

# Parliamentary Bureau – Approval of Scottish Statutory Instruments

This paper covers the following Scottish Statutory Instruments—

## Made Affirmatives

- [Representation of the People Act 1983 Remedial \(Scotland\) Order 2025 \(SSI 2025/353\)](#)
- [Scottish Landfill Tax \(Standard Rate and Lower Rate\) Order 2026 \(SSI 2026/97\)](#)

## Affirmatives

- [Prisoners \(Early Release\) \(Miscellaneous Amendment and Transitional Provisions\) \(Scotland\) Regulations 2026 \(SSI 2026/Draft\)](#)
- [Scottish Aggregates Tax \(Miscellaneous Amendment\) Regulations 2026 \(SSI 2026/Draft\)](#)
- [Investigation and Commencement of Repair \(Scotland\) Regulations 2026 \(SSI 2026/Draft\)](#)
- [Scottish Elections \(Representation and Reform\) Act 2025 \(Consequential Provision\) Regulations 2026 \(SSI 2026/Draft\)](#)

## Made Affirmative Instruments

### [Representation of the People Act 1983 Remedial \(Scotland\) Order 2025 \(SSI 2025/353\)](#)

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

**Graeme Dey on behalf of the Parliamentary Bureau:** That the Parliament agrees that the Representation of the People Act 1983 Remedial (Scotland) Order 2025 (SSI 2025/353) be approved.

#### Purpose

2. This Order allows some persons detained in hospital under orders and directions relating to criminal justice to vote in Scottish parliamentary elections and local government elections in Scotland. The Order will come into force on 19 November. The changes will apply to Scottish Parliament and local government elections which take place on or after 7 May 2026. The Order and its effects will expire on 28 February 2030.

#### Consideration by committee

3. The Order is a Made Affirmative which is required to be considered and agreed by Parliament by the expiry date to stay in force. The Standards, Procedures and Public Appointments Committee considered the Order at its meeting on Tuesday 5 March 2026 and agreed (by division: For 3, Against: 2, Abstentions: 0) to recommend that the Instrument be approved. The Committee's [report was published on 9 March 2026](#).

### [Scottish Landfill Tax \(Standard Rate and Lower Rate\) Order 2026 \(SSI 2026/97\)](#)

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

**Graeme Dey on behalf of the Parliamentary Bureau:** That the Parliament agrees that the Scottish Landfill Tax (Standard Rate and Lower Rate) Order 2026 (SSI 2026/97) be approved.

#### Purpose

5. An Order is considered by the Parliament each year to update the Scottish Landfill Tax (SLfT). This Order specifies the standard rate and lower rate for disposals on or after 1 April 2026, as announced in the Scottish Budget 2026-27. The standard rate is £130.75 per tonne [2025: £126.15], and the lower rate is £8.65 per tonne [2025: £4.05]. As in previous years, SLfT rates will remain aligned to UK Landfill Tax rates for 2026-27

## Consideration by committee

6. The Order is a Made Affirmative which is required to be considered and agreed by Parliament by the expiry date to stay in force. The Finance and Public Administration Committee considered the Order at its meeting on Tuesday 10 March 2026 and agreed to recommend that the Instrument be approved. The Committee's [report was published on 10 March 2026](#).
7. As the instrument's expiry date is Tuesday 17 March, the motion to agree the instrument will be lodged following the Bureau meeting on Tuesday 17 March and taken that evening.

## Affirmative Instruments

### [Prisoners \(Early Release\) \(Miscellaneous Amendment and Transitional Provisions\) \(Scotland\) Regulations 2026 \(SSI 2026/Draft\)](#)

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

**Graeme Dey on behalf of the Parliamentary Bureau:** That the Parliament agrees that the Prisoners (Early Release) (Miscellaneous Amendment and Transitional Provisions) (Scotland) Regulations 2026 (SSI 2026/Draft) be approved.

