



The Scottish Parliament Pàrlamaid na h-Alba

MINUTES OF PROCEEDINGS

Parliamentary Year 3, No. 50, Session 5

Meeting of the Parliament

Wednesday 21 November 2018

Note: (DT) signifies a decision taken at Decision Time.

The meeting opened at 2.00 pm.

1. Portfolio Questions: Questions on Justice and the Law Officers and then on Transport, Infrastructure and Connectivity were answered by Cabinet Secretaries.

2. Scottish Crown Estate Bill – Stage 3: Graeme Dey, on behalf of the Parliamentary Bureau, moved S5M-14833—That the Parliament agrees that, during stage 3 of the Scottish Crown Estate Bill, debate on groups of amendments shall, subject to Rule 9.8.4A, be brought to a conclusion by the time limit indicated, those time limits 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 3: 40 minutes

Groups 4 to 6: 1 hour 40 minutes

Groups 7 to 9: 2 hours 15 minutes

The motion was agreed to.

3. Scottish Crown Estate Bill – Stage 3: The Bill was considered at Stage 3.

The following amendments were agreed to (without division): 9, 12, 13, 14, 15, 16, 19, 20, 21, 22, 23 and 24.

The following amendments were agreed to (by division)—

- 10 (For 114, Against 0, Abstentions 4)
- 17 (For 89, Against 0, Abstentions 28)
- 18 (For 88, Against 1, Abstentions 27)
- 21A (For 89, Against 0, Abstentions 28)
- 21B (For 89, Against 0, Abstentions 28)

The following amendments were disagreed to (by division)—

- 1 (For 28, Against 89, Abstentions 0)
- 11 (For 33, Against 85, Abstentions 0)
- 26 (For 33, Against 85, Abstentions 0)

The following amendments were not moved: 2, 25, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 7, 8, 4, 44, 45 and 5.

The following amendments were moved and with the agreement of the Parliament withdrawn: 6, 42, 3 and 43.

The Presiding Officer determined, under Rule 9.8.5BA that, in his view, no provision of the Scottish Crown Estate Bill related to a protected subject-matter.

4. Scottish Crown Estate Bill – Stage 3: The Cabinet Secretary for Environment, Climate Change and Land Reform (Roseanna Cunningham) moved S5M-14822—That the Parliament agrees that the Scottish Crown Estate Bill be passed.

After debate, the motion was agreed to ((DT) by division: For 119, Against 0, Abstentions 0).

5. Crime (Overseas Production Orders) Bill – UK Legislation: The Cabinet Secretary for Justice (Humza Yousaf) moved S5M-14825—That the Parliament agrees that the relevant provisions of the Crime (Overseas Production Orders) Bill, introduced in the House of Lords on 27 June 2018, relating to the making of overseas production orders, the people who may apply for orders, the requirements for the making of orders, the content and effect of orders, the variation or revocation of orders, the inclusion of non-disclosure requirements in orders, restrictions on the service of orders, the retention of electronic data and its use as evidence, procedural matters to be determined by court rules, the requirements to notify holders of confidential journalistic data of applications for orders in relation to that data, the effect of notices of application, the means of serving an order, and definitions for the purposes of the Bill, so far as these matters fall within the legislative competence of the Scottish Parliament and alter the executive competence of the Lord Advocate, should be considered by the UK Parliament.

The motion was agreed to (DT).

6. Offensive Weapons Bill – UK Legislation: The Cabinet Secretary for Justice (Humza Yousaf) moved S5M-14827—That the Parliament agrees that the relevant provisions of the Offensive Weapons Bill, introduced in the House of Commons on 20 June 2018, relating to the creation of new offences in respect of corrosives, stop

and search powers in relation to the new offence of possession of a corrosive substance in public, certain procedural provisions relating to the corrosives offences, a new defence specific to remote sales relating to the existing offence of sale of bladed articles to under 18s, a new offence of delivery of bladed articles to residential premises, a new offence of delivery of bladed articles to under 18s when purchased remotely from outwith the UK, changes to the definition of a flick knife, a new offence of possession in all place of certain knives and offensive weapons, arrangements for disposal of these certain knives and offensive weapons, and prohibition of certain firearms and commencement powers, 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).

