SUBORDINATE LEGISLATION COMMITTEE

MINUTES

23rd Meeting, 2010 (Session 3)

Tuesday 7 September 2010

Present:

Bob Doris           Helen Eadie
Rhoda Grant         Ian McKee (Deputy Convener)
Elaine Smith        Jamie Stone (Convener)

Apologies were received from Alex Johnstone.

The meeting opened at 2.15 pm.

1. **Decision on taking business in private**: The Committee agreed to take item 5 in private.

2. **Draft instruments subject to approval**: The Committee agreed that no points arose on the following—

   the Public Appointments and Public Bodies etc. (Scotland) Act 2003 (Treatment of Office or Body as Specified Authority) (No. 2) Order 2010 (SSI 2010/draft).

3. **Instruments subject to annulment**: The Committee agreed to draw the attention of the Parliament to the following—

   the General Pharmaceutical Council (Transfer of Property, Rights and Liabilities, Fees and Grants) Order of Council 2010 (SI 2010/1618);
   the Pharmacy Order 2010 (Registration - Transitional Provisions) Order of Council 2010 (SI 2010/1619);
   the Pharmacy Order 2010 (Approved European Pharmacy Qualifications) Order 2010 (SI 2010/1620);
   the Pharmacy Order 2010 (Commencement No. 2) Order of Council 2010 (SI 2010/1621 (C. 85));
   the Criminal Legal Assistance (Fees) (Scotland) Regulations 2010 (SSI 2010/270);
the Smoke Control Areas (Authorised Fuels) (Scotland) Regulations 2010 (SSI 2010/271);
the Less Favoured Area Support Scheme (Scotland) Regulations 2010 (SSI 2010/273);
the Additional Support Needs Tribunals for Scotland (Practice and Procedure) Amendment (No. 2) Rules 2010 (SSI 2010/274);
the Additional Support for Learning (Co-ordinated Support Plan and Dispute Resolution) (Scotland) Amendment Regulations 2010 (SSI 2010/275);
the Additional Support for Learning (Appropriate Agencies and Sources of Information) (Scotland) Amendment of Commencement Dates Order 2010 (SSI 2010/276);
the Charities Accounts (Scotland) Amendment Regulations 2010 (SSI 2010/287);

and that no points arose on—

the General Pharmaceutical Council (Appeals Committee Rules) Order of Council 2010 (SI 2010/1614);
the General Pharmaceutical Council (Fitness to Practise and Disqualification etc. Rules) Order of Council 2010 (SI 2010/1615);
the General Pharmaceutical Council (Statutory Committees and their Advisers Rules) Order of Council 2010 (SI 2010/1616);
the General Pharmaceutical Council (Registration Rules) Order of Council 2010 (SI 2010/1617);
the Smoke Control Areas (Exempt Fireplaces) (Scotland) Order 2010 (SSI 2010/272);
the Education (Treatment of Student Loans on Sequestration) (Scotland) Regulations 2010 (SSI 2010/300);
the Nutrition and Health Claims (Scotland) Amendment Regulations 2010 (SSI 2010/307);
the Addition of Vitamins, Minerals and Other Substances (Scotland) Amendment Regulations 2010 (SSI 2010/308).

The Committee agreed to write to the Scottish Government regarding the number of breaches of the 21-day rule.

4. **Instruments not laid before the Parliament**: The Committee agreed to draw the attention of the Parliament to the following—

the Criminal Justice and Licensing (Scotland) Act 2010 (Commencement No. 1) Order 2010 (SSI 2010/297 (C. 15));

and that no points arose on—

the Education (Additional Support for Learning) (Scotland) Act 2009 (Commencement No. 2) Order 2010 (SSI 200/277 (C. 14));
Act of Sederunt (Sheriff Court Rules) (Miscellaneous Amendments) 2010 (SSI 2010/279);
Act of Adjournal (Criminal Procedure Rules Amendment No. 2) (Presentation of Conviction Appeals in Writing) 2010 (SSI 2010/309);
Act of Sederunt (Lands Valuation Appeal Court) 2010 (SSI 2010/310).

5. **Wildlife and Natural Environment (Scotland) Bill (in private):** The Committee considered the Scottish Government's response to points raised on the delegated powers provisions in this Bill at Stage 1, and agreed the contents of a draft report subject to minor revisions being made.

The meeting closed at 2.31 pm.

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