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Murdo Fraser MSP
Convener
COVID-19 Committee

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3 July 2020

Dear Murdo,

The Care Home Emergency Intervention Orders (Coronavirus) (Scotland) Regulations 2020

The Care Home Emergency Intervention Orders (Coronavirus) (Scotland) Regulations 2020, SSI 2020/201 were made by the Scottish Ministers under section 65B of the Public Services Reform (Scotland) Act 2010 on 2 July 2020 and came into force immediately. This instrument is being laid before the Scottish Parliament today, 3 July 2020.

The Coronavirus (Scotland) (No.2) Act makes provision to enable Scottish Ministers to make an application to the Court of Session or Sheriff Court for an emergency intervention order in a care home. The nature of emergency legislation is that it provides for change within a short timeframe. These Regulations make further provision which is essential to Scottish Ministers being able to exercise the emergency intervention order powers effectively.

Section 65B of the 2010 Act provides that the made affirmative procedure applies to these Regulations and does not give the Scottish Ministers a choice in the procedure to be used.

Kind regards,



JEANE FREEMAN