



The Scottish Parliament
Pàrlamaid na h-Alba

MINUTES OF PROCEEDINGS

Parliamentary Year 1, No. 35, Session 6

Meeting of the Parliament

Tuesday 5 October 2021

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

The meeting opened at 2.00 pm.

1. Time for Reflection: Ani Rinchen Khandro, Director of Kagyu Samye Dzong Edinburgh Meditation Centre and Honorary Buddhist Chaplain, University of Edinburgh Chaplaincy Service, led Time for Reflection.

2. Revision to Business Programme: The Minister for Parliamentary Business (George Adam), on behalf of the Parliamentary Bureau, moved S6M-01542—That the Parliament agrees to the following revisions to the programme of business for—

(a) Tuesday 5 October 2021—

after

followed by Ministerial Statement: Covid Recovery Strategy

insert

followed by Ministerial Statement: Winter Planning for Health and Social Care

(b) Wednesday 6 October 2021—

after

2.00 pm Portfolio Questions: Justice and Veterans; Finance and the Economy

insert

followed by Ministerial Statement: Supreme Court Judgement on European Charter of Local Self-Government (Incorporation) (Scotland) Bill and United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Bill

The motion was agreed to.

3. **Topical Questions:** A question was answered by a Cabinet Secretary.
4. **Ministerial Statement:** The First Minister (Nicola Sturgeon) made a statement and answered questions on COVID-19 Update.
5. **Ministerial Statement:** The Cabinet Secretary for Covid Recovery (John Swinney) made a statement and answered questions on Covid Recovery Strategy.
6. **Ministerial Statement:** The Cabinet Secretary for Health and Social Care (Humza Yousaf) made a statement and answered questions on Winter Planning for Health and Social Care.
7. **Legislative Consent to the Environment Bill:** The Cabinet Secretary for Net Zero, Energy and Transport (Michael Matheson) moved S6M-01512—That the Parliament notes the supplementary legislative consent memorandum on the UK Environment Bill lodged by the Scottish Government on 9 July 2021, and the report of the Net Zero, Energy and Transport Committee of 29 September 2021; calls on the UK Government to respect the devolved powers of the Scottish Parliament with respect to measures with an environmental purpose in Scotland; further calls on the UK Government to amend clause 119 (formerly 107) to adequately reflect the devolved purpose of these regulations, and calls on the UK Government to remove clause 20(4) - (6), as it is inappropriate for the UK Government to seek to impose its own environmental principles on UK ministers for decisions with respect to Scotland.

Donald Cameron moved amendment S6M-01512.1—

As an amendment to motion S6M-01512 in the name of Michael Matheson (Legislative Consent to the Environment Bill), leave out from “calls on the UK Government to respect” to end and insert “supports giving legislative consent to the UK Environment Bill; welcomes the UK Government's commitment to the environment, and calls on the Scottish Government to work constructively with the UK Government in tackling climate change.”

After debate, the amendment was disagreed to ((DT) by division: For 27, Against 92, Abstentions 0).

Monica Lennon moved amendment S6M-01512.2—

As an amendment to motion S6M-01512 in the name of Michael Matheson (Legislative Consent to the Environment Bill), leave out from “further calls on” to end and insert “is disappointed that the UK and Scottish governments have failed to have early and constructive dialogue on the environmental protections that are required, and believes that parliamentary time would be better spent on measures to address the global climate emergency.”

After debate, the amendment was disagreed to ((DT) by division: For 26, Against 92, Abstentions 0).

The motion was then agreed to ((DT) by division: For 66, Against 30, Abstentions 23).

8. Urgent Question: An urgent question, to ask the Scottish Government what action it will take to resolve the ongoing pay dispute between ScotRail and railway workers, in light of the announcement of strike action during COP26, was answered by the Minister for Transport (Graeme Dey).

9. Motion Without Notice: The Minister for Parliamentary Business (George Adam), on behalf of the Parliamentary Bureau, moved without notice that, under Rule 11.2.4, Decision Time be brought forward to 5.04 pm.

The motion was agreed to.

10. Decision Time: The Parliament took decisions on item 7 as noted above.

11. Big Noise Programme in Wester Hailes: The Parliament debated S6M-00554 in the name of Gordon MacDonald—That the Parliament commends Sistema Scotland, an award-winning music education charity, on launching a major new music project in spring 2022 in Edinburgh's Wester Hailes; notes that the programme aims to transform the lives of hundreds of children growing up in the area; understands that the Big Noise community orchestra will gradually be created by the project, which aims to reach more than 400 participants in its first year, and will eventually involve all ages from babies to school-leavers; recognises that the charity targets disadvantaged parts of Scotland for intensive long-term programmes offering youngsters up to four after-school sessions of intervention and support a week during term time, and up to four days each week during the spring, summer, and autumn holidays until they leave school; notes that the project will be working in partnership with the City of Edinburgh Council, and with Clovenstone, Canal View, and Sighthill Primary School and Nursery, and intends to also work alongside local charities and community groups to bring additional support and value to Wester Hailes; appreciates that Big Noise has a long-standing track record of delivering high-quality music education and social change to communities that helps children improve their concentration and language skills, enhance their problem solving and decision making, increase their self-esteem and creativity, and develop strong friendships and support networks, and notes Sistema Scotland's belief that all children and young people have great skills, talents and potential, and that it has never been more important to think and act creatively to ensure that children across Scotland are given the opportunities and support that they deserve.

The meeting closed at 6.04 pm.

David McGill
Clerk of the Parliament
5 October 2021

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

Committee Reports

The following report was published on 4 October 2021—

Net Zero, Energy and Transport Committee, 2nd Report, 2021 (Session 6):
Report on The National Bus Travel Concession Scheme for Young Persons
(Scotland) Amendment Order 2021 (SP Paper 25)

The following report was published on 5 October 2021—

Delegated Powers and Law Reform Committee, 9th Report, 2021 (Session 6):
Transvaginal Mesh Removal (Cost Reimbursement) (Scotland) Bill: Stage 1
(SP Paper 24)

Subordinate Legislation

Made Affirmative Instruments

The following instrument was laid before the Parliament on 1 October 2021 and is subject to the made affirmative procedure—

Health Protection (Coronavirus) (International Travel and Operator Liability)
(Scotland) Amendment (No. 3) Regulations 2021 (SSI 2021/350)
laid under section 122(6) and (7) of the Public Health etc. (Scotland) Act 2008

Affirmative Instruments

The following affirmative instrument was withdrawn and re-laid before the Parliament on 5 October 2021—

Budget (Scotland) Act 2021 Amendment Regulations 2021 [draft]
laid under section 7(2) of the Budget (Scotland) Act 2021

Negative Instruments

The following instrument was laid before the Parliament on 1 October 2021 and is subject to the negative procedure—

Traffic Regulation Orders (Procedure) (Miscellaneous Amendments) (Scotland)
Regulations 2021 (SSI 2021/348)
laid under section 134(6) of the Road Traffic Regulation Act 1984

Laid Only Instruments

The following instrument was laid before the Parliament on 1 October 2021 and is not subject to any parliamentary procedure—

Social Security (Switzerland) (Further provision in respect of Scotland) Order 2021
(SSI 2021/345)
laid under section 30(2) of the Interpretation and Legislative Reform
(Scotland) Act 2010

Other Documents

The following document was laid before the Parliament on 1 October 2021 and is not subject to parliamentary procedure—

The Scottish Commission on Social Security: scrutiny report on The Disability Assistance for Working Age People (Scotland) Regulations SCoSS/2021/05 laid under 97(8)(a)(ii) of the Social Security (Scotland) Act 2018

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