

COVID-19 Recovery Committee

19th Meeting, 2022 (Session 6), Thursday 8 September 2022

Subordinate legislation

Policy Background: The Coronavirus (Scotland) Acts (Saving Provision) Regulations 2022 (SSI 2022/261)

1. Under agenda item 2, the Committee will be invited to consider whether it has any recommendations to make in respect of the following instrument, which is subject to the negative procedure—

- The Coronavirus (Scotland) Acts (Saving Provision) Regulations 2022 (SSI 2022/261)

2. On 30 August 2022, the Scottish Government laid [SSI 2022/261](#) and the regulations will come into force on 1 October 2022. As the regulations are subject to the negative procedure, they will come into force unless a motion to annul is lodged and agreed by Parliament by 30 October 2022. A motion to annul these regulations has not been laid at the time of writing.

3. According to the [policy note](#), the purpose of the instrument is as follows—
“These Regulations contain saving provision following expiry of certain provisions in the Scottish Coronavirus Acts. These are to:

- save the definition of coronavirus in relation to certain provisions in social security legislation (Social Security (Scotland) Act 2018);
- save the 12 month period in relation to completion of community payback orders with unpaid work and other activity requirements imposed before the end of 30 September 2022;
- make a number of saving provisions for alcohol and civic licensing regimes; and
- enable the continued processing and payment of claims on the Social Care Staff Support Fund.”

4. The policy note to SSI 2022/261 states that “no impact assessment has been produced for this instrument as a range of impact assessments were undertaken for the First Scottish Act, Second Scottish Act and the Extension and Expiry Act.”

5. The financial effects are detailed in the Business and Regulatory Impact Assessment and the [Financial Memorandum](#) prepared for the Extension and Expiry Act.

Delegated Powers and Law Reform (DPLR) Committee Consideration

6. The Delegated Powers and Law Reform (DPLR) Committee will consider SSI 2022/261 at its meeting on 6 September 2022 and will publish its report shortly after that meeting. A copy of the DPLR Committee’s report will be provided to Members when it becomes available.

For Decision

7. The Committee is invited to consider whether it has any recommendations to make on the instrument.

**Committee Clerks
September 2022**