSI 2008/295)
  laid under section 63(2) of the Clean Air Act 1993

The Smoke Control Areas (Exempt Fireplaces) (Scotland) (No.2) Order 2008 (SSI 2008/296)
  laid under section 63(3) of the Clean Air Act 1993

  5 September 2008
  laid under section 72 of the Freedom of Information (Scotland) Act 2002

  8 September 2008
The Action Programme for Nitrate Vulnerable Zones (Scotland) Regulations 2008 (SSI 2008/298)
  laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

  9 September 2008
The Potatoes Originating in Poland (Notification) (Scotland) Amendment Order 2008 (SSI 2008/299)
  laid under section 2(1) of the Plant Health Act 1967
The Plant Health (Scotland) Amendment Order 2008 (SSI 2008/300)
laid under sections 2, 3 and 4(1) of the Plant Health Act 1967

The Dangerous Wild Animals Act 1976 (Modification) (Scotland) Order 2008
(SSI 2008/302)
laid under section 8(2) of the Dangerous Wild Animals Act 1976

11 September 2008
The Adoptions with a Foreign Element (Special Restrictions on Adoptions from Abroad) (Scotland) Regulations 2008 (SSI 2008/303)
laid under section 117 of the Adoption and Children (Scotland) Act 2007

The Special Restrictions on Adoptions from Cambodia (Scotland) Order 2008
(SSI 2008/304)
laid under section 117 of the Adoption and Children (Scotland) Act 2007

The Special Restrictions on Adoptions from Guatemala (Scotland) Order 2008
(SSI 2008/305)
laid under section 117 of the Adoption and Children (Scotland) Act 2007

The Adult Support and Protection (Scotland) Act 2007 (Restriction on the Authorisation of Council Officers) Order 2008 (SSI 2008/306)
laid under section 78 of the Adult Support and Protection (Scotland) Act 2007

17 September 2008
The Restriction of Liberty Order (Scotland) Amendment Regulations 2008
(SSI 2008/307)
laid under section 245C(3) of the Criminal Procedure (Scotland) Act 1995

18 September 2008
The Energy Performance of Buildings (Scotland) Regulations 2008 (SSI 2008/309)
laid under paragraph 2(2) of schedule 2 to the European Communities Act 1972

The Building (Scotland) Amendment Regulations 2008 (SSI 2008/310)
laid under section 54 of the Building (Scotland) Act 2003

The National Health Service (Recognition of Health Service Bodies) (Scotland) Order 2008 (SSI 2008/315)
laid under section 105(2) of the National Health Service (Scotland) Act 1978

19 September 2008
The Mental Health (Certificates for Medical Treatment) (Scotland) Amendment Regulations 2008 (SSI 2008/316)
laid under section 326(3) of the Mental Health (Care and Treatment) (Scotland) Act 2003
The Inshore Fishing (Prohibition on Fishing) (Lamlash Bay) (Scotland) Order 2008 (SSI 2008/317)
   laid under section 9(2) of the Inshore Fishing (Scotland) Act 1984
   
   25 September 2008

The Infant Formula and Follow-on Formula (Scotland) Amendment Regulations 2008 (SSI 2008/322)
   laid under section 48(3) of the Food Safety Act 1990
   
   3 October 2008

The Notice to Local Authorities (Scotland) Regulations 2008 (SSI 2008/324)
   laid under section 11 of the Homelessness etc. (Scotland) Act 2003

The Fish Farming Businesses (Record Keeping) (Scotland) Order 2008 (SSI 2008/326)
   laid under section 43(2) of the Aquaculture and Fisheries (Scotland) Act 2007

The Justice of the Peace Court (Sheriffdom of Glasgow and Strathkelvin) Order 2008 (SSI 2008/328)
   laid under 81(3) of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007

The Stipendiary Magistrates (Specified Day) (Sheriffdom of Glasgow and Strathkelvin) Order 2008 (SSI 2008/330)
   laid under section 81 of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007

   7 October 2008

The Bankruptcy (Scotland) Amendment Regulations 2008 (SSI 2008/334)
   laid under section 72(1) of the Bankruptcy (Scotland) Act 1985

   20 October 2008

The Pesticides (Maximum Residue Levels) (Scotland) Regulations 2008 (SSI 2008/342)
   laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

   30 October 2008

The Plant Health (Scotland) Amendment (No. 2) Order 2008 (SSI 2008/350)
   laid under section 6(1) of the Plant Health Act 1967 and paragraph 2(2) of schedule 2 to the European Communities Act 1972

   5 November 2008

The National Health Service Central Register (Scotland) Amendment Regulations 2008 (SSI 2008/358)
   laid under section 61(3) of the Local Electoral Administration and Registration Services (Scotland) Act 2006
6 November 2008
The Business Improvement Districts (Scotland) Amendment Regulations 2008 (SSI 2008/359)
laid under section 47 of the Planning etc. (Scotland) Act 2006

The Valuation for Rating (Plant and Machinery) (Scotland) Amendment Regulations 2008 (SSI 2008/360)
laid under section 43 of the Lands Valuation (Scotland) Act 1854

7 November 2008
The Justice of the Peace Courts (Sheriffdom of Tayside, Central and Fife) Order 2008 (SSI 2008/363)
laid under section 81 of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007

12 November 2008
The Sheep and Goats (Identification and Traceability) (Scotland) Amendment Regulations 2008 (SSI 2008/368)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

The Non-Domestic Rating (Rural Areas and Rateable Value Limits) (Scotland) Amendment Order 2009 (SSI 2008/370)
laid under section 8 of the Local Government and Rating Act 1997

13 November 2008
The Non-Domestic Rating (Rural Areas and Rateable Value Limits) (Scotland) Amendment Order 2009 Amendment Order 2008 (SSI 2008/371)
laid under section 8 of the Local Government and Rating Act 1997

The European Communities (Service of Judicial and Extrajudicial Documents) (Scotland) Amendment Regulations 2008 (SSI 2008/372)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

14 November 2008
The Justice of the Peace Court (Sheriffdom of Glasgow and Strathkelvin) Amendment Order 2008 (SSI 2008/374)
laid under section 81(3) of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007

18 November 2008
The Public Contracts and Utilities Contracts (Postal Services and Common Procurement Vocabulary Codes) Amendment (Scotland) Regulations 2008 (SSI 2008/376)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972
19 November 2008
The Prisons and Young Offenders Institutions (Scotland) Amendment Rules 2008 (SSI 2008/377)
laid under section 42 of the Prisons (Scotland) Act 1989

20 November 2008
The Zoonoses and Animal By-Products (Fees) (Scotland) Amendment Regulations 2008 (SSI 2008/378)
laid under section 56(4) of the Finance Act 1973

The Sports Grounds and Sporting Events (Designation) (Scotland) Amendment Order 2008 (SSI 2008/379)
laid under section 18(3) of the Criminal Law (Consolidation) (Scotland) Act 1995

25 November 2008
The Book of Scottish Connections Regulations 2008 (SSI 2008/386)
laid under 61(3) of the Local Electoral Administration and Registration Services (Scotland) Act 2006

26 November 2008
The Police Pensions (Amendment) (Scotland) Regulations 2008 (SSI 2008/387)
laid under section 1 of the Police Pensions Act 1976

The Energy Performance of Buildings (Scotland) Amendment Regulations 2008 (SSI 2008/389)
laid under paragraph 2(2) of schedule 2 to the European Communities Act 1972

The National Health Service (Travelling Expenses and Remission of Charges) (Scotland) Amendment (No. 3) Regulations 2008 (SSI 2008/390)
laid under section 105(2) of the National Health Service (Scotland) Act 1978

The Title Conditions (Scotland) Act 2003 (Rural Housing Bodies) Amendment Order 2008 (SSI 2008/391)
laid under section 127 of the Title Conditions (Scotland) Act 2003

27 November 2008
The Insolvency (Scotland) Rules 1986 Amendment Rules 2008 (SSI 2008/393)
laid under section 411(4) of the Insolvency Act 1986

The Action Programme for Nitrate Vulnerable Zones (Scotland) Amendment Regulations (SSI 2008/394)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972
The Eggs and Chicks (Scotland) (No. 2) Regulations 2008 (SSI 2008/395)  
laid under paragraph 2(2) of Schedule 2 to the European Communities  
Act 1972

The Mental Health Tribunal for Scotland (Practice and Procedure) (No. 2)  
Amendment Rules 2008 (SSI 2008/396)  
laid under section 326 of the Mental Health (Care and Treatment)  
(Scotland) Act 2003

The Building (Fees) (Scotland) Amendment Regulations 2008 (SSI 2008/397)  
laid under section 54 of the Building (Scotland) Act 2003

2 December 2008  
The Edinburgh Napier University Order of Council 2008 (SSI 2008/388)  
laid under section 60(1) of the Further and Higher Education (Scotland)  
Act 1992

4 December 2008  
The Private Landlord Registration (Advice and Assistance) (Scotland)  
Amendment Regulations 2008 (SSI 2008/402)  
laid under section 141(3) of the Antisocial Behaviour etc. (Scotland) Act  
2004

The Private Landlord Registration (Information and Fees) (Scotland)  
Amendment Regulations 2008 (SSI 2008/403)  
laid under section 141(3) of the Antisocial Behaviour etc. (Scotland) Act  
2004

The Law Applicable to Non-Contractual Obligations (Scotland) Regulations  
2008 (SSI 2008/404)  
laid under paragraph 2(2) of Schedule 2 to the European Communities  
Act 1972

11 December 2009  
The Pollution Prevention and Control (Scotland) Amendment Regulations  
2008 (SSI 2008/410)  
laid under section 2(7) of the Pollution Prevention and Control Act 1999

16 December 2008  
The Local Government (Allowances and Expenses) (Scotland) Amendment  
laid under section 50 of the Local Government (Scotland) Act 1973 and  
sections 11 and 16 of the Local Governance (Scotland) Act 2004

The Local Governance (Scotland) Act 2004 (Remuneration) Amendment  
laid under section 190 of the Local Government and Housing Act 1989  
and section 16 of the Local Governance (Scotland) Act 2004
17 December 2008
The Assistance by Way of Representation (District Court Financial Limit) (Scotland) Order 2008 (SSI 2008/416)
laid under section 81(2) of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007

The Transmissible Spongiform Encephalopathies (Scotland) Amendment (No. 2) Regulations 2008 (SSI 2008/417)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

The Beef and Veal labelling (Scotland) Regulations 2008 (SSI 2008/418)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

18 December 2008
The Freshwater Fish Conservation (Prohibition on Fishing for Eels) (Scotland) Regulations 2008 (SSI 2008/419)
laid under section 68 of the Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003

The Zoonoses and Animal By-products (Fees) (Scotland) Amendment (No. 2) Regulations 2008 (SSI 2008/423)
laid under section 56(4) of the Finance Act 1973

19 December 2008
The Conservation (Natural Habitats, &c.) Amendment (No. 2) (Scotland) Regulations 2008 (SSI 2008/425)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972 and section 26(2) of the Wildlife and Countryside Act 1981

The Town and Country Planning (Development Planning) (Scotland) Regulations 2008 (SSI 2008/426)
laid under section 275 of the Town and Country Planning (Scotland) Act 1997

The Planning etc. (Scotland) Act 2006 (Development Planning) (Saving, Transitional and Consequential Provisions) Order 2008 (SSI 2008/427)
laid under section 58(4) of the Planning etc. (Scotland) Act 2006

22 December 2008
The Legal Profession and Legal Aid (Scotland) Act 2007 (Handling Complaints and Specification of Interest Rates) Order 2008 (SSI 2008/428)
laid under section 79(2) of the Legal Profession and Legal Aid (Scotland) Act 2007

The Act of Sederunt (Fees of Sheriff Officers) 2008 (SSI 2008/430)
laid under section 40 of the Sheriff Courts (Scotland) Act 1907

305
23 December 2008
The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2008 (SSI 2008/432)—
The Town and Country Planning (Schemes of Delegation and Local Review Procedures) (Scotland) Regulations 2008 (SSI 2008/433)—
The Town and Country Planning (Appeals) (Scotland) Regulations 2008 (SSI 2008/434)—
laid under section 275 of the Town and Country Planning (Scotland) Act 1997

9 January 2009
The Rural Development Contracts (Rural Priorities) (Scotland) Amendment Regulations 2009 (SSI 2009/1)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

The Non-Domestic Rate (Scotland) Order 2009 (SSI 2009/3)
laid under section 7B(1) and 37(1) of the Local Government (Scotland) Act 1975

14 January 2009
laid under section 100(4) of the Protection of Vulnerable Groups (Scotland) Act 2007

The Scottish Register of Tartans Fees Order 2009 (SSI 2009/6)
laid under section 14(2) of the Scottish Register of Tartans Act 2008

15 January 2009
The Animal By-Products (Scotland) Amendment Regulations 2009 (SSI 2009/7)
laid under section 2(2) of and paragraph 1A of Schedule 2 to the EC Act 1972

The Plant Health (Import Inspection Fees) (Scotland) Amendment Regulations 2009 (SSI 2009/8)
laid under section 2(2) of the EC Act 1972 and section 56(1) and (2) of the Finance Act 1973

22 January 2009
The Legal Profession and Legal Aid (Scotland) Act 2007 (Transitional Provision) Order 2009 (SSI 2009/17)
laid under section 79(2) of the Legal Profession and Legal Aid (Scotland) Act 2007
The Planning etc. (Scotland) Act 2006 (Development Planning) (Saving, Transitional and Consequential Provisions) Amendment Order 2009 (SSI 2009/18)
  laid under section 58 of the Planning etc. (Scotland) Act 2006

23 January 2009
The National Health Service (Superannuation Scheme, Pension Scheme and Injury Benefits) (Scotland) Amendment Regulations 2009 (SSI 2009/19)
  laid under section 12 of the Superannuation Act 1972

The Justice of the Peace Courts (Sheriffdom of Tayside, Central and Fife) Amendment Order 2009 (SSI 2009/20)
  laid under section 81 of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007

The Feeding Stuff (Scotland) Amendment Regulations 2009 (SSI 2009/21)
  laid under section 84(2)(b) of the Agriculture Act 1970

28 January 2009
The Scottish Road Works Register (Prescribed Fees) Regulations 2009 (SSI 2008/26)
  laid under section 163(2) of the New Roads and Street Works Act 1991

4 February 2009
The Plastic Materials and Articles in Contact with Food (Scotland) Regulations 2009 (SSI 2009/30)
  laid under section 48(3) of the Food Safety Act 1990

The Victim Statements (Prescribed Offences) (Scotland) Order 2009 (SSI 2009/31)
  laid under section 88(1) of the Criminal Justice (Scotland) Act 2003

The Regulation of Care (Miscellaneous Amendments) (Scotland) Regulations 2009 (SSI 2009/32)
  laid under section 78(1) of the Regulation of Care (Scotland) Act 2001

The draft Budget (Scotland) Acts 2007 and 2008 Amendment Order 2009, laid before the Parliament on 27 January 2009, has been withdrawn.

6 February 2009
The Town and Country Planning (General Permitted Development) (Domestic Microgeneration) (Scotland) Amendment Order 2009 (SSI 2009/34)
  laid under section 275 of the Town and Country Planning (Scotland) Act 1997

The Absent Voting at Scottish Local Government Elections (Provision of Personal Identifiers) Regulations 2009 (SSI 2009/35)
  laid under section 61(3) of the Local Electoral Administration and Registration Services (Scotland) Act 2006

307
The Scottish Local Government Elections Amendment Order 2009 (SSI 2009/36)
  laid under section 16 of the Local Governance (Scotland) Act 2004

The National Health Service (Charges for Drugs and Appliances) (Scotland) Amendment regulations 2009 (SSI 2009/37)
  laid under section 105(7) and 108(1) of the National Health Service (Scotland) Act 1977

  9 February 2009
The Sea Fish (Prohibited Methods of Fishing) (Firth of Clyde) Order 2009 (SSI 2009/38)
  laid under section 20(5) of the Sea Fish (Conservation) Act 1967

  10 February 2009
  laid under section 21 of the Protection of Children (Scotland) Act 2003

The Police Act 1997 (Criminal Records) (Scotland) Amendment Regulations 2009 (SSI 2009/40)
  laid under section 125(4) of the Police Act 1997

The Police Grant (Variation) (Scotland) Order 2009 (SSI 2009/41)
  laid under section 32(8) of the Police (Scotland) Act 1967

  11 February 2009
The Non-Domestic Rates (Levying) (Scotland) Regulations 2009 (SSI 2009/42)
  laid under section 153 of the Local Government etc. (Scotland) Act 1994

  12 February 2009
The Housing Revenue Account General Fund Contribution Limits (Scotland) Order 2009 (SSI 2009/43)
  laid under section 331 of the Housing (Scotland) Act 1987

  13 February 2009
The Advice and Assistance and Civil Legal Aid (Priority of Debts) (Scotland) Regulations 2009 (SSI 2009/49)
  laid under section 37(1) of the Legal Aid (Scotland) Act 1986

The Home Energy Assistance Scheme (Scotland) Regulations 2009 (SSI 2009/48)
  laid under section 15(8) of the Social Security Act 1990

  19 February 2009
The Police Grant (Revocation and Variation No. 2) (Scotland) Order 2009 (SSI 2009/55)
  laid under section 32(8) of the Police (Scotland) Act 1967
24 February 2009
The Registration Services (Fees, etc.) (Scotland) Amendment Regulations 2009 (SSI 2009/64)
laid under section 54 of the Registration of Births, Deaths and Marriages (Scotland) Act 1965, section 25 of the Marriage (Scotland) Act 1977, section 126 of the Civil Partnership Act 2004 and section 60 of the Local Electoral Administration and Registration Services (Scotland) Act 2006

The Registration of Births, Deaths and Marriages (Fees) (Scotland) Order 2009 (SSI 2009/65)
laid under section 5(3) of the Public Expenditure and Receipts Act 1968

The Arrestment Jurisdiction (Scotland) Order 2009 (SSI 2009/66)
laid under section 224(3) of the Bankruptcy and Diligence etc. (Scotland) Act 2007

The Diligence (Scotland) Regulations 2009 (SSI 2009/68)
laid under section 159B(2) of the Titles to Land Consolidation (Scotland) Act 1868, section 104 of the Debtors (Scotland) Act 1987 and section 224(3) of the Bankruptcy and Diligence etc. (Scotland) Act 2007

25 February 2009
The Victim Statements (Prescribed Offences) (No. 2) (Scotland) Order 2009 (SSI 2009/71)
laid under section 88(1) of the Criminal Justice (Scotland) Act 2003

The National Assistance (Assessment of Resources) Amendment (Scotland) Regulations 2009 (SSI 2009/72)—
The National Assistance (Sums for Personal Requirements) (Scotland) Regulations 2009 (SSI 2009/73)—
laid under section 63(3) of the National Assistance Act 1948

26 February 2009
The Road Works (Inspection Fees) (Scotland) Amendment Regulations 2009 (SSI 2009/74)
laid under 163(2) of the New Roads and Street Works Act 1991

The Financial Assistance for Environmental Purposes (Scotland) Order 2009 (SSI 2009/75)
laid under section 161(3) of the Environmental Protection Act 1990

27 February 2009
The Non-Domestic Rating (Payment of Interest) (Scotland) Amendment Regulations 2009 (SSI 2009/76)
laid under section 9A(5) of the Local Government (Scotland) Act 1975

4 March 2009
The Police Grant (Scotland) Order 2009 (SSI 2009/80)
laid under section 32(8) of the Police (Scotland) Act 1967
The Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment) 2009 (SSI 2009/81)  
   laid under section 40 of the Sheriff Courts (Scotland) Act 1907

5 March 2009

The Aquatic Animal Health (Scotland) Regulations 2009 (SSI 2009/85)  
   laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

6 March 2009

The National Health Service (Optical Charges and Payments) (Scotland) Amendment Regulations 2009 (SSI 2009/86)  
   laid under section 105(2) of the National Health Service (Scotland) Act 1978

The High Court of Justiciary Fees Amendment Order 2009 (SSI 2009/87)—The Court of Session etc. Fees Amendment Order 2009 (SSI 2009/88)—The Sheriff Court Fees Amendment Order 2009 (SSI 2009/89)—  
   laid under section 2(4) of the Courts of Law Fees (Scotland) Act 1895

9 March 2009

The Regulation of Care (Requirements as to Limited Registration Services) (Scotland) Amendment Regulations 2009 (SSI 2009/90)  
   laid under section 78(1) of the Regulation of Care (Scotland) Act 2001

The Regulation of Care (Fitness of Employees in Relation to Care Services) (Scotland) Regulations 2009 (SSI 2009/91)  
   laid under section 78 of the Regulation of Care (Scotland) Act 2001

The Local Government Pension Scheme Amendment (Scotland) Regulations 2009 (SSI 2009/93)  
   laid under section 12(6) of the Superannuation Act 1972

10 March 2009

The Representation of the People (Absent Voting at Local Government Elections) (Scotland) Amendment Order 2009 (SSI 2009/94)  
   laid under section 62 of the Local Electoral Administration and Registration Services (Scotland) Act 2006

The National Health Service (General Dental Services) (Scotland) Amendment Regulations 2009 (SSI 2009/96)  
   laid under section 105(2) of the National Health Service (Scotland) Act 1978

The Bankruptcy Fees (Scotland) Amendment Regulations 2009 (SSI 2009/97)  
   laid under section 72 of the Bankruptcy (Scotland) Act 1985

The Diligence against Earnings (Variation) (Scotland) Regulations 2009 (SSI 2009/98)  
   laid under section 104 of the Debtors (Scotland) Act 1987
11 March 2009
The European Communities (European Order for Payment) (Scotland) Regulations 2009 (SSI 2009/99)
  laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

The Planning etc. (Scotland) Act 2006 (Saving and Transitional Provisions) Order 2009 (SSI 2009/101)
  laid under section 58(5) of the Planning etc. (Scotland) Act 2006

The Repayment of Student Loans (Scotland) Amendment Regulations 2009 (SSI 2009/102)
  laid under section 133(2) of the Education (Scotland) Act 1980

13 March 2009
The Act of Sederunt (Fees of Shorthand Writers in the Sheriff Court) (Amendment) 2009 (SSI 2009/103)
  laid under section 40 of the Sheriff Courts (Scotland) Act 1907

  laid under section 51(2)(b) of the Crime (International Co-operation) Act 2003

The Enforcement of Fines etc. (Diligence) (Scotland) Regulations 2009 (SSI 2009/110)
  laid under section 226F(8) of the Criminal Procedure (Scotland) Act 1995

20 March 2009
The Non-Domestic Rating (Valuation of Utilities) (Scotland) Amendment Order 2009 (SSI 2009/112)
  laid under section 6A(2) of the Valuation and Rating (Scotland) Act 1956

The Justice of the Peace Courts (Sheriffdom of South Strathclyde, Dumfries and Galloway) Order 2009 (SSI 2009/115)
  laid under section 81(3) of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007

23 March 2009
The Building (Procedure) (Scotland) Amendment Regulations 2009 (SSI 2009/117)
  laid under section 54 of the Building (Scotland) Act 2003

The Regulation of Care (Fitness of Employees in Relation to Care Services) (Scotland) (No. 2) Regulations 2009 (SSI 2009/118)
  laid under section 71 of the Regulation of Care (Scotland) Act 2001

The Building (Scotland) Amendment Regulations 2009 (SSI 2009/119)
  laid under section 54 of the Building (Scotland) Act 2003
25 March 2009
The Charities and Benevolent Fundraising (Scotland) Regulations 2009 (SSI 2009/121)
laid under section 103(4) of the Charities and Trustee Investment (Scotland) Act 2005

The National Health Service (Travelling Expenses and Remission of Charges) (Scotland) Amendment Regulations 2009 (SSI 2009/124)
laid under section 105(2) of the National Health Service (Scotland) Act 1978

27 March 2009
The Diligence against Earnings (Variation) (Scotland) Revocation Regulations 2009 (SSI 2009/133)
laid under section 104 of the Debtors (Scotland) Act 1987

3 April 2009
The Victim Notification (Prescribed Offences) (Scotland) Amendment Order 2009 (SSI 2009/142)
laid under section 88(1) of the Criminal Justice (Scotland) Act 2003

