

Friday 13 May 2016  
No 75/2016

# Business Bulletin

*Iris Ghnothaichean*



The Scottish Parliament  
Pàrlamaid na h-Alba

## Today's Business

### Meeting of the Parliament

There are no meetings today.

### Committee Meetings

There are no meetings today.

## Meeting of the Parliament

There are no meetings today.

## Committee Meetings

There are no meetings today.

## Future Meetings of the Parliament

The future business of the Parliament has not yet been agreed to.

## Future Committee Meetings

The future business of the Parliament has not yet been agreed to.

Today's Business <i>Gnothaichean an-diugh</i>	Future Business <i>Gnothaichean ri teachd</i>	Motions & Questions <i>Gluasadan agus Ceistean</i>	Legislation <i>Reachdas</i>	Other <i>Eile</i>
Motions   Gluasadan				

## Motions

Motions and amendments are usually printed the day after lodging. When an amendment is lodged, then the original motion will be republished alongside it.

Each Monday, this section also contains motions and amendments that have been lodged the previous week and are still live and those that have been lodged for debate in the coming week. A motion or amendment is live if it has not been debated, withdrawn or otherwise deleted.

### Motions and amendments can be published with symbols:

- \* before the number indicates publication for the first time
- \*...\* around a section of text indicates changes to previously published material
- R indicates a member has declared a registered interest

The Parliamentary Bureau periodically deletes motions or amendments that are over six weeks old and not scheduled for debate.

Questions regarding this section should be directed to the Chamber Desk.

### Members' Business motions that have not achieved cross party support

**\*S5M-00007 Michael Russell: Commemorating the 21st Anniversary of the Srebrenica Genocide**—That the Parliament notes that the 21st anniversary of the genocide at Srebrenica in Bosnia, in which over 8,000 Bosnians, mostly men and including many young men, were murdered, takes place in July 2016; understands that the United Kingdom's Srebrenica Memorial Week organised by the charity, Remembering Srebrenica, will run from 10 to 17 July with the theme, 21: Coming of age – time to act; is mindful that many Bosnian young people did not have the chance to celebrate their coming of age as a result of the massacre and the war; considers that it has never been more important to engage with all young people and teach them that racial and religious hatred can lead to genocide, and hopes that the events of the commemoration will inspire people to challenge hatred of all types and work to create a more cohesive and tolerant society.

Supported by: Ivan McKee\*, Kenneth Gibson\*, Colin Beattie\*, Ben Macpherson\*, Maree Todd\*, Peter Chapman\*, Graeme Dey\*

**\*S5M-00003 Neil Findlay: Scotland, Pitchford and Undercover Policing**—That the Parliament believes that a growing number of Scottish citizens have been identified as being involved in undercover policing scandals involving the National Public Order Intelligence Unit and the Special Demonstration Squad of the Metropolitan Police, either as victims or as officers working on cases; considers that these units operated in Scotland keeping political, environmental, trade union and other activists under surveillance using unethical and often illegal methods; understands that the Pitchford inquiry, established by the Home Secretary, Theresa May, to look into undercover policing since the 1960s, does not cover Scotland in its remit; further understands that the Scottish Government has written to the UK Government asking for the inquiry to be extended to cover Scotland, and notes the view that, should this request be refused, the Scottish Government should set up its own inquiry so that all UK citizens, including those in Lothian who have been affected by what it considers this scandal can have the opportunity to get to the truth.

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Supported by: Iain Gray\*, Richard Leonard\*, Claudia Beamish\*

**\*S5M-00001 Neil Findlay: Lessons from Hillsborough—**That the Parliament welcomes the verdict of the Hillsborough inquests, which determined that the 96 Liverpool football fans who died were unlawfully killed; congratulates the outstanding commitment and campaigning of the Hillsborough Justice Campaign; notes the behaviour and conduct of South Yorkshire Police throughout the whole Hillsborough story and believes that the findings of the inquest are such that many further questions arise in relation to other major events involving the police at that time; notes calls for an inquiry into events at Orgreave during the 1984-85 miners' strike, and further notes the call by journalists at the *Sunday Mail* and the *Scotland on Sunday* for an inquiry into the policing of the strike in Scotland and a review of the convictions of those arrested, including many miners from across the Lothians.

