

Parliamentary Bureau – Approval of Scottish Statutory Instruments

Affirmative Instruments

[Early Release of Prisoners \(Scotland\) Regulations 2025 \(SSI 2025/Draft\)](#)

1. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

Graeme Dey on behalf of the Parliamentary Bureau: That the Parliament agrees that the Early Release of Prisoners (Scotland) Regulations 2025 (SSI 2025/Draft) be approved.

Purpose

2. To make provision using the powers conferred on the Scottish Ministers by section 3C of the Prisoners and Criminal Proceedings (Scotland) Act 1993 (“the 1993 Act”) (as introduced by Section 11 of the Bail & Release from Custody (Scotland) Act 2023 (“the 2023 Act”)), to release certain categories of persons early from prison and young offenders institutions.

Background and Consideration by committee

3. During a meeting of the Parliament on 2 October 2025, the Cabinet Secretary for Justice and Home Affairs announced that she had introduced legislation to allow the release of certain prisoners to address a rising prison population. To allow the lead Committee and Parliament to consider the instrument before coming into force on 10 November 2025, the Criminal Justice Committee agreed to consider and report on the instrument to an expedited timetable. At its meeting on 29 October 2025 the Criminal Justice Committee agreed by division (For 4, Against 3, Abstentions 0) to recommend that the above Instrument be approved. The Committee’s report will be published prior to the Bureau’s consideration of the instrument and available on [the Committee Report page here](#).

[Carer’s Assistance \(Miscellaneous and Consequential Amendments, Revocation, Transitional and Saving Provisions\) \(Scotland\) Regulations 2025 \(SSI 2025/Draft\)](#)

4. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

Graeme Dey on behalf of the Parliamentary Bureau: That the Parliament agrees that the Carer’s Assistance (Miscellaneous and Consequential Amendments, Revocation, Transitional and Saving Provisions) (Scotland) Regulations 2025 (SSI 2025/Draft) be approved.

Purpose

5. To amend the Carer's Assistance (Carer Support Payment) (Scotland) Regulations 2023 to make provision for the introduction of Carer Support, consisting of Carer Support Payment, Carer Additional Person Payment, and Scottish Carer Supplement. The instrument extends the period a carer continues to get support after the death of a cared for person from 8 to 12 weeks; removes the requirement for carers to have been providing care for at least 14 or 22 of the past 26 weeks to become entitled to continue to be paid during a temporary break in care, and provides for the extension of eligibility for Young Carer Grant to 19-year-olds.

Consideration by committee

6. At its meeting on 9 October 2025 the Social Security and Social Justice Committee agreed to recommend that the above Instrument be approved. The [Committee's report was published on 24 October 2025.](#)

Decision

7. Business Managers are invited to note that the above motions will be lodged.
8. Business Managers should reserve their position if their party intends to speak against or oppose the motions.

Parliamentary Business Team
October 2025