

# **SUBORDINATE LEGISLATION COMMITTEE**

Tuesday 15 April 2008

Session 3

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## SUBORDINATE LEGISLATION COMMITTEE

12<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

### 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 15 April 2008*

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

### Scottish Government Responses

**The Convener (Jamie Stone):** I welcome everyone to the 12<sup>th</sup> meeting of the Subordinate Legislation Committee in 2008. I hope that everyone in the room today has had a refreshing break. We have received apologies from Jackson Carlaw. I ask members to turn off any mobile telephones.

I refer the committee to the summary of recommendations, to which I shall refer as we proceed through the meeting.

After our meeting on 25 March, we wrote to the Scottish Government about four Scottish statutory instruments, and members have now seen the responses.

#### **Bankruptcy and Diligence etc (Scotland) Act 2007 (Commencement No 3, Savings and Transitionals) Order 2008 (SSI 2008/115)**

**The Convener:** Are members content to draw the order to the attention of the lead committee and Parliament on the grounds set out in the summary of recommendations?

**Members indicated agreement.**

#### **Police (Special Constables) (Scotland) Regulations 2008 (SSI 2008/117)**

**The Convener:** Do members think that the Government's response to our questions (a) and (b) is only partially satisfactory and, if so, should we report that to the lead committee and Parliament accordingly? Also, are members satisfied with the Government's response to question (c) and happy to report it to the lead committee and the Parliament?

**Members indicated agreement.**

**The Convener:** Are members also content to report to the lead committee and Parliament on questions (d) to (h) inclusive, as set out in our summary of recommendations?

**Members indicated agreement.**

### **Act of Sederunt (Sheriff Court Rules Amendment) (Diligence) 2008 (SSI 2008/121)**

**The Convener:** Are members content to draw the act of sederunt to the attention of the Parliament on the ground that the reference in paragraph 6(2) to rule 5.6 rather than rule 5.5 is an error, which the Lord President's office has acknowledged and has undertaken to amend at the next opportunity? They have held their hands up and are going to put it right.

**Members indicated agreement.**

### **Act of Sederunt (Rules of the Court of Session Amendment No 4) (Miscellaneous) 2008 (SSI 2008/123)**

**The Convener:** Are members content to draw the act of sederunt to the attention of the Parliament on the grounds set out in the summary of recommendations?

**Members indicated agreement.**

## **Instruments Subject to Annulment**

### **Plastic Materials and Articles in Contact with Food (Scotland) Regulations 2008 (SSI 2008/127)**

14:18

**The Convener:** Are members content to ask the Scottish Government questions (a) to (d) as set out in the summary of recommendations?

**Members** *indicated agreement.*

### **Forestry Challenge Funds (Scotland) Regulations 2008 (SSI 2008/135)**

**The Convener:** Are members content to ask the Scottish Government to explain the issues set out in points (a) to (d) in the summary of recommendations?

**Members** *indicated agreement.*

### **Sexual Offences Act 2003 (Prescribed Police Stations) (Scotland) Regulations 2008 (SSI 2008/128)**

### **Eggs and Chicks (Scotland) Regulations 2008 (SSI 2008/129)**

*The committee agreed that no points arose on the instruments.*

## **Instruments Not Laid Before the Parliament**

### **Adoption and Children (Scotland) Act 2007 (Commencement No 1) Order 2008 (SSI 2008/130)**

14:19

*The committee agreed that no points arose on the instrument.*

**The Convener:** For the purposes of the record, I am duty-bound to refer to the minor points that have arisen on SSI 2008/127, SSI 2008/128, SSI 2008/129 and SSI 2008/135. Those minor points will be raised informally with the Scottish Government.

Thus, at extremely high speed, we conclude our meeting. I thank members for their attendance. The next meeting of the committee will be on Tuesday, 22 April.

*Meeting closed at 14:19.*

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**Wednesday 23 April 2008**

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