



The Scottish Parliament  
Pàrlamaid na h-Alba

## DELEGATED POWERS AND LAW REFORM COMMITTEE

### MINUTES

28th Meeting, 2014 (Session 4)

Tuesday 7 October 2014

Present:

Richard Baker	Nigel Don (Convener)
Mike MacKenzie	Margaret McCulloch
Stuart McMillan (Deputy Convener)	John Scott
Stewart Stevenson	

The meeting opened at 10.03 am.

1. **Decision on taking business in private:** The Committee agreed to take items 7, 8 and future consideration of the Mental Health (Scotland) Bill at Stage 1 in private.
2. **Legal Writings (Counterparts and Delivery) (Scotland) Bill:** The Committee took evidence on the Bill at Stage 1 from—

Professor George Gretton, Lord President Reid Professor of Law, and Dr Gillian Black, Senior Lecturer in Law, University of Edinburgh; Dr Ross Anderson, Junior Counsel, Ampersand Advocates and Honorary Research Fellow, University of Glasgow;

and then from—

Stephen Hart, Legal Counsel, Braveheart Investment Group plc; Catherine Corr, Principal Solicitor, Scottish Enterprise;

and then from—

Christopher Kerr, Head of Legislation and Legal Policy, and Kenny Crawford, Commercial Services Director, Registers of Scotland.

3. **Instruments subject to affirmative procedure:** The Committee agreed that no points arose on the following—  
  
[Road Traffic Act 1988 \(Prescribed Limit\) \(Scotland\) Regulations 2014 \[draft\].](#)
4. **Instruments subject to negative procedure:** The Committee agreed to draw the attention of the Parliament to the following—  
  
[South Arran Marine Conservation Order 2014 \(SSI 2014/260\);](#)  
  
and that no points arose on the following—  
  
[Town and Country Planning \(Control of Advertisements\) \(Scotland\) Amendment \(No. 2\) Regulations 2014 \(SSI 2014/249\);](#)  
[Legal Aid and Assistance By Way of Representation \(Fees for Time at Court and Travelling\) \(Scotland\) Regulations 2014 \(SSI 2014/257\).](#)
5. **Instruments not subject to any parliamentary procedure:** The Committee agreed that no points arose on the following—  
  
[Children and Young People \(Scotland\) Act 2014 \(Commencement No. 3\) Order 2014 \(SSI 2014/251 \(C.22\)\).](#)
6. **Courts Reform (Scotland) Bill:** The Committee considered the delegated powers provisions in this Bill after Stage 2.
7. **Mental Health (Scotland) Bill (in private):** The Committee considered further the delegated powers provisions in this Bill at Stage 1.
8. **Welfare Funds (Scotland) Bill (in private):** The Committee agreed a report to the Welfare Reform Committee.
9. **Report on instruments considered by the Committee during 2013-14 (in private):** The Committee agreed a report outlining the work of the Committee during the parliamentary year 2013-14.
10. **Legal Writings (Counterparts and Delivery) (Scotland) Bill (in private):** The Committee considered the evidence it heard over the course of the last two meetings.

The meeting closed at 12.43 pm.

Euan Donald  
Clerk to the Delegated Powers and Law Reform Committee  
Room T1.01  
The Scottish Parliament  
Edinburgh  
Tel: 0131 348 5212  
Email: Euan.Donald@scottish.parliament.uk