DELEGATED POWERS AND LAW REFORM COMMITTEE

MINUTES

8th Meeting, 2018 (Session 5)

Tuesday 13 March 2018

Present:

Neil Findlay
Alison Harris
Stuart McMillan (Deputy Convener)
Graham Simpson (Convener)
David Torrance

The meeting opened at 10.00 am.

1. **Decision on taking business in private**: The Committee agreed to take items 5, 6, 7, 8 and 9 in private.

2. **Instruments subject to affirmative procedure**: The Committee agreed that no points arose on the following—

   Alcohol (Minimum Price per Unit) (Scotland) Order 2018 [draft].

3. **Instruments subject to negative procedure**: The Committee agreed to draw the attention of the Parliament to the following—

   Sheriff Court Fees Order 2018 (SSI 2018/81);

   and that no points arose on the following—

   Sheriff Appeal Court Fees Order 2018 (SSI 2018/82);
   Court of Session etc. Fees Order 2018 (SSI 2018/83);
   High Court of Justiciary Fees Order 2018 (SSI 2018/84);
   Justice of the Peace Court Fees (Scotland) Order 2018 (SSI 2018/85);
   Adults with Incapacity (Public Guardian’s Fees) (Scotland) Regulations 2018 (SSI 2018/86).

4. **Instruments not subject to any parliamentary procedure**: The Committee agreed that no points arose on the following—

   Alcohol (Minimum Pricing) (Scotland) Act 2012 (Commencement No. 2) Order 2018 (SSI 2018/88 (C.8)).
5. **UK Withdrawal from the European Union (Legal Continuity) (Scotland) Bill (in private):** The Committee gave consideration to the amendments lodged at Stage 2 insofar as they related to matters already raised by the Committee in its letter to the Presiding Officer dated 7 March. It was agreed to write to the Scottish Government seeking clarification on two outstanding issues. The Committee also agreed to meet on Thursday 15 March to consider the delegated powers provisions in the Bill after Stage 2.

6. **Scottish Crown Estate Bill (in private):** The Committee considered further the delegated powers provisions in this Bill at Stage 1 and agreed to consider a draft report at its next meeting.

7. **Planning (Scotland) Bill (in private):** The Committee agreed the contents of a report to the Local Government and Communities Committee.

8. **Trade Bill (UK Parliament legislation) (in private):** The Committee considered its approach to the powers to make subordinate legislation conferred on Scottish Ministers in the Trade Bill (UK Parliament legislation) and agreed to take oral evidence from the UK and Scottish Governments at a future meeting.


The meeting closed at 10.53 am.

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