



The Scottish Parliament  
Pàrlamaid na h-Alba

**HUTCHESONS' HOSPITAL TRANSFER AND DISSOLUTION (SCOTLAND) BILL  
COMMITTEE**

**AGENDA**

**2nd Meeting, 2018 (Session 5)**

**Wednesday 7 November 2018**

The Committee will meet at 10.45 am in the Sir Alexander Fleming Room (CR3).

1. **Decisions on taking business in private:** The Committee will decide whether to take item 3 in private. The Committee will decide whether to consider any further evidence and issues for its Preliminary Stage report in private at future meetings.
2. **Hutchesons' Hospital Transfer and Dissolution (Scotland) Bill** The Committee will take evidence on the Bill at Preliminary Stage from—
  - David Dobson, member of the Executive Committee, Hutchesons' Hospital charity;
  - Charles Livingstone, and Alan Eccles, Brodies LLP, legal advisers to the Hutchesons' Hospital charity;
  - Donald Reid, Mitchells Robertson Ltd., the chamberlains to the Hutchesons' Hospital charity.
3. **Hutchesons' Hospital Transfer and Dissolution (Scotland) Bill** The Committee will consider the evidence heard earlier in the meeting and whether to seek any further evidence as part of its scrutiny of the Bill at Preliminary Stage.

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Clerk to the Hutchesons' Hospital Transfer and Dissolution (Scotland) Bill Committee  
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The papers for this meeting are as follows—

**Agenda Item 2**

Note by the Clerk

HH/S5/18/2/1

PRIVATE PAPER

HH/S5/18/2/2 (P)

**Hutchesons' Hospital Transfer and Dissolution (Scotland) Bill Committee**

**2nd Meeting, 7 November 2018 (Session 5)**

**Note by the clerk**

**Purpose**

1. This paper provides some background information in advance of the Committee's evidence session with the Promoter of the Hutchesons' Hospital Transfer and Dissolution (Scotland) Bill on 7 November 2018.

**The Bill**

2. The Hutchesons' Hospital Transfer and Dissolution (Scotland) Bill<sup>1</sup> was introduced in the Scottish Parliament on 25 June 2018. It is a Private Bill being promoted through the Parliament by The Patrons of the Royal Incorporation of Hutchesons' Hospital in the City of Glasgow ("the Promoter") under the procedures set out in Chapter 9A of the Parliament's Standing Orders and the Guidance on Private Bills.

3. The overall objective of the Bill is to transfer the property, rights, interests and liabilities of The Royal Incorporation of Hutchesons' Hospital in the City of Glasgow ("the Incorporation") to a new Scottish Charitable Incorporated Organisation (SCIO), a non-statutory charitable legal vehicle. The Bill also seeks to dissolve the Incorporation and to repeal the Hutchesons' Hospital Act 1872, which currently regulates the management of the Incorporation and its revenues.

**Objections**

4. Following the introduction of the Bill, there was a 60-day objection period which concluded on 24 August 2018. No objections were received.

**SPICe Bill Briefing**

5. A Bill Briefing was published by SPICe on 2 October 2018.<sup>2</sup>

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<sup>1</sup> The Bill and accompanying documents can be found here:  
<http://www.parliament.scot/parliamentarybusiness/Bills/108713.aspx>

<sup>2</sup> The SPICe Bill briefing is available here:  
<https://digitalpublications.parliament.scot/ResearchBriefings/Report/2018/10/2/Hutchesons--Hospital-Transfer-and-Dissolution--Scotland--Bill>

## **Preliminary stage**

6. A Private Bill Committee's role is threefold during the Preliminary Stage of the Private Bill process. It must—

- take evidence and reach a view on whether the general principles of the bill should be approved;
- reach a view on whether the bill should proceed as a Private Bill – including by satisfying itself that primary legislation is required, that the provision made is of a private rather than public nature, and that the pre-introduction requirements have been carried out correctly; and
- give preliminary consideration to any objections, rejecting any, where in the Committee's view, the objector's interests are not "clearly adversely affected".

## **Committee consideration**

7. At its meeting on 30 October 2018, the Committee agreed to take oral evidence from the Promoter of the Bill at its next meeting.

## **Written evidence**

8. At its meeting on 30 October 2018, the Committee agreed to write to two academics and an advocate, with expertise in the field, to invite written views on the Bill.

## **Next steps**

9. At its third meeting on 28 November 2018, the Committee plans to consider any written evidence it receives and issues for its Preliminary Stage report.

**Clerk to the Hutchesons' Hospital  
Transfer and Dissolution (Scotland) Bill Committee**