



The Scottish Parliament
Pàrlamaid na h-Alba

Official Report

DELEGATED POWERS AND LAW REFORM COMMITTEE

Tuesday 2 June 2015

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DELEGATED POWERS AND LAW REFORM COMMITTEE
19th Meeting 2015, Session 4

CONVENER

*Nigel Don (Angus North and Mearns) (SNP)

DEPUTY CONVENER

*John Mason (Glasgow Shettleston) (SNP)

COMMITTEE MEMBERS

Margaret McCulloch (Central Scotland) (Lab)

*John Scott (Ayr) (Con)

*Stewart Stevenson (Banffshire and Buchan Coast) (SNP)

*attended

THE FOLLOWING ALSO PARTICIPATED:

James Kelly (Rutherglen) (Lab) (Committee Substitute)

CLERK TO THE COMMITTEE

Euan Donald

LOCATION

The Sir Alexander Fleming Room (CR3)

Scottish Parliament

Delegated Powers and Law Reform Committee

Tuesday 2 June 2015

[The Convener opened the meeting at 11:30]

Interests

The Convener (Nigel Don): I welcome members to the 19th meeting in 2015 of the Delegated Powers and Law Reform Committee. In particular, I welcome James Kelly, who is acting as a substitute for Margaret McCulloch, who has submitted her apologies. As always, I ask members to switch off their mobile phones.

Under agenda item 1, I invite James Kelly, in accordance with section 3 of the “Code of Conduct for Members of the Scottish Parliament”, to declare any relevant interests.

James Kelly (Rutherglen) (Lab): I have no relevant interests to declare.

The Convener: Thank you very much.

Decision on Taking Business in Private

11:30

The Convener: Under agenda item 2, it is proposed that we decide to take items 5 and 6 in private. Item 5 will allow the committee to consider further the delegated powers that are contained in the Education (Scotland) Bill, and item 6 is consideration of a draft report on the instruments that the committee has considered during the fourth quarter of the current parliamentary year.

Does the committee agree to take items 5 and 6 in private?

Members *indicated agreement.*

Instruments subject to Negative Procedure

Honey (Scotland) Regulations 2015 (SSI 2015/208)

11:31

The Convener: No points have been raised by our legal advisers on the instrument. Is the committee content with it?

Members *indicated agreement.*

Instruments not subject to Parliamentary Procedure

Lands Tribunal for Scotland Amendment (Fees) Rules 2015 (SSI 2015/199)

11:31

The Convener: No points have been raised by our legal advisers on the instrument. Is the committee content with it?

Members *indicated agreement.*

Victims and Witnesses (Scotland) Act 2014 (Commencement No 4 and Transitional Provisions) Order 2015 (SSI 2015/200)

The Convener: No points have been raised by our legal advisers on the instrument. Is the committee content with it?

Members *indicated agreement.*

Act of Adjournal (Criminal Procedure Rules 1996 Amendment) (No 3) (Miscellaneous) 2015 (SSI 2015/201)

The Convener: No points have been raised by our legal advisers on the instrument, but members may wish to note that, as advised by the Lord President's private office, it currently displays an incorrect laying date.

The instrument should have specified that it was laid on 26 May 2015 rather than 22 May 2015. It is suggested that that could properly be reflected as a minor point. Given that 22 May to 25 May were holiday dates and the instrument was made on Wednesday 20 May and laid on Tuesday 26 May, there appears not to have been an inordinate delay in laying the instrument. It was laid on the second business day after the day of making and signing.

Is the committee content with the instrument?

Members *indicated agreement.*

The Convener: That completes the public part of the meeting.

11:32

Meeting continued in private until 11:46.

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