Supported by: Alex Cole-Hamilton\*, Iain Gray\*, Richard Leonard\*

### Other new and altered motions and amendments

**\*S5M-00010 Jackie Baillie: Arthritis Care Week 2016—**That the Parliament welcomes Arthritis Care Week 2016 between 14 and 21 May; recognises that arthritis is often overlooked and underestimated and supports Arthritis Care Scotland in raising awareness of the condition in all its forms; understands that there are 900,000 people living with some form of arthritis in Scotland and that this number is predicted to double over the next 15 years; welcomes the publication of Arthritis Care Scotland's manifesto, *A Step in the Right Direction*, and looks forward to engaging with the charity to improve recognition, support and care for people living with arthritis in Scotland.

**\*S5M-00009 Liam McArthur: International Nurses' Day 2016—**That the Parliament stands with nurses across Scotland in celebrating International Nurses' Day on 12 May 2016; commends the dedication of nurses and healthcare support workers who look after those who need care no matter the setting; recognises the importance of celebrating the professionalism of nursing teams in hospitals and communities; notes with pride the crucial role that nursing plays in healthcare today; recognises the evolution of nursing over the past 100 years into a highly trained profession, supported by the Royal College of Nursing, which celebrates its centenary in 2016, and extends its thanks to nursing teams across Scotland for their invaluable work.

Supported by: Graeme Dey\*, Ben Macpherson\*, Colin Beattie\*, Maree Todd\*, Peter Chapman\*, Neil Findlay\*

**\*S5M-00008 Liam McArthur: Orkney Chosen for a new European-wide Hydrogen Project—**That the Parliament welcomes the news that Orkney has been chosen for the development of BIG HIT, which is a new European-wide hydrogen project that will see production of hydrogen on the islands of Eday and Shapinsay; notes that it will use wind and tidal energy and work in partnership with Orkney Islands Council, the Shapinsay Development Trust, Community Energy Scotland, the European Marine Energy Centre and others; understands that, using electrolysis, the otherwise curtailed capacity from the Shapinsay wind turbine will be used to split the component elements of water to produce low-carbon green hydrogen and oxygen using a 1 MW PEM electrolyser; further understands that, alongside the Orkney Surf'n'Turf initiative, this world-leading project aims to put in place a fully-integrated model of hydrogen production, storage, transportation and utilisation to produce low-carbon heat, power and transport to address a number of operational and development challenges, including the logistical and regulatory aspects for transport of hydrogen fuel between islands and the orientation and familiarisation with new hydrogen building and transport technologies; considers this new project to be yet another feather

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in the cap for Orkney's growing reputation as a world leader in renewables, and wishes all involved the very best.

Supported by: Colin Beattie\*

**\*S5M-00006 Alex Johnstone: Stolen Valour**—That the Parliament notes with concern the number of people who have been fraudulently claiming to have served in the armed forces and who have been found to wear military regalia and medals to which they are not entitled; condemns those who portray themselves as having served their country in armed conflicts and carried out acts of bravery, and is further concerned that the behaviour of these individuals, who it believes are known among veterans as "Walter Mittys", could have a negative impact, not only on those who have genuinely served their country, often in extremely hostile conditions, but also the many excellent charities and organisations that do so much to assist veterans.

Supported by: John Lamont\*, Murdo Fraser\*, Miles Briggs\*, Peter Chapman\*

**\*S5M-00005 Alex Cole-Hamilton: Increasing Safety in Residential Care Homes**—That the Parliament notes the horrific circumstances in which Nicola Jones, a 35-year-old Kirkliston care home resident, received burns to 42% of her body after being placed in a bath of scalding water at her care home in Bathgate in 2013; understands that the extensive surgery and treatment that Nicola has received will lead to lifelong complications for her mobility and pain; understands that, despite human error and the failure of a single thermostat, Nicola's injuries could have been prevented if a secondary thermostatic cut-out valve had been fitted to the boiler; is aware that similar accidents have led to several fatalities in care homes across the UK; applauds the Herculean efforts of her parents to bring attention to Nicola's story and their efforts to prevent this happening to others in the future, and urges the Scottish Government to bring forward regulations to require all residential care providers to fit secondary thermostatic cut-out valves to boilers on their premises.

