

Local Government, Housing and Planning Committee  
Tuesday, 12 November 2024  
30<sup>th</sup> Meeting, 2024 (Session 6)

## Note by the Clerk on Title Conditions (Scotland) Act 2003 (Rural Housing Bodies) Amendment Order 2024 (2024/273)

### Overview

1. At this meeting, the Committee will consider the following Scottish Statutory Instrument (SSI), which is subject to annulment by resolution of the Parliament until 28 November 2024. The Committee is invited to consider the instrument and decide what, if any, recommendations to make.

2. Information about the instrument is summarised below:

**Title of instrument:** [Title Conditions \(Scotland\) Act 2003 \(Rural Housing Bodies\) Amendment Order 2024](#)

**Laid under:** [Title Conditions \(Scotland\) Act 2003](#)

**Laid on:** 4 October 2024

**Procedure:** Negative

**Deadline for committee consideration:** 25 November 2024

**Deadline for Chamber consideration:** 28 November 2024

**Commencement:** 29 November 2024

### Procedure

3. Under the negative procedure, an instrument is laid after it is made, and is subject to annulment by resolution of the Parliament for a period of 40 days beginning on the day it is laid.

4. Once laid, the instrument is referred to:

- the Delegated Powers and Law Reform (DPLR) Committee, for scrutiny on various technical grounds, and
- a lead committee, whose remit includes the subject-matter of the instrument, for scrutiny on policy grounds.

5. Any MSP may propose, by motion, that the lead committee recommend annulment of the instrument. If such a motion is lodged, it must be debated at a meeting of the Committee, and the Committee must then report to the Parliament (by the advisory deadline referred to above).

6. If there is no motion recommending annulment, the lead committee is not required to report on the instrument.

## **Delegated Powers and Law Reform Committee consideration**

7. The DPLR Committee [considered the instrument on 29 October 2024](#). The DPLR Committee made no recommendations in relation to the instrument and agreed not to draw it to the attention of the Parliament on any of the grounds within its remit.

## **Purpose of the instrument**

8. The purpose of the instrument is to amend the list of prescribed rural housing bodies in the Title Conditions (Scotland) Act 2003 (Rural Housing Bodies) Order 2004 to include Shapinsay Development Trust and Tayvallich Initiative Ltd.
9. [The Policy Note accompanying the instrument](#) includes a summary of consultation undertaken on the instrument, impact assessments carried out, and the anticipated financial effects.

## **Committee consideration**

10. So far, no motion recommending annulment has been lodged.
11. Members are invited to consider the instrument and decide whether there are any points they wish to raise. If there are, options include:
  - seeking further information from the Scottish Government (and/or other stakeholders) through correspondence, and/or
  - inviting the Minister (and/or other stakeholders) to attend the next meeting to give evidence on the instrument.

It would then be for the Committee, at the next meeting, to consider the additional information gathered and decide whether to make recommendations in relation to the instrument.

12. If members have no points to raise, the Committee should note the instrument (that is, agree that it has no recommendations to make).
13. However, should a motion recommending annulment be lodged later in the 40-day period, it may be necessary for the Committee to consider the instrument again.

**Clerks to the Committee  
November 2024**