



OFFICIAL REPORT
AITHISG OIFIGEIL

DRAFT

Delegated Powers and Law Reform Committee

Tuesday 3 December 2024

Session 6



The Scottish Parliament
Pàrlamaid na h-Alba

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DELEGATED POWERS AND LAW REFORM COMMITTEE

34th Meeting 2024, Session 6

CONVENER

*Stuart McMillan (Greenock and Inverclyde) (SNP)

DEPUTY CONVENER

*Bill Kidd (Glasgow Anniesland) (SNP)

COMMITTEE MEMBERS

*Jeremy Balfour (Lothian) (Con)

*Daniel Johnson (Edinburgh Southern) (Lab)

*Roz McCall (Mid Scotland and Fife) (Con)

*attended

CLERK TO THE COMMITTEE

Greg Black

LOCATION

The Adam Smith Room (CR5)

Scottish Parliament

Delegated Powers and Law Reform Committee

Tuesday 3 December 2024

[The Convener opened the meeting at 10:00]

Decision on Taking Business in Private

The Convener (Stuart McMillan): Welcome to the 34th meeting in 2024 of the Delegated Powers and Law Reform Committee. 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 items 4, 5, 6 and 7 in private. Is the committee content to take those items in private?

Members *indicated agreement.*

The Convener: I will bring in Daniel Johnson.

Daniel Johnson (Edinburgh Southern) (Lab): Thank you, convener. I would like to make a declaration of interests. With regard to agenda item 2, I ask the committee to note that the University of Edinburgh sports ground is in my constituency. With regard to agenda item 6, which we will discuss in private, I am a Scottish Labour and Co-operative Party MSP, and I am also a member of two trade unions: the Union of Shop, Distributive and Allied Workers—USDAW—and Community, both of which contributed to my election campaigns in 2016 and 2021. Information on that is available to see in my submissions to the Electoral Commission.

The Convener: Thank you for that, Mr Johnson.

Instruments subject to Negative Procedure

10:01

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

Burial (Applications and Register) (Scotland) Regulations 2024 (SSI 2024/334)

The Convener: The purpose of the instrument is to make provision about who may make applications for burials and what information should be included in those applications. In correspondence with the Scottish Government, which is published alongside the papers for this meeting, the committee queried whether regulation 3(2)(a)(v) is sufficiently clear to the reader. The Scottish Government acknowledged that the drafting could be improved and committed to amending the instrument at the next available opportunity.

The committee, however, considers that it will be clear to the reader that there is an error in the wording, and it is content that the issue is unlikely to lead to genuine misunderstanding by the reader of the instrument.

Does the committee wish to draw the instrument to the attention of the Parliament on the general reporting ground in respect of the wording of regulation 3(2)(a)(v)?

Members *indicated agreement.*

The Convener: Does the committee welcome that the Scottish Government has undertaken to amend the instrument to improve the drafting of that provision at the next available opportunity?

Members *indicated agreement.*

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

Sports Grounds and Sporting Events (Designation) (Scotland) Amendment Order 2024 (SSI 2024/352)

The Convener: Is the committee content with the instrument?

Members *indicated agreement.*

Instrument not subject to Parliamentary Procedure

10:02

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

Act of Sederunt (Rules of the Court of Session 1994, Sheriff Appeal Court Rules 2021 and Sheriff Court Rules Amendment) (Statutory Interveners) 2024 (SSI 2024/353)

The Convener: Is the committee content with the instrument?

Members *indicated agreement.*

The Convener: With that, I will move the committee into private.

10:03

Meeting continued in private until 10:27.

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