22 April 2009
The Public Service Vehicles (Registration of Local Services) (Scotland) Amendment Regulations 2009 (SSI 2009/151)
laid under section 61 of the Public Passenger Vehicles Act 1981

The Adoption Support Services and Allowances (Scotland) Regulations 2009 (SSI 2009/152)
laid under section 117(4) of the Adoption and Children (Scotland) Act 2007

23 April 2009
The Plant Health (Scotland) Amendment Order 2009 (SSI 2009/153)
laid under section 6(1) of the Plant Health Act 1967

The Adoption Agencies (Scotland) Regulations 2009 (SSI 2009/154)
laid under section 117(4) of the Adoption and Children (Scotland) Act 2007

The Rural Development Contracts (Land Managers Options) (Scotland) Amendment Regulations 2009 (SSI 2009/155)
laid under paragraph 2(2) of schedule 2 to the European Communities Act 1972

24 April 2009
The Community Right to Buy (Prescribed Form of Application and Notices) (Scotland) Regulations 2009 (SSI 2009/156)— The Crofting Community Body (Prescribed Form of Application and Notice) (Scotland) Regulations 2009 (SSI 2009/160)— laid under section 98(2) of the Land Reform (Scotland) Act 2003

312
27 April 2009
Act of Sederunt (Fees of Members of the Association of Commercial
Attorneys in the Sheriff Court) 2009 (SSI 2009/162)
laid under section 40 of the Sheriff Courts (Scotland) Act 1907

29 April 2009
The National Health Service (Appointment of Consultants) (Scotland)
Regulations 2009 (SSI 2009/166)
laid under section 105(2) of the National Health Service (Scotland) Act 1978

30 April 2009
The Purity Criteria for Colours, Sweeteners and Miscellaneous Food Additives
(Scotland) Regulations 2009 (SSI 2009/167)
laid under section 48(3) of the Food Safety Act 1990

The Period to Prepare an Adoption Allowances Scheme (Scotland) Order 2009 (SSI 2009/168)
laid under section 117 of the Adoption and Children (Scotland) Act 2007

The Adoption and Children (Scotland) Act 2007 (Supervision Requirement
Reports in Applications for Permanence Orders) Regulations 2009 (SSI 2009/169)—
The Applications to the Court of Session to Annul Convention Adoptions or
Overseas Adoptions (Scotland) Regulations 2009 (SSI 2009/170)—
laid under section 117(4) of the Adoption and Children (Scotland) Act 2007

1 May 2009
The Swine Vesicular Disease (Scotland) Order 2009 (SSI 2009/173)
laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

8 May 2009
The Individual Learning Account (Scotland) Amendment Regulations 2009
(SSI 2009/176)
laid under section 3(1) of the Education and Training (Scotland) Act 2000

The National Health Service (Pharmaceutical Services, Charges for Drugs
and Appliances and Charges to Overseas Visitors) (Scotland) Amendment
Regulations (SSI 2009/177)
laid under section 105(2) of the National Health Service (Scotland) Act 1978

3. Legislative Consent Memoranda

The following Legislative Consent Memoranda were laid on the dates shown—
30 October 2008
John Swinney MSP: Legislative Consent Memorandum on the Energy Bill (UK Parliament legislation) (LCM(S3) 12.2)

10 December 2008
John Swinney MSP: Legislative Consent Memorandum on the Local Democracy, Economic Development and Construction Bill (UK Parliament legislation) LCM(S3) 13.1

15 December 2008
Richard Lochhead MSP: Legislative Consent Memorandum on the Marine and Coastal Access Bill (UK Parliament Legislation) LCM(S3)14.1

20 January 2009
Kenny MacAskill, MSP: Legislative Consent Memorandum on the Borders, Citizenship and Immigration Bill (UK Parliament legislation) LCM(S3)15.1
Kenny MacAskill, MSP: Legislative Consent Memorandum on the Coroners and Justice Bill (UK Parliament legislation) LCM(S3)16.1

22 January 2009
Kenny MacAskill: Legislative Consent Memorandum on the Policing and Crime Bill (UK Parliament Legislation) LCM(S3)17.1

23 January 2009
Nicola Sturgeon: Legislative Consent Memorandum on the Welfare Reform Bill (UK Parliament legislation) LCM(S3)18.1

6 February 2009
Fiona Hyslop: Legislative Consent Memorandum on the Apprenticeships, Skills, Children and Learning Bill (UK Parliament legislation) (LCM(S3)19.1)

25 March 2009
Kenny MacAskill: Legislative Consent Memorandum on the Coroners and Justice Bill (UK Parliament legislation) (LCM(S3) 16.2)

7 May 2009
Nicola Sturgeon MSP, Cabinet Secretary for Health and Wellbeing: Legislative Consent Memorandum on the Equality Bill (UK Parliament legislation) (LCM(S3) 20.1)
ANNEX C

OTHER DOCUMENTS

The following documents were laid before the Parliament on the dates shown and were not subject to any Parliamentary procedure—

19 May 2008
laid under section 7(7) of the Serious Organised Crime and Police Act 2005

20 May 2008
National Audit Office: Making grants efficiently in the culture, media and sport sector (SG/2008/83)
laid under section 9 of the National Audit Act 1983 and section 88 of the Scotland Act 1998

21 May 2008
Scottish Public Services Ombudsman: Compendium of Case Reports for May 2008 (SPSO/2008/05) —
   Case 200700635: Lanarkshire NHS Board—
   Cases 200503162, 200602726 & 200700502: A Medical Practice, Lanarkshire NHS Board; Lanarkshire NHS Board; and Greater Glasgow and Clyde NHS Board—
   Cases 200600457 & 200502301: Lanarkshire NHS Board and NHS24—
   Case 200600345: Greater Glasgow and Clyde NHS Board—
   Case 200601594: Greater Glasgow and Clyde NHS Board—
   Case 200700709: Greater Glasgow and Clyde NHS Board—
   Case 200600377: Highland NHS Board—
   Case 200701928: Highland NHS Board—
   Case 200600902: A Medical Practice, Lothian NHS Board—
   Case 200701335: Lothian NHS Board—
   Cases 200701012 & 200701348: Scottish Ambulance Service and Western Isles NHS Board—
   Case 200501879: A Medical Practice, Fife NHS Board—
   Case 200601583: Forth Valley NHS Board—
   Case 200602374: Forth Valley NHS Board
   Case 200700345: A Medical Practice, Fife NHS Board—
   Case 200602298: Tayside NHS Board—
   Case 200600373: Ayrshire and Arran NHS Board—
   Case 200501028: South Lanarkshire Council—
   Case 200701770: North Lanarkshire Council—
   Case 200600141: The Highland Council—
   Case 200600586: Midlothian Council—
   Case 200600755: The City of Edinburgh Council—
   Case 200601848: Angus Council—
   Case 200502524: Aberdeen City Council—
   Case 200402038: Dumfries and Galloway Council—
   Case 200600312: Scottish Environment Protection Agency—
Cases 200601037, 200602206 and 200602601: Scottish Borders Council and Forestry Commission (Scotland)—
laid under Section 15(1) of the Scottish Public Services Ombudsman Act 2002

6 June 2008
Natural Scotland Strategic Environmental Assessment (SEA) activity within Scotland from 1 January 2007 to 31 December 2007 (SG/2008/93)
laid under section 20 of the Environmental Assessment (Scotland) Act 2005

16 June 2008
Communities Scotland Regulations & Inspection Annual Report 2007/08 (SG/2008/81)

18 June 2008
Scottish Public Services Ombudsman: Compendium of Case Reports for June 2008 (SPSO/2008/06)—
Case 200701982: Lanarkshire NHS Board—
Case 200600461: Highland NHS Board—
Cases 200603988 & 200701202: Highland NHS Board and a Medical Practice, Highland NHS Board—
Case 200700092: Western Isles NHS Board—
Case 200702119: Highland NHS Board—
Case 200701273: Forth Valley NHS Board—
Case 200700599: Borders NHS Board—
Case 20060025: South Lanarkshire Council—
Case 200701326: South Lanarkshire Council—
Case 200602924: The Highland Council—
Case 200601777: Fife Council—
Case 200601455: The Scottish Commission for the Regulation of Care—
laid under section 15(1) of the Scottish Public Services Ombudsman Act 2002

19 June 2008
Scotland’s Commissioner for Children and Young People Fourth Annual Report 2007-08 (CCYP/2008/4)
laid under section 10(1) of the Commissioner for Children and Young People (Scotland) Act 2003

Lord Fraser Inquiry into Holyrood Building Project Account of Expenditure (SG/2008/96)

23 June 2008
laid under the Public Finance and Accountability (Scotland) Act 2000
24 June 2008
Audit Scotland Annual Report and Accounts for Year Ended 31 March 2008 and Auditor’s Report Thereon (SP Paper 137)
laid under section 25(6) of the Public Finance and Accountability (Scotland) Act 2000

Statistical Bulletin: Reconvictions of Offenders Discharged from Custody or Given Non-Custodial Sentences in 2004-05 and 2005-06 Scotland (SG/2008/120)

25 June 2008
Meat Hygiene Service Annual Report and Accounts 2007-08 (SG/2008/89)
laid under section 7 of the Government Resources and Accounts Act 2000 and section 88 of the Scotland Act 1998

laid under section 5(4) of the Water Industry (Scotland) Act 2002

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Passenger Focus Annual Report and Accounts 2007-08 (SG/2008/106)
laid under Schedule 5 of the Railways Act 2005

Risk Management Authority Annual Report and Accounts for the period 1 April 2007 to 31 March 2008 (SG/2008/109)
laid under section 13 of the Criminal Justice (Scotland) Act 2003

ECITB Annual Report and Accounts 2007 (SG/2008/118)
laid under section 88(3) of the Scotland Act 1998

26 June 2008

laid under sections 11 and 15 of the Industrial Development Act 1982

Office of Rail Regulation Annual Report and Resource Accounts 2007-08 (SG/2008/103)
laid under section 74 of the Railways Act 1993 and section 88 of the Scotland Act 1998

27 June 2008
HM Inspectorate of Education Annual Report and Accounts 2007-08 (SG/2008/27)
30 June 2008
laid under paragraph 8(2) of schedule 9A to the Criminal Procedure (Scotland) Act 1995 and section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

laid under paragraph 16(2) of schedule 7 to the National Health Service Reform and Health Care Professions Act 2002

Section 70 Grant Payments in Accordance with: Transport Scotland Act 2001
Section 70(4) Financial Year 2007-08 (SG/2008/122)
laid under section 70(4) of the Transport Scotland Act 2001

2 July 2008
Review of the New General Medical Services Contract: a report and key messages paper prepared for the Auditor General for Scotland (AGS/2008/7)
laid under the Public Finance and Accountability (Scotland) Act 2000

3 July 2008
laid under section 21 of the Cereals Marketing Act 1965

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

7 July 2008
UK Film Council Group and Lottery Annual Report and Financial Statements for the year ended 31 March 2008 (SG/2008/114)
laid under section 34(3) and 35(5) of the National Lottery etc. Act 1993 (as amended by section 7 of the National Lottery Act 1998)

10 July 2008
UK Sport Annual Report and Accounts 2007-08 (SE/2008/113)
laid under sections 14(3) and 35(5) of the National Lottery etc. Act 1993 (as amended by the National Lottery Act 1998) and section 88 of the Scotland Act 1998

Criminal Injuries Compensation Authority Annual Report and Accounts 2007-08 (SG/2008/129)
laid under section 6 of the Criminal Injuries Compensation Act 1995
15 July 2008
  laid under section 14(3) of, and paragraph 11(6) of Schedule 2A to, the National Lottery etc. Act 1993 and section 88 of the Scotland Act 1998

Note: An updated version of How Government Works: Review of major capital projects in Scotland – A main report prepared for the Auditor General for Scotland (AGS 2008/6) was placed in SPICe on 15 July 2008

16 July 2008
Mental Health Tribunal for Scotland Annual Report 2007 (SG/2008/124)
  laid under paragraph 14 of Schedule 2 to the Mental Health (Care and Treatment) (Scotland) Act 2003

17 July 2008
Food Standards Agency Annual Report 2007-08 (SG/2008/26)
  laid under section 4 of the Food Standards Act 1999

Olympic Lottery Distributor Annual Report and Accounts 2007-08 (SG/2008/94)
  laid under paragraphs 17 and 25 of Schedule 5 to the Horserace Betting and Olympic Lottery Act 2004

Heritage Lottery Fund National Heritage Memorial Fund Lottery Distribution Account for the year ended 31 March 2008 (SG/2008/100)
  laid under sections 34(3) and 35(5) of the National Lottery etc. Act 1993 and section 88 of the Scotland Act 1998

National Heritage Memorial Fund Report and Accounts 2007/08 (SG/2008/101)
  laid under section 7(1) of the National Heritage Act 1980 and section 88 of the Scotland Act 1998

The Sea Fish Industry Authority Annual Report and Accounts 2007/08 (SG/2008/102)
  laid under section 11(6b) of the Fisheries Act 1981 and section 88 of the Scotland Act 1998


Nuclear Decommissioning Authority Annual Report and Accounts (SG/2008/112)
  laid under sections 14(8) and 26(11) of the Energy Act 2004
VisitBritain Annual Report and Accounts for the year ended 31 March 2008 (SG/2008/116)
  laid under section 6 of the Development of Tourism Act 1969 and section 88 of the Scotland Act 1998

Tribunals Service Annual Report and Accounts 2007-08 (SG/2008/117)
  laid under section 6 of the Criminal Injuries Compensation Act 1995 and section 88 of the Scotland Act 1998

  laid under section 10A of the Animal Health Act 1981

21 July 2008
  laid under section 19 of the Agriculture Act 1967

Milk Development Council Annual Report and Accounts 2007-08 (SG/2008/88)
  laid under section 7 of the Industrial Organisation and Development Act 1947

Joint Nature Conservation Committee Annual Report 2007-08 (SG/2008/135)
  laid under paragraph 18(3) of schedule 4 of the Natural Environment and Rural Communities Act 2006

Big Lottery Fund Annual Report and Accounts for the financial year ended 31 March 2008 (SG/2008/115)
  laid under sections 34(3) and 43D(4) of the National Lottery etc. Act 1993

  laid under section 24(3) of the Transport Act 1962

22 July 2008
Annual Report of the Chief Surveillance Commissioner to the Prime Minister and to Scottish Ministers for 2007-08 (SG/2008/86)
  laid under section 107(3) of the Police Act 1997

  laid under section 58(6) of the Regulation of Investigatory Powers Act 2000

  laid under section 60(4) of the Regulation of Investigatory Powers Act 2000
23 July 2008


  laid under paragraph 6(3) of schedule 15 to the National Health Service Act 2006 and section 88 of the Scotland Act 1998

NESTA Annual Report and Accounts for the year ended 31 March 2008 (SG/2008/121)
  laid under sections 22(5) and 23(4) of the National Lottery Act 1998

The Royal Botanic Garden Edinburgh Annual Report and Consolidated Accounts 2007-08 (SG/2008/137)
  laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Scottish Public Services Ombudsman: Compendium of Case Reports for July 2008 (SPSO/2008/07)—
  Case 200600725: Lanarkshire NHS Board
  Case 200600942: Lanarkshire NHS Board
  Case 200502857: Greater Glasgow and Clyde NHS Board
  Case 200702258: Greater Glasgow and Clyde NHS Board
  Case 200402209: Lothian NHS Board
  Case 200501277: Lothian NHS Board
  Case 200600213: Scottish Ambulance Service
  Case 200603453: Lothian NHS Board
  Case 200503366: Forth Valley NHS Board
  Case 200700114: Fife NHS Board
  Case 200502959: Tayside NHS Board
  Case 200602439: Tayside NHS Board
  Case 200603211: Tayside NHS Board
  Case 200700903: Tayside NHS Board
  Case 200502012: Ayrshire and Arran NHS Board
  Case 200601141: Ayrshire and Arran NHS Board
  Case 200603770: A Medical Practice, Ayrshire and Arran NHS Board
  Case 200503340: Glasgow City Council
  Case 200600176: The Highland Council
  Case 200601167: The Moray Council
  Case 200603329: Fife Council
  Case 200503484: Scottish Prison Service
  Cases 200402220 & 200500649: The Highland Council and the Directorate of Planning and Environmental Appeals
28 July 2008
Horticultural Development Council Annual Report and Accounts 2007-08 (SG/2008/125)
  laid under section 7 of the Industrial Organisation and Development Act 1947 and section 88 of the Scotland Act 1998

  laid under section 3(1)(e) of the Law Commission Act 1965

1 August 2008
Highlands and Islands Airports Annual Report and Group Accounts 2007-08 (SG/2008/104)
  laid under section 15(2) of the Civil Aviation Act 1982 and section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

4 August 2008
Forestry Commission Scotland Annual Report and Accounts 2007-08 (SG/2008/138)
  laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

14 August 2008
Scottish Enterprise Annual Report and Accounts 31 March 2008 (SG/2008/130)
  laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

15 August 2008
  laid under section 1(4) of the Registration of Births, Deaths and Marriages (Scotland) Act 1965

Seirbheis nam Meadhanan Gaidhlig Aithsrig Bhliadhnaidh & Cunntasan 2007/08
Gaelic Media Service Annual Report and Accounts 2007/08 (SG/2008/151)
  laid under schedule 19(12) of the Broadcasting Act 1990

20 August 2008
Scottish Public Services Ombudsman: Compendium of Case Reports for August 2008 (SPSO/2008/08)—
  Case 200600914: Greater Glasgow and Clyde NHS Board
  Case 200700519: Highland NHS Board
  Case 200700008: Scottish Ambulance Service
  Case 200602258: Fife NHS Board
  Case 200701692: A Dentist, Fife NHS Board
  Case 200600407: Tayside NHS Board
  Case 200701937: Grampian NHS Board
  Case 200702695: Borders NHS Board
  Case 200503558: Shire Housing Association Ltd
  Case 200603331: North Lanarkshire Council
Case 200503556: The City of Edinburgh Council
Case 200700283: The City of Edinburgh Council
Case 200501923: Stirling Council
Case 200600298: Fife Council
Case 200603559: Dundee City Council
Case 200501177: Forest Enterprise Scotland
laid under Section 15(1) of the Scottish Public Services Ombudsman Act 2002

Review of Palliative Care Services in Scotland: a main report and key messages summary prepared for the Auditor General for Scotland (AGS/2008/8)
laid under the Public Finance and Accountability (Scotland) Act 2000 27 August 2008

Communities Scotland Annual Report & Accounts 2007-08 (SG/2008/82)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000 29 August 2008

laid under section 5(1) of the Prisons (Scotland) Act 1989 1 September 2008

Inspectorate of Prosecution in Scotland Annual Report 2006-08 (SG/2008/139)
laid under section 79(8) of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007 3 September 2008

laid under section 56(8) of the Water Industry (Scotland) Act 2002 and section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Office of the Scottish Charity Regulator Annual Report and Accounts 2007-08 (SG/2008/154)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

laid under the Public Finance and Accountability (Scotland) Act 2000 8 September 2008

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

323
Learning and Teaching Scotland Annual Review 2007-08 (SG/2008/157)

Learning and Teaching Scotland Report and Financial Statements Year Ended 31 March 2008 (SG/2008/164)

9 September 2008
Costs and Equalities and the Scottish Criminal Justice System 2005-06 (SG/2008/152)

11 September 2008
   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Statement: British Waterways Board: Pay of Chair and Members (SG/2008/169)
   laid under paragraph 8 of Schedule 1 to the Transport Act 1962 as amended by Part II of Schedule 2 to the Scotland Act 1998 (Cross Border Public Authorities) (Adaptation of Functions etc) (No 2) Order 2000

12 September 2008
Historic Environment Advisory Council for Scotland fifth annual report 1 September 2007 to 31 August 2008 (SG/2008/148)

16 September 2008
Transport Scotland Corporate Plan 2008-11 (SG/2008/166)
Transport Scotland Business Plan 2008-09 (SG/2008/167)

17 September 2008
Scottish Public Services Ombudsman: Compendium of Case Reports for September 2008 (SPSO/2008/09) —
   Case 200501574: University of Glasgow
   Case 200700033: Greater Glasgow and Clyde NHS Board
   Case 200702270: Greater Glasgow and Clyde NHS Board
   Case 200702661: Lothian NHS Board
   Case 200600637: Fife NHS Board
   Case 200702892: Forth Valley NHS Board
   Case 200701333: Tayside NHS Board
   Case 200700383: The Moray Council
   Case 200701164: Comhairle nan Eilean Siar
   Case 200602079: Scottish Borders Council
   Case 200502776: Renfrewshire Council
   Case 200700850: Renfrewshire Council
   laid under section 15(1) of the Scottish Public Services Ombudsman Act 2002
18 September 2008
Scottish Information Commissioner Annual Accounts Year Ended 31 March 2008 (SG/2008/170)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

22 September 2008
laid under section 15(4) of the Police, Public Order and Criminal Justice (Scotland) Act 2006

23 September 2008
The State Hospitals Board for Scotland Annual Accounts and Notes for the year ended 31 March 2008 (SG/2008/173)—
NHS National Services Scotland Directors Report and Accounts and Scottish Financial Returns for the year to 31 March 2008 (SG/2008/174)—
NHS Quality Improvement Scotland Annual Accounts Financial year ended 31 March 2008 (SG/2008/175)—
NHS Health Scotland Annual Accounts for year ended 31 March 2008 (SG/2008/176)—
Scottish Ambulance Service Board Annual Accounts for the year ended 31 March 2008 (SG/2008/177)—
Mental Welfare Commission for Scotland Annual Accounts for year ended 31 March 2008 (SG/2008/178)—
NHS Education for Scotland Annual Accounts for the year ended 31st March 2008 (SG/2008/179)—
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

24 September 2008
National Waiting Times Centre Board Annual Report and Accounts for year ended 31 March 2008 (SG/2008/180)—
NHS 24 Annual Accounts for the year ended 31 March 2008 (SG/2008/181)—
NHS Tayside – Tayside Health Board Annual Accounts for year ended 31 March 2008 (SG/2008/184)—
Lanarkshire Health Board Annual Accounts for the year ended 31 March 2008 (SG/2008/185)—
NHS Orkney – Orkney Health Board Annual Accounts for the year ended 31 March 2008 (SG/2008/186)—
NHS Highland – Highland Health Board Annual Accounts for the year ended 31 March 2008 (SG/2008/187)—
NHS Lothian Directors’ Report and Accounts year ended 31 March 2008 (SG/2008/188)—
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

25 September 2008
NHS Grampian – Grampian Health Board Annual Accounts 2007-2008 (SG/2008/189)—
NHS Greater Glasgow and Clyde Annual Accounts for the year ended 31 March 2008 (SG/2008/190)—
NHS Borders – Borders Health Board Annual Accounts Final 2007/08 (SG/2008/191)—
Fife Health Board Annual Accounts for the year ended 31 March 2008 (SG/2008/193)—
   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

26 September 2008
General Register Office for Scotland Accounts for the year ended 31 March 2008 (SG/2008/155)—
NHS Forth Valley – Forth Valley NHS Board Annual Accounts for the year ended 31 March 2008 (SG/2008/195)—
NHS Shetland – Shetland NHS Board Annual Accounts for the year ended 31 March 2008 (SG/2008/196)—
Ayrshire and Arran NHS Board Annual Report and Accounts for the year to 31 March 2008 (SG/2008/197)—
   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

30 September 2008
The Scottish Government Consolidated Accounts for the year ended 31 March 2008 (SG/2008/163)—
   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000
Scottish Law Commission Report on Damages for Wrongful Death (SG/2008/165)
   laid under section 3(1)(e) of the Law Commission Act 1965

1 October 2008
Annual Report, Scottish Parliamentary Standards Commissioner (SPSC/2008/1)
   laid under section 18 of the Scottish Parliamentary Standards Commissioner Act 2002
Cowal Ferries Limited Directors’ Report and Financial Statements 31 March 2008 (SG/2008/143)—
Rathlin Ferries Limited Directors’ Report and Financial Statements 31 March 2008 (SG/2008/144)—
NorthLink Ferries Limited Directors’ Report and Financial Statements 31 March 2008 (SG/2008/145)—
Caledonian Maritime Assets Ltd Annual Report & Accounts to 31 March (SG/2008/147)—
  laid under section 8(1) of the Transport (Scotland) Act 1984

