



Lucy Scharbert
Clerk
Delegated Powers and Law Reform
Committee The Scottish Parliament
Edinburgh
EH99 1SP

6 February 2023

Dear Lucy,

MOVEABLE TRANSACTIONS (SCOTLAND) BILL – STAGE TWO

I write to provide an update on the activity that the Scottish Government is currently undertaking in relation to Stage 2 amendments for the Moveable Transactions (Scotland) Bill.

You will of course be aware of the recommendations contained in the Stage 1 Report in relation to the Scottish Government carrying out further consultation/engagement with stakeholders ahead of Stage 2. In particular, the Report recommended that the Scottish Government consult further on whether the Bill should be amended to increase protections for small businesses in relation to the enforcement of a pledge.

The Minister for Public Finance, Planning and Community Wealth has met with a representative of the Federation of Small Businesses and we are currently engaging with them, the Registers of Scotland and UK Finance to discuss the relevant issues raised by the Committee in its Stage 1 Report. The Minister is also scheduled to meet Citizens Advice Scotland and some of the money advice agencies, to discuss the same issues, towards the end of this month.

As well as considering the recommendations made by the Committee for Stage 2 amendments, we are considering the many technical amendments suggested by stakeholders in their Stage 1 written evidence and, in conjunction with the former Commissioners, reflecting on whether there is a need to make some further technical amendments to the Bill as it stands.



We are progressing all of this work as quickly as practicable and, bearing in mind the timing of the scheduled meeting with consumer bodies, our aim is to be in a position to respond to the remaining matters in the Committee's Stage 1 Report in early March.

I hope this information is of some help to you.

Yours sincerely

Jill Clark

