

Climate Change (Emissions Reduction Targets) (Scotland) Bill

Groupings of Amendments for Stage 3

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 3 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.**

Note: The time limits indicated are those set out in the timetabling motion to be considered by the Parliament before the Stage 3 proceedings begin. If that motion is agreed to, debate on the groups above the line must be concluded by the times indicated, although the amendments in those groups may still be moved formally and disposed of later in the proceedings.

Groupings of amendments

Group 1: Setting Scottish carbon budgets: scrutiny procedure

1, 2, 5

Group 2: Setting Scottish carbon budgets: explanatory statement

3, 4

Group 3: Anticipating and responding to failures and anticipated failures to meet emissions reduction targets

6, 11, 12

45 minutes

Group 4: Climate change plan: deadline and procedure

7, 8, 9, 10

Group 5: Assessing impact of major capital projects

13

Group 6: Financial resources to meet emissions reduction targets

14, 15

1 hour 20 minutes

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Amendments in debating order

Group 1: Setting Scottish carbon budgets: scrutiny procedure

Monica Lennon

- 1 In section 1, page 2, leave out lines 21 and 22 and insert—
- <() take into account the most up-to-date advice they have received from the relevant body.>

Gillian Martin

- 2 In section 1, page 2, leave out lines 32 to 34

Mark Ruskell

- 5 In section 1, page 2, line 39, at end insert—
- <A4A Budget-setting regulations: further procedure**
- (1) Before laying before the Scottish Parliament for approval a draft of regulations under section A4, the Scottish Ministers must—
- (a) lay a draft of the regulations before the Scottish Parliament for a period of 120 days, of which no fewer than 60 days must be days which the Scottish Parliament is not dissolved or in recess, and
- (b) before finalising the regulations, seek the views of a committee of the Scottish Parliament whose remit includes matters relating to climate change for the time being appointed by virtue of the standing orders.
- (2) Subsection (1) does not apply to the first draft regulations under section A4.>

Group 2: Setting Scottish carbon budgets: explanatory statement

Graham Simpson

- 3 In section 1, page 2, line 35, leave out <broadly>

Mark Ruskell

- 4 In section 1, page 2, line 39, at end insert—
- <() A statement under subsection (5) must also state whether the Scottish Ministers expect that, during the period covered by a Scottish carbon budget that would be set by the regulations, the net Scottish emissions account for a year will, for the first time since this section came into force, be—
- (a) 75% lower than the baseline,
- (b) 90% lower than the baseline.>

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Group 3: Anticipating and responding to failures and anticipated failures to meet emissions reduction targets

Douglas Lumsden

- 6 In section 2, page 7, leave out lines 15 to 31

Mark Ruskell

- 11 In section 3E, page 9, line 35, after <met> insert <, including details of any changes to policies that will be implemented during the period covered by a Scottish carbon budget in which the report is laid>

Douglas Lumsden

- 12 In section 3G, page 10, line 6, leave out subsection (2) and insert—
<() In section 42(2), after paragraph (ab) (which is inserted by section 2 of this Act) insert—
“(aa) section 35B (climate change plan: annual progress reports);”.>

Group 4: Climate change plan: deadline and procedure

Gillian Martin

- 7 Leave out section 3 and insert—

<Next climate change plan to follow setting of budgets

- (1) The Scottish Ministers must lay a draft climate change plan before the Scottish Parliament before the end of the period of 2 months beginning with the day that the first regulations setting a Scottish carbon budget under section A4 of the Climate Change (Scotland) Act 2009 come into force.
- (2) The Climate Change (Scotland) Act 2009 is modified as follows.
- (3) In section 35(1), for paragraph (a) substitute—
 - “(a) in the case of the first plan, before the end of the period of 90 days, of which no fewer than 45 must be days on which the Parliament is not dissolved or in recess, beginning with the day on which the period described by section 35A(1)(a) ends following the laying of a draft plan in accordance with section (*Next climate change plan to follow setting of budgets*)(1) of the Climate Change (Emissions Reduction Targets) (Scotland) Act 2024,”.>