The Mental Health Tribunal for Scotland Administration Annual Accounts for the year ended 31 March 2008 (SG/2008/182)
  laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

  laid under section 47(2) of the Police (Scotland) Act 1967

2 October 2008
Scottish Screen Annual Report and consolidated Financial Statements for the year ended 31st March 2008 (SG/2008/204)—
National Museums Scotland Annual Report and Accounts for the year ended 31st March 2008 (SG/2008/205)—
  laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

7 October 2008
Cairngorm National Park Authority Annual Report and Accounts 2007/08 (SG/2008/207)—
Scottish Natural Heritage Annual Report and Accounts 2007/08 (SG/2008/209)—
Scottish Further and Higher Education Funding Council Annual Report and Accounts 2007-08 (SG/2008/210)—
  laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Mental Welfare Commission for Scotland Our Annual Report and Our Overview of Mental Welfare in Scotland 2007-08 (SG/2008/84)
  laid under section 18(2) of the Mental Health (Care and Treatment) (Scotland) Act 2003

327
9 October 2008
  laid under paragraph 21(4) of schedule 7 to the Tribunals, Courts and Enforcement Act 2007

Scottish Committee of the Administrative Justice & Tribunals Council Annual Report 2007-08 (SG/2008/133)
  laid under paragraph 21(5) of schedule 7 to the Tribunals Courts and Enforcement Act 2007

UK Film Council Group and Lottery Annual Report and Financial Statements for the year ended 31 March 2008 (SG/2008/149)
  laid under section 34(3) and 43D(4) of the National Lottery Act 1993

Note: The UK Film Council Annual Group and Lottery Annual Report and Financial Statements 2007/08 (SG/2008/114), which was laid before the Parliament on 7 July 2008, has been withdrawn

10 October 2008

  laid under section 21 of the Transport and Works (Scotland) Act 2007

13 October 2008
Office of the Commissioner for Public Appointments in Scotland Annual Report 07/08 (CPA/2008/1)
  laid under Schedule 1, paragraph 13 (4) of the Public Appointments and Public Bodies etc. (Scotland) Act 2003

17 October 2008
  laid under section 2(4) of the Crofters (Scotland) Act 1993

Scottish Public Services Ombudsman Annual Accounts 2007-08 (SG/2008/218)—
National Library of Scotland Annual Accounts for the year ended 31 March 2008 (SG/2008/219)—
National Galleries of Scotland Annual Accounts for the year ended 31 March 2008 (SG/2008/220)—
  laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

20 October 2008
Registers of Scotland Annual Report and Accounts 2007-08 (SG/2008/131)
  laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000
22 October 2008
Scottish Public Services Ombudsman: Compendium of Case Reports for
October 2008 (SPSO/2008/10)—
  Case 200601938: University of Glasgow
  Case 200503430: University of Abertay Dundee
  Cases 200501777 & 200600202: Lanarkshire NHS Board and Greater
  Glasgow and Clyde NHS Board
  Case 200602205: Greater Glasgow and Clyde NHS Board
  Case 200700634: Lothian NHS Board
  Case 200601326: Forth Valley NHS Board
  Case 200600638: North Lanarkshire Council
  Case 200600622: The Highland Council
  Cases 200500581 & 200501941: Fife Council
  Case 200700989: Aberdeenshire Council
  Case 200600448: East Lothian Council
  Case 200700100: South Ayrshire Council
  Case 200602043: The Scottish Commission for the Regulation of Care
  laid under Section 15(1) of the Scottish Public Services
  Ombudsman Act 2002

A Report by the Auditor General for Scotland on the 2007-08 Audit of Western
Isles Health Board (SG/2008/160)—
Western Isles Health Board Annual Accounts 2007-08 (SG/2008/226)—
  laid under section 22(5) of the Public Finance and Accountability
  (Scotland) Act 2000

23 October 2008
Scotland’s Budget Documents: The 2008-09 Autumn Budget Revision to the
Budget (Scotland) Act for the year ending 31 March 2009 (SG/2008/201)

27 October 2008
Historic Scotland Annual Report and Accounts 2007-08 (SG/2008/217)
  laid under section 22(5) of the Public Finance and Accountability
  (Scotland) Act 2000

  laid under section 2(2) of the Deer (Scotland) Act 1996

28 October 2008
Her Majesty’s Fire Service Inspectorate for Scotland Annual Report 2007-
2008 (SG/2008/225)

29 October 2008
sportscotland Lottery Fund Annual Report and Accounts for the year ended 31
March 2008 (SG/2008/215)
  laid under section 35 of the National Lottery etc Act 1993
sportscotland Group Annual Report and Accounts for the year ended 31 March 2008 (SG/2008/216)
   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

31 October 2008
Scottish Public Services Ombudsman: Annual Report 2007-08 (SPSO/2008/AR)
   laid under section 17 of the Scottish Public Services Ombudsman Act 2002

Highlands and Islands Enterprise Network Accounts 2007-08 (SG/2008/223)
   laid under section 30(8) of the Enterprise and New Towns (Scotland) Act 1990 and section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

A Report by the Auditor General for Scotland on the 2007-08 Audit of Highlands and Islands Enterprise (SG/2008/224)
   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

5 November 2008
HM Chief Inspector of Prisons for Scotland Annual Report 2007-08 (SG/2008/162)

6 November 2008
   laid under section 26(3), (3A) and (4) of the National Lottery etc. Act 1993

10 November 2008
   laid under section 135(1)(2)(a) of the Local Government (Scotland) Act 1994

Scottish Children’s Reporter Administration Accounts 2007/08 (SG/2008/222)
   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

13 November 2008
Fisheries Research Services Report and Accounts 2007-08 (SG/2008/206)
   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

14 November 2008
The Care Commission Annual Report and Accounts 2007-08 (SG/2008/159)
   laid under paragraph 10(1) of schedule 1 to the Regulation of Care (Scotland) Act 2001
The General Teaching Council for Scotland Annual Report and Accounts Year to 31 March 2008 (SG/2008/233)

19 November 2008
Scottish Public Services Ombudsman: Compendium of Case Reports for November 2008 (SPSO/2008/11) —
  Case 200603520: University of Glasgow
  Case 200703087: Lanarkshire NHS Board
  Case 200603419: Lothian NHS Board
  Case 200601144: Fife NHS Board
  Cases 200603874 and 200701920: A Medical Practice, Fife NHS Board and Fife NHS Board
  Case 200800529: Tayside NHS Board
  Case 200800541: Argyll and Bute Council
  Case 200602790: Perth and Kinross Council
  Case 200603296: Fife Council
  Case 200603334: Perth and Kinross Council
  Case 200700696: Student Awards Agency for Scotland
  laid under Section 15(1) of the Scottish Public Services Ombudsman Act 2002

Review of NHS Diagnostic Services: a report prepared for the Auditor General for Scotland (AGS/2008/10)
  laid under the Public Finance and Accountability (Scotland) Act

20 November 2008
Scotland’s Commissioner for Children and Young People Annual Accounts 2007-08 (SG/2008/240)
  laid under paragraph 11(1) of schedule 1 of the Commissioner for Children and Young People (Scotland) Act 2003


24 November 2008
Scottish Building Standards Agency Annual Report and Accounts 2007-08 (SG/2008/228)—
Scottish Parliamentary Corporate Body Annual Accounts 2007-08 (SG/2008/238)—
Scottish Parliamentary Contributory Pension Fund Annual Accounts 2007-08 (SG/2008/239)—
  laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

25 November 2008
Accountant in Bankruptcy Annual Report and Accounts 2007-08 (SG/2008/235)—
   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

   26 November 2008

Statistical Bulletin – Domestic Abuse Recorded by the Police in Scotland 2007-08 (SG/2008/244)

   27 November 2008

The First ScotRail Passenger Rail Franchise: a report prepared for the Auditor General for Scotland (AGS/2008/11)
   laid under the Public Finance and Accountability (Scotland) Act 2000

   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

   2 December 2008

Royal Commission on the Ancient and Historical Monuments of Scotland Annual Review 2007-08 (SG/2008/211)
   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

   3 December 2008

Financial Overview of the NHS in Scotland 2007-08 – A report prepared for the Auditor General for Scotland (AGS/2008/12)
   laid under the Public Finance and Accountability (Scotland) Act 2000

   4 December 2008

Scottish Arts Council National Lottery Distribution Fund Annual Report and Accounts for the year to 31 March 2008 (SG/2008/236)
   laid under section 35 of the National Lottery etc. Act 1993

Scottish Arts Council Group Annual Report and Accounts for the year to 31 March 2008 (SG/2008/237)
   laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Water Industry Commission for Scotland Accounts for the year to 31 March 2008 (SG/2008/242)
   laid under section 5(1)(a) of the Water Industry (Scotland) Act 2002
5 December 2008
The Parole Board for Scotland Annual Report 2007-08 (SG/2008/231)
laid under paragraph 5 of Schedule 1 to the Prisons (Scotland) Act 1989 and paragraph 6 of Schedule 2 to the Prisoners and Criminal Proceedings (Scotland) Act 1993

Scottish Police Services Authority Annual Report and Accounts 2007-08 (SG/2008/250)
laid under sections 7(5) and 15(4) of the Police, Public Order and Criminal Justice (Scotland) Act 2006

8 December 2008
HM Inspectorate of Constabulary for Scotland Annual Report 2007-08 (SG/2008/247)


Scottish Road Works Commissioner Annual Accounts Year ended 31st March 2008 (SG/2008/251)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

9 December 2008
Scottish Legal Aid Board Annual Report 2007-08 (SG/2008/146)
laid under section 5(7)(a) of the Legal Aid (Scotland) Act 1986 and 22(5) of the Public Finance and Accountability (Scotland) Act 2000

10 December 2008
Scottish Qualifications Authority Annual Report and Accounts 2007-08 (SG/2008/253)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Improving Energy Efficiency – A report and key messages summary prepared for the Auditor General for Scotland (AGS/2008/13)
laid under the Public Finance and Accountability (Scotland) Act 2000

11 December 2008

12 December 2008
Transport Scotland Annual Report and Accounts 07/08 (SG/2008/212)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

laid under section 3B of the Planning etc. (Scotland) Act 2006
15 December 2008
laid under paragraph 10(1) of Schedule 2 to the Regulation of Care (Scotland) Act 2001 and section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Student Awards Agency for Scotland Annual Report and Accounts 2007-2008 (SG/2008/232)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Note: The Scottish Government National Planning Framework for Scotland 2 (Proposed Framework) SG/2008/252 was laid before the Parliament on 12 December 2008 under section 3B of the Planning etc. (Scotland) Act 2006 and is subject to Parliamentary consideration as set out in section 3B of the Act

17 December 2008
Scottish Public Services Ombudsman: Compendium of Case Reports for December 2008 (SPSO/2008/12)—
Case 200501473: University of Glasgow
Case 200700254: The Robert Gordon University
Case number 200700814: Greater Glasgow and Clyde NHS Board
Case 200503543: The Moray Council
Case 200601561: Scottish Borders Council
Case 200703152: North Ayrshire Council
Case 200702044: Police Complaints Commissioner for Scotland
laid under Section 15(1) of the Scottish Public Services Ombudsman Act 2002

The National Archives of Scotland Accounts For the year ended 31 March 2008 (SG/2008/183)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

laid under section 1(6) of the Gaelic Language (Scotland) Act 2005 and section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Police Complaints Commissioner for Scotland Annual Accounts Year Ended 31 March 2008 (SG/2008/258)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

18 December 2008
Scottish Consolidated Fund Receipts and Payments Account 1 April 2007 to 31 March 2008 (SG/2008/172)
NHS Superannuation Scheme (Scotland) 2007-08 (SG/2008/255)

Scottish Teachers' Superannuation Scheme 2007-08 (SG/2008/256)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

19 December 2008

British Waterways Board: Pay to Chair and Board Members (SG/2008/153)
laid under paragraph 8 of Schedule 1 to the Transport Act 1962 as amended by Part II of Schedule 2 to the Scotland Act 1998 (Cross Border Public Authorities) (Adaptation of Functions etc.) (No.2) (Scotland) Order 2000

Scottish Court Service Annual Report and Accounts 2007-08 (SG/2008/254)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

22 December 2008

Skills Development Scotland Parliamentary Accounts 2007-08 (SG/2008/243)

A Report by the Auditor General for Scotland on the 2007-08 Audit of VisitScotland (SG/2008/261)—
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

VisitScotland Annual Report and Accounts for the year ended 31 March 2008 (SG/2008/260)
laid under section 6(6) of the Development of Tourism Act 1969 and section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

23 December 2008

Providing Criminal Legal Assistance by Means of Solicitors Directly Employed by the Scottish Legal Aid Board: a Report on the Progress of the Feasibility Study (SG/2008/259)
laid under section 28A(9A) of the Legal Aid (Scotland) Act 1986

Lothian & Borders Community Justice Authority Audited Financial Statements 2007-08 (SG/2008/262)—
North Strathclyde Community Justice Authority Annual Accounts 2007-08 (SG/2008/263)—
South West Scotland Community Justice Authority Annual Accounts 2007-08 (SG/2008/265)—
Tayside Community Justice Authority Annual Accounts 2007-08 (SG/2008/266)—
Glasgow Community Justice Authority Annual Accounts 2007-08 (SG/2008/267)—
Lanarkshire Community Justice Authority Annual Report and Accounts 2007/08 (SG/2008/268)—
laid under paragraph 22(5) of the Public Finance and Accountability (Scotland) Act 2000

24 December 2008
Northern Community Justice Authority Statement of Accounts for the period 1 April 2007 to 31 March 2008 (SG/2008/269)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

The Mental Health Tribunal for Scotland Annual Report 2008 (SG/2008/257)
laid under paragraph 14 of schedule 2 to the Mental Health (Care and Treatment) (Scotland) Act 2003

12 January 2009
Scotland’s Budget Documents 2009-10: Budget (Scotland) Bill Supporting Document for the year ending 31 March 2010 (SG/2009/1)

Instrument of Appointment of Lord Penrose as Chair to the Public Inquiry into Hepatitis C/HIV infection from NHS treatment with blood and blood products (SG/2009/3)—
Letter to Lord Penrose including Terms of Reference for the Public Inquiry into Hepatitis C/HIV infection from NHS treatment with blood and blood products (SG/2009/4)—
laid under section 6 of the Inquiries Act 2005

14 January 2009
Central Government’s use of Consultancy Services: A report and key messages summary prepared for the Auditor General for Scotland (AGS/2009/1)
laid under the Public Finance and Accountability (Scotland) Act 2000

21 January 2009
Scottish Public Services Ombudsman: Compendium of Case Reports for January 2009 (SPSO/2009/01) —
Case 200700040: University of Edinburgh
Case 200603262: Greater Glasgow and Clyde NHS Board
Case 200703044: Western Isles NHS Board
Case 200801411: A Medical Practice, Fife NHS Board
Case 200700656: North Lanarkshire Council
Case 200601009: Fife Council
Case number 200701327: Renfrewshire Council
Case 200502842: Scottish Government Environment Directorate
laid under Section 15(1) of the Scottish Public Services Ombudsman Act 2002
22 January 2009
Scottish Water Interim Accounts For the Six Months to 30 September 2008
(SG/2009/7)
laid under section 57(8) of the Water Industry (Scotland) Act 2002

The Local Government Finance (Scotland) Order 2009 (SG/2009/8)
laid under paragraph 2(3) of Schedule 12 to the Local Government
Finance Act 1992

27 January 2009
Scotland’s Budget Documents: the 2008-09 Spring Budget Revision to the
Budget (Scotland) Act for the year ending 31 March 2009 (SG/2009/5)

The Report on the Proposal to Extend the Southern Boundary of the
Cairngorms National Park into Perth and Kinross and Summary of Responses
(SG/2009/9)
laid under section 3(10) of the National Parks (Scotland) Act 2000

28 January 2009
Asset management in the NHS in Scotland: A report and key messages
summary prepared for the Auditor General for Scotland (AGS/2009/2)
laid under the Public Finance and Accountability (Scotland) Act 2000

29 January 2009
laid under section 34 of the National Lottery etc. Act 1993

30 January 2009
WaterWatch Scotland Annual Report 2007-08 (SG/2009/2)
laid under 57 of the Water Industry (Scotland) Act 2002

4 February 2009
The Local Government Finance Act 1992 (Scotland) Order 2009
(SG/2009/11)
laid under paragraph 2(3) of Schedule 12 to the Local Government
Finance Act 1992

5 February 2009
The Local Government Finance Act 1992 (Scotland) Order 2009
(SG/2009/12)
laid under paragraph 2(3) of Schedule 12 to the Local Government
Finance Act 1992

Note: The Local Government Finance Act 1992 (Scotland) Order 2009
(SG/2009/11) which was laid before the Parliament on 4 February 2009 has
been withdrawn.

10 February 2009
The Police Grant (Variation) (Scotland) Order 2009 (SG/2009/14)
laid under section 32(9) of the Police (Scotland) Act 1967
11 February 2009
laid under sections 191(9) and 192(3) of the Housing (Scotland) Act 1987

18 February 2009
Scottish Public Services Ombudsman: Compendium of Case Reports for February 2009 (SPSO/2009/02)—
  Case 200702229: Edinburgh's Telford College
  Case 200500267: Greater Glasgow and Clyde NHS Board
  Case 200603139: Greater Glasgow and Clyde NHS Board
  Case 200700891: Greater Glasgow and Clyde NHS Board
  Case 200602779: Highland NHS Board
  Case 200701108: The Moray Council
  Case 200703245: Scottish Borders Council
  Cases 200502409 and 200503071: Fife Council and Directorate for Planning and Environmental Appeals
  laid under Section 15(1) of the Scottish Public Services Ombudsman Act 2002

19 February 2009
The Police Grant (Revocation and Variation No. 2) (Scotland) Order 2009 Report (SG/2009/18)
laid under section 32(9) of the Police (Scotland) Act 1967

23 February 2009
The following document was laid before the Parliament on the date shown and was subject to approval in accordance with section 37 of the Animal Health and Welfare (Scotland) Act 2006—

27 February 2009

laid under section 3(3) of the Law Commission Act 1965

4 March 2009
The Police Grant (Scotland) Order 2009 Report (SG/2009/24)
laid under section 32(9) of the Police (Scotland) Act 1967

5 March 2009
laid under paragraph 9(4) of schedule 3 to the Health Act 1999
alaid under section 46 of the Freedom of Information (Scotland) Act 2002

Queen's and Lord Treasurer's Remembrancer Annual Report and Accounts for the year ended 31 March 2007 (SG/2009/22)—
Queen’s and Lord Treasurer’s Remembrancer Annual Report and Accounts for the year ended 31 March 2008 (SG/2009/23)—
AR eport by the Auditor General for Scotland on the 2006-07 Audit of the
Queen's and Lord Treasurer’s Remembrancer (SG/2009/26)—
A Report by the Auditor General for Scotland on the 2007-08 Audit of the
Queen’s and Lord Treasurer’s Remembrancer (SG/2009/27)—
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Postgraduate Medical Education and Training Board Annual Report and Accounts 2007-2008 (SG/2009/29)—
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

laid under paragraph 2(3) of Schedule 12 to the Local Government Finance Act 1992

Aberdeen College Financial Statements for the year to 31 July 2008 (SG/2009/33)—
Adam Smith College, Fife Annual Accounts for the 12 months ended 31 July 2008 (SG/2009/34)—
Banff and Buchan College of Further Education Accounts for the year ended 31 July 2008 (SG/2009/38)—
Carnegie College Annual Accounts 2007-08 (SG/2009/40)—
Cumbernauld College Report and Financial Statements of the Board of Management year ended 31 July 2008 (SG/2009/44)—
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

23 March 2009
Dumfries and Galloway College Report and Financial Statements for the period 1 August 2007 to 31 July 2008 (SG/2009/46)—
Forth Valley College Report and Financial Statements for the year ended 31 July 2008 (SG/2009/47)—
Glasgow College of Nautical Studies Annual Review and Accounts 2007-08 (SG/2009/48)—
Lews Castle College Annual Accounts Year to 31 July 2008 (SG/2009/52)—
Motherwell College Financial Statements Year ending 31 July 2008 (SG/2009/54)—
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

24 March 2009
The Queen’s Printer for Scotland Report covering the period 1 April 2007 to 31 December 2008 (SG/2009/30)

25 March 2009
Drug and alcohol services in Scotland - A main report and key messages summary prepared for the Auditor General for Scotland (AGS/2009/3)
laid under the Public Finance and Accountability (Scotland) Act 2000
Sweet 16? One year on – Is life any sweeter? (CCYP/2009/1)
laid under section 12 of the Commissioner for Children and Young People (Scotland) Act 2003
Scottish Public Services Ombudsman: Compendium of case reports for March 2009 (SPSO/2009/03)—
Case 200501303: Greater Glasgow and Clyde NHS Board
Case 200800093: A Medical Practice, Lothian NHS Board
Case 200602930: Forth Valley NHS Board
Case 200700075: Fife NHS Board
Case 200603518: Glasgow City Council
Case 200800100: The City of Edinburgh Council
Case 200602104: Dumfries and Galloway Council
Case TH0024_04: Crofters Commission
    laid under Section 15(1) of the Scottish Public Services Ombudsman Act 2002

30 March 2009
Food Law Code of Practice (Scotland) (SG/2009/57)—
Feed Law Enforcement Code of Practice (Great Britain) (SG/2009/58)—
laid under section 7 of the Official Feed and Food Controls (Scotland) Regulations 2007

2 April 2009
Scottish Government Rural Directorate, 2008 Return of Expenditure Incurred, Prosecutions Taken and Incidences of Notifiable Disease in Imported Animals (SG/2009/16)
laid under section 80 of the Animal Health Act 1981

laid under section 4 of the Graduate Endowment Abolition (Scotland) Act 2008

North Highland College report and financial statements for the year ended 31 July 2008 (SG/2009/60)—
Perth College Financial Statements for the year ended 31 July 2008 (SG/2009/61)—
Stevenson College Edinburgh Reports and Financial Statements for the year ended 31 July 2008 (SG/2009/63)—
West Lothian College Annual Accounts 2007-08 (SG/2009/64)—
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

8 April 2009
laid under section 29(10) of the Legal Profession and Legal Aid (Scotland) Act 2007

15 April 2009
laid under section 3(2) of the Law Commission Act 1965
Managing the use of medicines in hospital: a follow-up review: A main report and key messages summary prepared for the Auditor General for Scotland (AGS/2009/4) laid under the Public Finance and Accountability (Scotland) Act 2000

20 April 2009


22 April 2009

Scottish Advisory Committee on Distinction Awards Annual Report April 2009 (SG/2009/69)

Scottish Public Services Ombudsman: Compendium of Case Reports for April 2009 (SPSO/2009/04)—
- Case 200502797: Lanarkshire NHS Board
- Cases 200600740 & 200701011: A Medical Practice, Greater Glasgow and Clyde NHS Board and Greater Glasgow and Clyde NHS Board
- Case 200800128: Greater Glasgow and Clyde NHS Board
- Cases 200601436 & 200800094: Shetland NHS Board and Scottish Ambulance Service
- Case 200602412: Forth Valley NHS Board
- Cases 200603044 & 200700888: Forth Valley NHS Board and a Medical Practice, Case 200701701: Forth Valley NHS Board
- Case 200701713: Hillcrest Housing Association Ltd
- Case 200700058: West Dunbartonshire Council
- Case 200601783: West Lothian Council
- Case 200600528: Scottish Government Health Directorate

laid under Section 15(1) of the Scottish Public Services Ombudsman Act 2002

23 April 2009

Barony College Board of Management Report and Financial Statements for the year ended 31 July 2008 (SG/2009/70)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000
24 April 2009
Jewel & Esk Valley College Annual Report and Financial Statements For the year ended 31 July 2008 (SG2009/76)—
Kilmarnock College Board of Management Report and Financial Statements for the year ended 31 July 2008 (SG/2009/77)—
Langside College Year End Accounts and the Report of the Board of Management for the year ended 31 July 2008 (SG/2009/78)—
South Lanarkshire College Annual Report and Financial Statements for the 12 months ended 31 July 2008 (SG/2009/80)—
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

