



The Scottish Parliament  
Pàrlamaid na h-Alba

**MINUTES OF PROCEEDINGS**

**Parliamentary Year 2, No. 59, Session 6**

**Meeting of the Parliament**

**Wednesday 21 December 2022**

Note: (DT) signifies a decision taken at Decision Time.

The meeting opened at 1.15pm.

**1. Gender Recognition Reform (Scotland) Bill - Stage 3:** The Parliament continued consideration of the Bill at Stage 3.

The following amendments were agreed to (by division)—

108 (For 94, Against 16, Abstentions 16)  
109 (For 116, Against 4, Abstentions 5)  
110 (For 92, Against 13, Abstentions 19)  
54 (For 94, Against 31, Abstentions 0)

The following amendments were disagreed to (by division)—

50 (For 62, Against 64, Abstentions 0)  
52 (For 61, Against 63, Abstentions 1)  
53 (For 60, Against 62, Abstentions 2)  
51 (For 26, Against 98, Abstentions 0)

The Minister for Parliamentary Business (George Adam) moved a motion without notice under Rule 9.8.5A to move the fourth time limit by up to 2 hours. The motion was agreed to.

The Deputy Presiding Officer extended the time limit under Rule 9.8.4A(c).

The Minister for Parliamentary Business (George Adam) moved a motion without notice under Rule 9.8.5A to move the sixth time limit by up to 2 hours. The motion was agreed to.

**2. Approval of SSI:** The Minister for Parliamentary Business (George Adam), on behalf of the Parliamentary Bureau, moved S6M-07334—That the Parliament agrees that the Common Organisation of the Markets in Agricultural Products (Poultrymeat) (Miscellaneous Temporary Amendments) (Scotland) Regulations 2022 (SSI 2022/352) be approved.

The motion was agreed to.

**3. Gender Recognition Reform (Scotland) Bill - Stage 3:** The Parliament continued consideration of the Bill at Stage 3.

The following amendments were not moved: 112, 84A, 88 and 141

The following amendments were agreed without division; 89, 138 and 139

The following amendments were agreed to (by division)—

55 (For 119, Against 3, Abstentions 4)  
114 (For 98, Against 14, Abstentions 14)  
115 (For 100, Against 10, Abstentions 17)  
114 (For 98, Against 14, Abstentions 14)  
56 (For 121, Against 0, Abstentions 3)  
60 (For 122, Against 0, Abstentions 3)  
63 (For 123, Against 0, Abstentions 3)  
64 (For 121, Against 0, Abstentions 4)  
65 (For 122, Against 0, Abstentions 3)  
66 (For 122, Against 0, Abstentions 3)  
71 (For 64, Against 63, Abstentions 0)  
75 (For 120, Against 5, Abstentions 2)  
76 (For 123, Against 2, Abstentions 2)  
77 (For 124, Against 1, Abstentions 2)  
78 (For 124, Against 0, Abstentions 2)  
79 (For 125, Against 0, Abstentions 2)  
80 (For 125, Against 0, Abstentions 2)  
81 (For 125, Against 0, Abstentions 2)  
82 (For 124, Against 1, Abstentions 1)  
83 (For 125, Against 0, Abstentions 2)  
84 (For 125, Against 0, Abstentions 2)  
85 (For 120, Against 0, Abstentions 2)  
86 (For 124, Against 0, Abstentions 2)  
87 (For 124, Against 0, Abstentions 2)  
90 (For 124, Against 0, Abstentions 2)  
91 (For 123, Against 0, Abstentions 3)

