



The Scottish Parliament Pàrlamaid na h-Alba

MINUTES OF PROCEEDINGS

Parliamentary Year 5, No. 94 Session 4

Meeting of the Parliament

Tuesday 22 March 2016

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

The meeting opened at 10.00 am.

1. Time for Reflection: Reverend Fraser Donaldson, Greenock Elim Church led Time for Reflection.

2. Business Motion: Joe FitzPatrick, on behalf of the Parliamentary Bureau, moved S4M-15997—That the Parliament agrees that, during stage 3 of the Burial and Cremation (Scotland) Bill, debate on groups of amendments shall, subject to Rule 9.8.4A, be brought to a conclusion by the time limit indicated, those time limits being calculated from when the stage begins and excluding any periods when other business is under consideration or when a meeting of the Parliament is suspended (other than a suspension following the first division in the stage being called) or otherwise not in progress:

Groups 1 to 5: 45 minutes

Groups 6 to 8: 1 hour 30 minutes.

The motion was agreed to.

3. Business Motion: Joe FitzPatrick, on behalf of the Parliamentary Bureau, moved S4M-15995—That the Parliament agrees that, during stage 3 of the Abusive Behaviour and Sexual Harm (Scotland) Bill, debate on groups of amendments shall, subject to Rule 9.8.4A, be brought to a conclusion by the time limit indicated, that time limit being calculated from when the stage begins and excluding any periods when other business is under consideration or when a meeting of the Parliament is

suspended (other than a suspension following the first division in the stage being called) or otherwise not in progress:

Groups 1 to 5: 55 minutes.

The motion was agreed to.

4. Burial and Cremation (Scotland) Bill - Stage 3: The Bill was considered at Stage 3.

The following amendments were agreed to (without division): 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 74, 23, 24, 25, 26, 27, 28, 76, 77, 78, 79, 29, 80, 30, 81, 82, 83, 84, 85, 86, 87, 88, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 89, 90, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 91, 92, 93, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 94, 95, 96, 67, 97, 68, 98, 99, 69, 70, 1, 100, 101, 71, 72, 102, 103, 104, 105, 106, 107 and 73

Amendment 75 was agreed to (by division: For 61, Against 38, Abstentions 0).

The following amendments were not moved: 86A and 95A.

5. Burial and Cremation (Scotland) Bill - Stage 3: The Minister for Public Health (Maureen Watt) moved S4M-15996—That the Parliament agrees that the Burial and Cremation (Scotland) Bill be passed.

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

6. Bankruptcy (Scotland) Bill - Stage 3: The Minister for Business, Energy and Tourism (Fergus Ewing) moved S4M-15993—That the Parliament agrees that the Bankruptcy (Scotland) Bill be passed.

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

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

8. Abusive Behaviour and Sexual Harm (Scotland) Bill - Stage 3: The Bill was considered at Stage 3.

The following amendments were agreed to (without division): 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27 and 28.

Amendment 29 was agreed to (by division: For 96, Against 0, Abstentions 12).

The following amendments were disagreed to (by division)—

- 3 (For 34, Against 71, Abstentions 0)
- 4 (For 34, Against 68, Abstentions 0)
- 5 (For 34, Against 69, Abstentions 0)
- 30 (For 49, Against 58, Abstentions 0)

The following amendments were not moved: 6, 7, 8, 9, 10, 11, 12, 13 and 14.

9. Abusive Behaviour and Sexual Harm (Scotland) Bill - Stage 3: The Cabinet Secretary for Justice (Michael Matheson) moved S4M-15994—That the Parliament agrees that the Abusive Behaviour and Sexual Harm (Scotland) Bill be passed.

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

10. Business Motion: Joe FitzPatrick, on behalf of the Parliamentary Bureau, moved S4M-16029—That the Parliament agrees to the following revision to the programme of business for Wednesday 23 March 2016—

delete

10:15 am Parliamentary Bureau Motions

and insert

10:00 am Parliamentary Bureau Motions

10:00 am Motion of Condolence: Brussels, 22 March 2016

The motion was agreed to.

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

12. Bringing About More Local Control: The Parliament debated S4M-15322 in the name of Rob Gibson—That the Parliament welcomes what it sees as the growing means to promote local control in communities through the Community Empowerment (Scotland) Act 2015 and various land reform measures to effect land purchase and access to natural resources; believes that this has been benchmarked in the recent Scottish Government report, *Impact Evaluation of the Community Right to Buy*; considers that the Scottish Government target of one million acres being in community control by 2020 is both achievable and necessary; notes the view that, the closer to communities the decision-taking processes over matters such as affordable housing, environmental designations, cultural life and health provision are, the more there is a requirement for a fundamental review of local government and the powers to raise local taxes and to answer widespread and increasing calls for localism, including in Caithness, Sutherland and Ross, which has a land area that is equivalent to that of Northern Ireland, and further notes the view that subsidiarity, sustainability and social justice should be applied to all community life, the length and breadth of Scotland.

The meeting closed at 5.40 pm.