Supported by: Ivan McKee\*, Liam McArthur\*

**\*S5M-00004 Douglas Ross: Fochabers Ice Cream Parlour, Scotland's Best Ice Cream Parlour**—That the Parliament congratulates Fochabers Ice Cream Parlour, which has been named Scotland's best ice cream parlour in the Entertainment and Hospitality Awards 2016; praises the owner, Sheila Gray, and her dedicated staff, also known as "Pinkies", for the excellent ice cream and home bakes that they produce; recognises the outstanding customer service that they provide, attracting visitors from far and wide to their pink shop on Fochabers High Street; understands that the huge variety of traditional and unique flavours of award-winning ice creams offered at Fochabers Ice Cream Parlour has ensured that this local business goes from strength-to-strength, and wishes Sheila, her staff, and everyone connected with Fochabers Ice Cream Parlour continued success in the future.

Supported by: John Lamont\*, Bill Kidd\*, Colin Beattie\*, Miles Briggs\*, Jackson Carlaw\*, Alexander Burnett\*, Graham Simpson\*, Edward Mountain\*, Murdo Fraser\*, Richard Lyle\*, Alex Johnstone\*, Liz Smith\*, Rachael Hamilton\*

**\*S5M-00002 Neil Findlay: Blacklisting Compensation Payout**—That the Parliament welcomes the settlement reached between the construction workers and Unite the Union that will mean that 256 blacklisted workers, including workers from across the Lothians, will share more than £10 million in compensation; notes that this follows a £5.4 million settlement between the GMB and the same companies; believes that justice will only be served when the directors of the companies that were organising the blacklist are tried in court, and calls on the Scottish Government, councils,



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public bodies and the UK Government to end the issuing of contracts to the companies responsible until they have proven that they have self-cleansed.

Supported by: Iain Gray\*, Richard Leonard\*

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Questions   Ceistean				

## Written Questions

Questions in which a member has indicated a declarable interest are marked with an "R".

### Written questions lodged on 12 May 2016

**S5W-00001 Willie Rennie:** To ask the Scottish Government whether it will place in the Scottish Parliament Information Centre (SPICe) copies of (a) all correspondence and (b) the minutes of meetings that it had with representatives of China Railway No. 3 Engineering Group and SinoFortone (i) in advance of and (ii) after the signing of the memorandum of understanding on 21 March 2016.

**S5W-00002 Willie Rennie:** To ask the Scottish Government whether it will place in the Scottish Parliament Information Centre (SPICe) a copy of the memorandum of understanding with China Railway No.3 Engineering Group and SinoFortone, which was signed on 21 March 2016, and for what reason the Parliament was not informed about the agreement at the time.

**S5W-00003 Willie Rennie:** To ask the Scottish Government on what date (a) officials, (b) the First Minister and (c) other ministers became aware of the proposals by China Railway No.3 Engineering Group and SinoFortone to invest in Scotland.

**S5W-00004 Willie Rennie:** To ask the Scottish Government on what dates (a) officials, (b) the First Minister and (c) other ministers have held discussions with China Railway No. 3 Engineering Group and SinoFortone.

**S5W-00005 Willie Rennie:** To ask the Scottish Government how it first came into contact with representatives of China Railway No.3 Engineering Group and SinoFortone.

**S5W-00006 Willie Rennie:** To ask the Scottish Government for what reason the press release agreed between the Scottish Government and China Railway No.3 Engineering Group and SinoFortone regarding the memorandum of understanding signed on 21 March 2016 was published on the companies' English language website only, and who took the decision not to publish it on the Scottish Government's website.

**S5W-00007 Willie Rennie:** To ask the Scottish Government whether it considers it appropriate that the Chinese media was informed of the signing of the memorandum of understanding with China Railway No.3 Engineering Group and SinoFortone that was signed on 21 March 2016 but the Scottish media was not.

**S5W-00008 Willie Rennie:** To ask the Scottish Government whether it will place in the Scottish Parliament Information Centre (SPICe) a copy of all documentation relating to the agreement of a joint press release between the Scottish Government and China Railway No.3 Engineering Group and SinoFortone regarding the memorandum of understanding signed on 21 March 2016, which was published on the companies' English language website.

