

# **SUBORDINATE LEGISLATION COMMITTEE**

Tuesday 26 February 2008

Session 3

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# **SUBORDINATE LEGISLATION COMMITTEE**

## **7<sup>th</sup> Meeting 2008, Session 3**

### **CONVENER**

\*Jamie Stone (Caithness, Sutherland and Easter Ross) (LD)

### **DEPUTY CONVENER**

\*Gil Paterson (West of Scotland) (SNP)

### **COMMITTEE MEMBERS**

\*Richard Baker (North East Scotland) (Lab)

\*Jackson Carlaw (West of Scotland) (Con)

\*Helen Eadie (Dunfermline East) (Lab)

\*Ian McKee (Lothians) (SNP)

\*John Park (Mid Scotland and Fife) (Lab)

### **COMMITTEE SUBSTITUTES**

Bill Aitken (Glasgow) (Con)

Christopher Harvie (Mid Scotland and Fife) (SNP)

Elaine Smith (Coatbridge and Chryston) (Lab)

Margaret Smith (Edinburgh West) (LD)

\*attended

### **THE FOLLOWING ALSO ATTENDED:**

Annalee Murphy (Legal Adviser)

### **CLERK TO THE COMMITTEE**

Gillian Baxendine

### **SENIOR ASSISTANT CLERK**

David McLaren

### **ASSISTANT CLERK**

Jake Thomas

### **LOCATION**

Committee Room 5

## Scottish Parliament

### Subordinate Legislation Committee

*Tuesday 26 February 2008*

[THE CONVENER *opened the meeting at 14:15*]

### Delegated Powers Scrutiny

#### Judiciary and Courts (Scotland) Bill: Stage 1

**The Convener (Jamie Stone):** I welcome everyone to the seventh meeting in 2008 of the Subordinate Legislation Committee, and ask members to turn off mobile phones and BlackBerrys.

We move to agenda item 1. The summary of recommendations contains a list of sections, beginning with section 2(5)(h) and concluding with paragraph 19(1) of schedule 3 to the bill. Do members agree to the delegation of powers and the procedures to which they are subject in each of the sections in the list that I have just indicated?

*Members indicated agreement.*

**The Convener:** Are members content to ask the Scottish Government the questions set out in the summary of recommendations that relate to section 66(2), to schedule 3, and to sections 15(1) and 15(2) on guidance to the JAB? I point out that the last bullet point in the summary of recommendations, in relation to section 15, has been withdrawn, as our officials feel that there is no need to put that question. Are members content?

*Members indicated agreement.*

**Gil Paterson (West of Scotland) (SNP):** I do not understand what JAB means.

**Annalee Murphy (Legal Adviser):** It is the judicial appointments board for Scotland.

**Gil Paterson:** Thank you very much.

**The Convener:** If you want to be a judge, you keep in with them.

## Scottish Government Responses

14:17

**The Convener:** At our previous meeting, we agreed to write to the Scottish Government about six instruments. Members have seen the Government's responses.

#### Companies Act 2006 (Scottish public sector companies to be audited by the Auditor General for Scotland) Order 2008 (Draft)

**The Convener:** Are members content to draw the order to the attention of the lead committee and Parliament on the grounds that in relation to questions (a), (b) and (d), an explanation, with which we are satisfied, was sought and received from the Government?

*Members indicated agreement.*

**The Convener:** I also point out that in our summary of recommendations it is suggested that the committee report on an issue on point (c). However, our legal advisers—as members have been informed—have satisfied themselves on that point.

#### Environment Act 1995: The UK Strategy for Radioactive Discharges: Draft Statutory Guidance (SG/2008/13)

**The Convener:** Are members content with the Scottish Government's response, and, if so, to draw the guidance to the attention of the lead committee and Parliament on that basis?

*Members indicated agreement.*

**This document was truncated here because it was created using Aspose.Words in Evaluation Mode.**