

PARLIAMENTARY BUREAU: APPROVAL OF SCOTTISH STATUTORY INSTRUMENTS

MADE AFFIRMATIVE INSTRUMENTS

[Health Protection \(Coronavirus\) \(International Travel and Operator Liability\) \(Scotland\) Amendment \(No. 3\) Regulations 2022 \(SSI 2022/53\)](#)

1. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Health Protection (Coronavirus) (International Travel and Operator Liability) (Scotland) Amendment (No. 3) Regulations 2022 (SSI 2022/53) be approved.

Purpose

2. This instrument amends the Health Protection (Coronavirus) (International Travel and Operator Liability) (Scotland) Regulations 2021 to do the following:

- remove provisions which were introduced for persons attending or facilitating the international climate summit known as “COP26” and the COP26 World Leaders Summit.
- expand and amend the lists of “relevant countries” and “approved third countries or territories” for the purposes of the eligible vaccinated arrival policy.
- update the categories of arrivals who benefit from sectoral exemption status. It removes schedule 6 (specified competitions) in line with the removal of the exemptions for elite sportspersons.
- remove all testing requirements for eligible vaccinated arrivals and removes the requirement for arrivals that are not eligible vaccinated to take a day 8 test and self isolate.
- amend the passenger information requirements so that operators need only provide information pre-departure and on-board the relevant service. It also updates the information which must be provided. Minor amendments are made to the operator liability offences. Minor changes are also made to the information to be provided by passengers on their Passenger Locator Form (“PLF”).

Consideration by committee

3. These regulations are required to be considered by the Covid-19 Recovery Committee and the Parliament on Thursday 17 March, to allow them to be considered prior to their expiry date on 18 March 2022. The motion to agree the regulations will be lodged by the Bureau, shortly after the Covid-19 Recovery Committee has considered and reported on them; and taken in the Chamber that afternoon. The Business Team will ensure that the Committee’s report is shared with Business Managers as soon as it becomes available and update that day’s Business Programme when the motion is lodged.

[Scottish Landfill Tax \(Standard Rate and Lower Rate\) Order 2022 \(SSI 2022/46\)](#)

4. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Scottish Landfill Tax (Standard Rate and Lower Rate) Order 2022 (SSI 2022/46) be approved.

Purpose

5. To provide for the annual increase in Scottish Landfill Tax rates. It specifies the standard rate and lower rate for disposals on or after 1 April 2022, as announced in the Scottish Budget 2022-23. Scottish Landfill Tax is chargeable by weight. This instrument provides that the standard and lower rates will be increased from 1st April 2022, so that:

- The standard rate is £98.60 per tonne, and
- The lower rate is £3.15 per tonne.

Consideration by committee

6. At its meeting on 8 March 2022, the Finance and Public Administration Committee agreed to recommend that the regulations be approved. The Committee report will be published on 14 March 2022.

AFFIRMATIVE INSTRUMENTS

[National Bus Travel Concession Schemes \(Miscellaneous Amendments\) \(Scotland\) Order 2022 \(SSI 2022/draft\)](#)

7. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the National Bus Travel Concession Schemes (Miscellaneous Amendments) (Scotland) Order 2022 (SSI 2022/draft) be approved.

Purpose

8. To set out the capped level of funding for the National Bus Travel Concession Scheme for Older and Disabled Persons and reimbursement rates for bus operators in both National Bus Travel Concession Schemes in 2022-23.

Consideration by committee

9. At its meeting on 8 March 2022, the Net Zero, Energy and Transport Committee agreed to recommend that the regulations be approved. The Committee report was published on 9 March 2022.

[Provision of Early Learning and Childcare \(Specified Children\) \(Scotland\) Amendment Order 2022 \(SSI 2022/Draft\)](#)

10. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Provision of Early Learning and Childcare (Specified Children) (Scotland) Amendment Order 2022 (SSI 2022/Draft) be approved.

Purpose

11. To amend the Provision of Early Learning and Childcare (Specified Children) (Scotland) Order 2014, in light of increases to the National Living Wage, in order to protect eligibility for those 2 year old children who qualify for access to funded early learning and childcare due to their parents' receipt of Working Tax Credit and Child Tax Credit or Universal Credit.

Consideration by committee

12. At its meeting on 9 March 2022, the Education, Children and Young People Committee agreed to recommend that the regulations be approved. The Committee report will be published on 11 March 2022.

Legal Aid and Advice and Assistance (Financial Limit) (Scotland) Amendment Regulations 2022 (SSI 2022/Draft)

13. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Legal Aid and Advice and Assistance (Financial Limit) (Scotland) Amendment Regulations 2022 (SSI 2022/Draft) be approved.

Purpose

14. To make provision to increase the maximum total fees per court session allowable to duty solicitors representing accused persons in the sheriff or district courts, and to increase the financial limits for payments for advice and assistance under the Legal Aid (Scotland) Act 1986, beyond which solicitors are required to seek prior approval of the Scottish Legal Aid Board before undertaking further work.

Consideration by committee

15. At its meeting on 2 March 2022, the Criminal Justice Committee agreed to recommend that the regulations be approved. The Committee report was published on 4 March 2022.

Emergency SSI:

Social Security (Residence Requirements) (Ukraine) (Scotland) Regulations 2022

16. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Social Security (Residence Requirements) (Ukraine) (Scotland) Regulations 2022 (SSI 2022/Draft) be approved.

17. The Home Office legislation on the Immigration and Visa controls for Ukrainian refugees is due to come into force next Wednesday 16 March. As some refugees are

being issued visa waivers they may be looking to claim benefits, and would be entitled to do so from that day. DWP are laying their regulations on Tuesday 15 March, with a coming into force date of Wednesday 16 March. This will mean anyone coming to the UK from Ukraine under the Home Office schemes would be entitled to benefits from DWP from Wednesday 16 March.

18. In order to make sure anyone coming to settle in Scotland has the same effective dates of entitlement as those in the rest of the UK, the Scottish Government intend to lay an affirmative SSI on the morning of 15 March to come into force on 16 March, to ensure that the dates align.

Consideration by committee

19. As the emergency regulations will be laid on 15 March, the DPLR will consider and report on the regulations that morning, with a proposal that (should the lead Committee agree) the regulations go straight to the Chamber as the de facto lead committee, to be considered that afternoon.

Decision

20. **Business Managers are invited note that the above motions will be lodged.**

21. **Business Managers should reserve their position if their party intends to speak against or oppose the motions.**

**Parliamentary Business Team
March 2022**