



OFFICIAL REPORT
AITHISG OIFIGEIL

DRAFT

Delegated Powers and Law Reform Committee

Tuesday 3 September 2024

Session 6



The Scottish Parliament
Pàrlamaid na h-Alba

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DELEGATED POWERS AND LAW REFORM COMMITTEE
23rd 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 3 September 2024

[The Convener opened the meeting at 10:00]

Decision on Taking Business in Private

The Convener (Stuart McMillan): I welcome back colleagues after the summer recess—I hope that you had a lovely time. Welcome to the 23rd meeting in 2024 of the Delegated Powers and Law Reform Committee. We have received apologies from Foyso Choudhury MSP.

I remind everyone to switch off, or put to silent, their mobile phones and other electronic devices.

The first item of business is to decide whether to take items 4 and 5 in private. Is the committee content to take those items in private?

Members indicated agreement.

Instruments subject to Negative Procedure

10:00

The Convener: Under agenda item 2, we are considering four instruments. An issue has been raised on one of the instruments.

Valuation (Proposals Procedure) (Scotland) Amendment Regulations 2024 (SSI 2024/186)

The Convener: The instrument deals with the procedures that apply to proposals to alter entries in the valuation roll. Regulation 2(9), which inserts new regulation 17ZA, is intended to set a deadline for making a proposal to amend an entry in the valuation roll on the basis that there is an error in that entry.

The Scottish Government has confirmed that the provision does not operate as intended, because it contains a circular reference, with the effect that it fails to set a deadline. The Scottish Government has confirmed that it will bring forward an amending instrument to address the issue at the next suitable opportunity.

Does the committee wish to draw the instrument to the attention of the Parliament on reporting ground (i), in that the instrument's drafting appears to be defective on account that regulation 2(9) does not operate as intended?

Members indicated agreement.

The Convener: Does the committee welcome that the Scottish Government intends to address the problem by bringing forward amending regulations at the next suitable opportunity?

Members indicated agreement.

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

Legal Aid and Advice and Assistance (Miscellaneous Amendment) (Scotland) Regulations 2024 (SSI 2023/178)

Police Service of Scotland (Amendment) Regulations 2024 (SSI 2024/179)

Waste (Materials Facilities) (Scotland) Regulations 2024 (SSI 2024/191)

The Convener: Is the committee content with the instruments?

Members indicated agreement.

Instruments not subject to Parliamentary Procedure

10:02

Meeting continued in private until 10:22.

10:02

The Convener: Under agenda item 3, we are considering four instruments, on which no points have been raised.

Valuation Timetable (Scotland) Amendment Order 2024 (SSI 2024/192)

**Act of Sederunt (Rules of the Court of
Session 1994 and Sheriff Appeal Court
Rules 2021 Amendment) (United Nations
Convention on the Rights of the Child
(Incorporation) (Scotland) Act 2024) 2024
(SSI 2024/195)**

**Act of Sederunt (Rules of the Court of
Session 1994 Amendment) (Protective
Expenses Orders) 2024 (SSI 2024/196)**

**Act of Sederunt (Proceedings for
Determination of Compatibility Questions
Rules) 2024 (SSI 2024/197)**

The Convener: Is the committee content with the instruments?

Members *indicated agreement.*

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

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