28 April 2009
Stow College Financial Statements for the year ended 31 July 2008 (SG/2009/81)
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

8 May 2009
laid under section 293(3) Proceeds of Crime Act 2002
laid under section 410(3) Proceeds of Crime Act 2002
ANNEX D

COMMITTEE REPORTS

The following reports were published on the dates shown—

9 May 2008
Subordinate Legislation Committee, 19th Report, 2008 (Session 3): Subordinate Legislation (SP Paper 93)

13 May 2008
Transport, Infrastructure and Climate Change Committee, 1st Report 2008 (Session 3): Subordinate Legislation (SP Paper 94)

15 May 2008

16 May 2008
Rural Affairs and Environment Committee, 2nd Report, 2008 (Session 3): Report on Flooding and Flood Management (SP Paper 96)

Standards, Procedures and Public Appointments Committee, 3rd Report, 2008 (Session 3): Complaint against Campbell Martin, former MSP (SP Paper 97)

22 May 2008
Subordinate Legislation Committee, 21st Report, 2008 (Session 3): Legislative Consent Memorandum on the Energy Bill (SP Paper 98)

Subordinate Legislation Committee, 22nd Report, 2008 (Session 3): Subordinate Legislation (SP Paper 99)

Education, Lifelong Learning and Culture Committee, 2nd Report, 2008 (Session 3): Subordinate Legislation (SP Paper 100)

28 May 2008

29 May 2008
Scottish Parliamentary Pension Scheme Committee, 1st Report, 2008 (Session 3): Report on Scottish Parliamentary Pension Scheme (SP Paper 103)

Subordinate Legislation Committee, 23rd Report, 2008 (Session 3): Subordinate Legislation (SP Paper 104)
2 June 2008

5 June 2008

Rural Affairs and Environment Committee, 3rd Report, 2008 (Session 3): Subordinate Legislation (SP Paper 110)

6 June 2008


9 June 2008


Economy, Energy and Tourism Committee, 3rd Report 2008 (Session 3): Energy Bill Legislative Consent Memorandum (S3) 12.1 (SP Paper 117)


Subordinate Legislation Committee, 26th Report, 2008 (Session 3): Public Health etc. (Scotland) Bill as amended at Stage 2 (SP Paper 119)
10 June 2008


11 June 2008
Local Government and Communities Committee, 8th Report (Session 3): Report on Elections 2007 (SP Paper 120)


12 June 2008


Education, Lifelong Learning and Culture Committee, 5th Report, 2008 (Session 3): Subordinate Legislation (SP Paper 131)

13 June 2008


17 June 2008
Equal Opportunities Committee, 2nd Report 2008 (Session 3): Removing Barriers and Creating Opportunities: Review of Progress (SP Paper 130)

18 June 2008
Public Petitions Committee, 3rd Report 2008 (Session 3): Availability on the NHS of cancer treatment drugs (SP Paper 133)
20 June 2008
European and External Relations Committee, 3rd Report, 2008 (Session 3): Inquiry into International Development (SP Paper 134)
Subordinate Legislation Committee, 28th Report, 2008 (Session 3): Subordinate Legislation (SP Paper 135)

24 June 2008
Education, Lifelong Learning and Culture Committee, 6th Report, 2008 (Session 3): Subordinate Legislation (SP Paper 136)

27 June 2008
Transport, Infrastructure and Climate Change Committee, 4th Report, 2008 (Session 3): Ferry Services in Scotland (SP Paper 138)
Subordinate Legislation Committee, 29th Report, 2008 (Session 3): Subordinate Legislation (SP Paper 139)

1 July 2008

10 July 2008
Economy, Energy and Tourism Committee, 6th Report, 2008 (Session 3): Growing Pains - can we achieve a 50% growth in tourist revenue by 2015? (SP Paper 141)

28 July 2008

4 September 2008
Subordinate Legislation Committee, 30th Report 2008 (Session 3): Subordinate Legislation (SP Paper 144)

12 September 2008
Subordinate Legislation Committee, 32nd Report, 2008 (Session 3): Judiciary and Courts (Scotland) Bill as amended at Stage 2 (SP Paper 146)

17 September 2008
18 September 2008
Health and Sport Committee, 5th Report, 2008 (Session 3): Subordinate Legislation (SP Paper 147)


25 September 2008
Subordinate Legislation Committee, 34th Report 2008 (Session 3): Subordinate Legislation (SP Paper 152)

26 September 2008

Local Government and Communities Committee, 10th Report, 2008 (Session 3): Subordinate Legislation (SP Paper 153)

29 September 2008
Standards, Procedures and Public Appointments Committee, 8th Report, 2008 (Session 3): Audit Committee – Title and Remit (SP Paper 151)

1 October 2008

2 October 2008

9 October 2008

10 October 2008
Health and Sport Committee, 6th Report, 2008 (Session 3): Subordinate Legislation (SP Paper 157)

13 October 2008

29 October 2008

31 October 2008

5 November 2008


6 November 2008
Economy, Energy and Tourism Committee, 7th Report 2008 (Session 3): Energy Bill Legislative Consent Memorandum (S3) 12.2 (SP Paper 166)

12 November 2008

13 November 2008
Local Government and Communities Committee, 11th Report, 2008 (Session 3): Stage 1 Report on Disabled Persons’ Parking Places (Scotland) Bill (SP Paper 167)

14 November 2008
Local Government and Communities Committee, 12th Report 2008 (Session 3): Subordinate Legislation (SP Paper 169)

Subordinate Legislation Committee, 40th Report 2008 (Session 3): Subordinate Legislation (SP Paper 170)

19 November 2008

21 November 2008


27 November 2008

1 December 2008
2 December 2008
Standards, Procedures and Public Appointments Committee, 10th Report 2008 (Session 3): Points of Order (SP Paper 177)

4 December 2008
Education, Lifelong Learning and Culture Committee, 8th Report, 2008 (Session 3): Report on Subordinate Legislation (SP Paper 178)

Subordinate Legislation Committee, 42nd Report 2008 (Session 3): Subordinate Legislation (SP Paper 180)

10 December 2008

12 December 2008

15 December 2008
Health and Sport Committee, 7th Report, 2008 (Session 3): Stage 1 Report on the Health Boards (Membership and Elections) (Scotland) Bill (SP Paper 185)

16 December 2008
Finance Committee, 8th Report, 2008 (Session 3): Inquiry into methods of funding capital investment projects (SP Paper 182)

17 December 2008

18 December 2008
Public Audit Committee, 4th Report, 2008 (Session 3): Report on Free personal and nursing care (SP Paper 183)


Subordinate Legislation Committee, 44th Report 2008 (Session 3): Subordinate Legislation (SP Paper 188)

9 January 2009
Subordinate Legislation Committee, 1st Report 2009 (Session 3): Subordinate Legislation (SP Paper 190)

14 January 2009
Public Audit Committee, 1st Report 2009 (Session 3): Review of palliative care services in Scotland (SP Paper 189)
Subordinate Legislation Committee, 2nd Report 2009 (Session 3): Budget (Scotland) (No.2) Bill (SP Paper 192)

15 January 2009

Rural Affairs and Environment Committee, 1st Report 2009 (Session 3): Stage 1 Report on the Flood Risk Management (Scotland) Bill (SP paper 191)

16 January 2009


Justice Committee, 1st Report, 2009 (Session 3): Stage 1 Report on the Sexual Offences (Scotland) Bill (SP Paper 194)

21 January 2009


22 January 2009

Education, Lifelong Learning and Culture Committee, 1st Report, 2009 (Session 3): Report on Subordinate Legislation (SP Paper 197)

23 January 2009

Local Government and Communities Committee, 1st Report, 2009 (Session 3): Subordinate Legislation (SP Paper 198)


28 January 2009


29 January 2009

Public Audit Committee, 2nd Report, 2009 (Session 3): Police call management (SP Paper 196)

Rural Affairs and Environment Committee, 2nd Report, 2009 (Session 3): Report on Subordinate Legislation (SP Paper 201)

Subordinate Legislation Committee, 6th Report 2009 (Session 3): Subordinate Legislation (SP Paper 202)

30 January 2009

Local Government and Communities Committee, 2nd Report, 2009 (Session 3): Subordinate Legislation (SP Paper 203)
3 February 2009


4 February 2009
Subordinate Legislation Committee, 7th Report, 2009 (Session 3): Budget (Scotland) (No.3) Bill (SP Paper 206)

5 February 2009
Subordinate Legislation Committee, 8th Report 2009 (Session 3): Subordinate Legislation (SP Paper 207)

6 February 2009
Local Government and Communities Committee, 3rd Report, 2009 (Session 3): Subordinate Legislation (SP Paper 208)

10 February 2009
Local Government and Communities Committee, 4th Report, 2009, (Session 3): The Legislative Consent Memorandum on the Local Democracy, Economic Development and Construction Bill – LCM (S3)13.1

11 February 2009
Subordinate Legislation Committee, 9th Report, 2009 (Session 3): Subordinate Legislation (SP Paper 211)

13 February 2009
Subordinate Legislation Committee, 10th Report, 2009 (Session 3): Legislative Consent Memorandum for the Coroners and Justice Bill (SP Paper 212)


18 February 2009
Standards, Procedures and Public Appointments Committee, 2nd Report 2009 (Session 3): Changes to the Code of Conduct arising from the Reimbursement of Members’ Expenses Scheme (SP Paper 217)
19 February 2009
Public Audit Committee, 3rd Report, 209 (Session 3): Major Capital Projects (SP Paper 216)

25 February 2009

26 February 2009

Subordinate Legislation Committee, 14th Report, 2009 (Session 3): Legislative Consent Memorandum for the Welfare Reform Bill (SP Paper 221)

27 February 2009
Transport, Infrastructure and Climate Change Committee, 1st Report 2009 (Session 3): Report on the potential benefits of high-speed rail services (SP Paper 219)

3 March 2009

4 March 2009

5 March 2009
Justice Committee, 5th Report, 2009 (Session 3): Report on the legislative consent memorandum on the Borders, Citizenship and Immigration Bill (LCM(S3)15.1) (SP Paper 224)


6 March 2009

Subordinate Legislation Committee, 16th Report, 2009 (Session 3): Legislative Consent Memorandum for the Apprenticeships, Skills, Children and Learning Bill (SP Paper 228)
11 March 2009

Subordinate Legislation Committee, 17th Report, 2009 (Session 3): Health Boards (Membership and Elections) (Scotland) Bill as amended at Stage 2 (SP Paper 231)

12 March 2009

Justice Committee, 7th Report, 2009 (Session 3): Report on the Legislative Consent Memorandum on the Coroners and Justice Bill (LCM(S3)16.1) (SP Paper 232)

Health and Sport Committee, 2nd Report, 2009 (Session 3): Subordinate Legislation (SP Paper 233)

Education, Lifelong Learning and Culture Committee, 3rd Report, 2009 (Session 3): Report on the Legislative Consent Memorandum on the Apprenticeships, Skills, Children and Learning Bill (LCM(S3)19.1) (SP Paper 234)

13 March 2009

18 March 2009


19 March 2009
Health and Sport Committee, 3rd Report, 2009 (Session 3): Subordinate Legislation (SP Paper 239)

20 March 2009
Local Government and Communities Committee, 7th Report, 2009 (Session 3): Subordinate Legislation (SP Paper 240)

Rural Affairs and Environment Committee, 4th Report, 2009 (Session 3): Subordinate Legislation (SP Paper 241)


27 March 2009

30 March 2009
Standards, Procedures and Public Appointments Committee, 4th Report 2009 (Session 3): Review of equal opportunities in the work of committees (SP Paper 244)

2 April 2009
Public Petitions Committee, 1st Report, 2009 (Session 3): Knife crime (SP Paper 246)


Health and Sport Committee, 4th Report, 2009 (Session 3): Subordinate Legislation (SP Paper 248)

24 April 2009
Transport, Infrastructure and Climate Change Committee, 2nd Report 2009 (Session 3): Stage 1 report on the Climate Change (Scotland) Bill (SP Paper 249)

Subordinate Legislation Committee, 22nd Report, 2009 (Session 3): Subordinate Legislation (SP Paper 250)

Subordinate Legislation Committee, 23rd Report, 2009 (Session 3): Legislative Consent Memorandum for the Coroners and Justice Bill (SP Paper 251)

29 April 2009

30 April 2009
Local Government and Communities Committee, 8th Report, 2009 (Session 3): Stage 1 Report on the Scottish Local Government (Elections) Bill (SP Paper 252)

5 May 2009
6 May 2009

7 May 2009
Rural Affairs and Environment Committee, 5th Report, 2009 (Session 3): Rural Housing (SP Paper 256)

Justice Committee, 9th Report, 2009 (Session 3): Report on the legislative consent memorandum on the Coroners and Justice Bill (LCM(S3) 16.2) (SP Paper 257)

8 May 2009
Justice Committee, 10th Report, 2009 (Session 3): Report on Subordinate Legislation (SP Paper 258)

EXPENSES SCHEME

MOTION

Motion S3M-2092: Tom McCabe on behalf of the Scottish Parliamentary Corporate Body

That the Parliament recognises that the Scottish Parliamentary Corporate Body ("the SPCB") commissioned and received a report from an independent review panel on the reimbursement of expenses for Members of the Scottish Parliament, notes the SPCB’s responsibility to present a scheme to Parliament, and therefore;

(a) by virtue of sections 81(2) and (5)(b) and 83(5) of the Scotland Act 1998

(i) confers functions on the SPCB to pay allowances to members in respect of expenses or costs incurred in each financial year in accordance with the Reimbursement of Members’ Expenses Scheme ("the Scheme") annexed as Annex 1 to this resolution and confers other functions on the SPCB as specified in the Scheme;

(ii) determines that the various limits on expenses or costs under the Scheme are as set out in the Schedule of Rates annexed as Annex 2 to this resolution and that such limits are applicable until the SPCB exercises its power under the Scheme to uprate or vary them;

(iii) determines that the Scheme shall come into effect on 1 October 2008, subject to any arrangements made under sub-paragraph (vi);

(iv) directs the SPCB to make such arrangements as it may consider necessary or expedient to allow transition from the Members’ Allowances Scheme agreed to by resolution of the Parliament on 21 June 2001 ("the Previous Scheme") to the Scheme, including, but not limited to, continuing in force any provisions of the Previous Scheme beyond 1 October 2008, making apportionments between the Previous Scheme and the Scheme or making arrangements for particular cases or particular classes of case as appropriate;

(v) directs the SPCB that any transitional arrangements which it determines under sub-paragraph (iv) shall end not later than 31 March 2011; and
(vi) directs the SPCB to make such arrangements as it may consider necessary or expedient to apply the limit on entitlement to reimbursement of staff salary costs with effect from a date before 1 October 2008, whether by adjusting the amount of the Members’ Support Allowance under the Previous Scheme or by backdating reimbursement of staff salary costs under the Scheme;

(b) rescinds, with effect from 1 October 2008, the Resolution of the Parliament of 21 June 2001 in relation to the Equipment and Furniture Scheme;

(c) subject to any arrangements made under paragraph (a) above, rescinds, with effect from 1 October 2008, the Resolution of the Parliament of 21 June 2001 in relation to the Previous Scheme.

ANNEX 1 TO THE RESOLUTION

This is the Reimbursement of Members’ Expenses Scheme referred to in the foregoing resolution.

REIMBURSEMENT OF MEMBERS’ EXPENSES SCHEME

The Reimbursement of Members’ Expenses Scheme

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SECTION 1 - GENERAL RULES

1.1 THE PRINCIPLES OF THE SCHEME

1.1.1 In submitting a claim, a member shall:-

(a) act in accordance with the Scheme Principles;
(b) comply with the rules of the Scheme; and
(c) have regard to any guidance issued by the SPCB under paragraph 1.2.2(c).

1.1.2 The Principles of the Scheme are:-

Objectivity

- A member is entitled to reimbursement of expenses which have been incurred only for the purpose of carrying out parliamentary duties.
- A member shall not submit a claim unless the member is satisfied that the expenses represent value for money and were incurred having due regard to efficiency and effectiveness.

Accountability

- A member is personally accountable for a claim, even if the member delegates the administration of the claim to others.
- A member is entitled to reimbursement of expenses only if the claim is supported by receipts or other documentation confirming the expenditure, unless otherwise determined by the SPCB.

Openness

- A member shall be open and transparent as respects expenses claimed under the Scheme.
Integrity

• A member shall ensure that a claim is in compliance with the Scheme.

• A member shall not submit a claim which relates to party political activity and a member shall not enter into any arrangement which could give rise to a benefit to a party political organisation.

Selflessness

• A member shall ensure that any claim is submitted solely in respect of the performance of parliamentary duties and is not submitted in order to gain financial or other benefit for the member or any other person.

Honesty

• A claim shall be made in good faith.

Leadership

• In complying with the rules of the Scheme and the Scheme Principles, a member shall lead by example to strengthen public trust in the Scheme.

1.1.3 The SPCB shall exercise its functions under the Scheme so as best to promote and achieve conformity with the Scheme Principles.

1.2 ADMINISTRATION OF THE SCHEME

1.2.1 The Scheme is to be administered by the SPCB.

1.2.2 In exercising its functions under the Scheme, the SPCB may make such arrangements as it sees fit for administration of the Scheme and for determining any claims and may, in particular:-

(a) prescribe the form and manner in which claims are submitted and the manner in which claims are verified;

(b) on the submission of a claim by a member, reimburse expenses incurred by that member;

(c) issue guidance to members on the operation of the Scheme;

(d) prescribe time limits for the submission of claims and determine the consequences of failure to comply with any such time limits; and

(e) do anything else which the SPCB considers necessary or expedient in connection with the administration of the Scheme.
1.2.3 In determining any matter under the Scheme the SPCB shall, in particular, consider whether a member has had regard to guidance issued under paragraph 1.2.2(c).

1.2.4 For each financial year the SPCB shall uprate the various limits on expenses or costs which can be reimbursed under the Scheme, having regard to such indices as the SPCB considers appropriate. Such increases shall apply from 1 April in any financial year.

1.2.5 The limits on the reimbursement of accommodation costs under paragraph 2.1.7, staff salary costs under paragraphs 3.2.1 and 3.2.2 and office costs under paragraphs 4.2.3 and 4.2.4 shall be rounded up to the nearest £100 at each uprating under paragraph 1.2.4.

1.2.6 The SPCB may at any time review the limits on the reimbursement of staff salary costs under paragraphs 3.2.1 and 3.2.2 and office costs under paragraphs 4.2.3, 4.2.4 and 4.2.7 and may, following such a review, apply such variation to those limits as it considers appropriate. Any such variation shall apply from 1 April in any financial year.

1.2.7 Where any changes are enacted in respect of constituencies or regions following a review by the Boundary Commission for Scotland, the SPCB may amend such references to constituencies and regions in this Scheme as it considers necessary to give effect to those changes.

1.3 PUBLICATION OF EXPENSES

1.3.1 The SPCB shall publish information on expenses reimbursed to members under the Scheme in such form and at such intervals as the SPCB may determine.

1.4 SUBMISSION OF CLAIMS AND VERIFICATION OF EXPENDITURE

1.4.1 Where a member is entitled to reimbursement of expenses or costs under the Scheme, the member shall complete and authenticate any form or other documentation provided or required by the SPCB.

1.4.2 Where a member is required to apply to the SPCB for reimbursement of any expenses or costs under the Scheme:

(a) in advance of incurring any such expenses or costs, a member shall submit an application to the SPCB for approval of such expenses or costs in such form as the SPCB may require;

(b) the SPCB may grant its approval for reimbursement of such expenses or costs to such extent as it considers appropriate; and

(c) following such approval and once any such expenses or costs have been incurred by the member, the member shall complete and authenticate any form or other documentation provided or required...
by the SPCB and the SPCB shall reimburse such expenses or costs to the extent previously approved by it (or to the extent of expenses or costs actually incurred if that amount is less).

1.4.3 Subject to paragraph 1.4.4, the SPCB shall reimburse expenses or costs under this Scheme only on production of evidence of such expenses or costs in the form of supporting invoices or receipts or such other documentation as the SPCB may determine from time to time.

1.4.4 A member is not required to provide supporting invoices and receipts for the reimbursement of the cost of travel undertaken in the performance of, or in support of, the member’s parliamentary duties:-

(a) in respect of a claim for an amount per mile for a journey, or part of a journey, by motor vehicle (excluding a hired motor vehicle), motor cycle, or bicycle; or

(b) in such other exceptional circumstances as the SPCB may determine.

1.4.5 The SPCB may determine that in certain circumstances a member shall provide written justification for the use of a taxi. The SPCB shall reimburse a member for taxi costs only to the extent that it is satisfied with the justification provided.

1.5 REVIEW OF DECISIONS AND IMPROPER CLAIMS

1.5.1 Where a member disputes a decision either not to reimburse expenses or costs or not to approve expenses or costs for reimbursement, the SPCB may review that decision. Any decision of the SPCB on review is final and it shall intimate the result of that review to the member.

1.5.2 The SPCB may investigate any claim. Where, following such an investigation, the SPCB finds that a member has submitted an improper claim, the SPCB may report to the Standards, Procedures and Public Appointments Committee and may recommend the removal of all or part of the member’s entitlement to reimbursement of expenses under this Scheme for such period and to such extent as the SPCB may specify.

1.6 VIREMENT

1.6.1 Subject to paragraph 1.6.2, a member’s entitlement to reimbursement of expenses or costs may not be transferred between the different categories of entitlement to reimbursement of expenses or costs in Sections 2, 3, or 4.

1.6.2 Once in any financial year a member may transfer up to one third of the limit on that member’s entitlement to reimbursement of office costs to that member’s entitlement to reimbursement of staff salary costs. A member making such a transfer shall notify the SPCB in advance of incurring any costs in respect of the sum transferred.
1.7 POOLS

1.7.1 Any members who set up a pool with one or more other members shall give written notice to the SPCB of the setting up of the pool. Such notice shall be in the names of all of the members in the pool.

1.8 MISCELLANEOUS PROVISIONS

1.8.1 A member is not entitled to reimbursement of expenses where those expenses have been, or will be, reimbursed or otherwise met from any other source.

1.8.2 Where a person becomes a member part way through a financial year, or where a member ceases to be a member part way through a financial year, any limit on the annual entitlement to reimbursement of expenses or costs is to be applied on a pro rata basis or on such other basis as the SPCB may determine.

SECTION 2 - ACCOMMODATION

2.1 ACCOMMODATION IN EDINBURGH

2.1.1 Subject to the provisions of paragraphs 2.1.4 to 2.1.6, a member with a main residence in a constituency listed in Group Two of Annex A is entitled to reimbursement of the cost of overnight accommodation for each night which that member requires to stay in Edinburgh in connection with the performance of parliamentary duties.

2.1.2 Subject to the provisions of paragraphs 2.1.4 to 2.1.6, a member with a main residence in a constituency listed in Group Three of Annex A is entitled to reimbursement of the cost of either:

(a) overnight accommodation for each night which that member requires to stay in Edinburgh in connection with the performance of parliamentary duties; or

(b) leasing residential property in Edinburgh, other than from a close family member, another member or connected person.

2.1.3 Where a member is entitled to reimbursement of the cost of leasing residential property under paragraph 2.1.2(b), the member is entitled to reimbursement in respect of the following:

(a) rent;
(b) council tax and water charges;
(c) factoring charges, but excluding common repair costs;
(d) utility costs and telecommunications costs; and
(e) contents insurance.

2.1.4 Subject to paragraphs 2.1.5 and 2.1.6, a member who has either a main residence or any other residence in Edinburgh is not entitled to reimbursement of the cost of accommodation in Edinburgh under this Section.

2.1.5 A member who has a main residence in a constituency listed in either Group Two or Group Three of Annex A and who also has any other residence in Edinburgh may apply to the SPCB for reimbursement of the cost of overnight accommodation in Edinburgh. The SPCB shall reimburse such costs only if it is satisfied that it would not be reasonable in all the circumstances to expect that member to use that member’s other residence in connection with the performance of parliamentary duties.