The following amendments were disagreed to (by division)—

111 (For 58, Against 65, Abstentions 2)  
113 (For 60, Against 66, Abstentions 0)  
116 (For 37, Against 76, Abstentions 12)  
117 (For 59, Against 67, Abstentions 1)  
118 (For 57, Against 70, Abstentions 0)  
119 (For 56, Against 70, Abstentions 1)  
120 (For 59, Against 67, Abstentions 1)  
121 (For 59, Against 67, Abstentions 1)  
122 (For 59, Against 65, Abstentions 0)  
57 (For 38, Against 64, Abstentions 23)  
58 (For 61, Against 64, Abstentions 1)  
59 (For 58, Against 67, Abstentions 1)  
61 (For 40, Against 66, Abstentions 20)  
62 (For 54, Against 68, Abstentions 2)  
123 (For 36, Against 67, Abstentions 22)  
124 (For 30, Against 93, Abstentions 0)  
125 (For 36, Against 90, Abstentions 0)  
67 (For 55, Against 69, Abstentions 1)  
68 (For 58, Against 67, Abstentions 0)  
69 (For 55, Against 70, Abstentions 0)  
70 (For 53, Against 71, Abstentions 0)  
126 (For 58, Against 66, Abstentions 0)  
72 (For 32, Against 94, Abstentions 0)  
73 (For 54, Against 72, Abstentions 0)  
74 (For 54, Against 72, Abstentions 0)  
127 (For 54, Against 68, Abstentions 5)  
128 (For 58, Against 67, Abstentions 0)  
129 (For 59, Against 66, Abstentions 0)  
130 (For 60, Against 66, Abstentions 1)  
13 (For 62, Against 63, Abstentions 0)  
14 (For 59, Against 68, Abstentions 0)  
131 (For 53, Against 73, Abstentions 0)  
132 (For 54, Against 73, Abstentions 0)  
133 (For 53, Against 73, Abstentions 1)  
76A (For 54, Against 69, Abstentions 3)  
83A (For 53, Against 73, Abstentions 1)  
90A (For 52, Against 71, Abstentions 3)  
134 (For 54, Against 70, Abstentions 1)  
135 (For 54, Against 73, Abstentions 0)  
92 (For 37, Against 89, Abstentions 0)  
136 (For 32, Against 95, Abstentions 0)  
137 (For 34, Against 93, Abstentions 0)

The Minister for Parliamentary Business (George Adam) moved a motion without notice under Rule 9.8.5A to move the seventh time limit by up to 1 hour and 30 minutes. The motion was agreed to.

The Presiding Officer determined, under Rule 9.8.5BA, that, in her view, no provision of the Gender Recognition Reform (Scotland) Bill related to a protected subject-matter.

**4. Revised Business Motion:** The Minister for Parliamentary Business (George Adam), on behalf of the Parliamentary Bureau, moved S6M-07367—That the Parliament agrees to the following revisions to the programme of business for—

(a) Wednesday 21 December 2022—

delete

3:15 pm Portfolio Questions: Rural Affairs and Islands; Health and Social Care; Social Justice, Housing and Local Government

*followed by* Stage 3 Debate: Gender Recognition Reform (Scotland) Bill

delete

*followed by* Members' Business — S6M-07192 Douglas Ross: Maternity Services at Dr Gray's

(b) Thursday 22 December 2022—

after

12.00 pm First Minister's Questions

insert

*followed by* Stage 3 Debate: Gender Recognition Reform (Scotland) Bill

*followed by* Portfolio Questions: Rural Affairs and Islands; Health and Social Care; Social Justice, Housing and Local Government

delete

1.15 pm Decision Time

and insert

4.30 pm Decision Time

*followed by* Members' Business — S6M-07192 Douglas Ross: Maternity Services at Dr Gray's

Alexander Burnett moved amendment S6M-07367.1—

As an amendment to motion S6M-07367 in the name of George Adam (Revision to Business Programme), after

“12.00 pm First Minister’s Questions

insert”

leave out—

“*followed by* Stage 3 Debate: Gender Recognition Reform (Scotland) Bill”

and insert

“*followed by* Ministerial Statement: NHS Strikes

*followed by* Ministerial Statement: Curriculum for Excellence Achievement Statistics”.

After debate, the amendment was disagreed to (by division: For 29, Against 96 Abstentions 0).

Neil Bibby moved amendment S6M-07367.2—

As an amendment to motion S6M-07367 in the name of George Adam (Revision to Business Programme), leave out “4.30 pm Decision Time” and insert—

“followed by Ministerial Statement: NHS Strikes

followed by Ministerial Statement: Curriculum for Excellence Achievement Statistics

5.30 pm Decision Time”.

After debate, the amendment was disagreed to (by division: For 55, Against 70 Abstentions 0).

The motion was agreed to (by division: For 97, Against 28, Abstentions 0).

**5. Business Programme:** The Minister for Parliamentary Business (George Adam), on behalf of the Parliamentary Bureau, moved S6M-07332—That the Parliament agrees—

That the Parliament agrees—

(a) the following programme of business—

Tuesday 10 January 2023

2.00 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Topical Questions (if selected)

*followed by* Ministerial Statement: Scotland's Energy Strategy and Just Transition Plan

*followed by* Scottish Government Business

*followed by* Ministerial Statement: Proposed Domestic Building Environmental Standards (Scotland) Bill

*followed by* Committee Announcements

*followed by* Business Motions

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Wednesday 11 January 2023

2.00 pm Parliamentary Bureau Motions

2.00 pm Portfolio Questions: Constitution, External Affairs and Culture; Justice and Veterans

*followed by* Scottish Government Debate: The Fourth National Planning Framework

*followed by* Business Motions

*followed by* Parliamentary Bureau Motions

*followed by* Approval of SSIs (if required)

