



The Scottish Parliament  
Pàrlamaid na h-Alba

## SUBORDINATE LEGISLATION COMMITTEE

### MINUTES

10th Meeting, 2012 (Session 4)

Tuesday 17 April 2012

Present:

|                                |                      |
|--------------------------------|----------------------|
| Chic Brodie                    | Nigel Don (Convener) |
| James Dornan (Deputy Convener) | Mike MacKenzie       |
| Michael McMahon                | John Pentland        |
| John Scott                     |                      |

The meeting opened at 2.34 pm.

1. **Decision on taking business in private:** The Committee agreed to take item 7 in private.
2. **Welfare Reform (Further Provision) (Scotland) Bill:** The Committee took evidence on the Bill at Stage 1 from—

Chris Boyland, Bill Manager, Ann McVie, Team Leader, Welfare Division and John Paterson, Scottish Government Legal Directorate, Scottish Government.

3. **Instruments subject to affirmative procedure:** The Committee agreed to refer the practical effect of the following instrument to the lead Committee for consideration—

[Waste \(Scotland\) Regulations 2012 \[draft\].](#)

The Committee also agreed to write to the Scottish Government to suggest that the Pollution Prevention and Control (Scotland) Regulations 2000, which are amended by these regulations, would merit consolidation and to ask whether the Scottish Government has plans to consolidate them.

4. **Instruments subject to negative procedure:** The Committee agreed to draw the attention of the Parliament to the following—

[Public Contracts \(Scotland\) Regulations 2012 \(SSI 2012/88\);](#)  
[Utilities Contracts \(Scotland\) Regulations 2012 \(SSI 2012/89\);](#)  
[Public Contracts and Utilities Contracts \(Scotland\) Amendment Regulations 2012 \(SSI 2012/108\);](#)  
[Scottish Secure Tenancies \(Proceedings for Possession\) \(Confirmation of Compliance with Pre-Action Requirements\) Regulations 2012 \(SSI 2012/93\);](#)

and that no points arose on the following—

[Adoption and Children \(Scotland\) Act 2007 \(Commencement No. 4, Transitional and Savings Provisions\) Amendment Order 2012 \(SSI 2012/99\);](#)  
[Act of Sederunt \(Fees of Shorthand Writers in the Sheriff Court\) \(Amendment\) 2012 \(SSI 2012/101\).](#)

5. **Instruments not subject to any parliamentary procedure:** The Committee agreed to draw the attention of the Parliament to the following—

[Town and Country Planning \(Continuation in force of Local Plans\) \(Highland\) \(Scotland\) Order 2012 \(SSI 2012/90\);](#)

and that no points arose on the following—

[Act of Sederunt \(Rules of the Court of Session Amendment\) \(Fees of Shorthand Writers\) 2012 \(SSI 2012/100\).](#)

6. **Scotland Bill (UK Parliament legislation):** The Committee considered the powers to make subordinate legislation conferred on Scottish Ministers in the Scotland Bill (UK Parliament legislation) and agreed a report.
7. **Welfare Reform (Further Provision) (Scotland) Bill (in private):** The Committee considered the evidence it heard earlier in the meeting.

The meeting closed at 4.00 pm.

Irene Fleming  
Clerk to the Subordinate Legislation Committee  
Room T2.60  
The Scottish Parliament  
Edinburgh  
Tel: 0131 348 5212  
Email: irene.fleming@scottish.parliament.uk