

# **SUBORDINATE LEGISLATION COMMITTEE**

Tuesday 10 June 2008

Session 3

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## SUBORDINATE LEGISLATION COMMITTEE

20<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

\*Jackie Baillie (Dumbarton) (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

Shelagh McKinlay

### SENIOR ASSISTANT CLERK

David McLaren

### ASSISTANT CLERK

Jake Thomas

### LOCATION

Committee Room 6



## Scottish Parliament Subordinate Legislation Committee

*Tuesday 10 June 2008*

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

### Scottish Government Response

**The Convener (Jamie Stone):** I welcome everyone to the 20<sup>th</sup> meeting in 2008 of the Subordinate Legislation Committee. We have received apologies from Jackson Carlaw. I remind everyone to turn off their mobile phones and BlackBerrys. I particularly welcome Shelagh McKinlay, who has replaced Gillian Baxendine. Welcome to our happy band.

Last week, we wrote to the Scottish Government about one instrument and we have received the response.

#### **Feed (Hygiene and Enforcement) (Scotland) Amendment Regulations 2008 (SSI 2008/201)**

**The Convener:** Are members content with the Food Standards Agency's explanation of how the requirements of section 84(1) of the Agriculture Act 1970 were fulfilled? Are we also content to note that the Scottish Government has failed to follow the normal drafting practice of narrating the satisfaction of preconditions in the preamble to the regulations, and to draw the regulations to the attention of the lead committee and Parliament on that basis?

**Members** *indicated agreement.*

## Draft Instrument Subject to Approval

### **Licensing of Animal Dealers (Young Cats and Dogs) (Scotland) Regulations 2008 (Draft)**

14:16

**The Convener:** I remind members that we have the summary of recommendations before us. Are we therefore content to ask the Scottish Government to explain points (a) to (d) inclusive, as set out in the summary of recommendations?

**Members** *indicated agreement.*

## **Instruments Subject to Annulment**

**Individual Learning Account (Scotland)  
Amendment (No 2) Regulations 2008  
(SSI 2008/204)**

**Education (Student Loans) (Scotland)  
Amendment Regulations 2008  
(SSI 2008/205)**

**Education (Means Testing) (Scotland)  
Amendment Regulations 2008  
(SSI 2008/206)**

**Education (Assisted Places) (Scotland)  
Amendment Regulations 2008  
(SSI 2008/213)**

**St Mary's Music School (Aided Places)  
(Scotland) Amendment Regulations 2008  
(SSI 2008/214)**

**Feeding Stuffs (Scotland) Amendment  
Regulations 2008 (SSI 2008/215)**

**Spreadable Fats, Milk and Milk Products  
(Scotland) Regulations 2008 (SSI 2008/216)**

**Register of Sites of Special Scientific  
Interest (Scotland) Regulations 2008  
(SSI 2008/221)**

**Registration of Fish Farming and Shellfish  
Farming Businesses Amendment  
(Scotland) Order 2008 (SSI 2008/222)**

**Graduate Endowment (Scotland)  
Regulations 2008 (SSI 2008/235)**

14:16

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

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

**Diseases of Animals  
(Approved Disinfectants) (Scotland) Order  
2008 (SSI 2008/219)**

14:17

**The Convener:** Are we content to ask the Scottish Government the question as set out in the summary of recommendations?

**Members** *indicated agreement.*

**Act of Sederunt (Sheriff Court Rules)  
(Miscellaneous Amendments) 2008  
(SSI 2008/223)**

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

**The Convener:** We should note from the annex to the summary of recommendations that minor points arise on SSI 2008/204, SSI 2008/206, SSI 2008/216, SSI 2008/219, SSI 2008/221, SSI 2008/222, and SSI 2008/223. We will raise those minor points informally with the Scottish Government.

I am afraid that that takes us to the end of the meeting. We will meet again next Tuesday 17 June—

**Ian McKee (Lothians) (SNP):** Did we do SSI 2008/235? I did not hear you mention it, convener.

**The Convener:** I do not see it.

**Jackie Baillie (Dumbarton) (Lab):** It is at the end of the list of instruments with minor points arising.

**The Convener:** That is correct. We note that minor points arise on SSI 2008/235. Thank you for picking that up.

We will meet again next week at 2.15. There will be a lot of instruments to consider; we think that there might be 20 or more. Hopefully, we will also get the Government's response to our inquiry report—we have been assured that it will come to the clerks towards the end of this week. We look forward to that.

I thank you for your attendance. Have a good day.

*Meeting closed at 14:19.*

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**Wednesday 18 June 2008**

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