



OFFICIAL REPORT
AITHISG OIFIGEIL

Delegated Powers and Law Reform Committee

Tuesday 25 June 2024

Session 6



The Scottish Parliament
Pàrlamaid na h-Alba

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DELEGATED POWERS AND LAW REFORM COMMITTEE
22nd Meeting 2024, Session 6

CONVENER

*Stuart McMillan (Greenock and Inverclyde) (SNP)

DEPUTY CONVENER

*Bill Kidd (Glasgow Anniesland) (SNP)

COMMITTEE MEMBERS

Jeremy Balfour (Lothian) (Con)

*Foyso Choudhury (Lothian) (Lab)

*Tim Eagle (Highlands and Islands) (Con)

*attended

CLERK TO THE COMMITTEE

Greg Black

LOCATION

The Adam Smith Room (CR5)

Scottish Parliament
Delegated Powers and Law
Reform Committee

Tuesday 25 June 2024

[The Convener opened the meeting at 09:46]

Decision on Taking Business in
Private

The Convener (Stuart McMillan): Welcome to the 22nd meeting in 2024 of the Delegated Powers and Law Reform Committee. We have received apologies from Jeremy Balfour MSP. I remind everyone to switch off, or put to silent, mobile phones and other electronic devices.

The first item of business is to decide whether to take item 3 in private. Is the committee content to take item 3 in private?

Members *indicated agreement.*

Instruments not subject to
Parliamentary Procedure

09:46

The Convener: Under agenda item 2, we are considering three instruments. An issue has been raised on the following instrument.

Act of Adjournal (Criminal Procedure
Rules 1996 Amendment) (United Nations
Convention on the Rights of the Child
(Incorporation) (Scotland) Act 2024) 2024
(SSI 2024/174)

The Convener: The instrument is being made in consequence of the United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024, to amend the rules of court for criminal procedure to take account of the requirements of that act.

In correspondence with the Lord President's private office, which is published alongside the papers for this meeting, the committee queried paragraph 2(2)(a) of the instrument, which inserts into chapter 6 of the criminal procedure rules a definition of the term "UNCRC requirements". We queried the purpose of the definition, given that the defined term is not used in chapter 6. The Lord President's private office confirmed that the definition is unnecessary and advised that it will be removed at the next available opportunity.

Does the committee wish to draw the instrument to the attention of the Parliament on the general reporting ground, in that it inserts an unnecessary definition of "UNCRC requirements" into rule 6.1 of the 1996 criminal procedure rules?

Members *indicated agreement.*

The Convener: Does the committee wish to note that the Lord President's private office has advised that the definition will be removed at the next available opportunity?

Members *indicated agreement.*

The Convener: Also under this agenda item, no points have been raised on the following instruments.

Wildlife Management and Muirburn
(Scotland) Act 2024 (Commencement No
1) Regulations 2024 (SSI 2024/168 (C 15))

Animal Welfare (Livestock Exports) Act
2024 (Commencement) (Scotland)
Regulations 2024 (SSI 2024/170 (C 16))

The Convener: Is the committee content with the instruments?

Members *indicated agreement.*

The Convener: That concludes the public part of the meeting.

09:48

Meeting continued in private until 10:11.

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