

Prescription (Scotland) Bill

Groupings of Amendments for Stage 2

This document provides procedural information which will assist in preparing for and following proceedings on the above Bill. The information provided is as follows:

- the list of groupings (that is, the order in which amendments will be debated). Any procedural points relevant to each group are noted;
- the text of amendments to be debated on the day of Stage 2 consideration, set out in the order in which they will be debated. **THIS LIST DOES NOT REPLACE THE MARSHALLED LIST, WHICH SETS OUT THE AMENDMENTS IN THE ORDER IN WHICH THEY WILL BE DISPOSED OF.**

Groupings of amendments

Five-year prescription: exception for certain social security payments and tax credits

3, 4

Five-year prescription: exception for council tax

5, 6, 7

Technical and consequential amendments

1, 2

THIS IS NOT THE MARSHALLED LIST

Amendments in debating order

Five-year prescription: exception for certain social security payments and tax credits

Mark Griffin

3 In section 3, page 2, line 5, at end insert—

<() after sub-paragraph (af) insert—

“(ag) to any obligation to pay a sum recoverable under—

- (i) Part 3 (overpayments and adjustments of benefit) of the Social Security Administration Act 1992;
- (ii) section 127(c) (recovery of income support in certain circumstances) of the Social Security Contributions and Benefits Act 1992; or
- (iii) Part 1(tax credits) of the Tax Credits Act 2002;”,>

Mark Griffin

4 In section 3, page 2, leave out lines 22 to 28

Five-year prescription: exception for council tax

Neil Findlay

5 In section 3, page 2, line 5, at end insert—

<() after sub-paragraph (af) insert—

“(ag) to any obligation to pay—

- (i) council tax under Part 2 of the Local Government Finance Act 1992; or
- (ii) any surcharge, fees, expenses or other sum recoverable in connection with the enforcement of an obligation to pay such council tax;”,>

Neil Findlay

6 In section 3, page 2, leave out lines 32 and 33.

Neil Findlay

7 In section 3, page 2, line 38, leave out <council tax or>

THIS IS NOT THE MARSHALLED LIST

Technical and consequential amendments

Ash Denham

1 In section 7, page 4, line 34, at end insert—

<(1C) If the relevant claim (as finally disposed of) is successful, the right is to be treated for the purposes of subsection (1) as having been exercised or enforced by the creditor at the time when the claim was made.”.>

Ash Denham

2 After section 15, insert—

<Consequential modifications

- (1) In the 1973 Act, in schedule 1 (obligations affected by prescriptive periods of five years), paragraph 1(ba) is repealed.
- (2) In the Social Security (Scotland) Act 2018, section 66 (which inserts paragraph 1(ba) into schedule 1 of the 1973 Act) is repealed.>

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