



The Scottish Parliament  
Pàrlamaid na h-Alba

## Health, Social Care and Sport Committee

Jenni Minto MSP  
Minister for Public Health and Women's Health

**31 January 2025**

Dear Minister

### UK subordinate legislation

At its meeting on 21 January, the Committee considered the Scottish Government's consent notification for the following UK statutory instrument (SI):

- The Food and Feed (Regulated Products) (Amendment, Revocation, Consequential and Transitional Provision) Regulations 2025 (RP reform SI).

The Committee agreed, by division, that it was content for these provisions relating to devolved competence to be included in a UK SI. The [minutes for the meeting](#) have been published on the Committee's website.

During the Committee's consideration Members raised concerns around the following:

- Potential for divergence of alignment with the EU in this area.
- The potential for the removal of the requirement of parliamentary approval for authorisations for new products before they can be placed on the market.
- The resource implications for Food Standards Scotland of undertaking continuous review.
- The rationale and implications, including in terms of resources and the scrutiny role of parliament, of the proposed change of procedure for bringing the relevant authorisations into effect from one involving secondary legislation that would be subject to scrutiny by the Committee to a process of direct ministerial decisions that would no longer be subject to such scrutiny.

Given the Committee, and Scottish Parliament, will no longer have sight of secondary legislation in this area, the Committee asks the Scottish Government and Food Standards Scotland to give a commitment that they will provide a regular update, perhaps on a quarterly basis, on any authorisations brought into effect by ministerial decision, that may be of particular relevance or significance to the Committee's remit.

I would be grateful for a response from you in relation to the concerns raised in this letter.

Contact: Health, Social Care and Sport Committee, The Scottish Parliament, Edinburgh, EH99 1SP.  
Email [HSCS.Committee@parliament.scot](mailto:HSCS.Committee@parliament.scot). We welcome calls through Relay UK and in BSL through Contact Scotland BSL.

Yours sincerely,

A handwritten signature in black ink that reads "CHaughey". The signature is written in a cursive style with a large, looped 'H' and a long, sweeping tail on the 'y'.

Clare Haughey MSP

Convener, Health, Social Care and Sport Committee