



The Scottish Parliament
Pàrlamaid na h-Alba

Graham Simpson MSP
Member of the Scottish Parliament for Central Scotland

Greg Black
Clerk to Delegated Powers and Law Reform Committee
The Scottish Parliament
Horse Wynd
Edinburgh
EH99 1SP

4th June 2025

Dear Greg,

Further to my appearance at the Delegated Powers and Law Reform Committee on 3rd June, I include below correspondence that I have received from the Electoral Commission on the relevant issues:

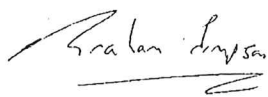
"We wouldn't seek to take on the writing of secondary legislation, given our role as an independent statutory body accountable to the Scottish, Welsh and UK Parliaments. Drafting secondary legislation would raise policy questions which would be for the Scottish parliament to decide.

We would expect it would be for Scottish Government ministers to write the secondary legislation, as is currently set out in s21 of the Bill as introduced, and we would expect to be consulted on the relevant draft legislation.

In addition to being consulted on the legislation, our role in relation to the recall petitions themselves would likely extend to providing guidance and advice, and to report on the administration of these electoral events, as is already the case for Westminster recall petitions and Scottish parliamentary and local elections. We would expect any duties or powers on us to be set out in primary or secondary legislation. This might include additional duties or powers, as a result of the Bill's passage through parliament, such as a duty to report on the administration of recall petitions."

Yours sincerely,

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A handwritten signature in black ink, appearing to read "Graham Simpson". The signature is written in a cursive style with a horizontal line underneath the name.

Graham Simpson MSP