



The Scottish Parliament Pàrlamaid na h-Alba

MINUTES OF PROCEEDINGS

Parliamentary Year 5, No. 32, Session 5

Meeting of the Parliament

Tuesday 25 August 2020

Note: (DT) signifies a decision taken at Decision Time.

The meeting opened at 2.00 pm.

1. Time for Reflection: Rev Fraser Macnaughton, Minister, St Magnus Cathedral, Kirkwall, Orkney, led Time for Reflection.

2. Revision to Business Programme: The Minister for Parliamentary Business and Veterans (Graeme Dey), on behalf of the Parliamentary Bureau, moved S5M-22527—That the Parliament agrees to the following revision to the programme of business for Tuesday 25 August 2020—

delete

5.00 pm Decision Time

and insert

6.30 pm Decision Time

The motion was agreed to.

3. Ministerial Statement: The Cabinet Secretary for Economy, Fair Work and Culture (Fiona Hyslop) made a statement and answered questions on Ferguson Marine Update.

4. Stage 3 Timetable: The Minister for Parliamentary Business and Veterans (Graeme Dey), on behalf of the Parliamentary Bureau, moved S5M-22515—That the Parliament agrees that, during stage 3 of the Children (Scotland) Bill, debate on groups of amendments shall, subject to Rule 9.8.4A, be brought to a conclusion by the time

limits indicated, those time limits being calculated from when the stage begins and excluding any periods when other business is under consideration or when a meeting of the Parliament is suspended (other than a suspension following the first division in the Stage being called) or otherwise not in progress:

Groups 1 to 4: 1 hour 10 minutes
Groups 5 to 7: 2 hours 5 minutes
Groups 8 to 11: 2 hours 40 minutes.

The motion was agreed to.

5. Children (Scotland) Bill - Stage 3: The Bill was considered at Stage 3.

The following amendments were agreed to (without division): 8, 9, 10, 11, 12, 13, 14, 15, 16, 37, 38, 39, 17, 18, 19, 41, 42, 20, 43, 44, 45, 24, 25, 27, 28, 29, 30, 31, 32, 33, 34 and 48.

The following amendments were agreed to (by division)—

36 (For 86, Against 30, Abstentions 1)
2 (For 91, Against 29, Abstentions 0)
46 (For 89, Against 29, Abstentions 0)

The following amendments were disagreed to (by division)—

1 (For 23, Against 98, Abstentions 0)
3 (For 23, Against 98, Abstentions 0)
4 (For 22, Against 99, Abstentions 0)
5 (For 28, Against 93, Abstentions 0)
6 (For 33, Against 86, Abstentions 0)
7 (For 28, Against 92, Abstentions 0)
47 (For 31, Against 86, Abstentions 0).

Amendment 40 was moved and, no Member having objected, withdrawn.

The following amendments were not moved: 35, 22 and 26.

The Presiding Officer determined, under Rule 9.8.5BA, that, in his view, no provision of the Children (Scotland) Bill related to a protected subject-matter.

6. Motion Without Notice: Graeme Dey, on behalf of the Parliamentary Bureau, moved without notice that, under Rule 11.2.4, Decision Time be moved to 7.00 pm.

The motion was agreed to.

7. Children (Scotland) Bill: The Minister for Community Safety (Ash Denham) moved S5M-22505—That the Parliament agrees that the Children (Scotland) Bill be passed.

After debate, the motion was agreed to ((DT) by division: For 113, Against 0, Abstentions 0).

8. Approval of SSI: The Minister for Parliamentary Business and Veterans (Graeme Dey), on behalf of the Parliamentary Bureau, moved S5M-22528—That the Parliament agrees that the Social Care Staff Support Fund (Coronavirus) (Scotland) Regulations 2020 (SSI 2020/188) be approved.

The motion was agreed to (DT).

9. Decision Time: The Parliament took decisions on items 7 and 8 as noted above.

The meeting closed at 7.15 pm.

David McGill
Clerk of the Parliament
25 August 2020

Appendix
(Note: this Appendix does not form part of the Minutes)

Committee Reports

The following report was published on 21 August 2020—

Covid-19 Committee, 5th Report, 2020 (Session 5): Subordinate Legislation Considered by the Covid-19 Committee on 20 August 2020 (SP Paper 784)

The following reports were published on 24 August 2020—

Rural Economy and Connectivity Committee, 8th Report, 2020 (Session 5): Legislative Consent Memorandum on the UK Fisheries Bill (LCM(S5)41) (SP Paper 785)

Finance and Constitution Committee, 8th Report, 2020 (Session 5): Subordinate legislation (SP Paper 786)

The following reports were published on 25 August 2020—

Health and Sport Committee, 7th Report, 2020 (Session 5): Subordinate legislation considered by the Health and Sport Committee on 25 August 2020 (SP Paper 787)

