



OFFICIAL REPORT
AITHISG OIFIGEIL

Delegated Powers and Law Reform Committee

Tuesday 21 November 2017

Session 5



The Scottish Parliament
Pàrlamaid na h-Alba

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DELEGATED POWERS AND LAW REFORM COMMITTEE

32nd Meeting 2017, Session 5

CONVENER

*Graham Simpson (Central Scotland) (Con)

DEPUTY CONVENER

*Stuart McMillan (Greenock and Inverclyde) (SNP)

COMMITTEE MEMBERS

*Alison Harris (Central Scotland) (Con)

Monica Lennon (Central Scotland) (Lab)

*David Torrance (Kirkcaldy) (SNP)

*attended

CLERK TO THE COMMITTEE

Euan Donald

LOCATION

The Adam Smith Room (CR5)

Scottish Parliament

Delegated Powers and Law Reform Committee

Tuesday 21 November 2017

[The Convener opened the meeting at 09:00]

Decision on Taking Business in Private

The Convener (Graham Simpson): I welcome members to the 32nd meeting in 2017 of the Delegated Powers and Law Reform Committee. I have received apologies from Monica Lennon.

Item 1 is a decision on taking business in private. It is proposed that we take item 6 in private. That item is consideration of the committee's response to the proposed draft Police Act 1997 and Protection of Vulnerable Groups (Scotland) Act 2007 Remedial Order 2018. Does the committee agree to take that item in private?

Members *indicated agreement.*

Draft Instrument laid for Consultation

Public Services Reform (Poverty and Inequality Commission) (Scotland) Order 2018 [Draft]

09:00

The Convener: Item 2 is consideration of a draft instrument laid before the Parliament for consultation. No points have been raised by our legal advisers on the draft Public Services Reform (Poverty and Inequality Commission) (Scotland) Order 2018 or the explanatory document. Is the committee content with the instrument?

Members *indicated agreement.*

Instruments subject to Negative Procedure

09:01

The Convener: No points have been raised by our legal advisers on the following instruments.

Seed (Miscellaneous Amendments) (Scotland) Regulations 2017 (SSI 2017/384)

Water Environment (Miscellaneous) (Scotland) Regulations 2017 (SSI 2017/389)

Prisons and Young Offenders Institutions (Scotland) Amendment Rules 2017 (SSI 2017/393)

First-tier Tribunal for Scotland Health and Education Chamber and General Regulatory Chamber Charity Appeals (Procedure) (Miscellaneous Amendments) Regulations 2017 (SSI 2017/398)

The Convener: Is the committee content with the instruments?

Members *indicated agreement.*

Instrument not subject to Parliamentary Procedure

09:01

The Convener: No points have been raised by our legal advisers on the following instrument.

Act of Sederunt (Summary Applications, Statutory Applications and Appeals etc Rules Amendment) (Illegal Working Orders) 2017 (SSI 2017/386)

The Convener: Is the committee content with the instrument?

Members *indicated agreement.*

Forestry and Land Management (Scotland) Bill

09:02

The Convener: Item 5 is consideration of the Scottish Government's response to the committee's stage 1 report on the delegated powers in the Forestry and Land Management (Scotland) Bill. The Government's response is set out in the paper that we have before us. The Government has not agreed to the committee's recommendations. Do members have any comments?

Stuart McMillan (Greenock and Inverclyde) (SNP): It would be useful to write to the Government once again, asking it to reconsider some of the comments in the letter. Our report was quite measured, and I think that that would be a positive way forward.

Alison Harris (Central Scotland) (Con): I agree.

The Convener: We will write to the Government, asking it to reflect further. We can return to the matter after stage 2. Is that agreed?

Members indicated agreement.

09:03

Meeting continued in private until 09:03.

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