



The Scottish Parliament
Pàrlamaid na h-Alba

DELEGATED POWERS AND LAW REFORM COMMITTEE

MINUTES

6th Meeting, 2019 (Session 5)

Tuesday 19 February 2019

Present:

Tom Arthur
Alison Harris
Graham Simpson (Convener)

Mary Fee
Stuart McMillan (Deputy Convener)

The meeting opened at 9.45 am.

1. **Decision on taking business in private:** The Committee agreed to take item 7 in private.
2. **European Union (Withdrawal) Act 2018:** The Committee agreed that the following instruments have been laid under the appropriate procedure and given the appropriate categorisation—

[Public Procurement etc. \(Scotland\) \(Amendment\) \(EU Exit\) Amendment Regulations 2019 \[draft\];](#)
[Fisheries \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \(SSI 2019/24\);](#)
[Fertilisers and Pesticides \(EU Exit\) \(Scotland\)\(Miscellaneous Amendments etc.\) Regulations 2019 \(SSI 2019/25\);](#)
[Environment \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2019 \(SSI 2019/26\);](#)
[Animal Welfare \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \(SSI 2019/34\).](#)

3. **European Union (Withdrawal) Act 2018:** The Committee agreed that the following instrument has been given the appropriate categorisation—

[Fishery Products \(Official Controls Charges\) \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \[draft\].](#)

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

[Jurisdiction and Judgments \(Family, Civil Partnership and Marriage \(Same Sex Couples\)\) \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2019 \[draft\];](#)
[Fishery Products \(Official Controls Charges\) \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \[draft\];](#)
[Carer's Allowance Up-rating \(Scotland\) Order 2019 \[draft\];](#)
[Local Government Finance \(Scotland\) Order 2019 \[draft\];](#)
[Freedom of Information \(Scotland\) Act 2002 \(Designation of Persons as Scottish Public Authorities\) Order 2019 \[draft\].](#)

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

[Carer's Allowance Up-rating \(Scotland\) Regulations 2019 \(SSI 2019/21\);](#)
[Local Governance \(Scotland\) Act 2004 \(Remuneration\) Amendment Regulations 2019 \(SSI 2019/23\);](#)
[Fisheries \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \(SSI 2019/24\);](#)
[Fertilisers and Pesticides \(EU Exit\) \(Scotland\) \(Miscellaneous Amendments etc.\) Regulations 2019 \(SSI 2019/25\);](#)
[Personal Injuries \(NHS Charges\) \(Amounts\) \(Scotland\) Amendment Regulations 2019 \(SSI2019/27\);](#)
[Plant Health \(Import Inspection Fees\) \(Scotland\) Amendment Regulations 2019 \(SSI 2019/28\);](#)
[Council Tax Reduction \(Scotland\) Amendment Regulations 2019 \(SSI 2019/29\);](#)
[Food Standards and Hygiene \(Miscellaneous Amendments\) \(Scotland\) Regulations 2019 \(SSI 2019/33\);](#)
[Animal Welfare \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \(SSI 2019/34\);](#)
[Non-Domestic Rate \(Scotland\) Order 2019 \(SSI 2019/35\).](#)

In relation to the Council Tax Reduction (Scotland) Amendment Regulations 2019 (SSI 2019/29), the Committee also welcomed the fact that the changes this instrument proposes to make to the Council Tax Reduction (Scotland) Regulations 2012 have been attached to the Policy Note laid with the instrument.

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

[Act of Sederunt \(Computer Evidence in the Sheriff Court\) \(Revocation\) 2019 \(SSI 2019/22\).](#)

7. **Planning (Scotland) Bill (in private):** The Committee considered the delegated powers provisions in this Bill after Stage 2 and agreed to ask questions of the Scottish Government in writing on a number of the new or revised delegated powers in the Bill.

The meeting closed at 10.45 am.

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