Delegated Powers and Law Reform Committee, 44th Report 2020 (Session 5): Subordinate Legislation Considered by the Delegated Powers and Law Reform Committee on 25 August 2020 (SP Paper 788)

Subordinate Legislation

Made Affirmative Instruments

The following instruments were laid before the Parliament on 21 August 2020 and are subject to the made affirmative procedure—

Health Protection (Coronavirus) (Restrictions) (Scotland) Amendment (No. 12) Regulations 2020 (SSI 2020/251)

laid under paragraph 6(3) of schedule 19 of the Coronavirus Act 2020 for approval by resolution of the Scottish Parliament within 28 days beginning with the day on which the Regulations were made, not taking into account any period of dissolution or recess for more than 4 days

Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 10) Regulations 2020 (SSI 2020/252)

laid under section 122(6) and (7) of the Public Health etc. (Scotland) Act 2008 for approval by resolution of the Scottish Parliament within 28 days beginning with the day on which the Regulations were made, not taking into account periods of dissolution or recess for more than 4 days

The following instrument was laid before the Parliament on 24 August 2020 and is subject to the made affirmative procedure—

Health Protection (Coronavirus, Restrictions) (Aberdeen City) Amendment Regulations 2020 (SSI 2020/253)

laid under paragraph 6(3) of schedule 19 of the Coronavirus Act 2020 for approval by resolution of the Scottish Parliament within 28 days beginning with the day on which the Regulations were made, not taking into account any period of dissolution or recess for more than 4 days

Affirmative Instruments

The following instrument was laid before the Parliament on 21 August 2020 and is subject to the affirmative procedure—

Management of Offenders (Scotland) Act 2019 (Consequential Amendments) Regulations 2020 [draft]

laid under section 62(3)(a) of the Management of Offenders (Scotland) Act 2019

The following instruments were laid before the Parliament on 24 August 2020 and are subject to the affirmative procedure—

Equality Act 2010 (Specification of Public Authorities) (Scotland) Order 2020 [draft]
laid under section 210(2) of the Equality Act 2010

Coronavirus (Scotland) Acts (Amendment of Expiry Dates) Regulations 2020 [draft]
laid under section 12(5) of the Coronavirus (Scotland) Act 2020 and section 9(5) of the Coronavirus (Scotland) (No.2) Act 2020

Negative Instruments

The following instrument was laid before the Parliament on 21 August 2020 and is subject to the negative procedure—

Mental Health Tribunal for Scotland (Practice and Procedure) (No. 2) Amendment Rules 2020 (SSI 2020/246)

laid under section 326(3) of the Mental Health (Care and Treatment) (Scotland) Act 2003

The following instrument was laid before the Parliament on 24 August 2020 and is subject to the negative procedure—

Coronavirus (Scotland) Acts (Early Expiry of Provisions) Regulations 2020 (SSI 2020/249)

laid under section 13(3) of the Coronavirus (Scotland) Act 2020 and section 10(4)(b) of the Coronavirus (Scotland) (No. 2) Act 2020

The following instrument was laid before the Parliament on 25 August 2020 and is subject to the negative procedure—

Town and Country Planning (Emergency Period and Extended Period) (Coronavirus) (Scotland) Regulations 2020 (SSI 2020/254)
laid under section 275 of the Town and Country Planning (Scotland) Act 1997 and section 82 of the Planning (Listed Buildings and Conservation Areas) (Scotland) Act 1997

Laid Only Instruments

The following instrument was laid before the Parliament on 21 August 2020 and is not subject to any parliamentary procedure—

Management of Offenders (Scotland) Act 2019 (Commencement No. 4 and Saving Provision) Regulations 2020 (SSI 2020/245 (C. 20))
laid under section 30(2) of the Interpretation and Legislative Reform (Scotland) Act 2010

The following instrument was laid before the Parliament on 24 August 2020 and is not subject to any parliamentary procedure—

Scottish Biometrics Commissioner Act 2020 (Commencement) Regulations 2020 (SSI 2020/250 (C. 21))
laid under section 30(2) of the Interpretation and Legislative Reform (Scotland) Act 2010

Other Documents

The following documents were laid before the Parliament on 24 August 2020 and are not subject to parliamentary procedure—

Standards Commission for Scotland: Annual Report 2019/20 SCfS/2020/01 laid under paragraph 10F to Schedule 1 of the Ethical Standard in Public Life etc. (Scotland) Act 2000 as amended by the Scottish Parliamentary Commissions and Commissioners etc. Act 2010

Proposed Extension of The Coronavirus (Scotland) Act 2020 and The Coronavirus (Scotland) (No. 2) Act 2020: Statement of Reasons SG/2020/166 laid under Section 12(6) of the Coronavirus (Scotland) Act 2020

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