P E Grice
Clerk of the Parliament
22 March 2016

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

Other Documents

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

West College Scotland Report and Financial Statements for the period ended 31 July 2015 (SG/2016/51)—

The North Highland College Report & Financial Statements for the year ended 31 July 2015 (SG/2016/50)—

New College Lanarkshire Financial Statements Period ending 31st July 2015 (SG/2016/49)—

University of the Highlands and Islands: Moray College Annual Report and Financial Statements for the year ended 31 July 2015 (SG/2016/48)—

Glasgow Kelvin College Annual Report & Financial Statements April 2014—July 2015 (SG/2016/47)—

Lews Castle College Annual Accounts Year to 31 July 2015 (SG/2016/46)—
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Scottish Public Services Ombudsman: Strategic Plan 2016-2020 (SPSO/2016/SP)

laid under Section 17A of the Scottish Parliamentary Commissions and Commissioners etc. Act 2010

The following documents were laid before the Parliament on 21 March 2016 and are not subject to any parliamentary procedure—

Children and Young People's Commissioner Scotland: Strategic Plan 2016-20 (CCYP/2016/01)

laid under section 14A (1) of the Commissioner for Children and Young People (Scotland) Act 2003

Fourth Annual Report on the Implementation and Operation of Part 3 (Financial Provisions) of the Scotland Act 2012 (SG/2016/26)

laid under Section 33(1)(c) of the Scotland Act 2012

Scottish Government Fourth Annual Report on the Implementation and Operation of Part 3 (Financial Provisions) of the Scotland Act 2012 (SG/2016/25)

laid under Section 33(2)(c) of the Scotland Act 2012

Scottish Legal Complaints Commission: Budget 01 July 2016 to 30 June 2017 (SLCC/2016/01)

laid under section 29(10) of the Legal Profession and Legal Aid (Scotland) Act 2007

Report on the Regulation of Campaigners At The Scottish Independence Referendum Held on 18 September 2014 – Supplementary Information (ELC/2016/01)

laid before the Scottish Parliament by the Electoral Commission under Schedule 5, paragraph 14 and Schedule 6, paragraph 29 of the Scottish Independence Referendum Act 2013

The following documents were laid before the Parliament on 22 March 2016 and are not subject to any parliamentary procedure—

Getting the best from our land: Report on the consultation process undertaken to produce the Land Use Strategy 2016 – 2021 (SG/2016/7)—

Getting the best from our land: A Land Use Strategy for Scotland 2016 – 2021 (SG/2016/6)—

laid under section 57 of the Climate Change (Scotland) Act 2009

Scottish Enterprise Business Plan 2015-18: 2016-17 Operating Year Update (SG/2016/30)—

Framework Agreement between Directorate for Economic Development and Scottish Enterprise (SG/2016/31)—

Framework Agreement between Directorate for Economic Development and Highlands and Islands Enterprise (SG/2016/32)—

Impact Analysis of Sullom Voe Terminal and Related Job Reductions (SG/2016/33)—

laid before the Scottish Parliament at the request of a member of the Scottish Government

Return of expenditure Incurred and prosecutions taken under the Animal Health Act 1981 and Incidences of Notifiable Disease in imported animals for the year 2015 (SG/2016/23)

laid under section 80 of the Animal Health Act 1981

Sixth Annual Report on the Operation of Section 72 of the Climate Change (Scotland) Act 2009 (SG/2016/18)

laid under section 73 of the Climate Change (Scotland) Act 2009

Regulatory Reform (Scotland) Act 2014 – Part 3 Annual Report 2015 (SG/2016/28)

laid under section 52 of the Regulatory Reform (Scotland) Act 2014

Commissioner for Ethical Standards in Public Life in Scotland Strategic Plan 2016-2020 (CES/2016/01)

laid under section 14(1) of the Scottish Parliamentary Commissions and Commissioners etc. Act 2010

Edinburgh College Annual Report and Financial Statements for the Period Ended 31 July 2015 (SG/2016/54)—

The 2014/15 audit of Edinburgh College (SG/2016/55)—

Glasgow Clyde College Report and Financial Statements – For Sixteen Month Financial Period 2014/15 (SG/2016/56)—

The 2014/15 audit of Glasgow Clyde College (SG/2016/57)—
Glasgow Colleges Regional Board Annual Report and Accounts 2014-15
(SG/2016/58)—
The 2014/15 audit of Glasgow Colleges Regional Board (SG/2016/59)—
laid under section 22(5) of the Public Finance and Accountability
(Scotland) Act 2000

The following document was laid before the Parliament on 22 March 2016 and is
subject to parliamentary procedure—

Police Scotland Annual Police Plan 2016/17 (PSoS/2016/01)
laid under section 35(4)(b) of the Police and Fire Reform (Scotland) Act
2012

Committee Reports

The following reports were published on 21 March 2016—

Scottish Commission for Public Audit, 2nd Report, 2016 (Session 4): Annual
Report 2015-16 (SP Paper 976)

Scottish Commission for Public Audit, 3rd Report, 2016 (Session 4): Session 4
Legacy Paper (SP Paper 977)

Public Audit Committee, 2nd Report, 2016 (Session 4): Annual Report 2015-16
(SP Paper 959)

Public Audit Committee, 3rd Report, 2016 (Session 4): Session 4 Legacy
Paper (SP Paper 960)

Public Petitions Committee 2nd Report 2016 (Session 4): Legacy Paper (SP
Paper 974)

Delegated Powers and Law Reform Committee, 29th Report 2015 (Session 4):
Legacy Report (SP Paper 958)

The following report was published on 22 March 2016—

Devolution (Further Powers) Committee, 4th Report, 2016 (Session 4): Annual
Report 2015-16 (SP Paper 980)

The following reports were published on 23 March 2016—

Finance Committee, 5th Report, 2016 (Session 4): Annual Report (SP Paper
972)

Finance Committee, 6th Report, 2016 (Session 4): Legacy Paper (SP Paper
973)

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