



The Scottish Parliament Pàrlamaid na h-Alba

MINUTES OF PROCEEDINGS

Parliamentary Year 5, No. 70 Session 4

Meeting of the Parliament

Tuesday 19 January 2016

Note: (DT) signifies a decision taken at Decision Time.

The meeting opened at 2.00 pm

1. Time for Reflection: Reverend Chris Galbraith, Minister, Boghall Parish Church, Bathgate led Time for Reflection.

2. Topical Questions: Questions were answered by a Cabinet Secretary and a Minister.

3. Apologies (Scotland) Bill - Stage 3: The Bill was considered at Stage 3.

The following amendments were agreed to (without division): 1 and 2.

4. Apologies (Scotland) Bill - Stage 3: Margaret Mitchell moved S4M-15144—That the Parliament agrees that the Apologies (Scotland) Bill be passed.

After debate, the motion was agreed to (DT).

5. Review of the Petitions Process: Michael McMahon, on behalf of the Public Petitions Committee, moved S4M-15343—That the Parliament notes the findings and recommendations contained in the Public Petitions Committee's 2nd Report, 2015 (Session 4): *Review of the Petitions Process* (SP Paper 859).

After debate, the motion was agreed to (DT).

6. National Galleries of Scotland Bill: Anne McTaggart, on behalf of the National Galleries of Scotland Bill Committee, moved S4M-15281—That the Parliament agrees that the National Galleries of Scotland Bill be passed.

After debate, the motion was agreed to (DT).

7. Welfare Reform and Work Bill - UK Legislation: The Cabinet Secretary for Social Justice, Communities and Pensioners' Rights (Alex Neil) moved S4M-15344—That the Parliament agrees that the relevant provisions of the Welfare Reform and Work Bill, introduced in the House of Commons on 9 July 2015, relating to child poverty strategies and the Child Poverty and Social Mobility Commission, so far as these matters alter the executive competence of the Scottish Ministers or fall within the legislative competence of the Scottish Parliament, should be considered by the UK Parliament.

The motion was agreed to (DT).

8. Committee Membership: Joe FitzPatrick, on behalf of the Parliamentary Bureau, moved S4M-15350—That the Parliament agrees that—

Lesley Brennan be appointed to replace Richard Baker as a member of the Delegated Powers and Law Reform Committee; and

Lesley Brennan be appointed to replace Richard Baker as a member of the Finance Committee.

The motion was agreed to (DT).

9. Decision Time: The Parliament took decisions on items 4, 5, 6, 7 and 8 as noted above.

10. HGV Driver Shortages in Scotland: The Parliament debated S4M-14914 in the name of Chic Brodie—That the Parliament notes the statistics provided by the Road Haulage Association (RHA) and the Scottish Road Haulage Group regarding HGV driver shortages; notes the view that Skills Development Scotland, schools, colleges and employers should work together to increase recruitment in the industry; understands that the RHA has been working alongside Jobcentre Plus with the initiative, Driving Britain's Future, which gives unemployed people first-hand experience of the industry and aims to raise the profile of the participating companies and the sector to encourage more recruitment, and, with road haulage contributing a reported £5 billion to Scotland's economy, around 5% of GVA, welcomes initiatives to increase driver recruitment in South Scotland and across the country.

The meeting closed at 5.46 pm

P E Grice
Clerk of the Parliament
19 January 2016

Appendix
(Note: this Appendix does not form part of the Minutes)

Subordinate Legislation

Affirmative instruments

The following draft affirmative instrument was withdrawn and subsequently re-laid before the Parliament on 15 January 2016—

Freedom of Information (Scotland) Act 2002 (Designation of Persons as Scottish Public Authorities) Order 2016 [draft]
laid under section 72(2)(b) of the Freedom of Information (Scotland) Act 2002

The timetable for consideration of this draft SSI remains unchanged

The following instrument was laid before the Parliament on 15 January 2016 and is subject to the affirmative procedure—

Equality Act 2010 (Specific Duties) (Scotland) Amendment Regulations 2016 [draft]
laid under section 210(2) of the Equality Act 2010

The following instruments were laid before the Parliament on 18 January 2016 and are subject to the affirmative procedure—

Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Amendment (No. 2) Order 2016 [draft]
laid under section 10(2) of the Rehabilitation of Offenders Act 1974

Kinship Care Assistance (Scotland) Order 2016 [draft]
laid under section 99(2) of the Children and Young People (Scotland) Act 2014

Children and Young People (Scotland) Act 2014 (Modification of Schedules 2 and 3) Order 2016 [draft]
laid under section 99(2) of the Children and Young People (Scotland) Act 2014

Assessment of Energy Performance of Non-domestic Buildings (Scotland) Regulations 2016 [draft]
laid under section 96(4) of the Climate Change (Scotland) Act 2009

