Dear Parliamentary Under Secretary of State for Mental Health and Inequalities

European Union (Withdrawal) Act 2018

The Committee received correspondence from Joe FitzPatrick, Minister for Public Health, Sport and Wellbeing, Scottish Government on 28 September 2018 detailing the Scottish Government’s intent to consent to UK Ministers making regulations on its behalf in relation to the following:

- The Human Tissue (Quality and Safety for Human Application) (Amendment) (EU Exit) Regulations
- The Quality and Safety of Organs Intended for Transplantation (Amendment) (EU Exit) Regulations
- Blood Safety and Quality (Amendment) (Eu Exit) Regulations

We understand these three health-related statutory instruments are being proposed by the UK Government for laying in the UK Parliament in relation to the European Union (Withdrawal) Act 2018.

The Committee will be determining if it is content for the Scottish Government to consent to the making of a UK statutory instrument on each of these three-health related areas to be given.

We note the Minister for Public Health Sport and Wellbeing detailed in his letter to us that the Scottish Government was yet to see final versions of these three statutory instruments. We believe it is important this information is provided to the Scottish Government so it can take and then advise us with an informed decision on its
approach. We therefore request confirmation that the final versions of each of the statutory instruments will be provided and when they will be issued to the Scottish Government.

Upon the Scottish Government's receipt of the final versions of the statutory instruments we expect the Scottish Government to issue us with an update with regard to the proposed regulations. We will then be able to take a decision on whether we are content for the Scottish Government to consent for a UK statutory instrument on these three health-related areas to be given.

The Committee has a very tight timescale for its scrutiny. Therefore, a response to this letter by Wednesday 31 October would be much appreciated.

Yours sincerely

Lewis Macdonald

Lewis Macdonald
Convener, Health and Sport Committee