

Parliamentary Bureau – Approval of a Statutory Instrument and Scottish Statutory Instruments

UK Statutory Instrument

[Scotland Act 1998 \(Specification of Devolved Tax\) \(Building Safety\) Order 2024 \(SI 2024/Draft\)](#)

1. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

Jamie Hepburn on behalf of the Parliamentary Bureau: That the Parliament agrees that the Scotland Act 1998 (Specification of Devolved Tax) (Building Safety) Order 2024 (SI 2024/Draft) be approved.

Purpose

2. This is a UK Affirmative SI made by the His Majesty the King acting on the advice of His Privy Council. It requires approval by resolution of each House of Parliament and the Scottish Parliament. It devolves a power to the Scottish Parliament to legislate for a new Scottish tax or levy in connection with building control approval for property which provides accommodation to fund building safety expenditure in Scotland, akin to the Building Safety Levy in England. The Scottish Government's [Policy Note \(attached to the Finance and Public Administration paper on the Order\)](#) explains that “the scale of the building safety cladding issue in Scotland is expected to be in proportion to that in England and the Scottish Government faces a similar challenge to the UK Government on how to fund the associated remediation works.”

Consideration by committee

3. At its meeting on 29 October 2024, the Finance and Public Administration Committee agreed to recommend that the Instrument be approved. The [Committee's report will be published by 4 November 2024](#).

Scottish Statutory Instruments

[Rural Development \(Continuation of Operation\) \(Miscellaneous Amendment\) \(Scotland\) Regulations \(SSI 2024/Draft\)](#)

4. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

Jamie Hepburn on behalf of the Parliamentary Bureau: That the Parliament agrees that the Rural Development (Continuation of Operation) (Miscellaneous Amendment) (Scotland) Regulations (SSI 2024/Draft) be approved.

Purpose

5. The Scottish Rural Development Programme (SRDP) provides financial support for initiatives that promote sustainable development in Scotland's rural communities, including the Less Favoured Area Support Scheme. The SRDP was a key tenant of delivering the EU's Common Agricultural Policy in Scotland

and will continue to be in operation until the end of 2024. The [Policy Note](#) states that the draft Regulations propose to assimilate the SRDP and rural support from 1 January 2025 and extend its operation until 2030 “to ensure stability and continuity for farmers, crofters and land managers in the period from 2025 to 2030”.

Consideration by committee

6. At its meeting on 9 October 2024, following debate, the Rural Affairs and Islands Committee agreed by division (For 5, Against 0, Abstentions 2) to recommend that the Instrument be approved. The [Committee’s report was published on 28 October 2024](#).

[Upper Tribunal for Scotland Bus Registration Appeals \(Composition\) Regulations 2024 \(SSI 2024/Draft\)](#)

7. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

Jamie Hepburn on behalf of the Parliamentary Bureau: That the Parliament agrees that the Upper Tribunal for Scotland Bus Registration Appeals (Composition) Regulations 2024 (SSI 2024/Draft) be approved.

Purpose

8. The purpose of the instrument is to make provision in respect of the composition of the Upper Tribunal for Scotland when hearing certain appeals under section 39(5A) of the Transport (Scotland) Act 2001 and those under the Public Service Vehicles (Registration of Local Services) (Bus Services Improvement Partnerships Service Standards Decisions) (Appeals) (Scotland) Regulations 2024. Members of the Upper Tribunal can be ordinary members, legal members or judicial members according to criteria set out in the Tribunals (Scotland) Act 2014 and regulations made under that Act.

Consideration by committee

9. At its meeting on 29 October 2024 the Equalities, Human Rights and Civil Justice Committee agreed to recommend that the Instrument be approved. The [Committee’s report was published on 30 October 2024](#).

[Upper Tribunal for Scotland \(Transfer of Functions of the Transport Tribunal\) Regulations 2024 \(SSI 2024/Draft\)](#)

10. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

Jamie Hepburn on behalf of the Parliamentary Bureau: That the Parliament agrees that the Upper Tribunal for Scotland (Transfer of Functions of the Transport Tribunal) Regulations 2024 (SSI 2024/Draft) be approved.

Purpose

11. To make provision for the transfer of certain functions of the Transport Tribunal to the Upper Tribunal for Scotland (see associated instrument above).

Consideration by committee

12. At its meeting on 29 October 2024 the Equalities, Human Rights and Civil Justice Committee agreed to recommend that the Instrument be approved. The [Committee's report was published on 30 October 2024](#).

Decision

13. Business Managers are invited to note that the above motions will be lodged.
14. Business Managers should reserve their position if their party intends to speak against or oppose the motions.

Parliamentary Business Team
October 2024