



The Scottish Parliament
Pàrlamaid na h-Alba

Delegated Powers and Law Reform Committee

10th Report, 2014 (Session 4)

Budget (Scotland) (No.3) Bill

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Delegated Powers and Law Reform Committee

Remit and membership

Remit:

1. The remit of the Delegated Powers and Law Reform Committee is to consider and report on—
 - (a) any—
 - (i) subordinate legislation laid before the Parliament or requiring the consent of the Parliament under section 9 of the Public Bodies Act 2011;
 - (ii) [deleted]
 - (iii) pension or grants motion as described in Rule 8.11A.1; and, in particular, to determine whether the attention of the Parliament should be drawn to any of the matters mentioned in Rule 10.3.1;
 - (b) proposed powers to make subordinate legislation in particular Bills or other proposed legislation;
 - (c) general questions relating to powers to make subordinate legislation;
 - (d) whether any proposed delegated powers in particular Bills or other legislation should be expressed as a power to make subordinate legislation;
 - (e) any failure to lay an instrument in accordance with section 28(2), 30(2) or 31 of the 2010 Act; and
 - (f) proposed changes to the procedure to which subordinate legislation laid before the Parliament is subject.
 - (g) any Scottish Law Commission Bill as defined in Rule 9.17A.1; and
 - (h) any draft proposal for a Scottish Law Commission Bill as defined in that Rule.

Membership:

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

Committee Clerking Team:

Clerk to the Committee

Euan Donald

Assistant Clerk

Elizabeth White

Support Manager

Daren Pratt



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Budget (Scotland) (No.3) Bill

The Committee reports to the Parliament as follows—

1. The Delegated Powers and Law Reform Committee considered the delegated powers provision in the Budget (Scotland) (No.3) Bill¹ at its meeting on 28 January 2014. The Committee reports to the Parliament on the provision under Rule 9.16.3 of Standing Orders.

General

2. The Bill makes provision for the Scottish Administration's budget for the financial year 2014/15. The Committee notes that, like its predecessors in previous years, the Bill contains one delegated power that permits certain parts of the Bill to be amended by affirmative Order.

Delegated power – Section 7: Budget revision orders

3. Section 7 confers power on the Scottish Ministers to make adjustments to the overall cash authorisations set in section 4 of the Bill and to the schedules to the Bill by Order. Any such Order will be subject to affirmative procedure.

4. **The Committee approves the power without further comment.**

¹ Budget (Scotland) (No.3) Bill is available here:
[http://www.scottish.parliament.uk/S4_Bills/Budget%20\(No.3\)%20\(Scotland\)%20Bill/b45s4-introdbm.pdf](http://www.scottish.parliament.uk/S4_Bills/Budget%20(No.3)%20(Scotland)%20Bill/b45s4-introdbm.pdf)

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