2.1.6 Where:-

(a) a member has a main residence in a constituency listed in Group Three of Annex A; and

(b) the member also has any other residence in Edinburgh which the member uses in connection with the performance of parliamentary duties,

the member may apply to the SPCB for reimbursement of the costs specified in paragraph 2.1.3(b), (d) and (e) in respect of that other residence. The SPCB shall reimburse such costs only if it is satisfied that it would be reasonable in all the circumstances so to do and may determine to reimburse such costs to the extent it considers appropriate.

2.1.7 A member is entitled to reimbursement of costs for accommodation in Edinburgh under paragraphs 2.1.1, 2.1.2, 2.1.3, 2.1.5 and 2.1.6 subject to the limit in each financial year specified in the Schedule of Rates.

2.2 OVERNIGHT ACCOMMODATION OUTSIDE EDINBURGH

2.2.1 A member is entitled to reimbursement of the cost of overnight accommodation:-

(a) subject to paragraph 2.2.2, outside Edinburgh (but within the UK) for each night when the performance of parliamentary duties prevents the member from using the member’s main residence or any other residence; and

(b) when in Brussels or Strasbourg for meetings with members of the European Parliament and/or with representatives of the European Union institutions in connection with the performance of the member’s parliamentary duties.
2.2.2 A member is not entitled to reimbursement under paragraph 2.2.1(a) in connection with the performance of parliamentary duties within the constituency or region from which the member has been returned unless:

(a) the member has been returned from one of the constituencies or regions listed in Annex B; or

(b) in the case only of members returned either from the Cunninghame North Constituency or from the West of Scotland region, the requirement for overnight accommodation arises in connection with the performance of parliamentary duties on an island in the Cunninghame North constituency.

2.2.3 Unless paragraph 2.2.1 (b) applies, a member shall apply to the SPCB for reimbursement of the cost of overnight accommodation for each night which the member requires to stay outwith the UK in connection with the performance of parliamentary duties.

SECTION 3 - STAFF COSTS

3.1 INTRODUCTION

3.1.1 A member may engage staff under a contract of employment (whether on a full-time or part-time basis), under a contract for services or by virtue of an arrangement with an agency and any such staff may be permanent or temporary.

3.1.2 A member of staff may be engaged either by a single member or jointly by two or more members through a pool.

3.1.3 This Section applies in respect of the following costs for staff who are engaged for the purpose of assisting in the performance of the member’s parliamentary duties:

(a) staff salary costs;

(b) employer’s National Insurance and employer’s pension contributions;

(c) temporary staff cover costs;

(d) incidental and ancillary employment costs; and

(e) redundancy costs.

3.1.4 Staff shall not undertake any significant party political activity during any hours of work which are included within claims submitted under this Section.

3.1.5 The SPCB shall:-
(a) provide a payroll service for members’ employees;

(b) provide an arrangement for employer’s pension contributions to be paid to an employee’s choice of pension scheme, provided that such pension scheme has been approved by the SPCB; and

(c) process any other benefits deemed appropriate under the model terms and conditions of employment approved by the SPCB from time to time.

3.1.6 A member shall provide to the SPCB sufficient details about their employees to allow the SPCB to provide the services specified in paragraph 3.1.5.

3.1.7 A member may submit a claim under this Section in respect of an employee only if the employee is employed on terms which are no less favourable than the model terms and conditions of employment approved by the SPCB from time to time.

3.2 STAFF SALARY COSTS

3.2.1 A constituency member is entitled to reimbursement of staff salary costs subject to the limit in any financial year specified in the Schedule of Rates.

3.2.2 A regional member is entitled to reimbursement of staff salary costs subject to the limit in any financial year specified in the Schedule of Rates.

3.2.3 Staff salary costs comprise:-

(a) in respect of employees, the employee’s gross salary, including any overtime payments, and any necessary expenses (other than expenses in respect of the cost of travel or the cost of overnight accommodation) reimbursed to the employee by the member, but (subject to paragraph 3.3.1) excluding employer’s National Insurance contributions or employer’s pension contributions;

(b) the amount of any redundancy payment payable to an employee or any costs which arise as a result of any other termination of an employee’s contract;

(c) in respect of self-employed or agency staff, the gross contracted payment to the member of staff or the agency; or

(d) where members have set up a pool, incidental costs which arise from operation of the pool.
3.3 EMPLOYER’S NATIONAL INSURANCE AND EMPLOYER’S PENSION CONTRIBUTIONS

3.3.1 Where a member is entitled to reimbursement of staff salary costs for an employee under paragraph 3.2.3(a), the SPCB may also reimburse any employer’s National Insurance contributions and employer’s pension contributions. The reimbursement of employer’s pension contributions will be subject to a limit of 10% of the employee’s gross basic annual salary, except in the case of employees in post as at 1 March 2001 where the actual contributions will be reimbursed.

3.4 TEMPORARY STAFF COVER COSTS

3.4.1 A member may apply to the SPCB for reimbursement of the additional cost of employing or otherwise engaging temporary staff when necessary due to the absence of a permanent member of staff lasting in excess of two weeks.

3.4.2 An application under paragraph 3.4.1 shall be supported by adequate medical certificates or other relevant documents confirming the reason for absence.

3.4.3 Any costs reimbursed under paragraph 3.4.1 may include employer’s National Insurance contributions and employer’s pension contributions subject to a limit of 10% of the employee’s gross basic annual salary.

3.4.4 The SPCB shall reimburse costs under paragraph 3.4.1 only if it is satisfied that the employment of temporary staff was reasonable in the circumstances.

3.5 INCIDENTAL AND ANCILLARY EMPLOYMENT COSTS

3.5.1 A member may apply to the SPCB for reimbursement of the reasonable costs of advertising for recruitment of staff.

3.5.2 A member may apply to the SPCB for reimbursement of:-

(a) the fees incurred for the attendance of a member of staff, a volunteer or intern at a seminar or conference within the UK for the purpose of assisting the member in the performance of parliamentary duties;

(b) the fees or other charges incurred in providing appropriate training for a member of staff; and

(c) the cost of travel and overnight accommodation associated with sub-paragraphs (a) or (b) above.

3.5.3 A member who submits an application under paragraph 3.5.2 shall certify the reason for the attendance of the member of staff, volunteer or intern
at the seminar or conference or the reason for the training for a member of staff. The SPCB shall approve an application under paragraph 3.5.2 only to the extent that it is satisfied with the reason given.

3.5.4 The SPCB may meet such expenses or costs in respect of such items of a kind which reflect good employment practices and facilities for members in their capacity as employers or for members’ staff as the SPCB determines appropriate and subject to such conditions as the SPCB considers appropriate.

3.6 REDUNDANCY COSTS

3.6.1 Paragraphs 3.6.2 to 3.6.4 apply where a member dismisses an employee by reason of redundancy at any time other than when the member has ceased to be a member.

3.6.2 Subject to paragraphs 3.6.3 and 3.6.4, where in any financial year the limit on a member’s entitlement to reimbursement of staff salary costs is or would be exceeded by reason of the making of a redundancy payment, the SPCB may, on an application by the member, reimburse such further amount (not exceeding the amount of the redundancy payment) as it considers appropriate.

3.6.3 The SPCB shall reimburse an amount under paragraph 3.6.2 only if it is satisfied that:-

(a) the member was entitled under this Section to receive reimbursement of staff salary costs in respect of the employee concerned at the date of dismissal;

(b) the employee was in fact dismissed by reason of redundancy;

(c) the member was under a legal obligation to make the payment; and

(d) where, under the terms of the contract between the member and the employee, the employee’s entitlement to a redundancy payment exceeds the employee’s statutory entitlement, the contractual provision was reasonable in all the circumstances.

3.6.4 If the SPCB determines under paragraph 3.6.3(d) that the contractual provision was not reasonable, the SPCB may restrict the application for reimbursement of the redundancy payment to such amount as the SPCB considers reasonable.

3.7 EMPLOYMENT OF CLOSE FAMILY MEMBERS

3.7.1 A member who submits a claim in respect of the cost of employing a close family member, whether individually or through a pool, shall declare that relationship to the SPCB. The declaration shall be in writing and include the name of the close family member, the relationship to the member and such other information as the SPCB may determine.
3.7.2 The SPCB shall arrange for all such declarations to be registered in a register which is open to public inspection.

SECTION 4 - OFFICE COSTS

4.1 INTRODUCTION

4.1.1 A member is entitled to reimbursement of office costs reasonably incurred in the performance of the member's parliamentary duties, in so far as not available from the SPCB by way of central provision.

4.1.2 Office costs include, but are not limited to:-

(a) the cost of establishing and running a local parliamentary office, such as leasing and utility costs;

(b) the purchase or lease of office furniture or equipment (including IT or photocopying equipment) or the purchase of stationery;

(c) the cost of telecommunications, in so far as such costs exceed the limit on entitlement to reimbursement under paragraph 4.5.1;

(d) the cost of the publication and distribution of newsletters, annual reports and surveys;

(e) the cost of advertising and the cost of surgery advertising, in so far as the cost of surgery advertising exceeds the limit on entitlement to reimbursement under paragraph 4.6.1;

(f) the cost of overnight accommodation for a member of staff, a volunteer or intern when the member of staff, volunteer or intern is required to accompany a member for the purpose of assisting the member in the performance of parliamentary duties;

(g) the hire of premises for surgeries, public meetings and other meetings with constituents;

(h) the fees for a member attending a seminar or conference; and

(i) any other costs which are ancillary to those specified in sub-paragraphs (a) to (h) above.

4.2 REIMBURSEMENT OF OFFICE COSTS FOR MEMBERS WHO ESTABLISH AND RUN LOCAL PARLIAMENTARY OFFICES

4.2.1 A member shall usually have one office within the constituency or region from which that member was returned. If a member has such an office, the member shall use it as the local parliamentary office and the office shall be the registered local address for correspondence.
4.2.2 A local parliamentary office shall not be used for party political activities of any kind.

4.2.3 A constituency member is entitled to reimbursement of office costs subject to the limit in each financial year specified in the Schedule of Rates.

4.2.4 Where in a particular region a single regional member is returned from a registered political party’s regional list or where there is a regional member not aligned to any political party, that member is entitled to reimbursement of office costs subject to the limit in each financial year specified in the Schedule of Rates.

4.2.5 Subject to paragraph 4.2.6, where in a particular region more than one member is returned from a registered political party’s regional list, those members are entitled between them only to reimbursement of office costs in respect of one regional office.

4.2.6 Where in the Highlands and Islands, North East Scotland, South of Scotland, or Mid Scotland and Fife Regions more than one member is returned from a registered political party’s regional list, the SPCB may, on the written application of all of the members concerned, determine that they are entitled to reimbursement of office costs in respect of an additional local parliamentary office within the region.

4.2.7 The limit on the entitlement of each regional member to reimbursement of office costs in the circumstances set out in paragraphs 4.2.5 and 4.2.6 is calculated in accordance with the following table:-

<table>
<thead>
<tr>
<th>Number of Regional Members</th>
<th>Percentage of Limit on Office Costs Applicable to a Single Regional Member</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>One Office in the Region (limit per member)</td>
</tr>
<tr>
<td>2</td>
<td>60%</td>
</tr>
<tr>
<td>3</td>
<td>47%</td>
</tr>
<tr>
<td>4</td>
<td>40%</td>
</tr>
<tr>
<td>5</td>
<td>36%</td>
</tr>
</tbody>
</table>

Any limit calculated in accordance with the table above shall be rounded up to the nearest £100.

4.2.8 On the application of a member the SPCB may, if satisfied that local variations in the market for office accommodation make it impracticable for the member to establish and run a suitable local parliamentary office within the limit of costs which can be reimbursed under this Section, increase by up to 10% the limit on entitlement to reimbursement which would otherwise be applicable to that member.

4.2.9 A member is not entitled to reimbursement of costs in respect of a local parliamentary office if the member leases office premises from or sub-lets any part of office premises to a close family member or connected person.
4.2.10 A member who sub-lets any part of a local parliamentary office to any other person is entitled to reimbursement of the amount of rent paid by the member less the rent due under any sub-lease.

4.2.11 A member who leases local parliamentary office premises from a party political organisation shall supply to the SPCB a report prepared by an independent surveyor providing a professional opinion as to the fair market rent for the premises concerned when leased on the same terms. The SPCB shall not reimburse rent incurred until such a report has been provided. If, on the basis of the report, the SPCB determines that the rent payable in terms of the lease is greater than the fair market rent, the member shall be deemed to be liable only for the fair market rent and the member’s entitlement to reimbursement shall be calculated on that basis.

4.2.12 A member who sub-lets local parliamentary office premises or part of those premises to a party political organisation shall, before concluding the sub-lease, supply to the SPCB a report prepared by an independent surveyor providing a professional opinion as to the fair market rent for the premises concerned when sub-let on the same terms. If, on the basis of the report, the SPCB determines that the rent payable in terms of the sub-lease is less than the fair market rent, the member shall be deemed to be in receipt of the fair market rent and any rent reimbursed shall be calculated on that basis.

4.2.13 A member is not entitled to reimbursement of office costs in respect of a local parliamentary office which is shared with a Member of the House of Commons (“MP”) or a Member of the European Parliament (“MEP”) unless the member has entered into a written agreement with the MP or MEP as to the apportionment of costs and the terms of the agreement have been approved by the SPCB.

4.3 REIMBURSEMENT OF OFFICE COSTS FOR MEMBERS WHO DO NOT ESTABLISH AND RUN LOCAL PARLIAMENTARY OFFICES

4.3.1 Where a member does not establish and run a local parliamentary office within the constituency or region from which that member was returned, or where a member uses an office in the Parliament as a local parliamentary office, that member is entitled only to reimbursement of office costs up to a maximum amount of 25% of the limit on entitlement to reimbursement which would otherwise be applicable to that member.

4.4 MEMBERS WORKING FROM HOME

4.4.1 A member who works from home in connection with the performance of parliamentary duties is not entitled to reimbursement of any office costs arising from the use of the home for that purpose other than the cost of telecommunications.
4.5 TELECOMMUNICATIONS COSTS

4.5.1 A member is entitled to reimbursement of the cost of telecommunications subject to the limit in any financial year specified in the Schedule of Rates.

4.6 SURGERY ADVERTISING

4.6.1 A member is entitled to reimbursement of the cost of advertising that member’s availability to the public at specified dates, times and places in that member’s constituency or region for consultation regarding enquiries and problems, through surgeries or otherwise, subject to the limit in any financial year specified in the Schedule of Rates. “Advertising” includes the production of posters or leaflets.

SECTION 5 - COST OF TRAVEL

5.1.1 A member is entitled to reimbursement of the cost of travel:-

(a) undertaken in the performance of parliamentary duties within the UK; or

(b) to Brussels or Strasbourg for meetings with members of the European Parliament and/or with representatives of European Union Institutions in connection with the performance of parliamentary duties.

5.1.2 Subject to paragraph 5.1.3, travel undertaken in the performance of parliamentary duties may include journeys between any places at which parliamentary duties are performed or between such places and a member’s residence or overnight accommodation.

5.1.3 Where a member’s rent is reimbursed under paragraph 2.1.3(a), and where the property is situated outside the boundary of the City of Edinburgh, the member is not entitled to reimbursement of the cost of travel between that property and the Parliament.

5.1.4 A member is entitled to reimbursement of the cost of travel within Scotland undertaken by a member of staff, volunteer or intern in support of the member’s parliamentary duties. A member’s entitlement to reimbursement under this paragraph is limited to the cost of a maximum of 74 journeys per member in any financial year. A member who submits a claim under this paragraph shall certify the purpose of the journeys undertaken. A journey shall be all such travel completed within one day, but shall not include daily commuting journeys by a member of staff, volunteer or intern to a normal place of work.

5.1.5 Unless paragraph 5.1.1(b) applies, a member shall apply to the SPCB for reimbursement of the cost of travel outwith the UK undertaken in the performance of parliamentary duties.
SECTION 6 - DISABILITY

6.1.1 A member who has a disability may apply to the SPCB for reimbursement of expenses incurred in respect of additional resources reasonably required for the performance of that member’s parliamentary duties.

6.1.2 In selecting premises for a local parliamentary office a member should have regard to the accessibility of the premises and in particular to the special needs of any person. A member may apply to the SPCB for reimbursement of expenses incurred by the member in respect of:-

(a) making reasonable adjustments to the office to accommodate a disabled member of staff and/or facilitating access for disabled members of the public;

(b) providing equipment and/or parking spaces for disabled persons; or

(c) facilitating meetings involving disabled persons by hiring (on an occasional basis) alternative office and meeting premises.

SECTION 7 - ADDITIONAL EXPENSES

7.1 INTERPRETATION, TRANSLATION AND SIMILAR COSTS

7.1.1 A member may apply to the SPCB for reimbursement of any expenses incurred in respect of:-

(a) engaging an interpreter for a language other than English or engaging a sign language interpreter who in either case is required for a meeting with members of the public;

(b) translation services required for correspondence with members of the public; or

(c) any other services required to facilitate equal access to members for disabled persons.

7.2 EXCEPTIONAL EXPENSES

7.2.1 A member may apply to the SPCB for reimbursement of any exceptional expenses to be incurred by that member in connection with the performance of parliamentary duties.

SECTION 8 - WINDING UP

8.1 INTRODUCTION

8.1.1 This Section applies when a person (referred to as the “former member”) ceases to be a member of the Parliament for any reason.
8.1.2 On or after the date on which the former member ceased to be a member Sections 2, 3, 4, 5, 6 and 7 of this Scheme continue to apply only in respect of any claim relating to expenses or costs incurred or committed to prior to that date. All such claims shall be submitted within such period as the SPCB may specify.

8.1.3 Unless paragraph 8.1.2 applies, paragraphs 8.2 to 8.5 apply in respect of any expenses or costs incurred after the date on which a former member ceased to be a member for the purpose of winding up the former member’s office.

8.2 STAFF COSTS

8.2.1 A former member remains entitled to reimbursement of staff salary costs, employer’s National Insurance contributions and employer’s pension contributions, as provided for in paragraphs 3.2 and 3.3, in order to retain the services of staff for the purposes of the winding up of the former member’s office for a maximum of three months after the date on which the former member ceased to be a member.

8.3 STAFF REDUNDANCY

8.3.1 Where a former member dismisses an employee by reason of redundancy, the former member is entitled to reimbursement of any redundancy payment payable to the employee only if the SPCB is satisfied that:-

(a) the former member was entitled to receive reimbursement of salary costs in respect of the employee concerned at the date of dismissal;

(b) the employee was in fact dismissed by reason of redundancy;

(c) the former member was under a legal obligation to make the payment; and

(d) where, under the terms of the contract between the former member and the employee, the employee’s entitlement to a redundancy payment exceeds the employee’s statutory entitlement, the contractual provision was reasonable in all the circumstances.

8.3.2 If the SPCB determines under paragraph 8.3.1(d) that the contractual provision was not reasonable, the SPCB may restrict the application for reimbursement of the redundancy payment to such amount as the SPCB considers reasonable.

8.4 OFFICE WINDING-UP COSTS

8.4.1 A former member is entitled to reimbursement of the costs reasonably incurred in the closing down of a local parliamentary office subject to a limit
equivalent to one third of the limit on entitlement to reimbursement of office costs which would otherwise have been applicable to that former member.

8.5 TIME LIMIT FOR SUBMISSION OF CLAIMS

8.5.1 A former member shall submit any claims under paragraphs 8.2 to 8.4 within six months from the date on which the former member ceased to be a member, or, if that is not possible, within such longer period as the SPCB may allow.

SECTION 9 - DEFINITIONS

9.1.1 The following definitions apply to the Scheme:

“claim” means a claim or application under the Scheme for reimbursement of expenses or costs;

“close family member”, in relation to a member, means-

(a) a spouse, civil partner or cohabiting partner of the member; or

(b) a parent, child, grandparent, grandchild, sibling, uncle, aunt, nephew or niece of the member or of a person mentioned in sub-paragraph (a);

“connected person”, in relation to a member, means a business partner or a business associate of the member or any organisation (other than a party political organisation) in which the member concerned or a close family member has an interest;

“cost of overnight accommodation” means the actual cost incurred by the member, or, as the case may be, member of staff, volunteer or intern (inclusive of the cost of any evening meal and breakfast) subject to the limit per night specified in the Schedule of Rates;

"cost of travel" means-

(a) the actual cost of any travel ticket purchased or fare paid in making a journey, or part of a journey, by public transport;

(b) in respect of a journey, or part of a journey, by means of a motor vehicle (excluding a hired motor vehicle), motor cycle or bicycle, such amount per mile as is prescribed from time to time as the rate applicable for vehicles of those kinds in section 230(2) of the Income Tax (Earnings and Pensions) Act 2003 (or any re-enactment of that provision);

(c) in exceptional circumstances, with the approval of the SPCB, the actual cost of motor vehicle hire and associated fuel costs;
(d) tolls and car parking charges;

“constituency” and “region” refer to the constituencies and regions provided for by Schedule 1 to the Scotland Act 1998 (or any re-enactment of that provision);

“constituency member” means a member of the Parliament for a constituency;
“disability” has the same meaning as in section 1 of the Disability Discrimination Act 1995 (or any re-enactment of that provision), and “disabled” is to be construed accordingly;

“Edinburgh” (except in paragraph 5.1.3) means a constituency listed in Group One of Annex A;

“financial year” means the year from 1 April to 31 March;

“improper claim” means a claim in respect of expenses or costs which have either not in fact been incurred or have not been incurred for a purpose permitted by the Scheme;

“member”, except where the context otherwise requires, means a member of the Parliament;

“other residence” means any residential property (other than a member’s main residence) which is owned by a member and which that member has regularly occupied as a residence;

“Parliament” means the Scottish Parliament;

"parliamentary duties“ means any task or function which a member could reasonably be expected to carry out in that member's capacity as a member, including but not limited to:-

(a) attending a meeting of the Parliament;

(b) attending a meeting of a committee or sub-committee of the Parliament on which the member sits or which the member is required to attend, or attending such a meeting for some other valid reason relating only to the business of the committee or sub-committee;

(c) undertaking research or administrative functions which relate directly to, or are in connection with, the business of the Parliament;

(d) attending meetings for the purpose of representing electors or explaining the application of policy or meeting a member of the public residing in the constituency or region from which that member was returned;
(e) attending parliamentary party group meetings in Edinburgh or, with the prior approval of the SPCB, any other place in Scotland;

(f) attending a meeting, ceremony or official function which relates directly to, or is in connection with, the business of the Parliament;

(g) attending an international conference which relates directly to, or is in connection with, the business of the Parliament with the prior approval of the SPCB;

but does not include a member's activities which are in relation to that member's role as a party spokesperson or representative;

"pool" means any arrangement by which two or more members jointly engage staff;

"public transport" means any service or services provided to the public at large for the carriage of passengers by road, rail, air or sea;

"regional member" means a member of the Parliament for a region;

"reimbursement" means either a payment by the SPCB to a member in respect of an expense or cost incurred by that member, or a payment made by the SPCB on behalf of a member either to a third party to whom that member has an obligation to make payment or to a member of staff to whom that member has requested that payment be made;

"Schedule of Rates" means the schedule published from time to time by the SPCB specifying the various limits on expenses or costs which can be reimbursed under this Scheme;

"Scheme" means the Reimbursement of Members' Expenses Scheme;

"Scheme Principles" means the principles in paragraph 1.1.2;

"SPCB" means the Scottish Parliamentary Corporate Body;

"staff" means any person or persons in respect of whom a member is entitled to reimbursement of staff costs under Section 3 and a "member of staff" is to be construed accordingly.