7. Business Motion: Graeme Dey, on behalf of the Parliamentary Bureau, moved S5M-14837—That the Parliament agrees—

(a) the following programme of business—

Tuesday 27 November 2018

2.00 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Topical Questions (if selected)

followed by Ministerial Statement: The Interim Findings of the UN Special Rapporteur on Extreme Poverty and Human Rights on UK poverty

followed by Scottish Government Debate: Hear Me Too: 16 days of Activism to End Violence Against Women and Girls

followed by Committee Announcements

followed by Business Motions

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members' Business

Wednesday 28 November 2018

2.00 pm Parliamentary Bureau Motions

2.00 pm Portfolio Questions: Culture, Tourism and External Affairs; Government Business and Constitutional Relations

followed by Scottish Conservative and Unionist Party Business

followed by Business Motions

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members' Business

Thursday 29 November 2018

11.40 am Parliamentary Bureau Motions

11.40 am General Questions

12.00 pm First Minister's Questions

followed by Members' Business

2.30 pm Parliamentary Bureau Motions

2.30 pm Scottish Government Debate: Ending Homelessness Together

followed by Business Motions

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

Tuesday 4 December 2018

2.00 pm Time for Reflection

followed by Parliamentary Bureau Motions

followed by Topical Questions (if selected)

followed by Public Petitions Committee debate: PE1463 on Thyroid and Adrenal Testing, Diagnosis and Treatment

followed by Legislative Consent Motion: Counter-Terrorism and Border Security Bill

followed by Committee Announcements

followed by Business Motions

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members' Business

Wednesday 5 December 2018

2.00 pm Parliamentary Bureau Motions

2.00 pm Portfolio Questions: Education and Skills

followed by Scottish Government Business

followed by Business Motions

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

followed by Members' Business

Thursday 6 December 2018

11.40 am Parliamentary Bureau Motions

11.40 am General Questions

12.00 pm First Minister's Questions

followed by Members' Business

2.30 pm Parliamentary Bureau Motions

2.30 pm Stage 1 Debate: Health and Care (Staffing) (Scotland) Bill

followed by Financial Resolution - Health and Care (Staffing) (Scotland) Bill

followed by Business Motions

followed by Parliamentary Bureau Motions

5.00 pm Decision Time

(b) that, in relation to any debate on a business motion setting out a business programme taken on Wednesday 28 November 2018, the second sentence of rule 8.11.3 is suspended and replaced with "Any Member may speak on the motion at the discretion of the Presiding Officer"

and

(c) that, in relation to First Minister's Questions on Thursday 29 November 2018, in rule 13.6.2, insert at end "and may provide an opportunity for Party Leaders or their representatives to question the First Minister".

The motion was agreed to.

8. Parliamentary Bureau Motions: Graeme Dey, on behalf of the Parliamentary Bureau, moved—

S5M-14838 Approval of SSI—That the Parliament agrees that the Budget (Scotland) Act 2018 Amendment Regulations 2018 [draft] be approved.

S5M-14839 Change to Committee Remit—That the Parliament agrees, under Rule 6.1, that the remit of the following mandatory committee be amended—

Name of Committee: Standards, Procedures and Public Appointments Committee

Remit: To the remit set out in Rule 6.4 shall be added—

Matters relating to Scottish general elections falling within the responsibility of the Cabinet Secretary for Government Business and Constitutional Relations.

The motions were agreed to (DT).

9. Decision Time: The Parliament took decisions on items 4, 5, 6 and 8 as noted above.

10. Pancreatic Cancer Awareness: The Parliament debated S5M-13860 in the name of Clare Adamson—That the Parliament notes that November marks Pancreatic Cancer Awareness Month, and that 15 November 2018 is World Pancreatic Cancer Day; congratulates all of the pancreatic cancer charities and their supporters on working tirelessly to raise awareness of the condition; understands that it is one of the least survivable cancers and the fifth most common cause of cancer death in Scotland; notes that, while there are currently no screenings or early detection tests, some are in development; recognises that early detection is vital to improving a person's chance of survival by ensuring early access to treatment; appreciates that this need for early diagnosis makes awareness and knowledge of the condition all the more important, and welcomes all efforts in this cause.

The meeting closed at 6.44 pm.

P E Grice
Clerk of the Parliament
21 November 2018

Appendix

(Note: this Appendix does not form part of the Minutes)

Other Documents

The following document was laid before the Parliament on 21 November 2018 and is not subject to parliamentary procedure-

Scottish Public Services Ombudsman - Compendium of Discontinued Reports- Case Reports for November 2018 SPSO/2018/11 laid under Sections 15(1) and 15(1A) of the Scottish Public Services Ombudsman Act 2002

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