**S5W-00009 Willie Rennie:** To ask the Scottish Government with what foreign companies it has signed memorandums of understanding in each year since 2007-08; on what dates each was signed; how many led to the intended collaboration and financial investment, and whether each was announced on the Scottish Government's website.

**S5W-00010 Willie Rennie:** To ask the Scottish Government whether it will provide a breakdown of the £10 billion investment associated with the memorandum of understanding with China Railway No.3 Engineering Group and SinoFortone that was signed on 21 March 2016, and how this figure was arrived at.

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**S5W-00011 Willie Rennie:** To ask the Scottish Government for what reason the Cabinet Secretary for Infrastructure, Investment and Cities said on *Scotland 2016* on 4 April 2016 that the Scottish Government, China Railway No.3 Engineering Group and SinoFortone were "not at the stage of discussing particular projects", and whether it considers that this was contradicted by Sir Richard Heygate in an interview on *Good Morning Scotland* on 8 April 2016.

**S5W-00012 Willie Rennie:** To ask the Scottish Government what projects it or China Railway No.3 Engineering Group and SinoFortone have identified as opportunities for investment in (a) affordable housing, (b) communities, (c) clean energy, (d) industry and business parks, (e) transportation infrastructure and (f) any other areas.

**S5W-00013 Willie Rennie:** To ask the Scottish Government whether the First Minister expressed a preference that China Railway No.3 Engineering Group and SinoFortone invest in (a) affordable housing and (b) clean energy during discussions, as stated by Sir Richard Heygate on *Good Morning Scotland* on 8 April 2016, and whether she indicated that she would "like to get something moving this year" and, if so, on what date this occurred.

**S5W-00014 Willie Rennie:** To ask the Scottish Government what large railway project Sir Richard Heygate referred to during an interview on *Good Morning Scotland* on 8 April 2016.

**S5W-00015 Willie Rennie:** To ask the Scottish Government whether it has had discussions with (a) Edinburgh City Council, (b) Falkirk Council and (c) East Ayrshire Council regarding the possibility of China Railway No.3 Engineering Group and SinoFortone investing in 5,000 affordable homes across these areas.

**S5W-00016 Willie Rennie:** To ask the Scottish Government what representations it made on behalf of China Railway No.3 Engineering Group with regard to affordable housing in Falkirk in 2015.

**S5W-00017 Willie Rennie:** To ask the Scottish Government whether it considers that it would be appropriate for it to sign an agreement with China Railway No.3 Engineering Group and SinoFortone to build homes in Falkirk, following its signing of the memorandum of understanding on 21 March 2016, if Falkirk Council had already rejected such a proposal from these companies.

**S5W-00018 Willie Rennie:** To ask the Scottish Government what the (a) interest rate, (b) timescale and (c) financial return for the companies would be in relation to the £10 billion of investment planned by China Railway No.3 Engineering Group and SinoFortone in projects across Scotland in accordance with the memorandum of understanding signed with the Scottish Government on 21 March 2016.

**S5W-00019 Willie Rennie:** To ask the Scottish Government, further to its signing of the memorandum of understanding with China Railway No.3 Engineering Group and SinoFortone signed on 21 March 2016, how many hours of its officials' time has been spent on work associated with the signing of the memorandum and at what cost; what support it will provide to the companies and at what cost, and whether they will receive privileged access to information not already publicly available.

**S5W-00020 Willie Rennie:** To ask the Scottish Government what advice on China Railway No.3 Engineering Group and SinoFortone it sought from external stakeholders before signing the memorandum of understanding on 21 March 2016.

**S5W-00021 Willie Rennie:** To ask the Scottish Government what assessment it made of the human rights record of China Railway No.3 Engineering Group and SinoFortone before signing the memorandum of understanding on 21 March 2016.

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**S5W-00022 Willie Rennie:** To ask the Scottish Government whether officials were aware before the memorandum of understanding was signed on 21 March 2016 that China Railway Group had been blacklisted for investment by the Norwegian Government Pension Fund Global, and whether it has subsequently contacted the Norwegian Government Pension Fund Global or considered its recommendations.