National Health Service (Scotland) Act 1978 (Independent Clinic) Amendment Order 2016 [draft]
laid under section 105(3) of the National Health Service (Scotland) Act 1978

Air Quality (Scotland) Amendment Regulations 2016 [draft]

laid under section 87(8) of the Environment Act 1995

Procurement (Scotland) Regulations 2016 [draft]

laid under section 44(2) of the Procurement Reform (Scotland) Act 2014

Reservoirs (Enforcement etc.) (Scotland) Order 2016 [draft]

laid under section 114(4) of the Reservoirs (Scotland) Act 2011 and section 58(3) of the Regulatory Reform (Scotland) Act 2014

Public Services Reform (Social Work Complaints Procedure) (Scotland) Order 2016 [draft]

laid under section 25(2)(b) of the Public Services Reform (Scotland) Act 2010

Children and Young People (Scotland) Act 2014 (Part 4 and Part 5 Complaints) Order 2016 [draft]

laid under section 99(2) of the Children and Young People (Scotland) Act 2014

Public Bodies (Joint Working) (Scotland) Act 2014 (Consequential Modifications) Order 2016 [draft]

laid under section 69(4) of the Public Bodies (Joint Working) (Scotland) Act 2014

Scotland's Adoption Register Regulations 2016 [draft]

laid under section 117(5) of the Adoption and Children (Scotland) Act 2007

Public Services Reform (Insolvency) (Scotland) Order 2016 [draft]

laid under section 25(2)(b)(i) of the Public Services Reform (Scotland) Act 2010

Letting Agent Code of Practice (Scotland) Regulations 2016 [draft]

laid under section 101(2)(d) of the Housing (Scotland) Act 2014

The following instruments were laid before the Parliament on 19 January 2016 and are subject to the affirmative procedure—

Local Authority (Capital Finance and Accounting) (Scotland) Regulations 2016 [draft]

laid under section 165(5) of the Local Government etc. (Scotland) Act 1994

Pharmacy (Premises Standards, Information Obligations, etc.) Order 2016 [draft]

laid under section 62(10) of the Health Act 1999

Negative instruments

The following instruments were laid before the Parliament on 15 January 2016 and are subject to the negative procedure—

Public Bodies (Joint Working) (Prescribed Health Board Functions) (Scotland) Amendment Regulations 2016 (SSI 2016/15)
laid under section 69 of the Public Bodies (Joint Working) (Scotland) Act 2014

Named Persons (Training, Qualifications, Experience and Position) (Scotland) Order 2016 (SSI 2016/16)
laid under section 99(4) of the Children and Young People (Scotland) Act 2014

Child's Plan (Scotland) Order 2016 (SSI 2016/17)
laid under section 99(4) of the Children and Young People (Scotland) Act 2014

Water Environment (Remedial Measures) (Scotland) Regulations 2016 (SSI 2016/19)
laid under section 36(5) of the Water Environment and Water Services (Scotland) Act 2003

The following instruments were laid before the Parliament on 18 January 2016 and are subject to the negative procedure—

National Assistance (Sums for Personal Requirements) (Scotland) Regulations 2016 (SSI 2016/23)
laid under section 63(3) of the National Assistance Act 1948

Products Containing Meat etc. (Scotland) Amendment Regulations 2016 (SSI 2016/24)
laid under section 48(3) of the Food Safety Act 1990

National Assistance (Assessment of Resources) Amendment (Scotland) Regulations 2016 (SSI 2016/25)
laid under section 63(3) of the National Assistance Act 1948

Healthcare Improvement Scotland (Fees) Regulations 2016 (SSI 2016/26)
laid under section 105(2) of the National Health Service (Scotland) Act 1978

Protection of Vulnerable Groups (Scotland) Act 2007 (Prescribed Purposes for Consideration of Suitability) Regulations 2016 (SSI 2016/27)
laid under section 100(3) of the Protection of Vulnerable Groups (Scotland) Act 2007

Laid only instruments

The following instruments were laid before the Parliament on 18 January 2016 and are not subject to any parliamentary procedure—

Public Services Reform (Scotland) Act 2010 (Commencement No. 7) Order 2016 (SSI 2016/22 (C.4))

laid under section 30(2) of the Interpretation and Legislative Reform (Scotland) Act 2010

Other Documents

The following documents were laid before the Parliament on 18 January 2016 and are not subject to any parliamentary procedure—

Explanatory Document – The Public Services Reform (Social Work Complaints Procedure) (Scotland) Order 2016 (SG/2016/4)—

Explanatory Document – The Public Services Reform (Insolvency) (Scotland) Order 2016 (SG/2016/5)

laid under section 25(2)(b) of the Public Services Reform (Scotland) Act 2010

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