

Parliamentary Bureau – Approval of Scottish Statutory Instruments

This paper covers the following Scottish Statutory Instruments—

Affirmatives

- [Marine Licensing \(Miscellaneous Amendment\) \(Scotland\) Order 2026 \(SSI 2026/Draft\)](#)
- [Antisocial Behaviour \(Fixed Penalty Offences\) \(Miscellaneous Amendment\) \(Scotland\) Order 2026 \(SSI 2026/Draft\)](#)

Affirmative Instruments

[Marine Licensing \(Miscellaneous Amendment\) \(Scotland\) Order 2026 \(SSI 2026/Draft\)](#)

1. 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 Marine Licensing (Miscellaneous Amendment) (Scotland) Order 2026 (SSI 2026/Draft) be approved.

Purpose

2. The Biodiversity Beyond National Jurisdiction (BBNJ) Agreement is a treaty agreed under the framework of the United Nations Convention on the Law of the Sea 1982, aiming to conserve and sustainably use marine biodiversity in areas beyond national jurisdiction (ABNJ), i.e., beyond 200 nautical miles. A key pillar is for parties to carry out Environmental Impact Assessment (EIA) of activities under their control which may cause substantial pollution of or significant and harmful changes. The above instrument amends the Marine (Scotland) Act 2010 to expand the licensable marine activities to include activities carried on or controlled by ‘Scottish persons’ in ABNJ, required for implementation of Part IV of the BBNJ Agreement. The instrument will ensure that the UK and Scotland can meet BBNJ Environmental Impact Assessment (EIA) obligations, while keeping regulation of activities taking place in ABNJ proportionate.

Consideration by committee

3. At its meeting on 17 March 2026 the Net Zero, Energy and Transport Committee agreed to recommend that the Instrument be approved. The Committee’s [report was published on 18 March 2026](#).

[Antisocial Behaviour \(Fixed Penalty Offences\) \(Miscellaneous Amendment\) \(Scotland\) Order 2026 \(SSI 2026/Draft\)](#)

4. 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 Antisocial Behaviour (Fixed Penalty Offences) (Miscellaneous Amendment) (Scotland) Order 2026 (SSI 2026/Draft) be approved.

Purpose

5. To make amendments which apply in relation to fixed penalty notices under section 129 of the Antisocial Behaviour etc. (Scotland) Act 2004. It amends the penalty level for antisocial behaviour fixed penalty notices (ASB FPNs) and amends the list of offences for which a ASB FPN can be issued.

Consideration by committee

6. At its meeting on 18 March 2026 the Criminal Justice Committee agreed to recommend that the Instrument be approved. The Committee's [report was published on 19 March 2026](#).

Decision

7. Business Managers are invited to note that the above motions will be lodged.
8. Business Managers should reserve their position if their party intends to speak against or oppose the motions.

Parliamentary Business Team

March 2026