

Circular Economy (Scotland) Bill — Stage 2

Section 5

Douglas Lumsden

- 80** In section 5, page 3, line 11, leave out <30> and insert <12>

Section 6

Douglas Lumsden

- 81** In section 6, page 3, line 15, leave out <may> and insert <must>

Section 7

Douglas Lumsden

- 82** In section 7, page 4, line 5, at end insert—
- <() The Scottish Ministers must report on their progress towards achieving the circular economy targets every 12 months beginning with the day on which the circular economy targets are imposed under section 6.>

Section 8

Douglas Lumsden

- 83** In section 8, page 4, line 30, at end insert—
- <(3A) For the avoidance of doubt, in subsection (1), “disposal of unsold consumer goods” is not to be interpreted that unsold consumer goods are to be defined as waste but rather determining end of life use of an unsold good.>

Douglas Lumsden

- 84** In section 8, page 5, line 3, at end insert—
- <() The Scottish Ministers must, by regulations, set the value of unsold consumer goods at which regulations under this section would apply.>

Douglas Lumsden

- 85** In section 8, page 5, line 7, at beginning insert <without prejudice to the generality of subsection (3A),>

Douglas Lumsden

- 86** In section 8, page 5, line 11, at end insert—
- <() provide for a list of any unsold consumer goods which are exempt from provisions under this section,>

Douglas Lumsden

87 In section 8, page 5, line 26, at end insert—

- <() Before laying a draft of a Scottish statutory instrument containing regulations under subsection (1) before the Scottish Parliament, the Scottish Ministers must—
- (a) consult with the Secretary of State that the regulations comply with the United Kingdom Internal Market Act 2020, and
 - (b) alongside laying a draft, provide a statement to the Scottish Parliament that the Secretary of State is content the regulations comply with the United Kingdom Internal Market Act 2020.>

Douglas Lumsden

88 In section 8, page 5, line 32, at end insert—

- <() In section 89, after subsection (4), insert—
- “(4A) Without prejudice to the generality of subsection (4), the Scottish Ministers must ensure the enforcement authorities have sufficient funds and resources to discharge their duties under this section.”>

Section 12

Douglas Lumsden

89 In section 12, page 14, line 33, at end insert—

- <() The code may make different provision for different purposes or different local authority areas.>

Section 13

Douglas Lumsden

90 In section 13, page 15, line 39, at end insert—

- <() Regulations under subsection (1) must specify what funds or resources the Scottish Ministers will provide local authorities to carry out their duties under this section.>

Douglas Lumsden

91 In section 13, page 16, line 30, at end insert—

- <() After section 61, insert—
- “61A Cancellation: Scotland**
- (1) Should a local authority be required to cancel a contract to meet any obligations set by the Scottish Ministers under sections 44ZZA, 46ZA, 46ZB, 46ZC, 46ZD, 46ZE and 47B above, then the Scottish Ministers must reimburse the local authority for the cost of cancellation.”>