Official Report
Aithisg Oifigeil

DRAFT

Delegated Powers and Law Reform Committee

Comataidh nan Cumhachdan Tiomnaichte agus Ath-leasachadh an Lagha

Tuesday 3 November 2026

Session 7

The Scottish Parliament
Pàrlamaid na h-Alba

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DELEGATED POWERS AND LAW REFORM COMMITTEE
9th Meeting 2026, Session 7

CONVENER

*Calum Kerr (Midlothian South, Tweeddale and Lauderdale) (SNP)

DEPUTY CONVENER

*Q Manivannan (Edinburgh and Lothians East) (Green)

COMMITTEE MEMBERS

*Amanda Lindsay (Central Scot and Lothians West) (Reform)
*Colm Merrick (Glasgow Anniesland) (SNP)
Paul Sweeney (Glasgow) (Lab)

*attended

LOCATION

The James Clerk Maxwell Room (CR4)

Scottish Parliament

Delegated Powers and Law Reform Committee

Tuesday 3 November 2026

[The Convener opened the meeting at 10:05]

Draft Instruments subject to Approval

The Convener (Calum Kerr): Welcome to the ninth meeting of the Delegated Powers and Law Reform Committee in session 7. We have received apologies from Paul Sweeney. I remind everybody to switch off or set to silent their mobile phones and laptops.

Under agenda item 1, we are considering five instruments, on which no issues have been raised.

Bankruptcy and Attachment (Miscellaneous Amendment) (Scotland) Regulations 2026 [Draft]

Electronic Monitoring (Use of Devices and Information) (Scotland) Amendment Regulations 2026 [Draft]

Deposit and Return Scheme for Scotland Amendment Regulations 2026 [Draft]

Deposit and Return Scheme for Scotland (Designation of Scheme Administrator) Amendment Order 2026 [Draft]

Environmental Regulation (Enforcement Measures) (Scotland) Amendment Order 2026 [Draft]

The Convener: Is the committee content that no reporting grounds are engaged?

Members *indicated agreement.*

The Convener: In relation to the draft re-laid Electronic Monitoring (Use of Devices and Information) (Scotland) Amendment Regulations 2026, does the committee wish to note that the original draft of this instrument was withdrawn and the present version re-laid to correct errors that were identified in the instrument?

Members *indicated agreement*.

The Convener: In relation to the draft Deposit and Return Scheme for Scotland Amendment Regulations 2026 and the draft Deposit and Return Scheme for Scotland (Designation of Scheme Administrator) Amendment Order 2026, does the committee welcome that these instruments fulfil commitments by the Scottish Government to correct errors in the Deposit and Return Scheme for Scotland Amendment Regulations 2025 (SSI 2025/188) and the Deposit and Return Scheme for Scotland (Designation of Scheme Administrator) Order 2025 (SSI 2025/189) respectively?

Members *indicated agreement*.

Instruments subject to Annulment

10:07

The Convener: Under agenda item 2, we are considering four instruments. An issue has been raised on the following instruments.

Police Service of Scotland (Conduct) Amendment Regulations 2026 (SSI 2026/276)

Police Service of Scotland (Senior Officers) (Conduct) Amendment Regulations 2026 (SSI 2026/277)

The Convener: The committee asked the Scottish Government about an issue that arises in both of the instruments at regulation 8, which is on suspension. The substitution of "at least one of" for "following" appears to leave a misplaced "the" in the sentence.

In its response, the Scottish Government accepted that there is a drafting error and proposes to correct the wording at the next suitable legislative opportunity.

Following consideration of the correspondence, does the committee wish to draw the instruments to the attention of the Parliament, on the general reporting ground, in respect of the drafting error in regulation 8?

Members *indicated agreement*.

The Convener: Given that the error is relatively minor, especially in the context of long instruments, is the committee content that the Scottish Government proposes to correct the wording at the next suitable legislative opportunity, which it expects will arise next year?

Members *indicated agreement*.

The Convener: Also under this agenda item, no issues have been raised on the following instruments.

Electronic Monitoring (Approved Devices) (Scotland) Amendment Regulations 2026 (SSI 2026/285)

First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Amendment Regulations 2026 (SSI 2026/288)

The Convener: Is the committee content that no reporting grounds are engaged?

Members *indicated agreement.*

Instruments not subject to Parliamentary Procedure

10:09

The Convener: Finally, under agenda item 3, we are considering two instruments, on which no issues have been raised.

Crofting and Scottish Land Court Act 2026 (Commencement No 1) Regulations 2026 (SSI 2026/283 (C 32))

Housing (Scotland) Act 2025 (Commencement No 4 and Transitional Provisions) Regulations 2026 (SSI 2026/286 (C 33))

The Convener: Is the committee content that no reporting grounds are engaged?

Members *indicated agreement.*

The Convener: That concludes our meeting. Our next meeting will take place on Tuesday 10 November.

Meeting closed at 10:09.

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