## Purpose

9. To change the point at which certain short-term prisoners are released from prison. Short-term prisoners are those serving sentences of less than four years. Following the commencement of the Prisoners (Early Release) (Scotland) Act 2025, most short-term prisoners are released after they have served 40% of their sentence (previously, 50%).
10. The regulations will change that release point so that those eligible are released after serving 30% of their sentence. The change will also apply to the release of children detained following conviction in summary and solemn proceedings, and to persons serving a sentence for fine default or contempt of court.
11. The change will not apply to those serving sentences as a whole or in part for a domestic abuse offence (including those serving a sentence with a domestic abuse statutory aggravator), or sexual offences who will continue to be released after serving 50% of their sentence.
12. The change will apply to those serving a short-term sentence when the legislation comes into force and those sentenced to short-term sentences in the future. Those who become immediately eligible for release on commencement of the legislation will be released in tranches.

## Consideration by committee

13. At its meeting on 4 March 2026 the Criminal Justice Committee agreed (by division: For 4; Against 4; Abstentions 0. The motion was agreed to on the

casting vote of the Convener) to recommend that the Instrument be approved. The Committee's [report was published on 16 March 2026](#).

[Scottish Aggregates Tax \(Miscellaneous Amendment\) Regulations 2026 \(SSI 2026/Draft\)](#)

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

**Graeme Dey on behalf of the Parliamentary Bureau:** That the Parliament agrees that the Scottish Aggregates Tax (Miscellaneous Amendment) Regulations 2026 (SSI 2026/Draft) be approved.

Purpose

15. To make provision in relation to the taxation of cross-border movements of aggregate and amends section 7 of the Aggregates Tax and Devolved Taxes Administration (Scotland) Act 2024 and makes amendments to the Scottish Aggregates Tax (Administration) Regulations 2025 for this purpose.

Consideration by committee

16. At its meeting on 24 February 2026 the Finance and Public Administration Committee agreed to recommend that the Instrument be approved. The Committee's [report was published on 10 March 2026](#).

[Investigation and Commencement of Repair \(Scotland\) Regulations 2026 \(SSI 2026/Draft\)](#)

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

**Graeme Dey on behalf of the Parliamentary Bureau:** That the Parliament agrees that the Investigation and Commencement of Repair (Scotland) Regulations 2026 (SSI 2026/Draft) be approved.

Purpose

18. These Regulations amend the Housing (Scotland) Act 2006 and the Scottish Secure Tenants (Right to Repair) Regulations 2002 to introduce time-limits for the investigation and commencement of repairs to damp or mould in private residential tenancies, Scottish secure tenancies and short Scottish secure tenancies.

Consideration by committee

19. At its meeting on 10 March 2026 the Local Government, Housing and Planning Committee agreed to recommend that the Instrument be approved. The Committee's [report will be published by 16 March 2026 and available on the Committee report page here](#).

[Scottish Elections \(Representation and Reform\) Act 2025 \(Consequential Provision\) Regulations 2026 \(SSI 2026/Draft\)](#)

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

**Graeme Dey on behalf of the Parliamentary Bureau:** That the Parliament agrees that the Scottish Elections (Representation and Reform) Act 2025 (Consequential Provision) Regulations 2026 (SSI 2026/Draft) be approved.

### Purpose

21. The instrument updates a number of references to section 82(2) of the Scotland Act 1998 (“the 1998 Act”) in the Scottish Parliamentary Pensions Act 2009 (“the 2009 Act”). The adjustments resolve a disconnect between the 2009 Act and 1998 Act that has arisen as a consequence of changes made to the 1998 Act by the Scottish Parliament (Disqualification of Councillors) Regulations 2025 (SSI 2025/306) and the Scottish Parliament (Disqualification of Members of the House of Commons) Regulations 2025 (SSI 2025/307).

### Consideration by committee

22. At its meeting on 26 February 2026 the Standards, Procedures and Public Appointments Committee agreed to recommend that the Instrument be approved. The Committee’s [report was published on 4 March 2026](#).

### Decision

23. Business Managers are invited to note that the above motions will be lodged.

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

Parliamentary Business Team

March 2026