



The Scottish Parliament  
Pàrlamaid na h-Alba

## Delegated Powers and Law Reform Committee

The Rt Hon. the Lord McLoughlin CH  
Chair  
Delegated Powers and Regulatory Reform Committee

**10 March 2026**

Dear Lord McLoughlin

### Northern Ireland Troubles Bill

The Scottish Parliament's Delegated Powers and Law Reform Committee considered both the Legislative Consent Memorandum ("LCM") and supplementary Legislative Consent Memorandum, and powers to make subordinate legislation within devolved competence, in the above Bill at its meeting today. The Committee agreed to write to the Delegated Powers and Regulatory Reform Committee to highlight an issue in relation to "clause 81(4) - Legal privileges".

The Committee notes an apparent discrepancy between the UK Government's Delegated Powers Memorandum ("DPM") and the Bill in relation to this power. While the DPM states that the negative procedure is appropriate, the Bill contains no parliamentary procedure. The Committee therefore suggests that you may wish to probe **whether this omission is an error and whether the intention was for the power to be subject to the negative procedure, as indicated in the DPM, during your consideration of the Bill, should this issue not be addressed before the Bill arrives in the House of Lords.**

Yours sincerely

**Stuart McMillan MSP**  
Convener