



The Scottish Parliament Pàrlamaid na h-Alba

MINUTES OF PROCEEDINGS

Parliamentary Year 5, No. 76, Session 6

Meeting of the Parliament

Tuesday 3 February 2026

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

The meeting opened at 2.00 pm.

1. Time for Reflection: Susan Macleod, Humanist Celebrant, Humanist Society Scotland, led Time for Reflection.

2. Revision to Business Programme: The Minister for Parliamentary Business and Veterans (Graeme Dey), on behalf of the Parliamentary Bureau, moved S6M-20663— That the Parliament agrees to the following revisions to the programme of business for—

(a) Tuesday 3 February 2026—

after

2.00 pm Time for Reflection

followed by Parliamentary Bureau Motions

The motion was agreed to.

3. Motion of Condolence : The First Minister (John Swinney) moved S6M-20640—That the Parliament expresses its sadness at the sudden death of Lord Jim Wallace; appreciates his many years of outstanding public service and the high regard in which he was held as a Queen's Counsel, MP for Shetland and Orkney and the first ever MSP for Orkney, his seven years as the first Deputy First Minister of Scotland, and latterly as member of the House of Lords; acknowledges his long

service to the Church of Scotland as an elder at St Magnus Cathedral in Kirkwall and as Moderator of the General Assembly of the Church of Scotland from 2021 to 2022, and expresses deepest condolences to his wife, family and many friends.

The motion was agreed to.

4. Revision to Business Programme: The Minister for Parliamentary Business and Veterans (Graeme Dey), on behalf of the Parliamentary Bureau, moved S6M-20664— That the Parliament agrees to the following revisions to the programme of business for—

(a) Tuesday 3 February 2026—

delete

followed by Stage 1 Debate: Prostitution (Offences and Support) (Scotland) Bill

followed by Stage 1 Debate: Desecration of War Memorials (Scotland) Bill

and insert

followed by Ministerial Statement: Scotland's Prison Population

followed by Stage 1 Debate: Desecration of War Memorials (Scotland) Bill

followed by Stage 1 Debate: Prostitution (Offences and Support) (Scotland) Bill

followed by Ministerial Statement: Scottish Hospitals Inquiry

delete

5.55 pm Decision Time

and insert

6.20 pm Decision Time

(b) Thursday 5 February 2026—

after

followed by Stage 1 Debate: Non-surgical Procedures and Functions of Medical Reviewers (Scotland) Bill

insert

followed by Financial Resolution: Restraint and Seclusion in Schools (Scotland) Bill

The motion was agreed to.

5. Topical Questions: Questions were answered by the Deputy First Minister and a Cabinet Secretary.

6. Ministerial Statement: The Cabinet Secretary for Justice and Home Affairs (Angela Constance) made a statement and answered questions on Scotland's Prison Population.

7. Desecration of War Memorials (Scotland) Bill: Meghan Gallacher, as Member in Charge, spoke to the Desecration of War Memorials (Scotland) Bill, and indicated her intention to withdraw the Bill.

8. Prostitution (Offences and Support) (Scotland) Bill: Ash Regan moved S6M-20627—That the Parliament agrees to the general principles of the Prostitution (Offences and Support) (Scotland) Bill.

The motion was disagreed to ((DT) by division: For 54, Against 64, Abstentions 0).

9. Ministerial Statement: The Cabinet Secretary for Health and Social Care (Neil Gray) made a statement and answered questions on Scottish Hospitals Inquiry.

10. Children's Wellbeing and Schools Bill - UK Legislation: The Cabinet Secretary for Education and Skills (Jenny Gilruth) moved S6M-20645—That the Parliament agrees that the relevant provisions of the Children's Wellbeing and Schools Bill, introduced in the House of Commons on 17 December 2024, and subsequently amended, relating to the new clause to be inserted after clause 64, which grants powers to the Scottish Ministers to make provision that is consequential on devolved aspects of clause 11 (Use of accommodation for deprivation of liberty), so far as these matters alter the executive competence of the Scottish Ministers, should be considered by the UK Parliament.

The motion was agreed to (DT).

11. Decision Time: The Parliament took decisions on items 8 and 10 as noted above.

12. Publication of Level Up Scotland: A National Action Plan for the Scottish Games Sector: The Parliament debated 20521 in the name of Michael Marra—That the Parliament notes the publication of Level Up Scotland: A National Action Plan for the Scottish Games Sector, by the Scottish Games Network; recognises what it considers is the growing importance of the games sector to Scotland's economy, international reputation and high-skilled employment; notes the action plan's ambition to scale the sector to £1 billion gross value added (GVA) by 2030, and the reported productivity of the sector, including an estimated £151,382 GVA per head; further notes what it sees as Dundee's longstanding reputation as Scotland's games capital and the contribution of its studios, talent pipeline and creative ecosystem; notes the view that there should be a parliamentary debate about the action plan and the steps required to support sustainable growth in the sector, and further notes the calls on the Scottish Government to set out how it will engage with the recommendations in the plan, including on skills, investment and support for innovation, to help secure jobs and economic growth across Scotland.