**S5W-00023 Willie Rennie:** To ask the Scottish Government whether it will suspend the memorandum of understanding with China Railway No.3 Engineering Group and SinoFortone that was signed on 21 March 2016 until it has investigated allegations of human rights abuses and the risk of gross corruption.

**S5W-00024 Willie Rennie:** To ask the Scottish Government whether it carried out due diligence prior to signing a memorandum of understanding with China Railway No.3 Engineering Group and SinoFortone on 21 March 2016; what its position is on this matter, and whether it is standard procedure for the First Minister or other ministers and officials to sign agreements with companies for which the Scottish Government has not conducted background checks.

**S5W-00025 Willie Rennie:** To ask the Scottish Government what its due diligence of foreign companies involves.

**S5W-00026 Willie Rennie:** To ask the Scottish Government whether it considers it appropriate to enter into agreements with companies that have been allegedly implicated in human rights abuses or present a risk of gross corruption.

**S5W-00027 Willie Rennie:** To ask the Scottish Government what its position is on Amnesty International's allegation that one of China Railway Group's subsidiaries was involved in illegal forced evictions in the Democratic Republic of Congo and whether the Scottish Government will take this into consideration in deciding how to proceed following its signing a memorandum of understanding with China Railway No.3 Engineering Group and SinoFortone on 21 March 2016.

**S5W-00028 Willie Rennie:** To ask the Scottish Government what information China Railway No.3 Engineering Group and SinoFortone provided about their activities and those of their subsidiaries elsewhere in the world prior to the signing of the memorandum of understanding on 21 March 2016.

**S5W-00029 Mark Ruskell:** To ask the Scottish Government when it will announce its decision regarding the re-introduction of the European beaver, and what steps it has taken to ensure that the decision complies with the EU habitats directive.

**S5W-00030 Mark Ruskell:** To ask the Scottish Government when it will announce its decision regarding extending the powers of the Scottish SPCA to tackle wildlife crime.

**S5W-00031 Mark Ruskell:** To ask the Scottish Government, further to the answer to question S4O-05291 by Aileen McLeod on 21 January 2016 (*Official Report*, c 8), what plans it has to implement each of the recommendations of the Wildlife Crime Penalties Review Group and when it will do so.

**S5W-00032 Mark Ruskell:** To ask the Scottish Government what steps it is taking to ensure that Scotland's protected (a) land and (b) sea areas contribute to meeting the Aichi biodiversity target 11 and lead to an increase in the number of natural features that are recorded as being in a favourable condition.

**S5W-00033 Mark Ruskell:** To ask the Scottish Government what steps it is taking to meet its 2020 Aichi biodiversity targets and what its position is on whether the targets will be met.

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Questions   Ceistean				

**S5W-00034 Mark Ruskell:** To ask the Scottish Government what steps it is taking to ensure that the (a) aquaculture, (b) forestry and (c) agriculture sector (i) plays a full role in delivering its biodiversity strategy and (ii) meets Aichi biodiversity targets 3 and 7.

**S5W-00037 Mark Ruskell:** To ask the Scottish Government what meetings (a) ministers and (b) officials have had with (i) Judy Murray and (ii) organisations representing the interests of tennis at which development proposals at Park of Keir near Dunblane were discussed, broken down by (A) date and (B) location.

**S5W-00039 Mark Ruskell:** To ask the Scottish Government what direction ministers issued to the Office of Rail and Road regarding the open access application for Edinburgh to London King's Cross rail services.

**S5W-00040 Mark Ruskell:** To ask the Scottish Government what dialogue ministers have had with the (a) Secretary of State for Scotland and (b) Department for Transport regarding unblocking any infrastructure constraints in England that may impede the delivery of improved rail journey times between Edinburgh and London.

**S5W-00041 Mark Ruskell:** To ask the Scottish Government how many European beaver have been shot since January 2016 and collected by Scottish Natural Heritage for autopsy.

**S5W-00042 Mark Ruskell:** To ask the Scottish Government how many European beaver autopsied since January 2016 were (a) pregnant and (b) lactating.

**S5W-00043 Mark Ruskell:** To ask the Scottish Government what its position is on the reintroduction of the European beaver to Scotland.