5.00 pm Decision Time

*followed by* Members' Business

Thursday 12 January 2023

11.40 am Parliamentary Bureau Motions

11.40 am General Questions

12.00 pm First Minister's Questions

*followed by* Members' Business

2.00 pm Parliamentary Bureau Motions

2.00 pm Portfolio Questions: Education and Skills

*followed by* Ministerial Statement: Cost of Living (Tenant Protection) (Scotland) Act

*followed by* Scottish Government Debate: National Drugs Mission: Our Cross Government Response to the Drug Deaths Taskforce Report - Changing Lives

*followed by* Business Motions

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Tuesday 17 January 2023

2.00 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Topical Questions (if selected)

*followed by* Committee Debate

*followed by* Committee Announcements

*followed by* Business Motions

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Wednesday 18 January 2023

2.00 pm Parliamentary Bureau Motions

2.00 pm Portfolio Questions: Covid Recovery and Parliamentary Business; Finance and Economy

*followed by* Scottish Labour Party Business

*followed by* Business Motions

*followed by* Parliamentary Bureau Motions

*followed by* Approval of SSIs (if required)

5.10 pm Decision Time

*followed by* Members' Business

Thursday 19 January 2023

11.40 am Parliamentary Bureau Motions

11.40 am General Questions

12.00 pm First Minister's Questions

*followed by Members' Business*

2.30 pm Parliamentary Bureau Motions

2.30 pm Portfolio Questions: Net Zero, Energy and Transport

*followed by Scottish Government Business*

*followed by Business Motions*

*followed by Parliamentary Bureau Motions*

5.00 pm Decision Time

(b) that, for the purposes of Portfolio Questions in the week beginning 9 January 2023, in rule 13.7.3, after the word “except” the words “to the extent to which the Presiding Officer considers that the questions are on the same or similar subject matter or” are inserted.

The motion was agreed to.

**6. Approval of SSI:** The Minister for Parliamentary Business (George Adam), on behalf of the Parliamentary Bureau, moved S6M-07333—That the Parliament agrees that the Legal Aid and Advice and Assistance (Miscellaneous Amendment) (Scotland) Regulations 2023 [draft] be approved.

The motion was agreed to (DT).

**7. Designation of Lead Committee:** The Minister for Parliamentary Business (George Adam), on behalf of the Parliamentary Bureau, moved S6M-07335— That the Parliament agrees that the Economy and Fair Work Committee be designated as the lead committee in consideration of the supplementary legislative consent memorandum in relation to the UK Infrastructure Bank Bill (UK Legislation).

The motion was agreed to (DT).

**8. Decision Time:** The Parliament took decisions on items 6 and 7 as noted above.

The meeting closed at 1.34 am.

**David McGill**  
Clerk of the Parliament



22 December 2022

**Appendix**  
**(Note: this Appendix does not form part of the Minutes)**

**Committee Reports**

The following reports were published on 21 December 2022—

Delegated Powers and Law Reform Committee, 69th Report, 2022 (Session 6): Legislative Consent Memorandum: delegated powers relevant to Scotland in the Public Order Bill (SP Paper 287)

Economy and Fair Work Committee, 13th Report, 2022 (Session 6): Subordinate legislation considered by the Economy and Fair Work Committee on 21 December 2022 (SP Paper 288)

**Other Documents**

The following documents were laid before the Parliament on 21 December 2022 and are not subject to parliamentary procedure—

**Scottish Public Services Ombudsman: Compendium of Case Reports for December 2022 (SPSO/2022/12)—**

- Volume 1 of 2 Case reference: 202101686, Tayside NHS Board
- Volume 2 of 2 Annex: Report of Discontinued Investigations

laid before the Scottish Parliament by the Scottish Public Services Ombudsman under Sections 15(1) and 15(1A) of the Scottish Public Services Ombudsman Act 2002

**Scottish Public Pensions Agency Annual Report and Accounts 2021/22 (SG/2022/251)** laid before the Scottish Parliament by a member of the Scottish Government under Section 22(5) of the Public Finance and Accountability (Scotland) Act

**Water Industry Commission for Scotland - Annual Report and Accounts 2021-22 (SG/2022/232)** laid under Section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

**CalMac Ferries Limited Strategic Report, Directors' Report & Financial Statements for the year ended 31 March 2022 (SG/2022/227)** laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

**Argyll Ferries Limited Directors' Report & Financial Statements for the year ended 31 March 2022 (SG/2022/242)** laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

**David MacBrayne Limited Group Annual Report & Consolidated Financial Statements for the year ended 31 March 2022 (SG/2022/226)** laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

**David MacBrayne HR (UK) Limited Directors' Report & Financial Statements for the year ended 31 March 2022 (SG/2022/228)** laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

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