The Scottish Parliament
Pàrlamaid na h-Alba

Equalities, Human Rights and Civil Justice Committee

26 November 2026

Dear Stakeholder

Immigration and Asylum Bill (UK Parliament legislation): Legislative Consent Memorandum

I am writing on behalf of the Equalities, Human Rights and Civil Justice Committee following its meeting on Thursday 26 November, during which Members discussed their approach to scrutiny of the Scottish Government's Legislative Consent Memorandum (LCM) on the Immigration and Asylum Bill, which is currently being considered by the UK Parliament.

The Scottish Government lodged its original LCM (LCM-S7-9) in July. It then lodged a supplementary LCM (LCM-S7-9a) on 19 November. Both LCMs can be accessed on the Parliament's website.

The UK Parliament does not normally legislate on devolved matters without the consent of the Scottish Parliament. The Scottish Government must lodge an LCM in relation to each UK Parliament Bill that contains provision that would require the Parliament's consent. The lead committee is then required to consider and report on the LCM.

The supplementary LCM sets out those clauses of the Bill which the Scottish Government considers engage the need for legislative consent along with its recommendations to the Scottish Parliament on whether consent should be provided.

The Committee expects to report on both LCMs in January and has agreed to invite the relevant Scottish Government minister to give evidence on them at its meeting on 17 December.

The Committee has also agreed to invite stakeholders to provide any written comments to help inform this evidence session. Any comments should focus specifically on those clauses set out in the supplementary LCM rather than providing views on the wider UK draft legislation.

We would be grateful for a response by close of business on Thursday 10 December. We appreciate this is short notice, but the timescales for the Committee to report to Parliament in are very tight and we need to conclude our scrutiny this year.

Contact: Equalities, Human Rights and Civil Justice Committee, The Scottish Parliament, Edinburgh, EH99 1SP. Email EHRCJ.committee@parliament.scot. We welcome calls through Relay UK and in BSL through Contact Scotland BSL.

If you require any further information, please contact the Clerks to the Committee on the email address as noted below.

Yours sincerely

Katie Hagmann MSP
Convener

Recipients

COSLA
The Faculty of Advocates
The Law Society of Scotland
The Scottish Human Rights Commission
The Scottish Refugee Council
JustRight Scotland
Tara Scotland (Trafficking Awareness Raising Alliance)