DELEGATED POWERS AND LAW REFORM COMMITTEE

AGENDA

30th Meeting, 2018 (Session 5)

Tuesday 23 October 2018

The Committee will meet at 10.00 am in the Adam Smith Room (CR5).

1. **Decision on taking business in private:** The Committee will decide whether to take items 6, 7, 8, 9 and 10 in private.

2. **Transport (Scotland) Bill:** The Committee will take evidence on the delegated powers provisions in the Bill at Stage 1 from—

   Michael Matheson, Cabinet Secretary for Transport, Infrastructure and Connectivity; Brendan Rooney, Bill Team Manager; Kevin Gibson, Solicitor, Scottish Government Legal Directorate; Kat Quane, Road Works Policy Adviser, Scottish Government.

3. **Instruments subject to affirmative procedure:** The Committee will consider the following—

   Assigned Colleges (University of the Highlands and Islands) Order 2018 [draft];
   Budget (Scotland) Act 2018 Amendment Regulations 2018 [draft];
   First-tier Tribunal for Scotland Social Security Chamber and Upper Tribunal for Scotland (Composition) Regulations 2018 [draft].

4. **Instruments subject to negative procedure:** The Committee will consider the following—

   Private Landlord Registration (Information and Fees) (Scotland) Amendment Regulations 2018 (SSI 2018/292);
   Prisons and Young Offenders Institutions (Scotland) Amendment Rules 2018 (SSI 2018/293);
   National Health Service (General Dental Services) (Miscellaneous Amendments) (Scotland) Regulations 2018 (SSI 2018/300).

5. **Instruments not subject to any parliamentary procedure:** The Committee will consider the following—

   Social Security (Scotland) Act 2018 (Commencement No. 2, Transitory and Saving Provision) Regulations 2018 (SSI 2018/298 (C.20)).
6. **Transport (Scotland) Bill:** The Committee will consider the evidence it heard earlier.

7. **Restricted Roads (20 mph Speed Limit) (Scotland) Bill:** The Committee will consider its approach to the delegated powers provisions in this Bill at Stage 1.

8. **Damages (Investment Returns and Periodical Payments) (Scotland) Bill:** The Committee will consider the contents of a report to the Economy, Energy and Fair Work Committee.

9. **Children (Equal Protection from Assault) (Scotland) Bill:** The Committee will consider the contents of a report to the Equalities and Human Rights Committee.

10. **Work programme:** The Committee will consider its work programme.

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The papers for this meeting are as follows—

**Agenda Items 2 and 6**
*Transport (Scotland) Bill - As Introduced*
*Transport (Scotland) Bill - Delegated Powers Memorandum*

Briefing Paper (private)  
DPLR/S5/18/30/1(P)

**Agenda Items 3, 4 and 5**

Briefing on Instruments (private)  
DPLR/S5/18/30/2(P)

**Agenda Item 3**

Instrument Responses  
DPLR/S5/18/30/3

**Agenda Item 7**
*Restricted Roads (20mph Speed Limit) (Scotland) Bill - As Introduced*

*Restricted Roads (20mph Speed Limit) (Scotland) Bill - Delegated Powers Memorandum*

Briefing Paper (private)  
DPLR/S5/18/30/4(P)

**Agenda Item 8**
*Damages (Investment Returns and Periodical Payments) (Scotland) Bill - As Introduced*

*Damages (Investment Returns and Periodical Payments) (Scotland) Bill - Delegated Powers Memorandum*

Draft Report (Private)  
DPLR/S5/18/30/5(P)

**Agenda Item 9**
*Children (Equal Protection from Assault) (Scotland) Bill - As Introduced*

*Children (Equal Protection from Assault) (Scotland) Bill - Delegated Powers Memorandum*

Draft Report (Private)  
DPLR/S5/18/30/6(P)

**Agenda Item 10**

Briefing Paper (private)  
DPLR/S5/18/30/7(P)
INSTRUMENTS SUBJECT TO AFFIRMATIVE PROCEDURE

Budget (Scotland) Act 2018 Amendment Regulations 2018 [draft]

On 3 October 2018, the Scottish Government was asked:

Regulation 3(3)(f) substitutes “451,815,000” for the amount specified in relation to purpose 6 (Environment, Climate Change and Land Reform) in column 2 (amount of resources (other than accruing resources)) of the table in schedule 1 of the Budget (Scotland) Act 2018.

The table on page 58 of the document that accompanies the Regulations entitled “Scotland’s Budget Documents: The 2018-19 Autumn Budget Revision” (SG/2018/157) refers to a total budget figure of £451.7 million for the Environment, Climate Change and Land Reform portfolio (see also page 5 of that document).

1. Is the figure substituted by regulation 3(3)(f) correct?
2. Please explain the reason for the discrepancy between that provision and the figure quoted in the policy document (e.g., rounding error in the policy document).

The Scottish Government responded as follows:

The figure in regulation 3(3)(f) is correct. Each portfolio total in the supporting document (“Scotland’s Budget Documents: The 2018-19 Autumn Budget Revision”) is the sum of various figures which have each been rounded to the nearest £100,000. There is often a discrepancy between the unrounded figures in the Regulations and the rounded figures in the supporting document.