ANNEX A: GROUPS OF CONSTITUENCIES FOR ENTITLEMENT TO ACCOMMODATION IN EDINBURGH

<table>
<thead>
<tr>
<th>Group One</th>
<th>Group Two</th>
<th>Group Three</th>
</tr>
</thead>
<tbody>
<tr>
<td>Edinburgh Central</td>
<td>Airdrie and Shotts</td>
<td>Aberdeen Central</td>
</tr>
<tr>
<td>Edinburgh East and Musselburgh</td>
<td>Central Fife</td>
<td>Aberdeen North</td>
</tr>
<tr>
<td>Edinburgh North and Leith</td>
<td>Coatbridge and Chryston</td>
<td>Aberdeen South</td>
</tr>
<tr>
<td>Edinburgh Pentlands</td>
<td>Cumbernauld and Kilsyth</td>
<td>Angus</td>
</tr>
<tr>
<td>Edinburgh South</td>
<td>Dundee East</td>
<td>Argyll and Bute</td>
</tr>
<tr>
<td>Edinburgh West</td>
<td>Dundee West</td>
<td>Ayr</td>
</tr>
<tr>
<td>Livingston</td>
<td>Dunfermline East</td>
<td>Banff and Buchan</td>
</tr>
<tr>
<td></td>
<td>Dunfermline West</td>
<td>Caithness, Sutherland and Easter Ross</td>
</tr>
</tbody>
</table>
ANNEX B: CONSTITUENCIES AND REGIONS FOR ENTITLEMENT TO OVERNIGHT ACCOMMODATION OUTSIDE EDINBURGH

Constituencies

Argyll and Bute
Caithness, Sutherland and Easter Ross
Galloway and Upper Nithsdale
Inverness East, Nairn & Lochaber
North Tayside
Orkney
Ross, Skye and Inverness West
Roxburgh and Berwickshire
Shetland
West Aberdeenshire and Kincardine
Western Isles

Regions

Highlands & Islands
Mid Scotland and Fife
North East Scotland
South of Scotland

ANNEX 2 TO THE RESOLUTION

This is the Schedule of Rates referred to in the foregoing resolution.
SCHEDULE OF RATES

<table>
<thead>
<tr>
<th>PARAGRAPH</th>
<th>DESCRIPTION</th>
<th>LIMIT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.1.7</td>
<td>Annual limit on entitlement to reimbursement of overnight accommodation or leased accommodation in Edinburgh</td>
<td>£11,900</td>
</tr>
<tr>
<td>3.2.1</td>
<td>Annual limit on entitlement to reimbursement of staff salary costs for a constituency member</td>
<td>£64,300</td>
</tr>
<tr>
<td>3.2.2</td>
<td>Annual limit on entitlement to reimbursement of staff salary costs for a regional member</td>
<td>£46,700</td>
</tr>
<tr>
<td>4.2.3</td>
<td>Annual limit on entitlement to reimbursement of office costs for a constituency member</td>
<td>£15,600</td>
</tr>
<tr>
<td>4.2.4</td>
<td>Annual limit on entitlement to reimbursement of office costs for a single regional member or for a non-aligned regional member</td>
<td>£15,600</td>
</tr>
<tr>
<td>4.5.1</td>
<td>Annual limit on entitlement to reimbursement of telecommunications costs</td>
<td>£1,183</td>
</tr>
<tr>
<td>4.6.1</td>
<td>Annual limit on entitlement to reimbursement of surgery advertising costs</td>
<td>£1,560</td>
</tr>
<tr>
<td>9.1.1</td>
<td>Overnight Accommodation in UK (excluding Greater London)</td>
<td>£133.87 per night</td>
</tr>
<tr>
<td>9.1.1</td>
<td>Overnight accommodation in Greater London, Brussels or Strasbourg</td>
<td>£156.36 per night</td>
</tr>
<tr>
<td>9.1.1</td>
<td>Overnight accommodation elsewhere outside UK</td>
<td>As determined by the SPCB</td>
</tr>
</tbody>
</table>

Resolution of the Parliament

That the Parliament recognises that the Scottish Parliamentary Corporate Body (“the SPCB”) commissioned and received a report from an independent review panel on the reimbursement of expenses for Members of the Scottish Parliament, notes the SPCB’s responsibility to present a scheme to Parliament, and therefore;

(a) by virtue of sections 81(2) and (5)(b) and 83(5) of the Scotland Act 1998

(i) confers functions on the SPCB to pay allowances to members in respect of expenses or costs incurred in each financial year in accordance with the Reimbursement of Members’ Expenses Scheme (“the Scheme”) annexed as Annex 1 to this resolution and confers other functions on the SPCB as specified in the Scheme;

(ii) determines that the various limits on expenses or costs under the Scheme are as set out in the Schedule of Rates annexed as Annex 2 to this resolution and that such limits are applicable until the SPCB exercises its power under the Scheme to uprate or vary them;
(iii) determines that the Scheme shall come into effect on 1 October 2008, subject to any arrangements made under sub-paragraph (vi);

(iv) directs the SPCB to make such arrangements as it may consider necessary or expedient to allow transition from the Members’ Allowances Scheme agreed to by resolution of the Parliament on 21 June 2001 (“the Previous Scheme”) to the Scheme, including, but not limited to, continuing in force any provisions of the Previous Scheme beyond 1 October 2008, making apportionments between the Previous Scheme and the Scheme or making arrangements for particular cases or particular classes of case as appropriate;

(v) directs the SPCB that any transitional arrangements which it determines under sub-paragraph (iv) shall end not later than 31 March 2011; and

(vi) directs the SPCB to make such arrangements as it may consider necessary or expedient to apply the limit on entitlement to reimbursement of staff salary costs with effect from a date before 1 October 2008, whether by adjusting the amount of the Members’ Support Allowance under the Previous Scheme or by backdating reimbursement of staff salary costs under the Scheme;

(b) rescinds, with effect from 1 October 2008, the Resolution of the Parliament of 21 June 2001 in relation to the Equipment and Furniture Scheme;

(c) subject to any arrangements made under paragraph (a) above, rescinds, with effect from 1 October 2008, the Resolution of the Parliament of 21 June 2001 in relation to the Previous Scheme.

ANNEX 1 TO THE RESOLUTION

This is the Reimbursement of Members’ Expenses Scheme referred to in the foregoing resolution.

REIMBURSEMENT OF MEMBERS’ EXPENSES SCHEME

The Reimbursement of Members’ Expenses Scheme
1 GENERAL RULES
1.1 The Principles of the Scheme
1.2 Administration of the Scheme
1.3 Publication of Expenses
1.4 Submission of Claims and Verification of Expenditure
1.5 Review of Decisions and Improper Claims
1.6 Virement
1.7 Pools
1.8 Miscellaneous Provisions
2 ACCOMMODATION
2.1 Accommodation in Edinburgh
2.2 Overnight Accommodation outside Edinburgh
3 STAFF COSTS
3.1 Introduction
3.2 Staff Salary Costs
3.3 Employer’s National Insurance and Employer’s Pension Contributions
3.4 Temporary Staff Cover Costs
3.5 Incidental and Ancillary Employment Costs
3.6 Redundancy Costs
3.7 Employment of Close Family Members
4 OFFICE COSTS
4.1 Introduction
4.2 Reimbursement of Office Costs for Members who Establish and Run Local Parliamentary Offices
4.3 Reimbursement of Office Costs for Members who do not Establish and Run Local Parliamentary Offices
4.4 Members Working from Home
4.5 Telecommunications Costs
4.6 Surgery Advertising
5 COST OF TRAVEL
6. **DISABILITY**

7. **ADDITIONAL EXPENSES**
   7.1 Interpretation, Translation and Similar Costs
   7.2 Exceptional Expenses

8. **WINDING-UP**
   8.1 Introduction
   8.2 Staff Costs
   8.3 Staff Redundancy
   8.4 Office Winding-Up Costs
   8.5 Time Limit for Submission of Claims

9. **DEFINITIONS**

**ANNEXES**
A. Groups of Constituencies For Entitlement To Accommodation in Edinburgh
B. Constituencies and Regions For Entitlement To Overnight Accommodation Outside Edinburgh

**SECTION 1 - GENERAL RULES**

1.1 **THE PRINCIPLES OF THE SCHEME**

1.1.1 In submitting a claim, a member shall:-

(a) act in accordance with the Scheme Principles;

(b) comply with the rules of the Scheme; and

(c) have regard to any guidance issued by the SPCB under paragraph 1.2.2(c).

1.1.2 The Principles of the Scheme are:-

**Objectivity**

- A member is entitled to reimbursement of expenses which have been incurred only for the purpose of carrying out parliamentary duties.
• A member shall not submit a claim unless the member is satisfied that the expenses represent value for money and were incurred having due regard to efficiency and effectiveness.

Accountability

• A member is personally accountable for a claim, even if the member delegates the administration of the claim to others.

• A member is entitled to reimbursement of expenses only if the claim is supported by receipts or other documentation confirming the expenditure, unless otherwise determined by the SPCB.

Openness

• A member shall be open and transparent as respects expenses claimed under the Scheme.

Integrity

• A member shall ensure that a claim is in compliance with the Scheme.

• A member shall not submit a claim which relates to party political activity and a member shall not enter into any arrangement which could give rise to a benefit to a party political organisation.

Selflessness

• A member shall ensure that any claim is submitted solely in respect of the performance of parliamentary duties and is not submitted in order to gain financial or other benefit for the member or any other person.

Honesty

• A claim shall be made in good faith.

Leadership

• In complying with the rules of the Scheme and the Scheme Principles, a member shall lead by example to strengthen public trust in the Scheme.

Equality

• All members have equal formal and legal status

1.1.3 The SPCB shall exercise its functions under the Scheme so as best to promote and achieve conformity with the Scheme Principles.
1.2 ADMINISTRATION OF THE SCHEME

1.2.1 The Scheme is to be administered by the SPCB.

1.2.2 In exercising its functions under the Scheme, the SPCB may make such arrangements as it sees fit for administration of the Scheme and for determining any claims and may, in particular:-

(a) prescribe the form and manner in which claims are submitted and the manner in which claims are verified;

(b) on the submission of a claim by a member, reimburse expenses incurred by that member;

(c) issue guidance to members on the operation of the Scheme;

(d) prescribe time limits for the submission of claims and determine the consequences of failure to comply with any such time limits; and

(e) do anything else which the SPCB considers necessary or expedient in connection with the administration of the Scheme.

1.2.3 In determining any matter under the Scheme the SPCB shall, in particular, consider whether a member has had regard to guidance issued under paragraph 1.2.2(c).

1.2.4 For each financial year the SPCB shall uprate the various limits on expenses or costs which can be reimbursed under the Scheme, having regard to such indices as the SPCB considers appropriate. Such increases shall apply from 1 April in any financial year.

1.2.5 The limits on the reimbursement of accommodation costs under paragraph 2.1.7, staff salary costs under paragraph 3.2.1 and office costs under paragraphs 4.2.3 and 4.2.4 shall be rounded up to the nearest £100 at each uprating under paragraph 1.2.4.

1.2.6 The SPCB may at any time review the limits on the reimbursement of office costs under paragraphs 4.2.3, 4.2.4 and 4.2.7 and may, following such a review, apply such variation to those limits as it considers appropriate. Any such variation shall apply from 1 April in any financial year.

1.2.7 Where any changes are enacted in respect of constituencies or regions following a review by the Boundary Commission for Scotland, the SPCB may amend such references to constituencies and regions in this Scheme as it considers necessary to give effect to those changes.
1.3 PUBLICATION OF EXPENSES

1.3.1 The SPCB shall publish information on expenses reimbursed to members under the Scheme in such form and at such intervals as the SPCB may determine.

1.4 SUBMISSION OF CLAIMS AND VERIFICATION OF EXPENDITURE

1.4.1 Where a member is entitled to reimbursement of expenses or costs under the Scheme, the member shall complete and authenticate any form or other documentation provided or required by the SPCB.

1.4.2 Where a member is required to apply to the SPCB for reimbursement of any expenses or costs under the Scheme:-

(a) in advance of incurring any such expenses or costs, a member shall submit an application to the SPCB for approval of such expenses or costs in such form as the SPCB may require;

(b) the SPCB may grant its approval for reimbursement of such expenses or costs to such extent as it considers appropriate; and

(c) following such approval and once any such expenses or costs have been incurred by the member, the member shall complete and authenticate any form or other documentation provided or required by the SPCB and the SPCB shall reimburse such expenses or costs to the extent previously approved by it (or to the extent of expenses or costs actually incurred if that amount is less).

1.4.3 Subject to paragraph 1.4.4, the SPCB shall reimburse expenses or costs under this Scheme only on production of evidence of such expenses or costs in the form of supporting invoices or receipts or such other documentation as the SPCB may determine from time to time.

1.4.4 A member is not required to provide supporting invoices and receipts for the reimbursement of the cost of travel undertaken in the performance of, or in support of, the member’s parliamentary duties:-

(a) in respect of a claim for an amount per mile for a journey, or part of a journey, by motor vehicle (excluding a hired motor vehicle), motor cycle, or bicycle; or

(b) in such other exceptional circumstances as the SPCB may determine.

1.4.5 The SPCB may determine that in certain circumstances a member shall provide written justification for the use of a taxi. The SPCB shall reimburse a member for taxi costs only to the extent that it is satisfied with the justification provided.
1.5 REVIEW OF DECISIONS AND IMPROPER CLAIMS

1.5.1 Where a member disputes a decision either not to reimburse expenses or costs or not to approve expenses or costs for reimbursement, the SPCB may review that decision. Any decision of the SPCB on review is final and it shall intimate the result of that review to the member.

1.5.2 The SPCB may investigate any claim. Where, following such an investigation, the SPCB finds that a member has submitted an improper claim, the SPCB may report to the Standards, Procedures and Public Appointments Committee and may recommend the removal of all or part of the member's entitlement to reimbursement of expenses under this Scheme for such period and to such extent as the SPCB may specify.

1.6 VIREMENT

1.6.1 Subject to paragraph 1.6.2, a member’s entitlement to reimbursement of expenses or costs may not be transferred between the different categories of entitlement to reimbursement of expenses or costs in Sections 2, 3, or 4.

1.6.2 Once in any financial year a member may transfer up to one third of the limit on that member’s entitlement to reimbursement of office costs to that member’s entitlement to reimbursement of staff salary costs. A member making such a transfer shall notify the SPCB in advance of incurring any costs in respect of the sum transferred.

1.7 POOLS

1.7.1 Any members who set up a pool with one or more other members shall give written notice to the SPCB of the setting up of the pool. Such notice shall be in the names of all of the members in the pool.

1.8 MISCELLANEOUS PROVISIONS

1.8.1 A member is not entitled to reimbursement of expenses where those expenses have been, or will be, reimbursed or otherwise met from any other source.

1.8.2 Where a person becomes a member part way through a financial year, or where a member ceases to be a member part way through a financial year, any limit on the annual entitlement to reimbursement of expenses or costs is to be applied on a pro rata basis or on such other basis as the SPCB may determine.

SECTION 2 - ACCOMMODATION

2.1 ACCOMMODATION IN EDINBURGH

2.1.1 Subject to the provisions of paragraphs 2.1.4 to 2.1.6, a member with a main residence in a constituency listed in Group Two of Annex A is entitled to
reimbursement of the cost of overnight accommodation for each night which that member requires to stay in Edinburgh in connection with the performance of parliamentary duties.

2.1.2 Subject to the provisions of paragraphs 2.1.4 to 2.1.6, a member with a main residence in a constituency listed in Group Three of Annex A is entitled to reimbursement of the cost of either:-

(a) overnight accommodation for each night which that member requires to stay in Edinburgh in connection with the performance of parliamentary duties; or

(b) leasing residential property in Edinburgh, other than from a close family member, another member or connected person.

2.1.3 Where a member is entitled to reimbursement of the cost of leasing residential property under paragraph 2.1.2(b), the member is entitled to reimbursement in respect of the following:-

(a) rent;

(b) council tax and water charges;

(c) factoring charges, but excluding common repair costs;

(d) utility costs and telecommunications costs; and

(e) contents insurance.

2.1.4 Subject to paragraphs 2.1.5 and 2.1.6, a member who has either a main residence or any other residence in Edinburgh is not entitled to reimbursement of the cost of accommodation in Edinburgh under this Section.

2.1.5 A member who has a main residence in a constituency listed in either Group Two or Group Three of Annex A and who also has any other residence in Edinburgh may apply to the SPCB for reimbursement of the cost of overnight accommodation in Edinburgh. The SPCB shall reimburse such costs only if it is satisfied that it would not be reasonable in all the circumstances to expect that member to use that member’s other residence in connection with the performance of parliamentary duties.

2.1.6 Where:-

(a) a member has a main residence in a constituency listed in Group Three of Annex A; and

(b) the member also has any other residence in Edinburgh which the member uses in connection with the performance of parliamentary duties,
the member may apply to the SPCB for reimbursement of the costs specified in paragraph 2.1.3(b), (d) and (e) in respect of that other residence. The SPCB shall reimburse such costs only if it is satisfied that it would be reasonable in all the circumstances so to do and may determine to reimburse such costs to the extent it considers appropriate.

2.1.7 A member is entitled to reimbursement of costs for accommodation in Edinburgh under paragraphs 2.1.1, 2.1.2, 2.1.3, 2.1.5 and 2.1.6 subject to the limit in each financial year specified in the Schedule of Rates.

2.2 OVERNIGHT ACCOMMODATION OUTSIDE EDINBURGH

2.2.1 A member is entitled to reimbursement of the cost of overnight accommodation:-

(a) subject to paragraph 2.2.2, outside Edinburgh (but within the UK) for each night when the performance of parliamentary duties prevents the member from using the member’s main residence or any other residence; and

(b) when in Brussels or Strasbourg for meetings with members of the European Parliament and/or with representatives of the European Union institutions in connection with the performance of the member’s parliamentary duties.

2.2.2 A member is not entitled to reimbursement under paragraph 2.2.1(a) in connection with the performance of parliamentary duties within the constituency or region from which the member has been returned unless:-

(a) the member has been returned from one of the constituencies or regions listed in Annex B; or

(b) in the case only of members returned either from the Cunninghame North Constituency or from the West of Scotland region, the requirement for overnight accommodation arises in connection with the performance of parliamentary duties on an island in the Cunninghame North constituency.

2.2.3 Unless paragraph 2.2.1 (b) applies, a member shall apply to the SPCB for reimbursement of the cost of overnight accommodation for each night which the member requires to stay outwith the UK in connection with the performance of parliamentary duties.

SECTION 3 - STAFF COSTS

3.1 INTRODUCTION

3.1.1 A member may engage staff under a contract of employment (whether on a full-time or part-time basis), under a contract for services or by virtue of
an arrangement with an agency and any such staff may be permanent or temporary.

3.1.2 A member of staff may be engaged either by a single member or jointly by two or more members through a pool.

3.1.3 This Section applies in respect of the following costs for staff who are engaged for the purpose of assisting in the performance of the member's parliamentary duties:-

(a) staff salary costs;

(b) employer's National Insurance and employer's pension contributions;

(c) temporary staff cover costs;

(d) incidental and ancillary employment costs; and

(e) redundancy costs.

3.1.4 Staff shall not undertake any significant party political activity during any hours of work which are included within claims submitted under this Section.

3.1.5 The SPCB shall:-

(a) provide a payroll service for members’ employees;

(b) provide an arrangement for employer’s pension contributions to be paid to an employee’s choice of pension scheme, provided that such pension scheme has been approved by the SPCB; and

(c) process any other benefits deemed appropriate under the model terms and conditions of employment approved by the SPCB from time to time.

3.1.6 A member shall provide to the SPCB sufficient details about their employees to allow the SPCB to provide the services specified in paragraph 3.1.5.

3.1.7 A member may submit a claim under this Section in respect of an employee only if the employee is employed on terms which are no less favourable than the model terms and conditions of employment approved by the SPCB from time to time.

3.2 STAFF SALARY COSTS

3.2.1 A member is entitled to reimbursement of staff salary costs subject to the limit in any financial year specified in the Schedule of Rates.

3.2.2 Staff salary costs comprise:-
(a) in respect of employees, the employee’s gross salary, including any overtime payments, and any necessary expenses (other than expenses in respect of the cost of travel or the cost of overnight accommodation) reimbursed to the employee by the member, but (subject to paragraph 3.3.1) excluding employer’s National Insurance contributions or employer’s pension contributions;

(b) the amount of any redundancy payment payable to an employee or any costs which arise as a result of any other termination of an employee’s contract;

(c) in respect of self-employed or agency staff, the gross contracted payment to the member of staff or the agency; or

(d) where members have set up a pool, incidental costs which arise from operation of the pool.

3.3 EMPLOYER’S NATIONAL INSURANCE AND EMPLOYER’S PENSION CONTRIBUTIONS

3.3.1 Where a member is entitled to reimbursement of staff salary costs for an employee under paragraph 3.2.2(a), the SPCB may also reimburse any employer’s National Insurance contributions and employer’s pension contributions. The reimbursement of employer’s pension contributions will be subject to a limit of 10% of the employee’s gross basic annual salary, except in the case of employees in post as at 1 March 2001 where the actual contributions will be reimbursed.

3.4 TEMPORARY STAFF COVER COSTS

3.4.1 A member may apply to the SPCB for reimbursement of the additional cost of employing or otherwise engaging temporary staff when necessary due to the absence of a permanent member of staff lasting in excess of two weeks.

3.4.2 An application under paragraph 3.4.1 shall be supported by adequate medical certificates or other relevant documents confirming the reason for absence.

3.4.3 Any costs reimbursed under paragraph 3.4.1 may include employer’s National Insurance contributions and employer’s pension contributions subject to a limit of 10% of the employee’s gross basic annual salary.

3.4.4 The SPCB shall reimburse costs under paragraph 3.4.1 only if it is satisfied that the employment of temporary staff was reasonable in the circumstances.
3.5 INCIDENTAL AND ANCILLARY EMPLOYMENT COSTS

3.5.1 A member may apply to the SPCB for reimbursement of the reasonable costs of advertising for recruitment of staff.

3.5.2 A member may apply to the SPCB for reimbursement of:-

(a) the fees incurred for the attendance of a member of staff, a volunteer or intern at a seminar or conference within the UK for the purpose of assisting the member in the performance of parliamentary duties;

(b) the fees or other charges incurred in providing appropriate training for a member of staff; and

(c) the cost of travel and overnight accommodation associated with sub-paragraphs (a) or (b) above.

3.5.3 A member who submits an application under paragraph 3.5.2 shall certify the reason for the attendance of the member of staff, volunteer or intern at the seminar or conference or the reason for the training for a member of staff. The SPCB shall approve an application under paragraph 3.5.2 only to the extent that it is satisfied with the reason given.

3.5.4 The SPCB may meet such expenses or costs in respect of such items of a kind which reflect good employment practices and facilities for members in their capacity as employers or for members’ staff as the SPCB determines appropriate and subject to such conditions as the SPCB considers appropriate.

3.6 REDUNDANCY COSTS

3.6.1 Paragraphs 3.6.2 to 3.6.4 apply where a member dismisses an employee by reason of redundancy at any time other than when the member has ceased to be a member.

3.6.2 Subject to paragraphs 3.6.3 and 3.6.4, where in any financial year the limit on a member’s entitlement to reimbursement of staff salary costs is or would be exceeded by reason of the making of a redundancy payment, the SPCB may, on an application by the member, reimburse such further amount (not exceeding the amount of the redundancy payment) as it considers appropriate.

3.6.3 The SPCB shall reimburse an amount under paragraph 3.6.2 only if it is satisfied that:-

(a) the member was entitled under this Section to receive reimbursement of staff salary costs in respect of the employee concerned at the date of dismissal;
(b) the employee was in fact dismissed by reason of redundancy;
(c) the member was under a legal obligation to make the payment; and
(d) where, under the terms of the contract between the member and the employee, the employee’s entitlement to a redundancy payment exceeds the employee’s statutory entitlement, the contractual provision was reasonable in all the circumstances.

3.6.4 If the SPCB determines under paragraph 3.6.3(d) that the contractual provision was not reasonable, the SPCB may restrict the application for reimbursement of the redundancy payment to such amount as the SPCB considers reasonable.

3.7 EMPLOYMENT OF CLOSE FAMILY MEMBERS

3.7.1 A member who submits a claim in respect of the cost of employing a close family member, whether individually or through a pool, shall declare that relationship to the SPCB. The declaration shall be in writing and include the name of the close family member, the relationship to the member and such other information as the SPCB may determine.