Mark Ruskell

- 8 After section 3B, insert—

<Preparation of climate change plan: public consultation

- (1) The Climate Change (Scotland) Act 2009 is modified as follows.
- (2) After section 35, insert—

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“35ZA Preparation of climate change plan: public consultation

- (1) The Scottish Ministers must carry out a public consultation to inform the proposals and policies to be set out in a climate change plan laid under section 35(1)(b).
- (2) Before carrying out a consultation under subsection (1), the Scottish Ministers must lay a statement before the Parliament setting out—
 - (a) the methodologies the Scottish Ministers plan to use to consult, which may include digital, postal or in-person events,
 - (b) the steps the Scottish Ministers are planning to take to ensure persons likely to be interested in the subject matter of the consultation are aware of the consultation,
 - (c) the period of time for which the Scottish Ministers plan to consult, which must be a period no less than 6 months,
 - (d) such other information as the Scottish Ministers consider appropriate.”.>

Gillian Martin

- 9 In section 3C, page 9, line 4, leave out <in addition to the views of the relevant body under section 9(1)(d),>

Gillian Martin

- 10 In section 3C, page 9, line 12, leave out <mentioned in> and insert <whose views were requested in accordance with>

Group 5: Assessing impact of major capital projects

Patrick Harvie

- 13 After section 3G, insert—

<Assessing the impact of major capital projects on meeting targets

- (1) The Climate Change (Scotland) Act 2009 is modified as follows.
- (2) In section 33, before subsection (2A) (inserted by section 2(15)(a) of this Act) insert—

“(2ZA) The report must also set out details of any assessments, carried out during the period to which the report relates, in accordance with the proposals and policies set out in a climate change plan for assessing the impact of major capital projects on meeting Scottish carbon budget targets.”.
- (3) In section 35, after subsection (20) insert—

“(20A) The plan must also set out the Scottish Ministers’ proposals and policies for assessing the impact of major capital projects (as defined in the plan) on meeting Scottish carbon budget targets.”.>

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Group 6: Financial resources to meet emissions reduction targets

Patrick Harvie

14 After section 3G, insert—

<Financial resources to meet emissions reduction targets

- (1) The Climate Change (Scotland) Act 2009 is modified as follows.
- (2) After section 94 insert—

“94ZA Financial resources to meet emissions reduction targets

- (1) The Scottish Ministers must, at the same time as publishing a medium term financial strategy, lay before the Scottish Parliament a document setting out the financial resources being made available during the financial year to ensure that the Scottish carbon budget target for the period in which the financial year falls will be met.
- (2) The Scottish Ministers must take steps to ensure that the document laid under subsection (1) has been independently reviewed by a person with appropriate financial expertise.
- (3) For the purposes of this section, “medium term financial strategy” means a document setting out the Scottish Ministers’ expectations and broad financial plans and projections over a period of at least five years.
- (4) The Scottish Ministers may, by regulations—
 - (a) amend the reference to a medium term financial strategy in subsection (1),
 - (b) modify the definition of medium term financial strategy in subsection (3).”.
- (3) In section 96—
 - (a) in subsection (7), after paragraph (d), insert—

“(e) regulations under section 94ZA.”,
 - (b) in subsection (8), after “regulations” insert “, other than regulations under section 94ZA.”.>

Patrick Harvie

15 After section 3G, insert—

<Financial resources to meet emissions reduction targets

- (1) The Climate Change (Scotland) Act 2009 is modified as follows.
- (2) After section 94 insert—

“94ZA Financial resources to meet emissions reduction targets

- (1) The Scottish Ministers must, for each financial year, lay before the Scottish Parliament a document setting out the financial resources being made available during that financial year to ensure that the Scottish carbon budget target for the period in which the financial year falls will be met.
- (2) The document under subsection (1) must be laid before the Scottish Parliament no later than 31 May in the financial year to which the document relates.

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- (3) The Scottish Ministers must take steps to ensure that the document laid under subsection (1) has been independently reviewed by a person with appropriate financial expertise.”>

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