

Finance and Public Administration Committee

9th Meeting, 2022 (Session 6), Tuesday 8 March 2022

The Scottish Landfill Tax (Standard Rate and Lower Rate) Order 2022 (SSI 2022/46)

Overview

1. This paper invites the Committee to take evidence from the Minister for Public Finance, Planning and Community Wealth, Tom Arthur MSP, in relation to the [Scottish Landfill Tax \(Standard Rate and Lower Rate\) Order 2022](#) (SSI 2022/46).

Purpose of the Regulations and the scrutiny procedure

2. The Order, which was laid before Parliament on 9 February 2022, provides for the annual increase in Scottish Landfill Tax rates. It specifies that the standard and lower rates will be increased from 1 April 2022 (as announced in the Scottish Budget 2022-23), as follows—

- standard rate of £98.60 per tonne (currently £96.70), and
- lower rate of £3.15 per tonne (currently £3.10).

3. The [policy note](#) in relation to the instrument states that “the Scottish Government considers that these rates will provide appropriate financial incentives to support the policy aim of reducing the amount of material sent to landfill and supporting a more circular economy”. It adds that the increase means that rates will remain consistent with those in the rest of the UK, “addressing the risk of waste tourism”. Finally, it highlights the Scottish Fiscal Commission forecast of December 2021 which expects the Scottish Landfill Tax to generate revenue of £101 million in 2022-2023 (a full-year estimate).

4. The Order is subject to the provisional affirmative procedure, which requires Parliament to approve it within a 28-day period. The Delegated Powers and Law Reform (DPLR) Committee, which considers the technical aspects of the instrument, considered the Regulations on 22 February and had no issues to report.

5. As lead committee, this Committee will be invited to consider motion [S6M-03203](#) lodged in the name of the Minister for Public Finance, Planning and Community Wealth—

That the Finance and Public Administration Committee recommends that the Scottish Landfill Tax (Standard Rate and Lower Rate) Order 2022 (SSI 2022/46) be approved.

6. To inform the Committee's consideration of the motion, there is an opportunity to take evidence on the Regulations from the Minister and his officials before moving to formal consideration of the motion. During formal consideration of this motion, *Standing Orders* provide that only the Minister and Members may participate in the debate.

Next steps

7. The Committee will thereafter report to the Parliament setting out its recommendation on the instrument, by the deadline of 17 March 2022.

Committee clerks
March 2022