3.7.2 The SPCB shall arrange for all such declarations to be registered in a register which is open to public inspection.

SECTION 4 - OFFICE COSTS

4.1 INTRODUCTION

4.1.1 A member is entitled to reimbursement of office costs reasonably incurred in the performance of the member’s parliamentary duties, in so far as not available from the SPCB by way of central provision.

4.1.2 Office costs include, but are not limited to:-

(a) the cost of establishing and running a local parliamentary office, such as leasing and utility costs;

(b) the purchase or lease of office furniture or equipment (including IT or photocopying equipment) or the purchase of stationery;

(c) the cost of telecommunications, in so far as such costs exceed the limit on entitlement to reimbursement under paragraph 4.5.1;

(d) the cost of the publication and distribution of newsletters, annual reports and surveys;

(e) the cost of advertising and the cost of surgery advertising, in so far as the cost of surgery advertising exceeds the limit on entitlement to reimbursement under paragraph 4.6.1;
(f) the cost of overnight accommodation for a member of staff, a volunteer or intern when the member of staff, volunteer or intern is required to accompany a member for the purpose of assisting the member in the performance of parliamentary duties;

(g) the hire of premises for surgeries, public meetings and other meetings with constituents;

(h) the fees for a member attending a seminar or conference; and

(i) any other costs which are ancillary to those specified in sub-paragraphs (a) to (h) above.

4.2 REIMBURSEMENT OF OFFICE COSTS FOR MEMBERS WHO ESTABLISH AND RUN LOCAL PARLIAMENTARY OFFICES

4.2.1 A member shall usually have one office within the constituency or region from which that member was returned. If a member has such an office, the member shall use it as the local parliamentary office and the office shall be the registered local address for correspondence.

4.2.2 A local parliamentary office shall not be used for party political activities of any kind.

4.2.3 A constituency member is entitled to reimbursement of office costs subject to the limit in each financial year specified in the Schedule of Rates.

4.2.4 Where in a particular region a single regional member is returned from a registered political party’s regional list or where there is a regional member not aligned to any political party, that member is entitled to reimbursement of office costs subject to the limit in each financial year specified in the Schedule of Rates.

4.2.5 Subject to paragraph 4.2.6, where in a particular region more than one member is returned from a registered political party’s regional list, those members are entitled between them only to reimbursement of office costs in respect of one regional office.

4.2.6 Where in the Highlands and Islands, North East Scotland, South of Scotland, or Mid Scotland and Fife Regions more than one member is returned from a registered political party’s regional list, the SPCB may, on the written application of all of the members concerned, determine that they are entitled to reimbursement of office costs in respect of an additional local parliamentary office within the region.

4.2.7 The limit on the entitlement of each regional member to reimbursement of office costs in the circumstances set out in paragraphs 4.2.5 and 4.2.6 is calculated in accordance with the following table:-
<table>
<thead>
<tr>
<th>Number of Regional Members</th>
<th>Percentage of Limit on Office Costs Applicable to a Single Regional Member</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>One Office in the Region (limit per member)</td>
</tr>
<tr>
<td>2</td>
<td>60%</td>
</tr>
<tr>
<td>3</td>
<td>47%</td>
</tr>
<tr>
<td>4</td>
<td>40%</td>
</tr>
<tr>
<td>5</td>
<td>36%</td>
</tr>
</tbody>
</table>

Any limit calculated in accordance with the table above shall be rounded up to the nearest £100.

4.2.8 On the application of a member the SPCB may, if satisfied that local variations in the market for office accommodation make it impracticable for the member to establish and run a suitable local parliamentary office within the limit of costs which can be reimbursed under this Section, increase by up to 10% the limit on entitlement to reimbursement which would otherwise be applicable to that member.

4.2.9 A member is not entitled to reimbursement of costs in respect of a local parliamentary office if the member leases office premises from or sub-lets any part of office premises to a close family member or connected person.

4.2.10 A member who sub-lets any part of a local parliamentary office to any other person is entitled to reimbursement of the amount of rent paid by the member less the rent due under any sub-lease.

4.2.11 A member who leases local parliamentary office premises from a party political organisation shall supply to the SPCB a report prepared by an independent surveyor providing a professional opinion as to the fair market rent for the premises concerned when leased on the same terms. The SPCB shall not reimburse rent incurred until such a report has been provided. If, on the basis of the report, the SPCB determines that the rent payable in terms of the lease is greater than the fair market rent, the member shall be deemed to be liable only for the fair market rent and the member’s entitlement to reimbursement shall be calculated on that basis.

4.2.12 A member who sub-lets local parliamentary office premises or part of those premises to a party political organisation shall, before concluding the sub-lease, supply to the SPCB a report prepared by an independent surveyor providing a professional opinion as to the fair market rent for the premises concerned when sub-let on the same terms. If, on the basis of the report, the SPCB determines that the rent payable in terms of the sub-lease is less than the fair market rent, the member shall be deemed to be in receipt of the fair market rent and any rent reimbursed shall be calculated on that basis.

4.2.13 A member is not entitled to reimbursement of office costs in respect of a local parliamentary office which is shared with a Member of the House of Commons ("MP") or a Member of the European Parliament ("MEP") unless the member has entered into a written agreement with the MP or MEP as to the apportionment of costs and the terms of the agreement have been approved by the SPCB.
4.3 REIMBURSEMENT OF OFFICE COSTS FOR MEMBERS WHO DO NOT ESTABLISH AND RUN LOCAL PARLIAMENTARY OFFICES

4.3.1 Where a member does not establish and run a local parliamentary office within the constituency or region from which that member was returned, or where a member uses an office in the Parliament as a local parliamentary office, that member is entitled only to reimbursement of office costs up to a maximum amount of 50% of the limit on entitlement to reimbursement which would otherwise be applicable to that member.

4.4 MEMBERS WORKING FROM HOME

4.4.1 A member who works from home in connection with the performance of parliamentary duties is not entitled to reimbursement of any office costs arising from the use of the home for that purpose other than the cost of telecommunications.

4.5 TELECOMMUNICATIONS COSTS

4.5.1 A member is entitled to reimbursement of the cost of telecommunications subject to the limit in any financial year specified in the Schedule of Rates.

4.6 SURGERY ADVERTISING

4.6.1 A member is entitled to reimbursement of the cost of advertising that member’s availability to the public at specified dates, times and places in that member’s constituency or region for consultation regarding enquiries and problems, through surgeries or otherwise, subject to the limit in any financial year specified in the Schedule of Rates. “Advertising” includes the production of posters or leaflets.

SECTION 5 - COST OF TRAVEL

5.1.1 A member is entitled to reimbursement of the cost of travel:-

(a) undertaken in the performance of parliamentary duties within the UK; or

(b) to Brussels or Strasbourg for meetings with members of the European Parliament and/or with representatives of European Union Institutions in connection with the performance of parliamentary duties.

5.1.2 Subject to paragraph 5.1.3, travel undertaken in the performance of parliamentary duties may include journeys between any places at which parliamentary duties are performed or between such places and a member’s residence or overnight accommodation.
5.1.3 Where a member’s rent is reimbursed under paragraph 2.1.3(a), and where the property is situated outside the boundary of the City of Edinburgh, the member is not entitled to reimbursement of the cost of travel between that property and the Parliament.

5.1.4 A member is entitled to reimbursement of the cost of travel within Scotland undertaken by a member of staff, volunteer or intern in support of the member’s parliamentary duties. A member’s entitlement to reimbursement under this paragraph is limited to the cost of a maximum of 74 journeys per member in any financial year. A member who submits a claim under this paragraph shall certify the purpose of the journeys undertaken. A journey shall be all such travel completed within one day, but shall not include daily commuting journeys by a member of staff, volunteer or intern to a normal place of work.

5.1.5 Unless paragraph 5.1.1(b) applies, a member shall apply to the SPCB for reimbursement of the cost of travel outwith the UK undertaken in the performance of parliamentary duties.

SECTION 6 - DISABILITY

6.1.1 A member who has a disability may apply to the SPCB for reimbursement of expenses incurred in respect of additional resources reasonably required for the performance of that member’s parliamentary duties.

6.1.2 In selecting premises for a local parliamentary office a member should have regard to the accessibility of the premises and in particular to the special needs of any person. A member may apply to the SPCB for reimbursement of expenses incurred by the member in respect of:-

(a) making reasonable adjustments to the office to accommodate a disabled member of staff and/or facilitating access for disabled members of the public;

(b) providing equipment and/or parking spaces for disabled persons; or

(c) facilitating meetings involving disabled persons by hiring (on an occasional basis) alternative office and meeting premises.

SECTION 7 - ADDITIONAL EXPENSES

7.1 INTERPRETATION, TRANSLATION AND SIMILAR COSTS

7.1.1 A member may apply to the SPCB for reimbursement of any expenses incurred in respect of:-

(a) engaging an interpreter for a language other than English or engaging a sign language interpreter who in either case is required for a meeting with members of the public;
(b) translation services required for correspondence with members of the public; or

(c) any other services required to facilitate equal access to members for disabled persons.

7.2 EXCEPTIONAL EXPENSES

7.2.1 A member may apply to the SPCB for reimbursement of any exceptional expenses to be incurred by that member in connection with the performance of parliamentary duties.

7.2.2 In determining any application under paragraph 7.2.1 the SPCB shall, where applicable, recognise the distinctive needs of members not aligned to any political party or members aligned to a political party with fewer than five members.

SECTION 8 - WINDING UP

8.1 INTRODUCTION

8.1.1 This Section applies when a person (referred to as the “former member”) ceases to be a member of the Parliament for any reason.

8.1.2 On or after the date on which the former member ceased to be a member Sections 2, 3, 4, 5, 6 and 7 of this Scheme continue to apply only in respect of any claim relating to expenses or costs incurred or committed to prior to that date. All such claims shall be submitted within such period as the SPCB may specify.

8.1.3 Unless paragraph 8.1.2 applies, paragraphs 8.2 to 8.5 apply in respect of any expenses or costs incurred after the date on which a former member ceased to be a member for the purpose of winding up the former member’s office.

8.2 STAFF COSTS

8.2.1 A former member remains entitled to reimbursement of staff salary costs, employer’s National Insurance contributions and employer’s pension contributions, as provided for in paragraphs 3.2 and 3.3, in order to retain the services of staff for the purposes of the winding up of the former member’s office for a maximum of three months after the date on which the former member ceased to be a member.

8.3 STAFF REDUNDANCY

8.3.1 Where a former member dismisses an employee by reason of redundancy, the former member is entitled to reimbursement of any
redundancy payment payable to the employee only if the SPCB is satisfied that:-

(a) the former member was entitled to receive reimbursement of salary costs in respect of the employee concerned at the date of dismissal;
(b) the employee was in fact dismissed by reason of redundancy;
(c) the former member was under a legal obligation to make the payment; and
(d) where, under the terms of the contract between the former member and the employee, the employee’s entitlement to a redundancy payment exceeds the employee’s statutory entitlement, the contractual provision was reasonable in all the circumstances.

8.3.2 If the SPCB determines under paragraph 8.3.1(d) that the contractual provision was not reasonable, the SPCB may restrict the application for reimbursement of the redundancy payment to such amount as the SPCB considers reasonable.

8.4 OFFICE WINDING-UP COSTS

8.4.1 A former member is entitled to reimbursement of the costs reasonably incurred in the closing down of a local parliamentary office subject to a limit equivalent to one third of the limit on entitlement to reimbursement of office costs which would otherwise have been applicable to that former member.

8.5 TIME LIMIT FOR SUBMISSION OF CLAIMS

8.5.1 A former member shall submit any claims under paragraphs 8.2 to 8.4 within six months from the date on which the former member ceased to be a member, or, if that is not possible, within such longer period as the SPCB may allow.

SECTION 9 - DEFINITIONS

9.1.1 The following definitions apply to the Scheme:-

“claim” means a claim or application under the Scheme for reimbursement of expenses or costs;

“close family member”, in relation to a member, means-

(a) a spouse, civil partner or cohabiting partner of the member; or
(b) a parent, child, grandparent, grandchild, sibling, uncle, aunt, nephew or niece of the member or of a person mentioned in sub-paragraph (a);
“connected person”, in relation to a member, means a business partner or a business associate of the member or any organisation (other than a party political organisation) in which the member concerned or a close family member has an interest;

“cost of overnight accommodation” means the actual cost incurred by the member, or, as the case may be, member of staff, volunteer or intern (inclusive of the cost of any evening meal and breakfast) subject to the limit per night specified in the Schedule of Rates;

"cost of travel" means-

(a) the actual cost of any travel ticket purchased or fare paid in making a journey, or part of a journey, by public transport;

(b) in respect of a journey, or part of a journey, by means of a motor vehicle (excluding a hired motor vehicle), motor cycle or bicycle, such amount per mile as is prescribed from time to time as the rate applicable for vehicles of those kinds in section 230(2) of the Income Tax (Earnings and Pensions) Act 2003 (or any re-enactment of that provision);

(c) in exceptional circumstances, with the approval of the SPCB, the actual cost of motor vehicle hire and associated fuel costs;

(d) tolls and car parking charges;

“constituency” and “region” refer to the constituencies and regions provided for by Schedule 1 to the Scotland Act 1998 (or any re-enactment of that provision);

“constituency member” means a member of the Parliament for a constituency;

“disability” has the same meaning as in section 1 of the Disability Discrimination Act 1995 (or any re-enactment of that provision), and “disabled” is to be construed accordingly;

“Edinburgh” (except in paragraph 5.1.3) means a constituency listed in Group One of Annex A;

“financial year” means the year from 1 April to 31 March;

“improper claim” means a claim in respect of expenses or costs which have either not in fact been incurred or have not been incurred for a purpose permitted by the Scheme;

“member”, except where the context otherwise requires, means a member of the Parliament;
“other residence” means any residential property (other than a member’s main residence) which is owned by a member and which that member has regularly occupied as a residence;

“Parliament” means the Scottish Parliament;

"parliamentary duties" means any task or function which a member could reasonably be expected to carry out in that member's capacity as a member, including but not limited to:--

(a) attending a meeting of the Parliament;

(b) attending a meeting of a committee or sub-committee of the Parliament on which the member sits or which the member is required to attend, or attending such a meeting for some other valid reason relating only to the business of the committee or sub-committee;

(c) undertaking research or administrative functions which relate directly to, or are in connection with, the business of the Parliament;

(d) attending meetings for the purpose of representing electors or explaining the application of policy or meeting a member of the public residing in the constituency or region from which that member was returned;

(e) attending parliamentary party group meetings in Edinburgh or, with the prior approval of the SPCB, any other place in Scotland;

(f) attending a meeting, ceremony or official function which relates directly to, or is in connection with, the business of the Parliament;

(g) attending an international conference which relates directly to, or is in connection with, the business of the Parliament with the prior approval of the SPCB;

but does not include a member's activities which are in relation to that member's role as a party spokesperson or representative;

“pool” means any arrangement by which two or more members jointly engage staff;

"public transport" means any service or services provided to the public at large for the carriage of passengers by road, rail, air or sea;

“regional member” means a member of the Parliament for a region;

“reimbursement” means either a payment by the SPCB to a member in respect of an expense or cost incurred by that member, or a payment made by the SPCB on behalf of a member either to a third party to whom that
member has an obligation to make payment or to a member of staff to whom that member has requested that payment be made;

“Schedule of Rates” means the schedule published from time to time by the SPCB specifying the various limits on expenses or costs which can be reimbursed under this Scheme;

“Scheme” means the Reimbursement of Members’ Expenses Scheme;

“Scheme Principles” means the principles in paragraph 1.1.2;

“SPCB” means the Scottish Parliamentary Corporate Body;

“staff” means any person or persons in respect of whom a member is entitled to reimbursement of staff costs under Section 3 and a “member of staff” is to be construed accordingly.

### ANNEX A: GROUPS OF CONSTITUENCIES FOR ENTITLEMENT TO ACCOMMODATION IN EDINBURGH

<table>
<thead>
<tr>
<th>Group One</th>
<th>Group Two</th>
<th>Group Three</th>
</tr>
</thead>
<tbody>
<tr>
<td>Edinburgh Central</td>
<td>Airdrie and Shotts</td>
<td>Aberdeen Central</td>
</tr>
<tr>
<td>Edinburgh East and Musselburgh</td>
<td>Central Fife</td>
<td>Aberdeen North</td>
</tr>
<tr>
<td>Edinburgh North and Leith</td>
<td>Coatbridge and Chryston</td>
<td>Aberdeen South</td>
</tr>
<tr>
<td>Edinburgh Pentlands</td>
<td>Cumbernauld and Kilsyth</td>
<td>Angus</td>
</tr>
<tr>
<td>Edinburgh South</td>
<td>Dundee East</td>
<td>Argyll and Bute</td>
</tr>
<tr>
<td>Edinburgh West</td>
<td>Dundee West</td>
<td>Ayr</td>
</tr>
<tr>
<td>Linlithgow</td>
<td>Dunfermline East</td>
<td>Banff and Buchan</td>
</tr>
<tr>
<td>Livingston</td>
<td>Dunfermline West</td>
<td>Caithness, Sutherland and Easter Ross</td>
</tr>
<tr>
<td>Midlothian</td>
<td>East Lothian</td>
<td>Carrick, Cumnock and Doon Valley</td>
</tr>
<tr>
<td></td>
<td>Falkirk East</td>
<td>Clydebank &amp; Mingleavie</td>
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<tr>
<td></td>
<td>Falkirk West</td>
<td>Clydesdale</td>
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<tr>
<td></td>
<td>Glasgow Anniesland</td>
<td>Cunninghame North</td>
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<tr>
<td></td>
<td>Glasgow Baillieston</td>
<td>Cunninghame South</td>
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<td></td>
<td>Glasgow Cathcart</td>
<td>Dumbarton</td>
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<td></td>
<td>Glasgow Govan</td>
<td>Dumfries</td>
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<td></td>
<td>Glasgow Kelvin</td>
<td>East Kilbride</td>
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<td></td>
<td>Glasgow Maryhill</td>
<td>Eastwood</td>
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<td></td>
<td>Glasgow Pollok</td>
<td>Galloway and Upper Nithsdale</td>
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<td></td>
<td>Glasgow Rutherglen</td>
<td>Gordon</td>
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<tr>
<td></td>
<td>Glasgow Shettleston</td>
<td>Greenock and Inverclyde</td>
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<tr>
<td></td>
<td>Glasgow Springfield</td>
<td>Inverness East, Nairn and Lochaber</td>
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<tr>
<td></td>
<td>Hamilton North and Bellshill</td>
<td>Kilmarnock and Loudoun</td>
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<tr>
<td></td>
<td>Hamilton South</td>
<td>Moray</td>
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<tr>
<td></td>
<td>Kirkcaldy</td>
<td>North Tayside</td>
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<td>Motherwell and Wishaw</td>
<td>Orkney</td>
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<td></td>
<td>North East Fife</td>
<td>Ross, Skye and Inverness West</td>
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<tr>
<td></td>
<td>Ochil</td>
<td>Roxburgh and Berwickshire</td>
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<td></td>
<td>Paisley North</td>
<td>Shetland</td>
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<tr>
<td></td>
<td>Paisley South</td>
<td>West Aberdeenshire and Kincardine</td>
</tr>
<tr>
<td></td>
<td>Perth</td>
<td>West Renfrewshire</td>
</tr>
<tr>
<td></td>
<td>Stirling</td>
<td>Western Isles</td>
</tr>
<tr>
<td></td>
<td>Strathkelvin and Bearsden</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Tweeddale, Ettrick and Lauderdale</td>
<td></td>
</tr>
</tbody>
</table>

### ANNEX B: CONSTITUENCIES AND REGIONS FOR ENTITLEMENT TO OVERNIGHT ACCOMMODATION OUTSIDE EDINBURGH

**Constituencies**
- Argyll and Bute
- Caithness, Sutherland and Easter Ross
- Galloway and Upper Nithsdale
 Regions

Highlands & Islands
Mid Scotland and Fife
North East Scotland
South of Scotland

ANNEX 2 TO THE RESOLUTION

This is the Schedule of Rates referred to in the foregoing resolution.

SCHEDULE OF RATES

<table>
<thead>
<tr>
<th>PARAGRAPH</th>
<th>DESCRIPTION</th>
<th>LIMIT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.1.7</td>
<td>Annual limit on entitlement to reimbursement of overnight accommodation or leased accommodation in Edinburgh</td>
<td>£11,900</td>
</tr>
<tr>
<td>3.2.1</td>
<td>Annual limit on entitlement to reimbursement of staff salary costs</td>
<td>£54,620</td>
</tr>
<tr>
<td>4.2.3</td>
<td>Annual limit on entitlement to reimbursement of office costs for a constituency member</td>
<td>£15,600</td>
</tr>
<tr>
<td>4.2.4</td>
<td>Annual limit on entitlement to reimbursement of office costs for a single regional member or for a non-aligned regional member</td>
<td>£15,600</td>
</tr>
<tr>
<td>4.5.1</td>
<td>Annual limit on entitlement to reimbursement of telecommunications costs</td>
<td>£1,183</td>
</tr>
<tr>
<td>4.6.1</td>
<td>Annual limit on entitlement to reimbursement of surgery advertising costs</td>
<td>£1,560</td>
</tr>
<tr>
<td>9.1.1</td>
<td>Overnight Accommodation in UK (excluding Greater London)</td>
<td>£133.87 per night</td>
</tr>
<tr>
<td>PARAGRAPH</td>
<td>DESCRIPTION</td>
<td>LIMIT</td>
</tr>
<tr>
<td>-----------</td>
<td>-------------</td>
<td>-------</td>
</tr>
<tr>
<td>9.1.1</td>
<td>Overnight accommodation in Greater London, Brussels or Strasbourg</td>
<td>£156.36 per night</td>
</tr>
<tr>
<td>9.1.1</td>
<td>Overnight accommodation elsewhere outside UK</td>
<td>As determined by the SPCB</td>
</tr>
</tbody>
</table>
JOURNAL INDEX

Below is an alphabetical list of all business conducted in meetings of the Parliament (except Decision Time – see below). This includes Bills and Affirmative Instruments which also appear chronologically in Annexes A and B1.

Each item of the business in the Journal is listed once below, other than affirmative instruments and legislative consent motions (for which cumulative entries are included in addition to individual entries for each item). The only entries recorded in the Minutes of Proceedings, but not now recorded below, are those for Decision Time at the end of each day’s business.

