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The Scottish Parliament
Pàrlamaid na h-Alba

Education and Gaelic Committee

The Qualifications Scotland and His Majesty's Chief Inspector of Education in Scotland (Miscellaneous Listings) Regulations 2026 [draft]

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Education and Gaelic Committee

To consider and report on matters falling within the responsibility of the Cabinet Secretary for Education, Culture and Gaelic, with the exception of culture, and on matters relating to the Historical Abuse Inquiry, redress and languages


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Introduction

1. At its meeting on 10 November 2026, the Education and Gaelic Committee considered a piece of subordinate legislation which is subject to the affirmative procedure.

2. This report summarises the purpose and the scrutiny of the instrument as well as confirming the Committee's decision.

3. The minutes and Official Report of the meeting have been published.

The Qualifications Scotland and His Majesty's Chief Inspector of Education in Scotland (Miscellaneous Listings) Regulations 2026 [draft]

4. The Qualifications Scotland and His Majesty's Chief Inspector of Education in Scotland (Miscellaneous Listings) Regulations 2026 [draft] was laid on 5 October 2026.

5. The instrument updates the United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024, the Equality Act 2010 (Specific Duties) (Scotland) Regulations 2012 and the Consumer (Scotland) Act 2020 (Relevant Public Authorities) Regulations 2024 following the establishment of Qualifications Scotland and His Majesty's Chief Inspector of Education in Scotland and the dissolution of the Scottish Qualifications Authority ("SQA") by the Education (Scotland) Act 2025. The instrument removes references to the SQA and, where appropriate, adds Qualifications Scotland and His Majesty's Chief Inspector of Education in Scotland to the relevant enactments, ensuring statutory duties apply to the new bodies.

6. A draft policy note can be accessed here.

7. The Delegated Powers and Law Reform (DPLR) Committee considered the instrument at its meeting on 27 October 2026. The DPLR Committee agreed that no points arose in relation to the instrument.

8. At its meeting on 10 November 2026, the Education and Gaelic Committee took evidence from Alyn Smith, Minister for Innovation, Technology and Tertiary Education and Scottish Government officials.

9. The Minister moved motion S7M-01925—That the Education and Gaelic Committee recommends that the Qualifications Scotland and His Majesty's Chief Inspector of Education in Scotland (Miscellaneous Listings) Regulations 2026 [draft] be approved.

10. The Education and Gaelic Committee agreed motion S7M-01925.