The meeting closed at 7.35 pm.

David McGill
Clerk of the Parliament
3 February 2026

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

Committee Reports

The following report was published on 30 January 2026—

Delegated Powers and Law Reform Committee, 13th Report, 2026 (Session 6): Delegated powers in the Assisted Dying for Terminally Ill Adults (Scotland) Bill (as amended at Stage 2) (SP Paper 983)

The following reports were published on 2 February 2026—

Health, Social Care and Sport Committee, 4th Report, 2026 (Session 6): ADHD and autism pathways and support (SP Paper 980)

Health, Social Care and Sport Committee, 5th Report, 2026 (Session 6): The Scotland Act 1998 (Modification of Schedule 5) Order 2026 [draft] (SP Paper 984)

The following report was published on 3 February 2026—

Health, Social Care and Sport Committee, 6th Report, 2026 (Session 6): The Food Supplements (Magnesium L-threonate monohydrate) (Scotland) Regulations 2026 [draft] (SP Paper 985)

Subordinate Legislation

Affirmative Instruments

The following instruments were laid before the Parliament on 30 January 2026 and are subject to the affirmative procedure—

Scottish Aggregates Tax (Miscellaneous Amendment) Regulations 2026 [draft]
laid under section 61(1) of the Aggregates Tax and Devolved Taxes Administration (Scotland) Act 2024

Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Domestic Homicide and Suicide Reviews) (Scotland) Amendment Order 2026 [draft]
laid under section 10(2) of the Rehabilitation of Offenders Act 1974

Marine Licensing (Exempted Activities) (Scottish Inshore Region) Amendment Order 2026 [draft]
laid under section 165(5) of the Marine (Scotland) Act 2010

Negative Instruments

The following instruments were laid before the Parliament on 30 January 2026 and are subject to the negative procedure—

Qualifications Scotland (Strategic Advisory Council) (Establishment) Regulations 2026 (SSI 2026/36)
laid under section 64(3) of the Education (Scotland) Act 2025

National Health Service (General Medical Services Contracts and Primary Medical Services Section 17C Agreements) (Miscellaneous Amendment) (Scotland) Regulations 2026 (SSI 2026/37)
laid under section 105(2) of the National Health Service (Scotland) Act 1978

The following instruments were laid before the Parliament on 2 February 2026 and are subject to the negative procedure—

Non-Domestic Rate (Scotland) Order 2026 (SSI 2026/39)
laid under section 7B(5) of the Local Government (Scotland) Act 1975

National Assistance (Assessment of Resources) Amendment (Scotland) Regulations 2026 (SSI 2026/42)
laid under section 63(3) of the National Assistance Act 1948

National Assistance (Sums for Personal Requirements) (Scotland) Regulations 2026 (SSI 2026/43)
laid under section 63(3) of the National Assistance Act 1948

Non-Domestic Rating (Valuation of Utilities) (Scotland) Amendment Order 2026 (SSI 2026/44)
laid under section 6A(2) of the Valuation and Rating (Scotland) Act 1956

Police Service of Scotland (Vetting) Regulations 2026 (SSI 2026/46)
laid under section 125(4) of the Police and Fire Reform (Scotland) Act 2012

Other Documents

The following document was laid before the Parliament on 30 January 2026 and is not subject to parliamentary procedure—

Review of the BBC Royal Charter - Terms Of Reference (SG/2026/21) laid under Article 59(4) of the Royal Charter for the continuance of the British Broadcasting Corporation

The following documents were laid before the Parliament on 2 February 2026 and are not subject to parliamentary procedure—

Document Summarising The Representations Made, And The Scottish Ministers Consideration Of Those Representations, On The Draft Annual Report On The Scottish Ministers Exercise Of The Power In Section 1 Of The UK Withdrawal From The European Union (Continuity) (Scotland) Act 2021 Laid In Draft In Parliament On 31 October 2025 (SG/2026/43) laid under section 11(5) of the UK Withdrawal from the European Union (Continuity) (Scotland) Act 2021

Report By The Scottish Ministers In Exercise Of The Power In Section 1(1) Of The UK Withdrawal From The European Union (Continuity) (Scotland) Act 2021 For The Reporting Period 1 September 2024 – 31 August 2025 And The Intended Future Use Of The Power Under Section 1(1) In The Upcoming Reporting Period 1 September 2025 – 31 August 2026 (SG/2026/42) laid under section 10(1) of the UK Withdrawal from the European Union (Continuity) (Scotland) Act 2021

The following documents were laid before the Parliament on 3 February 2026 and are not subject to parliamentary procedure—

British Wool Marketing Board - Report on the BWMB Agricultural Marketing Scheme 2024 - 25 (SG/2026/18) laid under Section 30 of the Agricultural Marketing Act 1958

Scottish Local Government Finance Statistics 2024-25 (SG/2026/20) laid under Section 118 of the Local Government (Scotland) Act 1973

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