A
A Helping Hand with the Rising Cost of Living, S3M-2780 Thursday 30 October 2008
Aberdeen Crossrail, S3M-3674 Thursday 12 March 2009
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Adoption and Children (Scotland) Act 2007 (Supervision Requirement Reports in Applications for Permanence Orders) Regulations 2009 (SSI 2009/169) 30 April 2009
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Infant Formula and Follow-on Formula (Scotland) Amendment Regulations 2008 (SSI 2008/322) 25 September 2008
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Justice of the Peace Courts (Sheriffdom of South Strathclyde, Dumfries and Galloway) Order 2009 (SSI 2009/115) 20 March 2009
Justice of the Peace Courts (Sheriffdom of Tayside, Central and Fife) Order 2008 (SSI 2008/363) 7 November 2008
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Law Applicable to Non-Contractual Obligations (Scotland) Regulations 2008 (SSI 2008/404) 4 December 2008
Legal Profession and Legal Aid (Scotland) Act 2007 (Handling Complaints and Specification of Interest Rates) Order 2008 (SSI 2008/428) 22 December 2008
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Less Favoured Area Support Scheme (Scotland) Amendment Regulations 2008 (SSI 2008/294) 4 September 2008
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Local Government (Allowances and Expenses) (Scotland) Amendment Regulations 2008 (SSI 2008/414) 16 December 2008
Local Government Pension Scheme (Administration) (Scotland) Regulations 2008 (SSI 2008/228) 6 June 2008
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Mental Health (Certificates for Medical Treatment) (Scotland) Amendment Regulations 2008 (SSI 2008/316) 19 September 2008
Mental Health Tribunal for Scotland (Practice and Procedure) (No. 2) Amendment Rules 2008 (SSI 2008/396) 27 November 2008
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National Assistance (Sums for Personal Requirements) (Scotland) Regulations 2009 (SSI 2009/73) 25 February 2009
National Health Service (Appointment of Consultants) (Scotland) Regulations 2009 (SSI 2009/166) 29 April 2009
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National Health Service (Charges to Overseas Visitors) (Scotland) Amendment Regulations 2008 (SSI 2008/290) 1 September 2008

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National Health Service (General Dental Services) (Scotland) Amendment Regulations 2009 (SSI 2009/96) 10 March 2009
National Health Service (Optical Charges and Payments) (Scotland) Amendment (No.2) Regulations 2008 (SSI 2008/289) 1 September 2008
National Health Service (Optical Charges and Payments) (Scotland) Amendment Regulations 2009 (SSI 2009/86) 6 March 2009
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National Health Service Pension Scheme (Scotland) Regulations 2008 (SSI 2008/224) 6 June 2008
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National Health Service Superannuation Scheme (Additional Voluntary Contributions, Injury Benefits and Compensation for Premature Retirement) (Scotland) Amendment Regulations 2008 (SSI 2008/225) 5 June 2008
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National Health Service (Travelling Expenses and Remission of Charges) (Scotland) Amendment (No. 2) Regulations 2008 (SSI 2008/288) 1 September 2008
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National Scenic Areas (Scotland) Regulations 2008 (SSI 2008/202) 29 May 2008
Non-Domestic Rating (Rural Areas and Rateable Value Limits) (Scotland) Amendment Order 2009 (SSI 2008/370) 12 November 2008
Non-Domestic Rating (Rural Areas and Rateable Value Limits) (Scotland) Amendment Order 2009 Amendment Order 2008 (SSI 2008/371) 13 November 2008
Non-Domestic Rating (Payment of Interest) (Scotland) Amendment Regulations 2009 (SSI 2009/76) 27 February 2009
Non-Domestic Rate (Scotland) Order 2009 (SSI 2009/3) 9 January 2009
Non-Domestic Rates (Levying) (Scotland) Regulations 2009 (SSI 2009/42) 11 February 2009
Non-Domestic Rating (Valuation of Utilities) (Scotland) Amendment Order 2009 (SSI 2009/112) 20 March 2009
Notice to Local Authorities (Scotland) Regulations 2008 (SSI 2008/324) 3 October 2008
Offenders Assisting Investigations and Prosecutions (Substituted Sentences) (Scotland) Order 2008 (SSI 2008/232) 6 June 2008
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Pesticides (Maximum Residue Levels) (Scotland) Regulations 2008 (SSI 2008/342) 20 October 2008
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Plant Health (Scotland) Amendment Order 2008 (SSI 2008/300) 9 September 2008
Plant Health (Scotland) Amendment (No. 2) Order 2008 (SSI 2008/350) 30 October 2008
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Plant Health (Import Inspection Fees) (Scotland) Amendment Regulations 2009 (SSI 2009/8) 15 January 2009
Plastic Materials and Articles in Contact with Food (Scotland) Amendment Regulations 2008 (SSI 2008/261) 27 June 2008
Plastic Materials and Articles in Contact with Food (Scotland) Regulations 2009 (SSI 2009/30) 4 February 2009
Police Act 1997 (Criminal Records) (Scotland) Amendment Regulations 2009 (SSI 2009/40) 10 February 2009
Police Grant (Revocation and Variation No. 2) (Scotland) Order 2009 (SSI 2009/55) 19 February 2009
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Pollution Prevention and Control (Scotland) Amendment Regulations 2008 (SSI 2008/410) 11 December 2009
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Prisons and Young Offenders Institutions (Scotland) Amendment Rules 2008 (SSI 2008/377) 19 November 2008
Private Landlord Registration (Advice and Assistance) (Scotland) Amendment Regulations 2008 (SSI 2008/402) 4 December 2008
Private Landlord Registration (Information and Fees) (Scotland) Amendment Regulations 2008 (SSI 2008/403) 4 December 2008
Public Contracts and Utilities Contracts (Common Procurement Vocabulary Codes) Amendment (Scotland) Regulations 2008 (SSI 2008/291) 1 September 2008

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Purity Criteria for Colours, Sweeteners and Miscellaneous Food Additives (Scotland) Regulations 2009 (SSI 2009/167) 30 April 2009

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Regulation of Care (Miscellaneous Amendments) (Scotland) Regulations 2009 (SSI 2009/32) 4 February 2009

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Representation of the People (Absent Voting at Local Government Elections) (Scotland) Amendment Order 2009 (SSI 2009/94) 10 March 2009

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Rural Development Contracts (Land Managers Options) (Scotland) Amendment Regulations 2009 (SSI 2009/155) 23 April 2009

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Scottish Local Government Elections Amendment Order 2009 (SSI 2009/36) 6 February 2009
Scottish Register of Tartans Fees Order 2009 (SSI 2009/6) 14 January 2009
Scottish Road Works Register (Prescribed Fees) Regulations 2009 (SSI 2008/26) 28 January 2009
Sea Fish (Prohibited Methods of Fishing) (Firth of Clyde) Order 2009 (SSI 2009/38) 9 February 2009
Sheep and Goats (Identification and Traceability) (Scotland) Amendment Regulations 2008 (SSI 2008/368) 12 November 2008
Sheriff Court Fees Amendment Order 2008 (SSI 2008/239) 6 June 2008
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Smoke Control Areas (Authorised Fuels) (Scotland) (No.2) Regulations 2008 (SSI 2008/295) 4 September 2008
Smoke Control Areas (Exempt Fireplaces) (Scotland) (No.2) Order 2008 (SSI 2008/296) 4 September 2008
Special Restrictions on Adoptions from Cambodia (Scotland) Order 2008 (SSI 2008/304) 11 September 2008
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Sports Grounds and Sporting Events (Designation) (Scotland) Amendment Order 2008 (SSI 2008/379) 20 November 2008
Spreadable Fats, Milk and Milk Products (Scotland) Regulations 2008 (SSI 2008/216) 4 June 2008
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Strategic Development Planning Authority Designation (No. 1) (Scotland) Order 2008 (SSI 2008/195) 22 May 2008
Strategic Development Planning Authority Designation (No. 2) (Scotland) Order 2008 (SSI 2008/196) 22 May 2008
Strategic Development Planning Authority Designation (No. 3) (Scotland) Order 2008 (SSI 2008/197) 22 May 2008
Strategic Development Planning Authority Designation (No. 4) (Scotland) Order 2008 (SSI 2008/198) 22 May 2008
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Swine Vesicular Disease (Scotland) Order 2009 (SSI 2009/173) 1 May 2009
Teachers’ Superannuation (Scotland) Amendment Regulations 2008 (SSI2008/227) 5 June 2008
Title Conditions (Scotland) Act 2003 (Conservation Bodies) Amendment Order 2008 (SSI 2008/217) 6 June 2008
Title Conditions (Scotland) Act 2003 (Rural Housing Bodies) Amendment Order 2008 (SSI 2008/391) 26 November 2008
Town and Country Planning (Development Planning) (Scotland) Regulations 2008 (SSI 2008/426) 19 December 2008
Town and Country Planning (General Permitted Development) (Domestic Microgeneration) (Scotland) Amendment Order 2009 (SSI 2009/34) 6 February 2009
Town and Country Planning (General Permitted Development) (Scotland) Amendment Order 2008 (SSI 2008/203) 29 May 2008
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Valuation for Rating (Plant and Machinery) (Scotland) Amendment Regulations 2008 (SSI 2008/360) 6 November 2008
Victim Notification (Prescribed Offences) (Scotland) Amendment Order 2009 (SSI 2009/151) 3 April 2009
Victim Statements (Prescribed Offences) (Scotland) Order 2009 (SSI 2009/31) 4 February 2009
Victim Statements (Prescribed Offences) (No. 2) (Scotland) Order 2009 (SSI 2009/71) 25 February 2009
Water Environment ( Relevant Enactments and Designation of Responsible Authorities and Functions) Order 2008 (SSI 2008/263) 27 June 2008
Zoonoses and Animal By-Products (Fees) (Scotland) Amendment Regulations 2008 (SSI 2008/378) 20 November 2008
Zoonoses and Animal By-products ( Fees) (Scotland) Amendment (No. 2) Regulations 2008 (SSI 2008/423) 18 December 2008

3. Legislative Consent Memoranda

Apprenticeships, Skills, Children and Learning Bill Fiona Hyslop MSP: (6 February 2009
Borders, Citizenship and Immigration Bill Kenny MacAskill, MSP: 20 January 2009
Coroners and Justice Bill Kenny MacAskill, MSP: 20 January 2009
Coroners and Justice Bill Kenny MacAskill MSP: 25 March 2009
Energy Bill John Swinney MSP 30 October 2008
Equality Bill Nicola Sturgeon MSP, 7 May 2009
Marine and Coastal Access Bill Richard Lochhead MSP 15 December 2008
Welfare Reform Bill Nicola Sturgeon MSP: 23 January 2009

Annex C. Other Documents

Aberdeen College Financial Statements for the year to 31 July 2008 (SG/2009/33) 17 March 2009
Annual Report, Scottish Parliamentary Standards Commissioner (SPSC/2008/1) 1 October 2008
Ayrshire and Arran NHS Board Annual Report and Accounts for the year to 31 March 2008 (SG/2008/197) 26 September 2008
Banff and Buchan College of Further Education Accounts for the year ended 31 July 2008 (SG/2009/38) 17 March 2009
British Waterways Board: Pay to Chair and Board Members (SG/2008/153) 19 December 2008
Caledonian Maritime Assets Ltd Annual Report & Accounts to 31 March (SG/2008/147) 1 October 2008
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Central Government’s use of Consultancy Services: A report and key messages summary prepared for the Auditor General for Scotland (AGS/2009/1) 14 January 2009
Costs and Equalities and the Scottish Criminal Justice System 2005-06 (SG/2008/152) 9 September 2008
General Teaching Council for Scotland Annual Report and Accounts Year to 31 March 2008 (SG/2008/233) 14 November 2008
Heritage Lottery Fund National Heritage Memorial Fund Lottery Distribution Account for the year ended 31 March 2008 (SG/2008/100) 17 July 2008
Highlands and Islands Airports Annual Report and Group Accounts 2007-08 (SG/2008/104) 1 August 2008
Highlands and Islands Enterprise Network Accounts 2007-08 (SG/2008/223) 31 October 2008
How Government Works: Review of major capital projects in Scotland – A main report prepared for the Auditor General for Scotland (AGS/2008/6) 23 June 2008. Note: An updated version of this report was placed in SPICe on 15 July 2008
Inspectorate of Prosecution in Scotland Annual Report 2006-08 (SG/2008/139) 1 September 2008
Instrument of Appointment of Lord Penrose as Chair to the Public Inquiry into Hepatitis C/HIV infection from NHS treatment with blood and blood products (SG/2009/3) 12 January 2009
Lanarkshire Health Board Annual Accounts for the year ended 31 March 2008 (SG/2008/185) 24 September 2008
Langside College Year End Accounts and the Report of the Board of Letter to Lord Penrose including Terms of Reference for the Public Inquiry into Hepatitis C/HIV infection from NHS treatment with blood and blood products (SG/2009/4) 12 January 2009
Learning and Teaching Scotland Annual Review 2007-08 (SG/2008/157) 8 September 2008
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Lews Castle College Annual Accounts Year to 31 July 2008 (SG/2009/52) 23 March 2009
Lord Fraser Inquiry into Holyrood Building Project Account of Expenditure (SG/2008/96) 19 June 2008
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Motherwell College Financial Statements Year ending 31 July 2008 (SG/2009/54) 23 March 2009
National Archives of Scotland Accounts For the year ended 31 March 2008 (SG/2008/183) 17 December 2008
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Natural Scotland Strategic Environmental Assessment (SEA) activity within Scotland from 1 January 2007 to 31 December 2007 (SG/2008/93) 6 June 2008
Police Grant (Revocation and Variation No. 2) (Scotland) Order 2009 Report (SG/2009/18) 19 February 2009
Police Grant (Variation) (Scotland) Order 2009 (SG/2009/14) 10 February 2009
Providing Criminal Legal Assistance by Means of Solicitors Directly Employed by the Scottish Legal Aid Board: a Report on the Progress of the Feasibility Study (SG/2008/259) 23 December 2008
Queen’s and Lord Treasurer’s Remembrancer Annual Report and Accounts for the year ended 31 March 2007 (SG/2009/22) 6 March 2009
Queen’s and Lord Treasurer’s Remembrancer Annual Report and Accounts for the year ended 31 March 2008 (SG/2009/23) 6 March 2009
Queen’s Printer for Scotland Report covering the period 1 April 2007 to 31 December 2008 (SG/2009/30) 24 March 2009
Review of Palliative Care Services in Scotland: a main report and key messages summary prepared for the Auditor General for Scotland (AGS/2008/8) 20 August 2008
Review of the New General Medical Services Contract: a report and key messages paper prepared for the Auditor General for Scotland (AGS/2008/7) 2 July 2008
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Scotland’s Budget Documents: The 2008-09 Autumn Budget Revision to the Budget (Scotland) Act for the year ending 31 March 2009 (SG/2008/201) 23 October 2008
Scotland’s Budget Documents: the 2008-09 Spring Budget Revision to the Budget (Scotland) Act for the year ending 31 March 2009 (SG/2009/5) 27 January 2009
Scottish Advisory Committee on Distinction Awards Annual Report April 2009 (SG/2009/69) 22 April 2009
Scottish Arts Council Group Annual Report and Accounts for the year to 31 March 2008 (SG/2008/237) 4 December 2008
Scottish Consolidated Fund Receipts and Payments Account 1 April 2007 to 31 March 2008 (SG/2008/172) 18 December 2008
Scottish Court Service Annual Report and Accounts 2007-08 (SG/2008/254) 19 December 2008

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Scottish Government Rural Directorate, 2008 Return of Expenditure Incurred, Prosecutions Taken and Incidences of Notifiable Disease in Imported Animals (SG/2009/16) 2 April 2009
Scottish Information Commissioner Annual Accounts Year Ended 31 March 2008 (SG/2008/170) 18 September 2008
Scottish Legal Aid Board Annual Report 2007-08 (SG/2008/146) 9 December 2008

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Case 200700635: Lanarkshire NHS Board—
Cases 200503162, 200602726 & 200700502: A Medical Practice, Lanarkshire NHS Board; Lanarkshire NHS Board; and Greater Glasgow and Clyde NHS Board—
Cases 200600457 & 200502301: Lanarkshire NHS Board and NHS24—
Case 200600345: Greater Glasgow and Clyde NHS Board—
Case 200601594: Greater Glasgow and Clyde NHS Board—
Case 200700709: Greater Glasgow and Clyde NHS Board—
Case 200600377: Highland NHS Board—
Case 200701928: Highland NHS Board—
Case 200600902: A Medical Practice, Lothian NHS Board—
Case 200701335: Lothian NHS Board—
Cases 200701012 & 200701348: Scottish Ambulance Service and Western Isles NHS Board—
Case 200501879: A Medical Practice, Fife NHS Board—
Case 200601583: Forth Valley NHS Board—
Case 200602374: Forth Valley NHS Board—
Case 200700345: A Medical Practice, Fife NHS Board—
Case 200602298: Tayside NHS Board—
Case 200600373: Ayrshire and Arran NHS Board—
Case 200501028: South Lanarkshire Council—
Case 200701770: North Lanarkshire Council—
Case 200600141: The Highland Council—
Case 200600586: Midlothian Council—
Case 200600755: The City of Edinburgh Council—
Case 200601848: Angus Council—
Case 200502524: Aberdeen City Council—
Case 200402038: Dumfries and Galloway Council—
Case 200600312: Scottish Environment Protection Agency—
Cases 200601037, 200602206 and 200602601: Scottish Borders Council and Forestry Commission (Scotland)—

June 2008 (SPSO/2008/06) 18 June 2008—
Case 200701982: Lanarkshire NHS Board—
Case 200600461: Highland NHS Board—
Cases 200603988 & 200701202: Highland NHS Board and a Medical Practice, Highland NHS Board—
Case 200700092: Western Isles NHS Board—
Case 200702119: Highland NHS Board—
Case 200701273: Forth Valley NHS Board—
Case 200700599: Borders NHS Board—
Case 200600025: South Lanarkshire Council—
Case 200701326: South Lanarkshire Council—
Case 200602924: The Highland Council—
Case 200601777: Fife Council—
Case 200601455: The Scottish Commission for the Regulation of Care

July 2008 (SPSO/2008/07) 23 July 2008—
Case 200600725: Lanarkshire NHS Board
Case 200600942: Lanarkshire NHS Board
Case 200502857: Greater Glasgow and Clyde NHS Board
Case 200702258: Greater Glasgow and Clyde NHS Board
Case 200402209: Lothian NHS Board
Case 200501277: Lothian NHS Board
Case 200600213: Scottish Ambulance Service
Case 200603453: Lothian NHS Board
Case 200503366: Forth Valley NHS Board
Case 200700114: Fife NHS Board
Case 200502959: Tayside NHS Board
Case 200602439: Tayside NHS Board
Case 200603211: Tayside NHS Board
Case 200700903: Tayside NHS Board
Case 200502012: Ayrshire and Arran NHS Board
Case 200601141: Ayrshire and Arran NHS Board
Case 200603770: A Medical Practice, Ayrshire and Arran NHS Board
Case 200503340: Glasgow City Council
Case 200600176: The Highland Council
Case 200601167: The Moray Council
Case 200603329: Fife Council
Case 200503484: Scottish Prison Service
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August 2008 (SPSO/2008/08) 20 August 2008—
Case 200600914: Greater Glasgow and Clyde NHS Board
Case 200700519: Highland NHS Board
Case 200700008: Scottish Ambulance Service
Case 200602258: Fife NHS Board
Case 200701692: A Dentist, Fife NHS Board
Case 200600407: Tayside NHS Board
Case 200701937: Grampian NHS Board
Case 200702695: Borders NHS Board
Case 200503558: Shire Housing Association Ltd
Case 200603331: North Lanarkshire Council
Case 200503556: The City of Edinburgh Council
Case 200700283: The City of Edinburgh Council
Case 200501923: Stirling Council
Case 200600298: Fife Council
Case 200603559: Dundee City Council
Case 200501177: Forest Enterprise Scotland

September 2008 (SPSO/2008/09) 17 September 2008 —
Case 200501574: University of Glasgow
Case 200700033: Greater Glasgow and Clyde NHS Board
Case 200702270: Greater Glasgow and Clyde NHS Board
Case 200702661: Lothian NHS Board
Case 200600637: Fife NHS Board
Case 200702892: Forth Valley NHS Board
Case 200701333: Tayside NHS Board
Case 200700383: The Moray Council
Case 200701164: Comhairle nan Eilean Siar
Case 200602079: Scottish Borders Council
Case 200502776: Renfrewshire Council
Case 200700850: Renfrewshire Council

October 2008 (SPSO/2008/10) 22 October 2008
Case 200601938: University of Glasgow
Case 200503430: University of Abertay Dundee
Cases 200501777 & 200600202: Lanarkshire NHS Board and Greater Glasgow and Clyde NHS Board
Case 200602205: Greater Glasgow and Clyde NHS Board
Case 200700634: Lothian NHS Board
Case 200601326: Forth Valley NHS Board
Case 200600638: North Lanarkshire Council
Case 200600622: The Highland Council
Cases 200500581 & 200501941: Fife Council
Case 200700989: Aberdeenshire Council
Case 200600448: East Lothian Council
Case 200700100: South Ayrshire Council
Case 200602043: The Scottish Commission for the Regulation of Care

November 2008 (SPSO/2008/11) 19 November 2008
Case 200603520: University of Glasgow
Case 200703087: Lanarkshire NHS Board
Case 200603419: Lothian NHS Board
Case 200601144: Fife NHS Board
Cases 200603874 and 200701920: A Medical Practice, Fife NHS Board and Fife NHS Board
Case 200800529: Tayside NHS Board
Case 200800541: Argyll and Bute Council
Case 200602790: Perth and Kinross Council
Case 200603296: Fife Council
Case 200603334: Perth and Kinross Council
Case 200700696: Student Awards Agency for Scotland

December 2008 (SPSO/2008/12) 17 December 2008
Case 200501473: University of Glasgow
Case 200700254: The Robert Gordon University
Case number 200700814: Greater Glasgow and Clyde NHS Board
Case 200503543: The Moray Council
Case 200601561: Scottish Borders Council
Case 200703152: North Ayrshire Council
Case 200702044: Police Complaints Commissioner for Scotland
January 2009 (SPSO/2009/01) 21 January 2009
Case 200700040: University of Edinburgh
Case 200603262: Greater Glasgow and Clyde NHS Board
Case 200703044: Western Isles NHS Board
Case 200801411: A Medical Practice, Fife NHS Board
Case 200700656: North Lanarkshire Council
Case 200601009: Fife Council
Case number 200701327: Renfrewshire Council
Case 200502842: Scottish Government Environment Directorate

February 2009 (SPSO/2009/02) 18 February 2009
Case 200702229: Edinburgh’s Telford College
Case 200500267: Greater Glasgow and Clyde NHS Board
Case 200603139: Greater Glasgow and Clyde NHS Board
Case 200700891: Greater Glasgow and Clyde NHS Board
Case 200602779: Highland NHS Board
Case 200701108: The Moray Council
Case 200703245: Scottish Borders Council
Cases 200502409 and 200503071: Fife Council and Directorate for Planning and Environmental Appeals

March 2009 (SPSO/2009/03) 25 March 2009
Case 200501303: Greater Glasgow and Clyde NHS Board
Case 200800093: A Medical Practice, Lothian NHS Board
Case 200602930: Forth Valley NHS Board
Case 200700075: Fife NHS Board
Case 200603518: Glasgow City Council
Case 200800100: The City of Edinburgh Council
Case 200602104: Dumfries and Galloway Council
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April 2009 (SPSO/2009/04) 22 April 2009
Case 200502797: Lanarkshire NHS Board
Cases 200600740 & 200701011: A Medical Practice, Greater Glasgow and Clyde NHS Board and Greater Glasgow and Clyde NHS Board
Case 200800128: Greater Glasgow and Clyde NHS Board
Cases 200601436 & 200800094: Shetland NHS Board and Scottish Ambulance Service
Case 200602412: Forth Valley NHS Board
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Case 200701713: Hillcrest Housing Association Ltd
Case 20070058: West Dunbartonshire Council
Case 200601783: West Lothian Council
Case 200600528: Scottish Government Health Directorate

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Tayside Community Justice Authority Annual Accounts 2007-08 (SG/2008/266) 23 December 2008
Transport Scotland Annual Report and Accounts 07/08 (SG/2008/212) 12 December 2008
West Lothian College Annual Accounts 2007-08 (SG/2009/64) 2 April 2009
Western Isles Health Board Annual Accounts 2007-08 (SG/2008/226) 22 October 2008

Annex D. Committee Reports

Economy, Energy and Tourism Committee, 7th Report 2008 (Session 3): Energy Bill Legislative Consent Memorandum (S3) 12.2 (SP Paper 166) 6 November 2008
Education, Lifelong Learning and Culture Committee, 2nd Report, 2008 (Session 3): Subordinate Legislation (SP Paper 100) 22 May 2008

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Justice Committee, 5th Report, 2009 (Session 3): Report on the legislative consent memorandum on the Borders, Citizenship and Immigration Bill (LCM(S3)15.1) (SP Paper 224) 5 March 2009


Justice Committee, 9th Report, 2009 (Session 3): Report on the legislative consent memorandum on the Coroners and Justice Bill (LCM(S3) 16.2) (SP Paper 257) 7 May 2009


Local Government and Communities Committee, 3rd Report, 2009 (Session 3): Subordinate Legislation (SP Paper 208) 6 February 2009


Public Audit Committee, 1st Report 2009 (Session 3): Review of palliative care services in Scotland (SP Paper 189) 14 January 2009


Public Petitions Committee, 3rd Report 2008 (Session 3): Availability on the NHS of cancer treatment drugs (SP Paper 133) 18 June 2008

Public Petitions Committee, 1st Report, 2009 (Session 3): Knife crime (SP Paper 246) 2 April 2009


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