**S5W-00044 Mark Ruskell:** To ask the Scottish Government what its position is on the culling of mountain hares on estates practising driven grouse shooting.

**S5W-00045 Alex Cole-Hamilton:** To ask the Scottish Government how many nurse practitioners specialise in myalgic encephalomyelitis/chronic fatigue syndrome, broken down by NHS board.

**S5W-00046 Liam McArthur:** To ask the Scottish Government, further to the reported comment by Nicola Sturgeon in *The Press and Journal* on 6 April 2016 that "a re-elected SNP government will begin work immediately to look at how we can reduce fares for the northern isles and provide greater support to businesses and residents in Shetland and Orkney", what action it is taking to meet this commitment; on what date the new fares will be (a) announced and (b) introduced; whether each (i) service and (ii) ticket type will be subject to reduced fares; what the average annual saving will be for service users in (A) Orkney and (B) Shetland Islands, and what discussions it had had with (1) Serco NorthLink and (2) other stakeholders regarding the commitment.

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Progress of Subordinate Legislation   Adhartas Reachdais				

## Progress of Subordinate Legislation

### Subordinate Legislation

#### Subordinate legislation in progress *(date of laying)*

#### Negative instruments

#### Subject to annulment by 19 May 2016

National Health Service Pension Scheme (Scotland) Amendment Regulations 2016 (SSI 2016/97) *(12 February 2016)*

National Health Service Superannuation Scheme (Miscellaneous Amendments) (Scotland) Regulations 2016 (SSI 2016/98) *(12 February 2016)*

#### Subject to annulment by 20 May 2016

Act of Sederunt (Fees of Sheriff Officers) 2016 (SSI 2016/100) *(16 February 2016)*

Act of Sederunt (Fees of Messengers-at-Arms) 2016 (SSI 2016/101) *(16 February 2016)*

Common Agricultural Policy (Direct Payments etc.) (Scotland) Amendment Regulations 2016 (SSI 2016/104) *(17 February 2016)*

#### Subject to annulment by 21 May 2016

Conservation of Salmon (Scotland) Regulations 2016 (SSI 2016/115) *(23 February 2016)*

Salmon Carcass Tagging (Scotland) Regulations 2016 (SSI 2016/116) *(23 February 2016)*

Tweed Regulation (Salmon Carcass Tagging) Order 2016 (SSI 2016/117) *(23 February 2016)*

Tweed Regulation (Salmon Conservation) Order 2016 (SSI 2016/118) *(23 February 2016)*

#### Subject to annulment by 22 May 2016

Non-Domestic Rate (Scotland) Order 2016 (SSI 2016/113) *(24 February 2016)*

Non-Domestic Rates (Levying) (Scotland) Regulations 2016 (SSI 2016/114) *(24 February 2016)*

Non-Domestic Rates (Enterprise Areas) (Scotland) Regulations 2016 (SSI 2016/119) *(24 February 2016)*

Non-Domestic Rates (Steel Sites) (Scotland) Regulations 2016 (SSI 2016/120) *(24 February 2016)*

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Non-Domestic Rates (Renewable Energy Generation Relief) (Scotland) Amendment Regulations 2016 (SSI 2016/121) *(24 February 2016)*

Non-Domestic Rates (Telecommunication Installations) (Scotland) Regulations 2016 (SSI 2016/122) *(24 February 2016)*

Non-Domestic Rating (Unoccupied Property) (Scotland) Amendment Regulations 2016 (SSI 2016/124) *(24 February 2016)*

Concession Contracts (Scotland) Amendment Regulations 2016 (SSI 2016/125) *(24 February 2016)*

Town and Country Planning (General Permitted Development) (Scotland) Amendment Order 2016 (SSI 2016/126) *(24 February 2016)*

National Health Service (Optical Charges and Payments) (Scotland) Amendment Regulations 2016 (SSI 2016/127) *(24 February 2016)*

Non-Domestic Rates (Telecommunications and Canals) (Scotland) Amendment Order 2016 (SSI 2016/129) *(24 February 2016)*

Prisons and Young Offenders Institutions (Scotland) Amendment Rules 2016 (SSI 2016/131) *(24 February 2016)*

## Contacts for Further Information

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